

The authorities of this State shall have the right to examine into the right of any person taking fish, oysters or crabs in the Potomac River, or having same in his possession; and any person taking fish, oysters or crabs in the Potomac River or having same in his possession shall exhibit his authority for so doing whenever required by the police or other legal authority of this State. The legal authorities of this State shall have the right to arrest any such offender, and, if necessary in order to arrest, shall pursue such offender beyond the boundary line of this State upon navigable waters, and arrest such offender whenever found upon such waters.

§ 311. Failure of officer to enforce.

If any oyster inspector or other officer empowered with the duties of enforcing the provisions of §§ 306, 307 and 309-311, knowingly fail to report violations of the same or to perform any of the duties herein required of him, he shall, for every such offense, be liable to a fine of one hundred dollars, to be. *The fine imposed under this section shall be collected pursuant to the provisions of Article 26, § 155; however, if the fine is imposed by the circuit court of any county or the Criminal Court of Baltimore, as the case may be, the fine when collected shall be applied to the Oyster Fund of this State.*

§ 312. Sunken anchored gill nets prohibited.

The use of any sunken anchored gill net is absolutely prohibited in the waters of the Potomac River at all times, and the use of all gill nets known as floating or drift nets and all stake gill nets is prohibited at all times of the year except during the shad and herring season and in Charles and St. Mary's counties, Maryland, except in October and November. Any person, firm or corporation violating the provisions of this section shall on conviction thereof before any [justice of the peace of any county of this State] court, most accessible, forfeit said net or nets, or device, together with all boats, vessels and tackle used in the violation of this section and be fined a sum of not less than three hundred dollars and not more than one thousand dollars, or to be subject to both fine and forfeiture, in the discretion of the [justice of the peace trying the same] court.

§ 313. Purse or buck nets prohibited.

The use of any purse or buck net or any similar destructive device is absolutely prohibited in the waters of Potomac River at all times. Any person, firm or corporation violating the provisions of this section shall on conviction thereof before any [justice of the peace of any county of this State] court, most accessible, forfeit said net or nets, or device, together with all boats, vessels and tackle used in the violation of this section and be fined a sum of not less than three hundred dollars and not more than one thousand dollars, or to be subject to both fine and forfeiture, in the discretion of the [justice of the peace trying the case] court.

§ 318. Penalty.

Any person convicted before any [justice of the peace of this State] court for violation of any of the provisions of this subheading shall be deemed guilty of a misdemeanor, and shall be fined