

therefor. If the decision of the Department is to close the area in question, a notice of the date of the closing shall be published for one week prior thereto in the newspaper bearing the notice of the hearing. Any person may, by way of appeal from the decision of the Department ex officio as aforesaid, file petition in the circuit court of the county, at any time until expiration of thirty days from the notice of the final determination as aforesaid, and the same proceedings shall be had as set forth in this section by trial of the circuit court, de novo and with the same right of appeal from the decision of the said circuit court.】

【(e)】 (c) After closing an area the Department of 【Tidewater Fisheries】 *Chesapeake Bay Affairs* is authorized to reopen said area whenever, in the judgment of said Department, such reopening is advisable. An area shall be reopened by notice of such reopening published in the same newspaper or newspapers that published the notice or notices of closing; provided, however, no area shall be reopened until a lapse of forty-eight hours from the publication of the notice of reopening. 【The Department of Tidewater Fisheries shall have authority to close immediately by oral or written notification to tongers or dredgers any area which has been reopened.】

【(e-1) Notwithstanding the provisions of this section the Department is authorized with the approval of the county oyster advisory committees established under this section to close without the holding of a hearing and for a temporary period not to exceed thirty (30) days any natural oyster bar whenever in the judgment of the Department such action is necessary or desirable to increase the productivity of the bar, provided, however, that procedures for holding a public hearing prescribed in subsections (c) and (d) shall be initiated within one week after the temporary closing of any natural oyster bar.】

【(f) Any area which has been closed and on which the Department of Tidewater Fisheries has planted seed oysters or any area in the Chesapeake Bay dredging territory on which said Department has planted either oysters, shell, or other cultch shall, upon reopening, have a special tax levied against all oysters caught upon such area. Said special tax shall be for the purpose of recovering the expenses of planting said area and shall be at the rate of not less than ten cents (10¢) per bushel nor more than twenty cents (20¢) per bushel, said tax to be in addition to any other tax imposed by law, and to be paid to the Department of Tidewater Fisheries by the buyer at the place where such oysters are to be no farther shipped in bulk vessels; provided, however, no such special tax shall be imposed upon oysters caught on any area unless the Department of Tidewater Fisheries shall have planted shells, oysters, or other cultch thereon as herein provided.

Upon the opening of any reserved area, any buyboat or any person licensed to take or catch oysters in the Chesapeake Bay may resort to any such area for the purpose of taking oysters or for the purpose of buying oysters taken during the period when such area is open; provided, however, that any such person who takes or catches oysters from any such reserved area or any person who resorts to any reserved area for the purpose of buying oysters, shall each day, before leaving such reserved area, procure a certificate from an officer of