



CHAPTER 29

An Act to amend the Dairy Products' Act

[Assented to, the 18th of May, 1935]

HIS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

1. Section 8 of the Dairy Products' Act (Revised Statutes, 1925, chapter 63, replaced by the act 23 George V, chapter 24, section 1), as amended by the act 24 George V, chapter 27, section 4, is again amended:

a. By inserting therein, after the word: "dealer", in the first line of the first paragraph thereof, the words: "whose purchases exceed one hundred dollars per month";

b. By replacing the fourth, fifth and sixth paragraphs thereof, by the following:

"Such guarantee may consist of:

A sum of money;

Guarantee:

Money;

The securities recognized under section 8 of the Trust Companies' Act (Chap. 248) and approved by the Provincial Treasurer;

A surety bond issued by the society or any company contemplated by the second paragraph of section 21 of the Public Officers Act (Chap. 9), or by a trust company incorporated under the aforesaid Trust Companies' Act and authorized by its charter to furnish such guarantee".

2. Section 10 of the said act, as amended by the act 24 George V, chapter 27, section 5, is again amended:

a. By replacing the words: "guarantee policy", in the seventeenth line of the first paragraph thereof, by the words: "surety bond".

b. By striking out the second paragraph thereof.

R. S., c. 63,
s. 11, am.

3. Section 11 of the said act is amended:

a. By inserting after the word and figures: "(Chap. 254)," in the eighth line of the first paragraph thereof, the words: "and all associations formed under the Farmers' and Dairymen's Association Act (Chap. 60), and every person operating a dairy products factory on behalf of any of the above enumerated associations, societies or syndicates,";

b. By striking out the second paragraph thereof.

Id., s. 14,
am.

4. Section 14 of the said act, as replaced by the act 24 George V, chapter 27, section 8, is amended by adding thereto, after the word: "commission.," in the fourth line of subsection 3 thereof, the words: "Failure to appear at the place, on the day and at the hour indicated shall constitute an offence against this act."

Id., s. 18,
replaced.
Hindering of
inspector
prohibited.

5. Section 18 of the said act is replaced by the following:

"18. It is forbidden to hinder, in any way, the action of an inspector acting under this act. Such inspector must, if so required, produce a certificate signed by the Minister or the inspector-general."

R. S., c. 63,
s. 20, am.

6. Section 20 of the said act is amended:

a. By striking out the words: "for the carrying out of this act, and especially", in the second and third lines thereof;

b. By adding thereto, after paragraph *j* thereof, the following paragraph:

Orders-in-
council.

"k. For adopting the orders-in-council necessary for the application of this act."

R. S., c. 63,
s. 20a, am.

7. Section 20a of the said act, as enacted by the act 24 George V, chapter 27, section 10, is amended by adding thereto, after sub-paragraph 2 thereof, the following sub-paragraph:

"Pasteuri-
sed", etc.

"2a. To regulate the use of the qualifying word "pasteurised" or "certified", in the naming of milk or of its derivatives;".

R. S., c. 63,
s. 23a, am.

8. Section 23a of the said act, as enacted by the act 24 George V, chapter 27, section 12, is amended by adding thereto the following paragraph:

Reducing of
delay.

"The commission may, however, reduce the delay of the notice contemplated by the preceding paragraph, within the limits of any territory indicated by it."

9. The said act is amended by adding thereto, after R. S., c. 63, section 23a thereof, as enacted by the act 24 George V, chapter 27, section 12, the following sections:

"23b. It is forbidden to keep or transport for sale, to put up for sale or to sell, for human consumption, cream which is infected or sour or watered or adulterated in any way. It is also forbidden for any milk dealer to utilize or to allow any of his employees to utilize such milk or such cream for manufacturing purposes.

"23c. No milk dealer or distributor of dairy products shall allow to any person to whom he sells milk or cream any privilege, premium, benefit or advantage, in consideration of such sale, when such privilege, premium, benefit or advantage has, in an immediate or remote, direct or indirect way or in any way whatsoever, the effect of making the price of the milk or cream so sold lower than the price fixed by the commission."

10. Section 26 of the said act is replaced by the following:

"26. The provisions of section 24 shall apply, *mutatis mutandis*, to any company or corporation, save that the fines may be increased to a sum not exceeding one thousand dollars and that the court may, if the fine and costs are not paid by the company or corporation, order that they shall be paid by such directors, officers or employees of the company or corporation as the court may designate, provided they have been joined in the suit as accused, and in the proportion which the court indicates, and, failing payment by them, that they be imprisoned for not more than forty days."

11. Section 29 of the said act, as replaced by the act 24 George V, chapter 27, section 15, is repealed.

12. This act shall come into force on the day of its sanction.

