

THE HOUSE OF COMMONS OF CANADA.

BILL 6.

An Act to amend the Criminal Code and the Combines Investigation Act. (Liability of directors).

HER Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Subsection (1) of section 498 of the *Criminal Code*, chapter thirty-six of the Revised Statutes of Canada, 1927, 5 is repealed and the following substituted therefor:—

Penalty for conspiracy.

“498. (1) Every one is guilty of an indictable offence and liable to a penalty not exceeding four thousand dollars and not less than two hundred dollars, or to two years’ imprisonment, or, if a corporation, is liable to a penalty 10 not exceeding ten thousand dollars, and not less than one thousand dollars, who conspires, combines, agrees or arranges with any other person, or with any railway, steamship, steamboat or transportation company,

To limit transportation facilities.

(a) to unduly limit the facilities for transporting, 15 producing, manufacturing, supplying, storing or dealing in any article or commodity which may be a subject of trade or commerce; or

Restrain commerce.

(b) to restrain or injure trade or commerce in relation to 20 any such article or commodity; or

Lessen manufacturing.

(c) to unduly prevent, limit, or lessen the manufacture or production of any such article or commodity, or to unreasonably enhance the price thereof; or

Lessen competition.

(d) to unduly prevent or lessen competition in the production, manufacture, purchase, barter, sale, trans- 25 portation or supply of any such article or commodity, or in the price of insurance upon person or property:

Proviso.

Liability of directors assenting to offences.

Provided that if a corporation offend against this subsection any director or officer of such corporation who 30 assents to or acquiesces in the offence committed by the corporation shall be guilty of that offence personally and cumulatively with the corporation and with his co-directors or associate officers.”