

believe that we are in the van in that regard. We find, however, that selling cigars or tobacco is against their law, (see *Mueller v. State*, 40 Am. Reports 245), and that selling soda water, even by a restaurant-keeper is also forbidden: *Comm v. Hengler*, 15 Pa., Co. Ct., 222. And these are forbidden, not by any particular statute, but under reasoning on a line with what is set forth above.

We question the law laid down in the *Alberti case*, and prefer the view taken by the London magistrate. Candies or ice cream may chemically contain food elements, and may therefore scientifically be food, but the question is, are they food under the principle of "works of necessity" and all that such involves? Will any man seriously contend that it is necessary to sell such toothsome confections to satisfy hunger? for that is really what it comes to. We must on Sunday, without doubt, feed the hungry, but must we cater to the fanciful taste and delicate palate with what are but dainties? But it is answered—after all, it is only a dish of ice cream and a package of innocent candies. That is not an answer. If candies must be bought, and we may without prejudice admit that they are necessary articles of commerce, and pleasant to the eye and gratifying to the palate, whether they belong to the glucose group or the saccharose group, but let those who desire those carbohydrates hie to the emporium on Saturday and lay in a Sunday stock; this safe practice would not in the slightest degree acidulate the honeyed speeches that often accompany chocolates on Sunday afternoon.

Sunday rest must be enforced as a duty to the State. It is said there were 150,000 Sunday toilers in Canada before the Dominion Lord's Day Act came into force, and now as many as 50,000 have been emancipated. For the life of the individual and for the strength of the nation, we must reduce the number of these to a minimum. The position we therefore take is, that confections unconnected with a meal should not be sold at all on Sundays. It is not the question of candy-selling being lawful if eaten on the premises, and unlawful to take them off the premises; that is not the essential rock-bottom principle.