

example, Dr. Morrell has referred to the use of mineral oil in salad dressing. That would be a prescribed substance, the use of which would be deemed to result in adulterated food.

Hon. Mr. HAYDEN: But we cannot speculate on what the Department intends or does not intend to do; we have to deal with this legislation on some solid basis, and you can go on from there.

Mr. CURRAN: I understand that.

Hon. Mr. BURCHILL: Have you run into any particular difficulty in the prosecutions you have taken under the present Act, which would make this proposed change necessary?

Hon. Mr. HAYDEN: I think the Department has been successful in 99 per cent of its prosecutions.

Mr. CURRAN: Except when we have been fortunate enough, or perhaps unfortunate, to have had you on the other side, Senator Hayden.

Hon. Mr. ROEBUCK: If what you say is true, Mr. Curran, that you do not intend to go very far in this matter of defining, it would be easier to give us a definition of what to put in the Act.

Dr. MORRELL: Well, sir, I would not want to limit the standards of foods—as I pointed out there are relatively few, and we can take care of the so-called adulterations of the standard foods. But it must be remembered that the majority of foods are not standardized under the Food and Drugs Act. Somebody, for instance, might want to paint potatoes red so as to make them look like Irish cobbles when in fact they were some other variety. I would consider that to be an example of adulteration.

Hon. Mr. ROEBUCK: That is misrepresentation.

Hon. Mr. HAYDEN: That is fraud on the public.

Hon. Mr. ROEBUCK: It may not affect the purpose for which they are used; they may be just as good potatoes, though they are coloured.

Dr. MORRELL: They might even be better potatoes, but they are trying to sell them for something which they are not.

Hon. Mr. ROEBUCK: Yes, if they were trying to sell them as bananas, of course that would be misrepresentation.

Hon. Mr. HAYDEN: Or false advertising.

Hon. Mr. ROEBUCK: I think that would be covered in some section of the bill.

Mr. CURRAN: I think that would be covered squarely by section 5: It would be a matter of misrepresentation.

Hon. Mr. ROEBUCK: Do you not think, Mr. Chairman, that we could leave this to be considered by the Department to see if they could bring us a definition so that we would know what we are doing?

Hon. Mr. STAMBAUGH: We will be coming back to this later again anyway.

The CHAIRMAN: Is it the pleasure of the meeting to accept Senator Roebuck's suggestion?

Some Hon. SENATORS: Carried.

The CHAIRMAN: Shall we now revert to clause 11?

Hon. Mr. ROEBUCK: Thank you, Mr. Chairman, for your courtesy. Both Senator Hayden and I are sorry that we are not able to stay here and that we have not been here in the past.

On section 11—Manufacture of drug in unsanitary place.

Section 11, as amended, was agreed to.