MINUTES OF EVIDENCE

THE SENATE

OTTAWA, Wednesday, December 10, 1952.

The Standing Committee on Public Health and Welfare, to whom was referred Bill J, an Act respecting Food, Drugs, Cosmetics and Therapeutic Devices, met this day at 11 a.m.

Hon. Mr. VENIOT in the Chair.

The CHAIRMAN: Honourable senators, we have a quorum now and we will proceed with our business. The first order of business will be to revert to section 14. Would Dr. Morrell and Mr. Curran please come forward.

Dr. MORRELL: Mr. Chairman, since yesterday's meeting representatives of the Department have met with representatives of the Canadian Pharmaceutical Manufacturers Association and agreement has been reached in a number of items. Section 14 is one of them. The Manufacturers Association asks for a revision of this section and we have agreed that section 14 (2) should read as follows:

(2) Subsection (1) does not apply to the distribution of samples of drugs. . .

The words "samples of" have been inserted after the words "distribution of".

The CHAIRMAN: Shall section 14(2) as amended carry?

Section 14 (2) as amended was agreed to.

The CHAIRMAN: Shall the whole section 14 carry?

Section 14 as amended was agreed to.

The CHAIRMAN: We come now to Part II, Administration and Enforcement.

Hon. Mr. HAWKINS: Was section 20 carried yesterday?

The CHAIRMAN: Yes. We come to section 21—Powers of Inspectors. Here again some changes are made.

Dr. MORRELL: Yes, here again I think essential agreement was reached and we would be happy to accept the following changes:

21 (1) An inspector may at any reasonable time. . .

And strike out paragraph (*a*) entirely. Thus paragraph (*b*) becomes paragraph (*a*) and so on. The new paragraph (*a*)—which was the old paragraph (*b*)—now reads as follows:

(b) enter any place where on reasonable grounds he believes any article to which this Act or the regulations apply is manufactured, prepared, preserved, packaged or stored, examine any such article, take samples thereof and examine anything that he reasonably believes is used or is capable of being used for such manufacture, preparation, preservation, packaging or storing.

I believe that the manufacturers would be satisfied with that change, and we would be also. I think that would probably meet some of the objections raised by other groups.

Mr. CURRAN: The point raised by Senator Farris yesterday was that the section should make it clear that this did not purport to authorize an inspector

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