

Hon. Sir JAMES LOUGHEED: That is, for export.

Hon. Mr. BOSTOCK: But the apple-box has been used for the domestic trade just as much as for the export trade. There has been no distinction made.

Hon. Sir JAMES LOUGHEED: Possibly not in the trade, but it was not so provided in the statute.

Hon. Mr. BOSTOCK: Will this change the size of the box that is being used?

Hon. Sir JAMES LOUGHEED: It is practically the same, I am informed.

Hon. Mr. DANIEL: There is nothing in this clause to say whether the dimensions of boxes are inside or outside dimensions.

Hon. Sir JAMES LOUGHEED: Yes, it says "the inside dimensions."

New section 325 was agreed to.

On subsection 1 of new section 326—contents of berry-boxes.

Hon. Mr. BOYER: Does that change the sizes?

Hon. Sir JAMES LOUGHEED: No, they are practically the same as before.

Hon. Mr. BOYER: There are immense quantities of boxes that have been made during the winter, and if you change the sizes now they would be practically useless.

Hon. Mr. SMITH: These are the same sizes.

Hon. Sir JAMES LOUGHEED: They are practically the same sizes, and in any event manufacturers are given a year to dispose of old stock.

Hon. Mr. BRADBURY: While this makes provision for the size of the box, it does not seem to me to make provision for what shall be in the box; that is, the box of berries offered for sale may be only two-thirds filled.

Hon. Sir JAMES LOUGHEED: We shall arrive at that point shortly.

Subsection 1 of new section 326 was agreed to.

Subsections 2 and 3 of new section 326 were agreed to.

On new section 328—penalty for violating sections 320 and 321:

Hon. Mr. BELCOURT: In section 328 there is a penalty provided for any violation of the provisions contained in sections 320 and 321, but so far as I can see there is no

penalty anywhere in the Act for violations of the provisions of sections 322, 325 and 326. Section 322 deals with branding, 325 deals with the dimensions of barrels, boxes, packages, etc., and 326 deals with the contents of berry-boxes, etc. I notice that those sections have no sanction whatever in the Act.

Hon. W. B. ROSS: Section 322 does not need a sanction.

Hon. Mr. BELCOURT: No; my honourable friend is quite right: section 322 does not need a sanction. But sections 325 and 326 have no sanction at all. I do not see what is the good of our passing legislation to say that boxes shall be of certain sizes and the contents shall be certain quantities, if there is no sanction to it. Anybody may violate sections 325 and 326, for instance by selling a box only half filled, and yet be subject to no penalty.

Hon. Sir JAMES LOUGHEED: In the meantime, until we look into the question, I am willing that we should amend this section by inserting the words "sections 325 and 326."

Hon. Mr. BOSTOCK: In the Revised Statutes, section 328, which we are repealing, says:

Every person who by himself or through the agency of any other person, in contravention of any of the provisions of this part, sells, offers, exposes or has in possession for sale any fruit packed—

So we are repealing a clause that deals with the penalties for the whole of that part of the Act, and the new clause as it is now drafted applies apparently to only two particular sections of that part.

Hon. Sir JAMES LOUGHEED: We will insert "sections 325 and 326," and if we find before the third reading that those words are unnecessary, they can be taken out.

Hon. Mr. BELCOURT: I feel pretty sure there is no provision made for violations of sections 325 and 326. I have looked somewhat carefully.

Hon. Mr. BOSTOCK: I would like to draw the minister's attention to the Act, chapter 85 of the Revised Statutes, because, as I read it just now, the old penalty clause 328 applies to all the sections in that part of the Act. If the honourable gentleman had the statutes before him he would see that there is a section, 324, which deals with the qualities of apples, and the amendment which is now proposed leaves