

Then by regulation they can provide within what limits you may promote.

Senator CROLL: Dr. Hardman said that a great deal of this goes on by a person inviting other persons to participate in a party—"come and have a drink with me, come and join a drinking party." Is that person promoting?

Senator LEONARD: Yes.

The CHAIRMAN: Yes.

Senator CROLL: You are getting into pretty thin territory.

Mr. HOPKINS: The courts will have to assign a meaning.

Mr. MCCARTHY: I think that then you will also have to provide a penalty, because with each of these there is a particular penalty attached.

The CHAIRMAN: We could say that every person who violates subsections (1) and (2)—then subsection (2) would become (3), and (3) would become (4). We could say it applies to those who violate subsections (1), (2), or (3).

Mr. HOPKINS: He thinks it is too heavy.

Senator LEONARD: The lesser penalty.

Mr. HOPKINS: Then we have to put in another section providing the penalty.

Mr. MCCARTHY: Regarding the penalty, there are different maximum penalties. If you are creating another offence, probably you should suggest the penalty for that.

Mr. HOPKINS: A lesser offence.

Senator LEONARD: It should be 18 months.

Mr. HOPKINS: You would say "every person who violates subsections (1), (2) or (3) is guilty of an offence.

The CHAIRMAN: Then you have a summary conviction penalty of up to 18 months, and on indictment up to ten years. I may be wrong in trying to be hard-boiled but in this field I would not want to feel we fail on severity. It took me a long time, in the case of the Narcotics Control Act, to get life imprisonment for this kind of traffic. It started much lower down and went to seven years. If you read the speeches I made in the Senate on it, you will see that I said we should not be nice with people who traffic and I would throw the full limit of the law at them.

Mr. MCCARTHY: With respect, there will be the question of what is meant by promotion.

The CHAIRMAN: You can qualify it by regulation.

Mr. MCCARTHY: That can be done.

Senator BURCHILL: I wish to refer back to a matter to which Senator Croll referred, that is, getting the attention of the public. I would ask Dr. Hardman if he does not think there is some merit in using the mass communication media, television, more in getting this information to the public.

Any time I have seen a display on television regarding this drug, it has been more to glamorize it dramatically than otherwise. It seems to me that television today is recognized as a great mass communication agency and it should be used to good effect in this case.

The CHAIRMAN: We have certainly called their attention to that vehicle, and it is now a matter of record.

Senator PROWSE: I wonder if this would meet what we have in mind. Take your suggestion of persons who engage in promotion, and then have a definition of promote. This leaves it wide enough to the court's discretion. Take:

"promote" means to invite or encourage by any means any person to use a restricted drug other than as provided in the regulations.

The CHAIRMAN: Senator Prowse has suggested a definition of "promote"—to invite or encourage by any means the use of a restricted drug.