

Application for restoration 21. (1) Where any cleaning agent or water conditioner has been seized under this Act, any person may, within two months after the date of such seizure, upon prior notice having been given in accordance with subsection (2) to the Minister by registered mail addressed to him at Ottawa, apply to a magistrate within whose territorial jurisdiction the seizure was made for an order of restoration under subsection (3).

Notice to Minister (2) The notice referred to in subsection (1) shall be mailed at least fifteen clear days prior to the day on which the application is to be made to the magistrate and shall specify

- (a) the magistrate to whom the application is to be made;
- (b) the place where and the time when the application is to be heard;
- (c) the cleaning agent or water conditioner in respect of which the application is to be made; and
- (d) the evidence upon which the applicant intends to rely to establish that he is entitled to possession of the cleaning agent or water conditioner in respect of which the application is to be made.

Order of restoration (3) Subject to section 22, where, upon the hearing of an application made under subsection (1), the magistrate is satisfied

- (a) that the applicant is otherwise entitled to possession of the cleaning agent or water conditioner seized, and
- (b) that the cleaning agent or water conditioner seized is not and will not be required as evidence in any proceedings in respect of an offence under this Act,

he shall order that the cleaning agent or water conditioner seized be restored forthwith to the applicant, and where the magistrate is satisfied that the applicant is otherwise entitled to possession of the cleaning agent or water conditioner seized but is not satisfied as to the matters mentioned in paragraph (b), he shall order that the cleaning agent or water conditioner seized be restored to the applicant

- (c) upon the expiration of four months from the date of such seizure if no proceedings in respect of a violation of section 18 have been commenced before that time, or
- (d) upon the final conclusion of any such proceedings in any other case.

Where no application made (4) Where no application has been made under subsection (1) for the restoration of any cleaning agent or water conditioner seized under this Act within two months from the date of such seizure, or an application therefor has been made but upon the hearing thereof no order of restoration is made, the cleaning agent or water conditioner so seized shall be delivered to the Minister who may make such disposition thereof as he thinks fit.

Forfeiture 22. (1) Where a person is convicted of an offence under subsection (1) of section 28, any cleaning agent or water conditioner seized under this Act by means of or in respect of which the offence was