

No sale or contract to sell liquor to be delivered in province.

Transportation of liquor through province to be only by common carrier, and no package to be opened in transit.

Penalties for violation.

Burden of proof on person accused.

Not to apply to liquor for sacramental or medicinal purposes, or manufacturing or commercial purposes, or to liquor which may be lawfully imported into province.

Part III, relating to offences, to apply.

“(b) no person shall, either directly or indirectly, sell or contract or agree to sell any intoxicating liquor which is to be delivered in such province;

“(c) the carriage or transportation of intoxicating liquor through such province shall only be by means 5 of a common carrier by water or by railway and not otherwise, and during the time any intoxicating liquor is being so transported or carried no person shall open or break or allow to be opened or broken any package or vessel containing such intoxicating 10 liquor, or drink or use or allow to be drunk or used any intoxicating liquor therefrom.

“(3) Every person who violates any of the provisions of this section shall be guilty of an offence and shall be liable on summary conviction to a penalty, for the first offence, 15 of not less than two hundred dollars and not more than one thousand dollars, and, in default of payment, to imprisonment for any term not less than three months and not more than six months, and for each subsequent offence to imprisonment for any term not less than six months and 20 not more than twelve months.

“(4) The burden of proving the right to import or manufacture intoxicating liquor, or cause intoxicating liquor to be imported or manufactured, or to sell, send, carry or deliver intoxicating liquor, or cause intoxicating 25 liquor to be sold, sent, carried or delivered into any province where the same is prohibited shall be on the person accused.

“Provided, however, that the provisions of this section shall not apply or extend to the importation, manufacture, 30 sending, taking, delivery, carriage or transportation into or within, or the sale or agreeing to sell for delivery in, any province in which the prohibition or prohibitions are in force, of any intoxicating liquor for sacramental or medicinal purposes or for manufacturing or commercial 35 purposes, other than for the manufacture or use thereof as a beverage, or to any intoxicating liquor which under the laws of the Province or Territory in which the prohibition or prohibitions are in force, may be lawfully sold therein.

“155. The provisions of Part III of this Act shall, 40 as far as applicable, apply and extend to offences and prosecutions under this Part and to proceedings for the enforcement of this Part.”