

Analysis.

2. The said analyst shall, upon tender of the fees fixed for the analysis of such class of articles by the Governor in Council, forthwith analyze the same, and give the inspector a certificate of such analysis :

Inspector may prosecute.

3. Such inspector may prosecute any person manufacturing, selling, or offering or exposing for sale within the city, county, town or village for which he is appointed inspector, any article of food, drug or agricultural fertilizer which has been certified by any public analyst to have been adulterated within the meaning of this Act : 5 10

Application of penalties.

4. Notwithstanding any other provision of this Act in respect to the disposition of penalties, all penalties imposed and recovered at the suit of any such inspector shall be paid into the revenue of the city, county, town or village by which such inspector was appointed, and may be distributed 15 in such manner as the council of such city, county, town or village by by-law directs.

How samples may be obtained.

7. Any officer may procure samples of food, drugs or agricultural fertilizers which have not been declared exempt from the provisions of this Act, from any person who has 20 such articles in his possession for the purpose of sale, or who sells or exposes the same for sale ; and he may procure such samples either by purchasing the same or by requiring the person in whose possession they are to show him and allow him to inspect all such articles in his possession, and the 25 place or places in which such articles are stored, and to give him samples of such articles on payment or tender of the value of such samples.

Penalty for refusing to deliver sample, &c.

8. If the person who has such articles in his possession, or his agent or servant, refuses or fails to admit the officer, 30 or refuses or omits to show all or any of the said articles in his possession, or the place in which any such articles are stored, or to permit the officer to inspect the same, or to give any samples thereof, or to furnish the officer with such light or assistance as he requires, when required so to do in pur- 35 suance of this Act, he shall be liable to the same penalty as if he knowingly sold or exposed for sale adulterated articles knowing them to be adulterated.

Duty of officer on obtaining sample.

9. The officer purchasing any article with the intention of submitting the same to be analysed, shall, after the pur- 40 chase has been completed, forthwith notify the seller or his agent selling the article, of his intention to have the same analysed by the public analyst, and shall, except in specific cases, respecting which provision is made by Order of the Governor in Council, divide the article into three parts, to 45 be then and there separated, and each part to be marked and sealed up or fastened up, as its nature permits, and shall deliver one of the parts to the seller or his agent, if required by him so to do :

Division of sample.

Transmission of parts for analysis.

2. He shall transmit another of such parts to the Minister 50 of Inland Revenue for submission to the chief analyst in case