

No person shall sell, offer, expose or have in his possession for sale, for the purpose of seeding in Canada, any seeds of timothy, alsike or red clover, or any mixture containing these seeds, if the seeds of weeds named in the act are present in a greater proportion than five to 1,000 of the seed sold or held in possession for sale. None of the provisions contained in the act, however, shall apply to any person growing or selling seeds for the purpose of food, or any person selling seeds direct to merchants to be cleaned or graded before being offered for sale for the purpose of seeding, or to seed held in storage for the purpose of being re-cleaned, or to seed marked 'not absolutely clean' and held or sold for export only.

The Seed Control Act.  
Exemptions from the Act.

As regards penalties upon summary conviction for violating any of the foregoing provisions, they shall not exceed a fine of \$1 for each offence for the first offence, nor \$5 for each subsequent offence, together with the costs of prosecution for each package or bag in or from which seeds are sold, offered, exposed or had in possession for sale; provided that in the case of the first offence the total fine shall not exceed \$5, and of the second offence \$25, or imprisonment for a term not exceeding one month. But in case the accused person proves to the magistrate before whom he is tried that the seed was purchased by him directly from a seed merchant in Canada, and that the package was not opened by him and that he had no reason to believe that the seed did not comply with the provisions of the act, he shall not be liable beyond the costs of prosecution, providing that he discloses to the magistrate the name and address of the person from whom the purchase was made; and the magistrate is required to report the case to the Minister of Agriculture.

Penalties

Any person charged with the enforcement of the act is empowered to enter upon any premises to make examination of seeds with respect to which he has reason to suspect that the provisions of the act are being violated, and to take samples for which the owner shall be paid, and any person who obstructs or refuses to permit the making of such examination is liable upon summary conviction to a penalty not less than \$25 nor exceeding \$500 with costs, and to imprisonment not exceeding six months unless the fine and costs are paid. Any purchaser of seeds, or any person charged with the enforcement of the act at the purchaser's request, may take a sample from the seeds and forward it to such person as the Governor in Council appoints

Enforcing the provisions of the Act.