1960

C 46 Cancer Remedies Act

Ontario
CHAPTER 46

The Cancer Remedies Act

1. In this Act,
   
   (a) "Commission" means The Commission for the Investigation of Cancer Remedies;
   
   (b) "Minister" means the Minister of Health. R.S.O. 1950, c. 45, s. 1.

2.—(1) The Lieutenant Governor in Council may appoint one or more persons as a Commission for the Investigation of Cancer Remedies.

   (2) The Commission is a body corporate.

   (3) The member or members of the Commission shall hold office during the pleasure of the Lieutenant Governor in Council.

   (4) Where there is more than one member of the Commission,

      (a) the Lieutenant Governor in Council may appoint one of the members of the Commission to be chairman;

      (b) a majority of the members of the Commission constitutes a quorum and a majority vote of the members present at any meeting of the Commission determines any question. R.S.O. 1950, c. 45, s. 2.

3.—(1) The objects of the Commission are to investigate, approve, disapprove, encourage or report upon any substance or method of treatment that is believed to be, or likely to be, or is advertised, held out to be or used as a remedy for cancer, and the Commission may take such measures as it deems necessary to accomplish its objects.

   (2) The funds of the Commission consist of the moneys received by it from any source, including the moneys appropriated for its use by the Parliament of Canada, the Legislature, or the King George V Silver Jubilee Cancer Fund, and the Commission may disburse, expend or otherwise deal with any of its funds as it deems proper.
(3) Subject to the approval of the Lieutenant Governor in Council, the Commission may enter into agreements with any university, medical association, hospital or other association, corporation or person for the purpose of carrying out its objects.

(4) The Commission may employ officers, clerks and servants and may engage the services of experts and other persons and may pay any such officer, clerk, servant, expert or other person such remuneration as it deems proper out of its funds.

(5) The members of the Commission shall be paid such remuneration out of its funds as the Lieutenant Governor in Council determines. R.S.O. 1950, c. 45, s. 3.

4. The Minister may require the Commission to furnish him with a financial statement showing all moneys received and disbursed by it and may require the Provincial Auditor or any other qualified auditor to conduct an audit of its funds and the cost of such audit shall be paid out of its funds. R.S.O. 1950, c. 45, s. 4.

5.—(1) The Commission may require any person who advertises, offers for sale, holds out, distributes, sells or administers either free of charge or for gain, hire or hope of reward, any substance or method of treatment as a remedy for cancer to submit samples of such substance or a description of such treatment and samples of any substance used with such treatment to the Commission together with the formula of such substance and such other information pertaining to such substance or method of treatment as the Commission determines.

(2) The Commission shall not divulge any information relating to the composition or formula of any substance received by it, except to a person authorized by it to investigate the substance.

(3) The Commission may administer an oath in such form and manner as it determines, binding any such person not to divulge information furnished to him. R.S.O. 1950, c. 45, s. 5.

6. Where a substance or method of treatment is submitted to the Commission under section 5, the Commission shall cause the substance or method of treatment to be investigated and, upon the conclusion of the investigation, shall make a determination or finding as to merit or value as a remedy for cancer of the substance or method of treatment, but the
Commission may at any time before concluding its investiga-
tion make such determination or finding of a temporary
nature as it deems proper, and every determination or finding
of the Commission shall be recorded in its minutes. R.S.O.
1950, c. 45, s. 6.

7. The Commission shall make a report of any determina-
tion or finding relating to a substance or method of treatment,

(a) to the Minister; and

(b) to the person who submitted the substance or method
to the Commission for investigation,

and the Minister may publish the report in such manner as
he deems proper. R.S.O. 1950, c. 45, s. 7.

8. No action in libel or slander or otherwise lies or shall be instituted against the Minister, the Commission, any member
of the Commission or any officer, clerk or servant employed
by the Commission or any expert or other person engaged by
the Commission, whether in the public or private capacity
of the Minister, member, officer, clerk, servant, expert or
other person, in respect of any act or omission in connection
with the administration or carrying out of this Act. R.S.O.
1950, c. 45, s. 8.

9. Every person who contravenes any of the provisions of this Act or who fails or neglects to obey any order, direction
or requirement of the Commission is guilty of an offence
and for a first offence is liable on summary conviction to a
fine of not less than $100 and not more than $500, and for
any subsequent offence is liable on summary conviction
to a fine of not less than $500 and not more than $2,500.
R.S.O. 1950, c. 45, s. 9, amended.