

1937

c 347 Ginseng Act

Ontario

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CHAPTER 347.

The Ginseng Act.

1. Except for the purpose of clearing or bringing land into cultivation no person shall, between the 1st day of January and the 1st day of September in any year, cut, root up, gather or destroy the plant known by the name of ginseng growing in a wild or uncultivated state. R.S.O. 1927, c. 313, s. 1.

Destruction
of ginseng
prohibited.

2. No person shall purchase ginseng knowing the same to have been cut, rooted up, or gathered between the 1st day of January and the 1st day of September. R.S.O. 1927, c. 313, s. 2.

Purchasing
with knowl-
edge of
illegal
gathering.

3.—(1) Any person who contravenes the provisions of this Act shall incur a penalty of not less than \$5 and not more than \$20, recoverable under *The Summary Convictions Act*.

Penalty
and
recovery.
Rev. Stat.,
c. 136.

(2) One-half of such penalty shall be paid to the prosecutor unless otherwise ordered by the convicting justice. R.S.O. 1927, c. 313, s. 3.

Application
of penalty.

4. Evidence of the purchase or sale of ginseng between the 1st day of January and the 1st day of September shall be *prima facie* proof of a contravention of this Act. R.S.O. 1927, c. 313, s. 4.

Proof of
purchase or
sale to be
prima facie
evidence.

5. In any prosecution for a contravention of section 2 evidence that the ginseng purchased has been illegally obtained by the vendor shall be *prima facie* proof of a contravention of this Act by the purchaser. R.S.O. 1927, c. 313, s. 5.

Proof of
illegal
gathering
to be
prima facie
evidence
against
purchaser.