

1914

c 256 Ginseng Act

Ontario

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CHAPTER 256.

An Act to prevent the Extermination of the Plant called Ginseng.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Ginseng Act*. 2 Geo. V. c. 71, s. 1. Short title.

2. Except for the purpose of clearing or bringing land into cultivation no person shall, between the first day of January and the first 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. 2 Geo. V. c. 71, s. 2. Destruction of ginseng prohibited.

3. No person shall purchase ginseng knowing the same to have been cut, rooted up, or gathered between the first day of January and the first day of September. 2 Geo. V. c. 71, s. 3. Purchasing with knowledge of illegal gathering.

4.—(1) Any person who contravenes the provisions of this Act shall incur a penalty of not less than \$5 and not more than \$20 to be recovered under *The Ontario Summary Convictions Act*. Penalty and recovery. Rev. Stat. c. 90.

(2) One-half of such penalty shall be paid to the prosecutor unless otherwise ordered by the convicting Justice. 2 Geo. V. c. 71, s. 4. Application of penalty.

5. Evidence of the purchase or sale of ginseng between the first day of January and the first day of September shall be *prima facie* proof of a contravention of this Act. 2 Geo. V. c. 71, s. 5. Proof of purchase or sale to be prima facie evidence.

6. In any prosecution for a contravention of section 3 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. 2 Geo. V. c. 71, s. 6. Proof of illegal gathering to be prima facie evidence against purchaser.