In the Matter of the Application to:

the Commission by the parties interested for a ruling as to the propriety of the inspection of places of business by the Joint Board of Sanitary Control for the purpose of ascertaining whether the Sanitary Label rules are being properly complied with.

EXECUTIVE SESSION

Association of the Bar,
42 West 44th Street,
New York, February 8, 1925,
at 6:00 P.M.

PRESENT:
ALL COMMISSIONERS.

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This matter, having been referred to the Commission by the consent of all the parties, and the Commission having heard argument and having given careful consideration, are of the opinion that a reasonable inspection is a necessary, appropriate and contemplated means for enforcing those clauses of the contracts between the parties having reference to this subject; and therefore recommend that such inspection be continued.

The Commission further recommends that such inspections be conducted under such rules and regulations as the Joint Board of Sanitary Control or its authorized agent has heretofore adopted or may hereafter adopt.

As a consequence of this general decision of the Commission, it follows that, in the opinion of the Commission,
the Joint Board of Sanitary Control has the power to send inspectors, under reasonable rules and regulations, into the places of business of the jobbers and of the manufacturers for the purpose of ascertaining whether the Sanitary Label rules are being complied with.

The Commission finally strongly recommends that every possible precaution be taken to see that these inspections are reasonable in their character and limited strictly to the purpose for which they are intended, and that they are conducted by impartial inspectors, chosen for that purpose, under the direction of the Joint Board of Sanitary Control.

It is understood that disputes in individual cases may be brought up before the Impartial Chairman under the usual machinery for the decision of questions by such Chairman.

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