

the predecessor or constituent corporations shall be consolidated so as to ascertain whether the requirements of this section have been satisfied.

“Corporation” as used in this section shall include a voluntary association, a joint-stock association or company, a business trust, a Massachusetts trust, a common-law trust, and any other organization organized and existing for any lawful purpose and which, like a corporation, continues to exist notwithstanding changes in the personnel of its members or participants, and conducts its affairs through a committee, a board, or some other group acting in a representative capacity.

Act effective
immediately.

Section 2. The provisions of this act shall become effective immediately upon final enactment.

APPROVED—The 24th day of August, A. D. 1951.

JOHN S. FINE

No. 341

AN ACT

To further amend clause fifth of subsection (a) of section 3 of the act, approved the thirteenth day of May, one thousand nine hundred nine (Pamphlet Laws 520), entitled “An act relating to food: defining food; providing for the protection of the public health, and the prevention of fraud and deception, by *prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof,” by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

Food.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Clause fifth of
subsection (a)
of section 3, act
of May 13, 1909,
P. L. 520, as last
amended by act
of June 1, 1937,
P. L. 1127,
further amended.

Section 1. Clause fifth of subsection (a) of section 3 of the act, approved the thirteenth day of May, one thousand nine hundred nine (Pamphlet Laws 520), entitled “An act relating to food: defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof,” as last amended by the act, approved the first day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1127), is hereby further amended to read as follows:

* “prohibiting” in original.

Section 3. (a) That for the purpose of this act, an article of food shall be deemed to be adulterated,—

* * * * *

Fifth. If it contains any added sulphurous acid, sulphur dioxide, or sulphites, benzoic acid or benzoates, or other preservatives, except as hereafter provided, or if it contains any added boric acid or borates, salicylic acid or salicylates, formaldehyde, *hydrofluoric acid or fluorides, fluoborates, fluosilicates, or other fluorine compounds, saccharin, or other artificial sweetening agents, except as hereafter provided, metallic salts, betanaphthol, hydronaphthol, abrastol, asaprol, pyroligeneous acid, or other ingredients deleterious to health; or if, in the case of confectionery, it contains any of the substances mentioned in this paragraph, or any mineral substance, or injurious color or flavor, alcoholic liquor, or any other ingredients, not herein mentioned, deleterious to health: Providing, That this act shall not be construed to prohibit the use of harmless colors of any kind, in confectionery or in fruits used in fruit cake, when used for coloring, and not for any fraudulent purpose: And provided further, That nothing in this act shall be construed to prohibit the use of common salt, sugar, pure corn syrup, pure glucose, wine vinegar, cider vinegar, malt vinegar, sugar vinegar, glucose vinegar, distilled vinegar, spices or their essential oils, alcohol (except in confectionery), edible oils, edible fats, wood smoke applied directly as generated, or proper refrigeration: And provided further, That in the manufacture of confectionery the use of alcohol shall be permitted as it may be found in customary alcoholic tinctures or extracts used for flavoring purposes only, and as a solvent for glazes, and that oil of sweet birch, or methylsalicylic ester, may be used as a substitute for oil of wintergreen as a flavor: And provided further, [That in the preparation of dried fruits and molasses, sulphur dioxide, either free or in simple combination, may be used in the proportion of not in excess of twenty-five hundred (2500) parts a million, and that when any dried fruits and molasses are used in any foods or food products or contain as a part of or as an ingredient in any food, the sulphur dioxide in such dried fruits and molasses shall not exceed the proportion of fifty (50) parts a million] *That in the preparation of certain specific food items hereinafter designated, sulphur dioxide, either free or in simple combination, may be present not in excess of twenty-five hundred (2500) parts per million in dried fruits or molasses, three hundred (300) parts per million in precooked, dehydrated or dried potatoes, two hundred (200) parts per million in fresh or frozen apples, apricots, peaches, pears, or potatoes, if peeled, sliced or*

Adulterations.

When food deemed to be adulterated.

Proviso: harmless colors.

Further proviso: salt, sugar, etc.

Further proviso: alcohol, etc.

Further proviso: sulphur dioxide.

* "hydrofluoric" in original.

Further proviso: proportion of sulphur dioxide in dried fruits or molasses.

Sodium benzoate.

Further proviso: use of sulphur dioxide or sodium benzoate in food to be stated on package.

Further proviso: saccharin or artificial sweetening agent.

Name of artificial sweetening agent to be placed on label.

cut, one hundred fifty (150) parts per million in "maraschino" cherries, glazed or decorative fruits, all tolerances being allowed for: And provided further, That when any dried fruit or molasses is used in any foods or food products or is contained as a part of or as an ingredient in any food, the sulphur dioxide in such dried fruits or molasses shall not exceed the proportion of two hundred (200) parts per million; and that sodium benzoate may be used in the preparation of those articles of food in which it has heretofore been generally used in quantities not exceeding one-tenth (1-10) of one per centum, or benzoic acid equivalent thereto: And provided further, That when any quantity of sulphur dioxide or sodium benzoate is used in any article of food, the fact that sulphur dioxide or sodium benzoate has been used in the preparation thereof shall be plainly stated on each package of such food: And provided further, That any article of food containing saccharin or any artificial sweetening agent may be manufactured, transported or sold if it contains no added sugar, honey or other natural sweetening agent, and the name of the artificial sweetening agent followed by the word "sweetened" is placed upon the label each time the name of the article of food is mentioned, in type no smaller than the largest type on said label. Said label shall also contain such appropriate warning statement as shall be prescribed by the Department of Agriculture.

APPROVED—The 24th day of August, A. D. 1051.

JOHN S. FINE

No. 342

AN ACT

Authorizing the Department of Highways to erect and construct a bridge on Race Street, between Sixth and Broad Avenues, over certain railroad tracks in the City of Altoona; empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof, including compensation for damages to adjacent land owners; and making an appropriation.

Bridges.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Department of Highways authorized to erect and construct a bridge over certain railroad tracks in city of Altoona.

Section 1. The Department of Highways is hereby authorized to erect and construct a bridge on Race Street, between Sixth and Broad Avenues, over the railroad tracks of the Hollidaysburg and Petersburg Branch of The Pennsylvania Railroad, in the City of Altoona, as part of State Highway Route 55, Spur C, as established by law