

through his agent or dealer) shall be required to pay annual inspection fees in excess of \$25.00, upon brands of such drink manufactured by him, irrespective of the number of his said brands inspected and registered.]

167.

The [State Board of Health] DEPARTMENT OF HEALTH AND MENTAL HYGIENE shall have the power to revoke any license OR REGISTRATION issued under the provisions of §§162-174 whenever it is determined by itself or any of its deputies, chemists or other properly qualified officials that any of the provisions of §§162-174 have been violated. Any person, firm or corporation whose license OR REGISTRATION has been so revoked, shall discontinue the manufacture or sale within this State of soft drinks, syrups or other nonalcoholic beverages until the provisions of §§162-174 have been complied with and a new license issued. The [State Board of Health] DEPARTMENT MAY revoke such license OR REGISTRATION [temporarily] until there is a compliance with such conditions as to it may prescribe. [or permanently for the unexpired period of such license.]

168.

Before revoking any license OR REGISTRATION the [State Board of Health] DEPARTMENT shall give written notice to the licensee OR REGISTRANT affected, stating that it contemplates the revocation of the same and giving its reasons therefor. [Said] THE notice shall appoint a time of hearing before [said Board or its deputies] THE DEPARTMENT, and shall be mailed by registered mail to the licensee OR REGISTRANT. On the day of hearing, the licensee OR REGISTRANT may present such evidence to the [State Board of Health] DEPARTMENT as he deems fit, and after hearing all the testimony, the [State Board of Health] DEPARTMENT shall decide the question in such a manner as TO it appears just and right.

169.

Any licensee OR REGISTRANT who feels aggrieved [at the State Board of Health] BY THE DEPARTMENT may appeal from [said] THE decision within ten days by writ of certiorari to the circuit court for the county in which [such] THE licensee OR REGISTRANT resides, or the the Baltimore City Court, if [said] THE licensee OR REGISTRANT resides in Baltimore City OR OUT OF THE STATE OF MARYLAND, and issue shall be framed in [said] THE court and a trial had, and its decision shall be final.

170.

For the purpose of §§162-174 all soft drinks or other nonalcoholic beverages, except nonalcoholic fruit juices AND BOTTLED WATER, shall consist of a beverage made from pure cane, corn or beet sugar syrup or such other sweetening liquids or substances including artificial sweeteners as shall be permitted by the regulations of the Secretary of Health and Mental Hygiene, containing pure flavoring material with or without added fruit acid, with or without added color, provided that nothing in §§162-174 shall prohibit the use of any other harmless ingredient in the manufacture of soft drinks or other nonalcoholic beverages; provided that in case pure cane or beet sugar syrups are used as the sole sweetening agents, the finished beverage shall contain no less than seven (7%) percent by weight of sugar except in case of ginger ale which must contain not less than six (6%) percent. The provisions of this section shall not apply to nonalcoholic beverages, made in imitation of beer, bitter drinks and other similar drinks. It is provided further that when artificial coal tar colors are used nothing but the certified colors as approved by the federal government are permissible.