

SEC. 11 A. Whenever any dispute shall arise concerning the correctness of any sample furnished by an Inspector of Tobacco, under the Seal of the State, said controversy shall be referred to a committee of arbitration, consisting of three persons, to be selected as follows: one thereof shall be selected by the Inspector of the warehouse in which the disputed inspection shall have been made, one thereof shall be selected by the claimant or claimants, or his or their agents, and the two thus selected shall select the remaining member of said committee; provided, however, that no person shall be so selected, or if selected, shall be competent to serve as a member of any committee of arbitration, who shall have a direct or indirect interest in the tobacco in controversy.

Arbitration.

SEC. 11 B. The said committee of arbitration, when duly constituted and appointed, shall fully examine and investigate all the facts concerning the subject in controversy before them, and to that end they shall have power to send for persons and papers, to compel the attendance of witnesses, to administer oaths, and to examine witnesses on oath; they shall determine all questions which may be submitted to them by a majority vote, and shall assess whatever damages, if any, they may adjudge due by reason of any false or erroneous inspection, and from their finding or award there shall be no appeal; all damages shall be assessed upon the basis of the market value of the particular grade of tobacco on the date of the reclamation; and no claims on tobacco shipped to any point in the United States shall be considered or allowed after the expiration of six months from the date of its inspection, nor after the expiration of nine months from the date of its inspection, if shipped to any foreign country; nor shall any claim be allowed upon tobacco which shall have changed by fermentation.

Proceedings.

Damage.