

# BRITISH COLUMBIA VEGETABLE MARKETING COMMISSION

## POLICY

### **Greenhouse Vegetable Producers Transferring From One Agency to Another**

#### Producer Required to be Affiliated with a Designated Agency

Unless exempted, all greenhouse vegetable crop producers are to market Regulated Product through a Designated Agency licensed by the VMC.

#### Producer Required to Provide Advance Notice to Designated Agency of Record

Producers transferring from their current greenhouse vegetable Designated Agency of record to another must provide advance notice to their Designated Agency of record and the Commission by **October 31**.

#### VMC Application to Transfer from one Agency to Another

Keeping in mind the notice deadline and using the appropriate VMC form, at any time a Producer may submit an application for transferring from one greenhouse vegetable Agency to another.

The VMC will not provide administration to Agency transfer requests if advance notice has not been provided to the Agency of record and the Commission by the **October 31** deadline.

#### Confirmation of New Designated Agency to Receive Producer's Regulated Product

Using the appropriate VMC application form the producer is to arrange for the new Agency to inform the VMC that it is prepared to receive the producer's regulated product for marketing. The effective date of the transfer is to be noted on the application.

#### VMC Approval of the Agency Transfer Request

Approved producer Agency transfer requests are to have effect for the start of the ensuing crop year.

If all involved parties indicate that they are in agreement for the transfer to have effect at a time other than the start of a crop year, the VMC may approve such applications if orderly marketing is not disrupted.

#### Grower Marketing Agreements

Designated Agencies are to create Grower Marketing Agreements that comply with the Commission's intention for producers to be able to transfer from one Agency to another.

The VMC will not disturb grower marketing agreements.

Approved - May 14, 2009  
November 20, 2009  
November 18, 2011  
November 28, 2012  
August 18, 2020

**BRITISH COLUMBIA VEGETABLE MARKETING COMMISSION**  
**PROCEDURE FOR TRANSFERRING FROM ONE AGENCY TO ANOTHER**  
**GREENHOUSE VEGETABLES**

**By the Producer (applicant)**

The Producer submits a completed *Application for Producer Transfer Between Agencies* form.

The Producer is to arrange for the completion of all parts of the form, including portions that require signatures of Designated Agency representatives.

The completed form is to be received by the VMC office no later than the **October 31** deadline for providing advance notice of the intent to transfer from one Designated Agency to another.

**By the Designated Agency Authorized Representative**

The Producer must have the *Application for Producer Transfer between Agencies* form signed by the Designated Agency representative prior to submitting the form to the Commission.

**Deadline for VMC Receipt of Applications**

The VMC policy governing Producers transferring from one Agency to another requires Producers to provide to the VMC advance notice by **October 31**.

**Grower Marketing Agreements (GMA)**

GMAs are contractual obligations and include a number of terms and conditions, including notice provisions on termination. It is important to note that when termination notice is to be provided pursuant to a GMA it may be different to the deadline for providing advance notice about Agency transfer to the VMC.

The VMC will not disturb grower marketing agreements.

**General Order References**

Part VI – *Transfer of Producers Between Agencies* - of the General Order provides for Producers to transfer from one Agency to another and for the VMC to make a determination binding upon the Producer and an Agency or Agencies in the event that an Agency wishes to discontinue receiving Regulated Product from a Producer.

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