

BRITISH COLUMBIA VEGETABLE MARKETING COMMISSION

POLICY

Storage Crop Producers Transferring From One Agency to Another

Producer Required to be Affiliated with a Designated Agency

Unless otherwise provided all storage 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 having the intention of transferring from their current storage crop Designated Agency of record to another must provide advance notice to their Designated Agency of record by October 31.

VMC Application to Transfer from one Agency to Another

At any time and using the appropriate VMC form a Producer may submit an application to the VMC requesting a transfer from one storage crop 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 by the October 31 deadline.

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

Using the appropriate VMC 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 during the ensuing crop year.

VMC Approval of the Agency Transfer Request

In the normal course, VMC approved producer agency transfer requests are to have effect for the start of the ensuing crop year.

If all involved parties indicate to the Commission that they are in agreement for the transfer to have effect prior to the completion of the current crop year the VMC may approve the immediate agency change as long as orderly marketing is not disrupted.

Grower Marketing Agreements

Designated Agencies are encouraged to create Grower Marketing Agreements that comply with the Commission's intention for producers to be able to transfer from one agency to another while maintaining orderly marketing.

May 14, 2009

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PROCEDURE FOR TRANSFERRING FROM ONE AGENCY TO ANOTHER

STORAGE CROP VEGETABLES

By the Producer (applicant)

The Producer is to complete and submit the VMC *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 (see Grower Marketing Agreement).

By the Designated Agency Authorized Representative

On presentation by the Producer of the *Application for Producer Transfer between Agencies* form the Designated Agency representative is to sign the application form in the provided location.

Deadline for VMC Receipt of Applications

The VMC policy governing Producers transferring from one agency to another requires Producers having that interest to provide to the VMC advance notice by October 31.

Grower Marketing Agreements (GMA)

Typically, Producers enter into Agency Grower Marketing Agreements (GMA). GMAs are contractual obligations and include a number of terms and conditions, including notice provisions having regard to 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.