

B. C. Vegetable Marketing Commission

AMENDING ORDER # 25

TO THE THE BRITISH COLUMBIA VEGETABLE MARKETING COMMISSION GENERAL ORDER OF MARCH 16, 2005, AS AMENDED

MADE BY THE BRITISH COLUMBIA VEGETABLE MARKETING COMMISSION JUNE 17, 2010

The British Columbia Vegetable Marketing Commission General Order of March 16, 2005, as amended, is further amended as follows:

1. Section 5 – *Interpretation* – of Part I – *Introductory* – of the General Order is amended by repealing the defined term “**Immediate Family Member.**”
2. Section 4 of Part V – *Agencies* – of the General Order is repealed.
3. Section 7 of Part V – *Agencies* – of the General Order is repealed and replaced with the following:
 7. ***No Agency shall receive or market any Regulated Product from a Person in respect of which there has occurred any violation of, or non-compliance with, any Orders or directions of the Commission unless specifically ordered by the Commission to do so.***
4. Section 8 of Part V – *Agencies* – of the General Order is repealed and replaced with the following:
 8. ***No Agency shall receive or market any Regulated Product from a Producer who does not have a current Producer Licence unless the net value of the Producer's shipments to date in the current year, including the shipment in question, does not exceed one thousand dollars (\$1,000).***
5. Section 9 of Part V – *Agencies* – of the General Order is repealed and replaced with the following:
 9. ***No Agency shall receive any Regulated Product from a Producer that was not grown by that Producer unless expressly authorized by the Commission.***
6. Section 10 of Part V – *Agencies* – of the General Order is repealed and replaced with the following:
 10. ***Every Agency shall be entitled to charge each Producer the service fees from time to time approved by the Commission for packing, cooling, grading,***

storing, washing, handling, transporting and Marketing the Regulated Product.

7. Section 6 of Part VII – *Agency Responsibilities* - is repealed and replaced with the following:
6. ***“Each Agency shall provide any proposed contracts with Processors located in BC to the Commission for approval as to form before finalizing the contract.”***
8. Section 6 of Part X – *Exemptions* – of the General Order is repealed and replaced with the following:
6. ***The following classes of Producers are not required to market their Regulated Vegetable Production through an Agency or Processor unless otherwise directed by the Commission:***
- (a) ***All Producers of organically certified Regulated Storage crops with the exception of those producers marketing through Fraserland Organics Inc.***
 - (b) ***All Producers of organically certified Greenhouse Vegetable Crops.***
 - (c) ***All licensed Producer-Shippers of Greenhouse Vegetable Crops.***
 - (d) ***Licensed producers holding, in aggregate, less than 5,000 m2 of Greenhouse Vegetable Production Allocation.***
 - (e) ***All Producers of greenhouse peppers in Districts II***
 - (f) ***All Producers of Greenhouse Vegetable Crops in District III***
 - (g) ***All Producers of Regulated Product produced outside of the Regulated Area.***
9. Section 8 of Part XVI – *Production and Delivery Allocations – General* – of the General Order is repealed and replace with the following:
8. ***“Throughout the Regulated Area Delivery and Production Allocation is transferable between and among licensed producers and prospective producers intending to obtain a producer license. For the purpose of reaching decisions and determinations regarding the transfer of Production and Delivery Allocation the VMC will rely on what is provided for in Part XVII of this General Order as well as policies established regarding Production and Delivery Allocation transfer, which may change from time to time.***
10. Section 16 of Part XVII – *Procedures for Determining Delivery Allocation for Root Crops or Storage Crops* – is repealed and replaced with:
- “Delivery Allocation periods for Root or Storage Crops shall be as follows:***
- NON-COUNT SIZE FRESH RUSSET POTATOES, and
NON-COUNT SIZE FRESH “ALL OTHER” POTATOES, and
COUNT SIZE RUSSET POTATOES***
- ***“A” Period Start of new crop to July 31st***
 - ***“B” Period August 1st to Sept. 30th***
 - ***“C” Period October 1st to January 31st***
 - ***“D” Period February 1st to end of old crop***

FOOD SERVICE POTATOES

- *Period 1 August 1st to September 30th*
- *Period 2 October 1st to April 30th*
- *Period 3 May 1st to July 31st*

RUTABAGAS

- *"A" Period Commencement of crop to July 15th*
- *"B" Period July 16th to August 31st*
- *"C" Period Sept. 1st onward*

BEETS; CABBAGE; CARROTS; ONIONS; PARSNIPS; WHITE TURNIPS

- *Monthly*

11. Schedule 1 – “*Regulated Crops Designated Agencies Authorized to Market*” - of the General Order is repealed and replaced with the following Schedule I (attached).

12. This Order comes into effect on June 17, 2010.

DATED at Surrey, British Columbia, on June 17, 2010.

BRITISH COLUMBIA VEGETABLE MARKETING COMMISSION

(original signed by)

David Taylor, Chair

(original signed by)

Hugh Reynolds, Secretary

Schedule I Regulated Crops Designated Agencies Authorized to Market

1. **BC Hothouse Foods Inc.** is hereby designated as an Agency through which greenhouse cucumbers, greenhouse tomatoes, and greenhouse peppers grown in the Regulated Area may be packed and stored and shall be Marketed unless otherwise ordered by the Commission.
2. **Country Fresh Produce Inc.** is hereby designated as an Agency through which greenhouse cucumbers, greenhouse tomatoes, and greenhouse peppers grown in the Regulated Area may be packed and stored and shall be Marketed unless otherwise ordered by the Commission.
3. **Fraserland Organics Inc** is hereby designated as an Agency through which organic potatoes grown in the Regulated Area may be packed and stored and shall be Marketed unless otherwise ordered by the Commission.
4. **Global Greenhouse Produce Inc** is hereby designated as an Agency through which greenhouse tomatoes and greenhouse peppers grown in the Regulated Area may be packed and stored and shall be Marketed unless otherwise ordered by the Commission.
5. **Greenhouse Grown Foods Inc** is hereby designated as an Agency through which greenhouse tomatoes, greenhouse peppers and greenhouse cucumbers, grown in the Regulated Area may be packed and stored and shall be Marketed unless otherwise ordered by the Commission.
6. **The Interior Vegetable Marketing Agency** is hereby designated as an Agency through which beets (tops off), green cabbage, red cabbage, carrots (tops off), onions, parsnips, potatoes, rutabagas, white turnips, greenhouse cucumbers, greenhouse tomatoes and greenhouse butter lettuce grown in the Regulated Area may be packed and stored and shall be Marketed unless otherwise ordered by the Commission.
7. **Island Vegetable Co-operative Association,** is hereby designated as an Agency through which beets (tops off), green cabbage, red cabbage, carrots (tops off), onions, parsnips, potatoes, rutabagas and white turnips grown in the Regulated Area may be packed and stored and shall be Marketed unless otherwise ordered by the Commission.
8. **BC Fresh Vegetables Inc.** is hereby designated as an Agency through which beets (tops off), green cabbage, red cabbage, carrots (tops off), onions, parsnips, potatoes, rutabagas, white turnips and organic root crops (storage crops) except potatoes grown in the Regulated Area may be packed and stored and shall be Marketed unless otherwise ordered by the Commission.
9. **Vancouver Island Produce Limited,** is hereby designated as an Agency through which beets (tops off), green cabbage, red cabbage, carrots (tops off), onions, parsnips, potatoes, rutabagas, greenhouse peppers, greenhouse tomatoes and greenhouse cucumbers.
10. **VF Operations Canada Inc** is hereby designated as an Agency through which greenhouse tomatoes, greenhouse peppers and greenhouse cucumbers, grown in the Regulated Area may be packed and stored and shall be Marketed unless otherwise ordered by the Commission.