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THE FARM PRODUCTS MARKETING ACT  
(C.C.S.M. c. F47)

**Chicken Broiler Exemption Order**  
**Re Gregory Toews and**  
**Sarah Waldner and Harry Waldner/Heritage Poultry Ltd.\***

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Regulation 53/2000  
Registered May 2, 2000

**Definitions**

**1** In this Order, "**Roasters**" means chicken broiler weighing over 3.25 kilograms each (truckload average) when marketed by the producer.

**Exempt persons**

**2** Subject to the terms of this Order, the following persons, namely

(a) Gregory Toews of Box 51, Blumenort, Manitoba R0A 0C0 (herein called "the producer");

(b) Sarah Waldner and Harry Waldner of Niverville, Manitoba, Owners, carrying on business under the trade name and style of "Waldner Meats" (herein called "the primary processor"); and

(c) Heritage Poultry Ltd., a corporation incorporated under the Laws of the Province of Manitoba (herein called "the further processor")

are exempt from sections 25 and 26 of Manitoba Regulation 298/89 (*Chicken Broiler Quota Order*), and from section 5 of Manitoba Regulation 137/96 (*Chicken Broiler Penalty Levies Regulation*), with respect to any Roasters marketed in accordance with the terms of this Order.

**Exempt product**

**3** The exemptions provided for in this Order are only applicable to Roasters raised by the producer on the following premises operated by the producer:

a 337 square metre barn located on the southeast of Section 23, Township 7, Range 6 East in the Rural Municipality of Hanover

and marketed in accordance with the terms of this Order.

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\*This order is made under the *Manitoba Chicken Broiler Producers' Marketing Plan Regulation*, Manitoba Regulation 241/87 R and is Order No. 2, 2000 of The Manitoba Chicken Producer Board.



**Conditions re marketing**

**4** This Order is subject to the following conditions

(a) that the combined marketings of Roasters by the producer to the primary processor and the further processor in any calendar month do not exceed in aggregate 1,333 Roasters weighing in aggregate not less than 5,000 kilograms live weight unless prior written permission from the Board is granted to market additional Roasters in that calendar month;

(b) that all such Roasters are delivered to the primary processor by the producer;

(c) that all such Roasters are killed and eviscerated by the primary processor immediately upon receipt from the producer;

(d) that all Roasters acquired by the further processor are delivered to the further processor by the primary processor as agent for the producer; and

(e) that all such Roasters are processed in accordance with the terms of this Order.

**Conditions re processing**

**5** This Order is subject to the following additional conditions

(a) that the primary processor process all Roasters marketed to such processor by the producer and market all such Roasters as having been slaughtered and health inspected; and

(b) that the further processor market all Roasters acquired by it as having been slaughtered and health inspected.

**Conditions re compliance**

**6** This Order is subject to the condition that the producer, the primary processor, and the further processor each comply with Manitoba Regulation 32/96 (*Chicken Broiler Information Order*), Manitoba Regulation 238/94 (*Chicken Broiler Administration Fee Regulation*) and all Price Orders of the Board with respect to the marketing of all chicken broilers by the producer to such processor.

**Cancellation**

**7** If the producer, the primary processor, or the further processor fails to comply with any order, regulation, or written directive of the Board, or any condition of this Order, the exemption provided in section 2 hereof shall, upon motion of the Board to such effect, terminate.

**Non-transferability**

**8** The exemptions provided in this Order are non-transferable.

**Changes in ownership**

**9** In the event the legal or beneficial ownership of the primary processor, or the further processor changes, the exemptions provided in this Order shall lapse.

**Expiry**  
**10**

This Order shall expire December 31, 2002.

April 14, 2000

THE MANITOBA CHICKEN PRODUCER  
BOARD:

Waldie Klassen  
Chairman

Fred Homann  
Secretary

APPROVED

April 27, 2000

THE MANITOBA NATURAL PRODUCTS  
MARKETING COUNCIL:

Howard Motheral  
Chairman

Gordon H. MacKenzie  
Secretary

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The Queen's Printer  
for the Province of Manitoba