

Overproduction Potato Penalties Regulation*

Regulation 225/2011
Registered December 20, 2011

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Definitions

1 The following definitions apply in this regulation.

"**board**" means Keystone Potato Producers Association.

"**overproduction potatoes**" means potatoes produced by a registered producer in excess of the amount set out in a potato growing agreement.

"**potato**" has the same meaning as in subsection 1(1) of the *Manitoba Processing Potato Marketing Plan Regulation*, Manitoba Regulation 206/2006.

"**potato growing agreement**" has the same meaning as in subsection 1(1) of the *Manitoba Processing Potato Marketing Plan Regulation*, Manitoba Regulation 206/2006.

"**registered processor**" has the same meaning as in subsection 1(1) of the *Manitoba Processing Potato Marketing Plan Regulation*, Manitoba Regulation 206/2006.

* This regulation is made under the *Manitoba Processing Potato Marketing Plan Regulation*, Manitoba Regulation 206/2006, and is Regulation No. 2, 2011 of Keystone Potato Producers Association.

Marking of overproduction potatoes

2(1) A registered producer must not market overproduction potatoes except to or through the board.

2(2) The board may refuse to market overproduction potatoes from a registered producer if in the board's opinion the registered producer has repeatedly produced potatoes in excess of the amount set in the applicable potato growing agreement.

2(3) A registered processor may not acquire overproduction potatoes except from the board.

Penalty

3 A registered processor who markets overproduction potatoes to or through the board must pay a penalty of \$2 for every 100 pounds of overproduction potatoes marketed.

Payment of penalty by processor to board

4 A registered processor that acquires overproduction potatoes must deduct from the price to be paid for them an amount equal to the penalty required by section 3 and must submit the deducted amount to the board at its office Box 545, Portage la Prairie, Manitoba R1N 3B9, without delay after deducting it.

Repeal

5 This regulation is repealed on September 30, 2014.

Regulation subject to section 25 of plan

6 This regulation is subject to section 25 of the *Manitoba Processing Potato Marketing Plan Regulation*, Manitoba Regulation 206/2006.

September 19, 2011

Keystone Potato Producers Association:

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Garry Sloik, Secretary

APPROVED

November 2, 2011

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