

---

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

**Overproduction Potato Penalties Regulation\***

---

Regulation 65/2015  
Registered May 15, 2015

**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.

"**registered producer**" 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. 1, 2015 of Keystone Potato Producers Association.

**Marketing 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 who 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 3-2401 Saskatchewan Avenue West, Portage la Prairie, Manitoba R1N 4A6, without delay after deducting it.

**Automatic repeal**

**5** This regulation is repealed on September 30, 2022.

M.R. 49/2017; 57/2020

**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.

March 18, 2015

**Keystone Potato Producers Association:**

Chad Berry  
Chairperson

Daniel Sawatzky  
Secretary

APPROVED

April 8, 2015

**Manitoba Farm Products Marketing Council:**

Ken Caldwell  
Chair

Patty Rosher  
Secretary