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Last amendment included: M.R. 14/2016

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THE MILK PRICES REVIEW ACT
(C.C.S.M. c. M130)

Wholesale Milk Prices Order

Regulation 109/89
Registered April 28, 1989

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SCHEDULES

Definitions

1 The following definitions apply in this regulation.

"**1% milk**" means fluid milk with not less than 0.9% butterfat and not more than 1.1% butterfat and may contain added vitamin A and vitamin D.

"**2% milk**" means fluid milk with not less than 1.9% butterfat and not more than 2.1% butterfat and may contain added vitamin A and vitamin D.

"**Class 1 milk**" means fluid milk that is homogenized milk, 2% milk, 1% milk, skim milk, flavoured milk or organic milk.

"**flavoured milk**" means Class 1 milk that contains added flavouring and may also contain added salt, stabilizers or sweeteners.

"**homogenized milk**" means fluid milk that contains not less than 3.2% butterfat and may contain added vitamin A and vitamin D.

"organic milk" means milk produced and processed by a certified enterprise, as provided for in National Standard of Canada CAN/CGSB-32.310-99 published by the Canadian General Standards Board.

"skim milk" means fluid milk that contains not more than 0.2% butterfat and may contain added vitamin A and vitamin D.

M.R. 14/2016

Container sizes

2 Unless prior written permission is obtained from the Commission, no manufacturer, processor, jobber or distributor shall sell Class 1 milk to any person except in a container of one of the following sizes:

- (a) 114 millilitre;
- (b) 250 millilitre;
- (c) 500 millilitre;
- (d) 1 litre;
- (e) 2 litre;
- (f) 4 litre;
- (g) 10 litre;
- (h) 20 litre.

M.R. 14/2016

Areas

3 For the purposes of this order, the following are designated as areas:

- (a) the area within the boundaries of the City of Winnipeg, to be called "the Winnipeg area";
- (b) [repealed] M.R. 246/90;
- (c) [repealed] M.R. 90/92;
- (d) the area within the boundaries of the City of Brandon, to be called "the Brandon area".

M.R. 246/90; 90/92

Wholesale prices

4(1) Except as provided in subsection (2), the maximum prices set out in Schedule A are those at which homogenized milk, 2% milk, 1% milk and skim milk in one litre containers shall be sold if

- (a) the sale takes place in an area referred to in section 3; and
- (b) the sale is made by a manufacturer, processor, jobber or distributor to any purchaser, other than a jobber, distributor, consumer or restaurant operator.

4(2) The maximum prices set out in Schedule A do not apply to

(a) flavoured milk; or

(b) organic milk.

M.R. 178/91; 71/95; 14/2016

Rural transportation differentials

5 Where Class 1 milk, as described in section 4, is sold for delivery outside an area referred to in section 3, the prices established under section 4 shall be increased by the applicable rural transportation differential as set out in Schedule B.

M.R. 71/95; 121/2007; 14/2016

Repeal

6 Manitoba Regulation 43/88, as amended, is repealed.

Coming into force

7 This regulation comes into force on May 1, 1989.

April 27, 1989

MANITOBA MILK PRICES REVIEW
COMMISSION:

Daryl F. Kraft
Chairperson

Adrian W. Strutinsky
Secretary

SCHEDULE A
(Section 4)

Maximum wholesale prices

1 Maximum wholesale prices for sales to purchasers other than jobbers, consumers or restaurant operators of the following types of Class 1 milk in a 1 litre container are as follows:

| TYPE OF CLASS 1 MILK | MAXIMUM PRICE FOR A 1 LITRE CONTAINER |
|----------------------|--|
| Homogenized Milk | \$1.58 |
| 2% Milk | \$1.51 |
| 1% Milk | \$1.45 |
| Skim Milk | \$1.41 |

WRAP add-on included

2 Each maximum price listed in section 1 includes a one-cent WRAP add-on to provide a mechanism for processors to recover environmental stewardship fees paid in accordance with approved plans under *The Waste Reduction and Prevention Act* and its regulations.

M.R. 173/89; 280/89; 52/90; 246/90; 178/91; 90/92; 141/93; 208/93; 79/94; 71/95; 164/95; 16/96; 159/96; 143/97; 84/98; 27/99; 127/2000; 41/2001; 145/2001; 8/2002; 156/2002; 9/2003; 109/2004; 205/2004; 23/2007; 121/2007; 36/2008; 159/2008; 50/2009; 170/2010; 98/2011; 126/2012; 177/2012; 16/2014; 14/2016

SCHEDULE B
(Section 5)

RURAL TRANSPORTATION DIFFERENTIALS

1 TRANSPORTATION DIFFERENTIALS FOR DISTANCES UP TO AND INCLUDING 210 KILOMETRES FROM DESIGNATED AREAS:

The following differentials apply with respect to all designated areas referred to in section 3 of the regulation:

| Distance from nearest designated area | Differential per litre (Non-Cumulative) |
|---|--|
| 30 kilometres or less | 2 cents |
| over 30 kilometres, up to and including 60 kilometres | 3 cents |
| over 60 kilometres, up to and including 90 kilometres | 4 cents |
| over 90 kilometres, up to and including 120 kilometres | 5 cents |
| over 120 kilometres, up to and including 150 kilometres | 6 cents |
| over 150 kilometres, up to and including 180 kilometres | 7 cents |
| over 180 kilometres, up to and including 210 kilometres | 8 cents |

2 TRANSPORTATION DIFFERENTIAL FOR DISTANCES EXCEEDING 210 KILOMETRES FROM DESIGNATED AREAS:

- (a) Where the nearest designated area is the Winnipeg area, the following differential applies:

| Distance from Winnipeg area | Differential per litre |
|---|-------------------------------|
| over 210 kilometres, up to and including 240 kilometres | 8 cents |

- (b) Where the nearest designated area is the Brandon area, the following differential applies:

| Distance from Brandon area | Differential per litre |
|---|-------------------------------|
| over 210 kilometres, up to and including 360 kilometres | 8 cents |

M.R. 246/90; 141/93; 23/2007; 121/2007; 14/2016