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5 This regulation is repealed on September 30, 2020.

M.R. 49/2017

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
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