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

Hog Administration Levy Regulation*

Regulation 204/2003
Registered December 18, 2003

Definitions
1 In this Order,

"**hog**" means a hog which is not a weanling;

"**producer**" means a person who raises hogs or weanlings within Manitoba; and

"**weanling**" means a hog which is less than 30 kilograms.

Levy imposed on hog marketings
2 A levy is imposed on each producer of $0.80 for each hog the producer markets.

Time of imposition re hogs
3 The levy imposed under section 2 shall be due and payable by the producer to the Manitoba Pork Council at the time and place the producer markets the hogs.

Obligation to deduct and remit re hogs
4(1) Every person engaged in marketing hogs shall

(a) deduct the levies imposed under this regulation from the monies payable to the producer for hogs; and

(b) forward the levies to the Manitoba Pork Council at its head office at 28 Terracon Place, Winnipeg, Manitoba, R2J 4G7 not later than four days after the last day of each week in which the hogs were marketed, unless otherwise directed in writing by the Manitoba Pork Council.

*This regulation is made under the *Manitoba Hog Producers' Marketing Plan Regulation*, Manitoba Regulation 226/2002, and is Regulation No. 1, 2003 of Manitoba Pork Council.

4(2) If the person required to deduct the levy is engaged in processing hogs, the person shall make the deduction when taking delivery of the hogs.

Producer's obligation to remit if no deduction re hogs

5 If no deduction is made under section 4 for hogs marketed by a producer, the producer shall remit to the Manitoba Pork Council at its head office at 28 Terracon Place, Winnipeg, Manitoba, R2J 4G7 all levies payable by the producer under this regulation not later than four days after the last day of each week in which the hogs were marketed.

Levy imposed on weanling marketings

6 A levy is imposed on each producer of $0.19 for each weanling the producer markets.

Time of imposition re weanlings

7 The levy imposed under section 6 shall be due and payable by the producer to the Manitoba Pork Council at the time and place the producer markets the weanlings.

Obligation to deduct and remit re weanlings

8 Every person engaged in marketing weanlings shall

(a) deduct the levies imposed under this regulation from the monies payable to the producer for weanlings; and

(b) forward the levies to the Manitoba Pork Council at its head office at 28 Terracon Place, Winnipeg, Manitoba, R2J 4G7 not later than four days after the last day of each week in which the weanlings were marketed, unless otherwise directed in writing by the Manitoba Pork Council.

Producer's obligation to remit if no deduction re weanlings

9 If no deduction is made under section 8 for weanlings marketed by a producer, the producer shall remit to the Manitoba Pork Council at its head office at 28 Terracon Place, Winnipeg, Manitoba, R2J 4G7 all levies payable by the producer under this regulation not later than four days after the last day of each week in which the weanlings were marketed.

Non-application

10 This regulation does not apply

(a) to hogs or to weanlings sold by a producer to another registered producer, provided such hogs or weanlings are subsequently raised or kept in Manitoba by the purchasing producer; or

(b) to weanlings sold by a buyer who, within 24 hours of the purchase of such weanlings sells such weanlings to a registered producer who subsequently raises or keeps such weanlings in Manitoba.

Expiry
11 This regulation expires on January 1, 2005.

Repeal
12 Manitoba Regulation 224/2002 is repealed.

December 10, 2003

MANITOBA PORK COUNCIL:

Marcel Hacault
Chairman

Ted Muir
General Manager

APPROVED

December 16, 2003

THE MANITOBA FARM PRODUCTS MARKETING COUNCIL:

Rhéal Cenerini
Chair

Gordon H. MacKenzie
Secretary

The Queen's Printer
for the Province of Manitoba