

## REPEALED

Repealed by M.R. 225/2011  
Date of repeal: 2014-09-30

## ABROGÉ

Abrogé par R.M. 225/2011  
Date d'abrogation: 2014-09-30.

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

#### **Overproduction Potato Penalties Regulation\***

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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.

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\* 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.

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

**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:**

Chad Berry, Chair

Garry Sloik, Secretary

APPROVED

November 2, 2011

**Manitoba Farm Products Marketing Council:**

Ken Caldwell, Chair

Debora Durnin-Richards, Secretary