REPEALED

Repealed by M.R. 137/2010.
Date of repeal: 22 Sept. 2010

This version was current for the period set out in the footer below.

ABROGÉ

Abrogé par R.M. 137/2010.
Date d'abrogation : 22 sept. 2010

La présente version était à jour pendant la période indiquée en bas de page.

Chicken Broiler Penalty Levies Regulation*

Regulation 136/2002
Registered August 14, 2002

Levies imposed on registered producers

1(1) This section applies to those registered producers who are named on the Basic Allotment List.

1(2) A levy is imposed on each registered producer of $0.44 per kilogram of chicken broiler of a category marketed by such registered producer during a marketing cycle in excess of 105% of the market allotment for that category allotted to that producer for that marketing cycle.

1(3) In addition to the levy imposed under subsection (2), an additional levy is imposed on each registered producer of $0.44 per kilogram of chicken broiler of a category marketed by such registered producer during a marketing cycle in excess of 108% of the market allotment for that category allotted to that producer for that marketing cycle.

1(4) The Board may from time to time waive the application of all or a portion of the levy imposed on a producer under subsection (2) upon the written request of such producer and a processor which is agreeable to the acquisition of such excess chicken broiler from that producer, in circumstances where the Board is satisfied that such excess was the result of matters which could not be reasonably anticipated by or were beyond the control of such producer.

Non-application re temporary market allotment permits

2 The levies imposed under section 1 are not applicable to chicken broiler marketed by a registered producer pursuant to a Temporary Market Allotment Permit.

Levies imposed on non-registered producers

3(1) A levy is imposed on each person who markets chicken broilers and who is not registered as a producer with this Board of $3. per chicken broiler marketed by such person.

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*This regulation is made under the *Manitoba Chicken Broiler Producers' Marketing Plan Regulation*, Manitoba Regulation 241/87 R and is Regulation No. 3, 2002 of Manitoba Chicken Producers.

3(2) The levy imposed under subsection (1) is not applicable to the first 999 chicken broilers marketed during a calendar year by a producer, provided such chicken broilers have been raised by that person and are delivered by that person during that calendar year

(a) directly to an individual for consumption by that individual and that individual's immediate family or any one of them; or

(b) directly to a specified processor pursuant to an exemption authorizing such person to market chicken broilers to that specified processor.

Non-application to chicks

4 The levies imposed under sections 1 and 3 are not applicable to the marketing of chicken broilers less than 10 days old.

Levies imposed re chick marketings

5(1) A levy is imposed on each producer who markets chicken broilers which are less than 10 days old of $0.80 per chicken broiler marketed by such person unless the recipient of such chicken broilers has been issued a Chick Placement Permit authorizing that recipient to purchase or otherwise take delivery of such chicken broilers from that person at the time of such marketing.

5(2) The levy imposed under subsection (1) is not applicable to a sale or delivery of chicken broiler if less than 1,000 chicken broilers are marketed by the person marketing chicken broiler to the same recipient in a calendar year.

Live weight reference

6 References to weight of chicken broiler in this regulation are references to the live weight of such chicken broiler.

Payment of levies

7 The levies imposed under this regulation shall be due and payable to this Board at its office, 1357 Kenaston Blvd., Winnipeg, Manitoba, within 15 days following delivery of notice in writing to such person by this Board of the amount of the levy calculated by this Board to be owing by him to this Board.

Repeal

8 The *Chicken Broiler Penalty Levies Regulation*, Manitoba Regulation 94/2001, is repealed.

Coming into force

9 This regulation comes into force on September 1, 2002 or on the date it is registered with the Registrar of Regulations, whichever is later.

June 19, 2002

MANITOBA CHICKEN PRODUCERS:

Waldie Klassen
Chairman

Fred Homann
Secretary

APPROVED

August 13, 2002

MANITOBA FARM PRODUCTS
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Howard Motheral
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The Queen's Printer
for the Province of Manitoba