REPEALED

Repealed by M.R. 78/2005.
Date of repeal: 1 June 2005

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

ABROGÉ

Abrogé par R.M. 78/2005.
Date d'abrogation : 1er juin 2005

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

Milk Classification Order*

Regulation 53/2001
Registered April 17, 2001

1 The compositional standards of dairy products as set out in the Regulations made under *The Dairy Act* apply to this Order.

2 The Board hereby classifies milk components sold to processors into the classes set out in clauses 3(a) to (p):

3 (a) **"Class 1a Milk"** means the amount of milk in litres that is equal to the volume of sales in litres by a processor of the following milk products: standard milk, partly skimmed-milk, U.H.T. milk (all types), modified enriched milk, skim-milk, kosher milk, and the prorated unaccountable butterfat loss expressed as a percentage of the total butterfat used to manufacture product in the plant, plus the prorated unaccountable protein and other solids losses expressed as a fixed amount in kilograms/hectolitre multiplied by the calculated unaccountable hectolitres of milk.

(b) **"Class 1b Milk"** means the amount of milk in litres that is equal to the volume of sales in litres by a processor of the following milk products: whipping cream, table cream, half and half cream, coffee cream, U.H.T. cream (all types), and the prorated unaccountable butterfat loss expressed as a percentage of the total butterfat used to manufacture product in the plant, plus the prorated unaccountable protein and other solids losses expressed as a fixed amount in kilograms/hectolitre multiplied by the calculated unaccountable hectolitres of milk.

(c) **"Class 1c Milk"** means the amount of milk in litres that is equal to the volume of sales in litres by a processor of the following milk products: chocolate or flavoured milk, skimmed or partly skimmed chocolate or flavoured milk, flavoured milk-based beverages, milk treated for lactose intolerance, buttermilk, soured milk (acidophilus milk), chocolate or flavoured U.H.T. milk (all types), egg nog, cordials, condensed milk to be reconstituted as fluid milk and the prorated unaccountable butterfat loss expressed as a percentage of the total butterfat used to manufacture product in the plant, plus the prorated unaccountable protein and other solids losses expressed as a fixed amount in kilograms/hectolitre multiplied by the calculated unaccountable hectolitres of milk.

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* This Order is made under the *Manitoba Milk Producers' Marketing Plan Regulation*, Manitoba Regulation 247/87 R and is Order No. 1, 2001 of the Manitoba Milk Producers.

(d) **"Class 2 Milk"** means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: acidulous cream (sour cream), ice cream, light ice cream, ice milk, milk shake mix, milk shakes, fudge, frozen yoghurt, sherbet, other frozen dairy products, pudding, milk based meal replacement beverages, soup mixes, infant formula, cafeinate, yoghurt, kefir, and the prorated unaccountable loss expressed as a percentage of the total kilograms of butterfat, protein and other solids used to manufacture product in a Manitoba plant.

(e) **"Class 3a Milk**" means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: all specialty cheeses (all cheeses except cheddar), fresh cheese curds, cheddar and cheddar type cheeses sold fresh, all fresh cheeses, cheeses of the 3a class with a low butterfat content, skimmed versions of the 3a class cheeses, cheeses of the 3a class in brine and the prorated unaccountable loss expressed as a percentage of the total kilograms of butterfat, protein and other solids used to manufacture product in a Manitoba plant.

(f) **"Class 3b Milk"** means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: cheddar cheese, stirred curd, skim-milk stirred curd, creamy cheese bases (cheese mixes), kosher cheddar cheese, light cheddar cheese and the prorated unaccountable loss expressed as a percentage of the total kilograms of butterfat, protein and other solids used to manufacture product in a Manitoba plant.

(g) **"Class 4a Milk"** means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: all types of butter, all types of milk powder, casein, caseinate, condensed milk as an ingredient.

(h) **"Class 4b Milk"** means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: condensed milk for retail sale, sweetened condensed milk for retail sale.

(i) **"Class 4c Milk"** means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: new dairy products for the domestic market.

(j) **"Class 4d Milk"** means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: returns of fluid milk dumped by the processor, processed animal feed, inventories, unclassified product for a period of 6 months and any extraordinary plant losses approved by Manitoba Milk Producers.

(k) **"Class 4d(i)"** means the amount of raw milk or cream for inventory adjustments used for interprovincial milk movement purposes.

(l) **"Class 4m Milk"** means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used to process milk components for marginal markets as established from time to time by the CMSMC.

(m) **"Class 5a Milk"** means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: cheese ingredients for further processing for the domestic and export markets and the prorated unaccountable loss expressed as a percentage of the total kilograms of butterfat, protein and other solids used to manufacture product in a Manitoba plant.

(n) **"Class 5b Milk"** means the amount of milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: all other dairy products for further processing for the domestic and export markets and the prorated unaccountable loss expressed as a percentage of the total kilograms of butterfat, protein and other solids used to manufacture product in a Manitoba plant.

(o) **"Class 5c Milk"** means milk, partly skimmed-milk, skim-milk and cream in litres that is used by a processor in the manufacturing by a Manitoba plant of: dairy products for the confectionery sector destined for domestic and export markets and the prorated unaccountable loss expressed as a percentage of the total kilograms of butterfat, protein and other solids used to manufacture product in a Manitoba plant.

(p) **"Class 5d Milk"** means milk, partly skimmed-milk, skim-milk and cream in litres used by a processor in the manufacturing in a Manitoba plant of: planned exports and other exports approved by the CMSMC, the total of which shall not exceed Canada's WTO commitments and the prorated unaccountable loss expressed as a percentage of the total kilograms of butterfat, protein and other solids used to manufacture product in a Manitoba plant.

Repeal

4 Manitoba Regulation 165/96 is repealed.

Coming into force

5 This Order comes into force on March 23, 2001.

March 22, 2001

MANITOBA MILK PRODUCERS:

William Swan
Chairman

W. James S. Wade
Corporate Secretary

The Queen's Printer
for the Province of Manitoba