

1970 Bill 43

Third Session, 16th Legislature, 19 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 43

**An Act to amend
The Marketing of Agricultural Products Act**

THE MINISTER OF AGRICULTURE

First Reading

Second Reading

Third Reading

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1970

An Act to amend The Marketing of Agricultural Products Act

(Assented to _____, 1970)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Marketing of Agricultural Products Act* is hereby amended.

2. Section 2 is amended

- (a) by adding at the end of clause (a) the words "and includes any product resulting from processing while the processed product is owned or controlled by the producer or a producer board",
- (b) by striking out clause (d).

3. Section 6 is struck out and the following is substituted:

6. (1) A plan under section 5 shall provide that the plan does not become operative in other respects until the plan has by vote been approved by a majority of the eligible producers who have voluntarily registered with the Council for the purpose of voting and unless in the opinion of the Council

- (a) a sufficient number of eligible producers have registered in order to be entitled to vote, and
- (b) the eligible producers so registered were capable of producing or did market a sufficient portion of the agricultural product.

(2) Prior to a vote being taken, the Council with the prior approval of the Lieutenant Governor in Council shall make public for the purpose of the vote what constitutes

- (a) an eligible producer,
- (b) a sufficient number of eligible producers, and

1. This Bill will amend chapter 192 of the Revised Statutes.

2. Amends definition. Section 2, clauses (a) and (d) presently read:

- (a) "agricultural product" means any poultry, poultry products, hogs, cattle, sheep, wool, vegetables, potatoes, honey, cheese, commercial grass and legume seed;
- (d) "dealer" means a person who on his own account buys and sells agricultural products but does not include a person who retails agricultural products to consumers exclusively;

3. Section 6 presently reads:

6. (1) A plan under section 5 shall provide that the plan does not become operative in other respects until the plan has by vote been approved by a majority of the eligible producers who have voluntarily registered with the Council for the purpose of voting and unless, in the opinion of the Council,

- (a) a sufficient number of eligible producers have registered in order to be entitled to vote, and
- (b) the producers so registered produce a sufficient portion of the total of the agricultural product that is marketed.

(2) Prior to a vote being taken, the Council

- (a) shall, with the approval of the Lieutenant Governor in Council, determine, and
- (b) shall make public what constitutes for the purposes of the vote an eligible producer, or sufficient number of eligible producers, and a sufficient portion of the total of the agricultural product that is marketed.

- (c) a sufficient portion of the total agricultural product that is marketed or capable of being produced by the eligible producers.

4. Section 7 is amended as to subsection (1)

- (a) by adding after clause 8 the following clause:

- 8a. requiring any person operating a hatchery to furnish to the Council or to a producer board from time to time such information as the Council may determine,

- (b) as to clause 12 by adding at the end of subclause (v) the words "that the Council considers proper,".

5. This Act comes into force on the day upon which it is assented to.

4. Section 7, subsection (1), clause 12, subclause (v) presently reads:

7. (1) The Council may make regulations generally or with respect to any regulated product

12. providing for

.....

(v) the transferability or non-transferability of quotas and prescribing the conditions and procedures applicable to the transfer of quotas,