

Chicken Farmers of Ontario
General Regulation
No. 2071-2005

Made under: The Farm Products Marketing Act

Effective May 28, 2006
Commencing with Quota Period A-72
(May 28, 2006 to July 22, 2006)

Section 1.0 - Application

- 1.01 This Regulation provides for the control and regulation in any or all respects of the producing and marketing within Ontario of chicken, including the prohibition of such producing and marketing in whole or in part.

Section 2.0 - Exemptions

- 2.01 The Board exempts from this Regulation chicks or chicken used for the production of eggs or hatching eggs pursuant to the authority of The Ontario Egg Producers' Marketing Board or The Ontario Broiler Hatching Egg & Chick Commission, as the case may be, that has completed its normal useful laying cycle or breeding cycle for the production of eggs or hatching eggs.
- 2.02 Subject to compliance with Section 13.01, 13.02, 15.01 and 15.03 every person or producer may produce no more than 300 chickens in any calendar year at their premises without being fixed and allotted a quota to produce chicken, provided that:
- i. Only one person or producer for each premise is exempted;
 - ii. None of the chicken may be marketed;
 - iii. As of the effective date of this Regulation and continuing thereafter, a Form 36 is completed prior to receipt of the chicks; and
 - iv. As of the effective date of this Regulation and continuing thereafter, a Form 36 is presented if the chicken is custom processed.
- 2.03 Chicken delivered to a processor for custom killing are exempt from this Regulation other than Section 15.01, 15.02 and 15.03.

Section 3.0 - Production of Chicken

- 3.01 All chicken shall be produced on a quota basis.
- 3.02 No person to whom a quota has not been fixed and allotted for the producing of chicken or whose quota has been cancelled shall produce any chicken.
- 3.03 No producer shall produce any chicken in excess of the quota fixed and allotted to the producer.
- 3.04 No producer shall produce chicken on lands or premises other than the registered premises.
- 3.05 Every producer must place sexed chicks for the production and marketing of the crop quota fixed and allotted and, where both male and female chicks are placed in the same building, the chicks must be segregated by gender. The producer and processor may agree to place mixed chicks and either the producer or the processor shall notify the Board in writing within seven days of the placement of the chicks.

Section 4.0 - Marketing of Chicken

- 4.01 All chicken shall be marketed on a quota basis.
- 4.02 No person to whom a quota has not been fixed and allotted by the Board for the marketing of chicken or whose quota has been cancelled shall market any chicken.
- 4.03 No producer shall market any chicken in excess of the quota fixed and allotted to the producer.
- 4.04 No producer shall market any chicken other than chicken produced at the registered premises.
- 4.05 No person shall buy any chicken from any person to whom the Board has not fixed and allotted a quota for the marketing of chicken or whose quota has been cancelled.
- 4.06 No person shall sell chicks to any person to whom the Board has not fixed and allotted a quota for the marketing of chicken or whose quota has been cancelled.
- 4.07 No person other than a processor shall buy chicken from a producer.
- 4.08 No person shall process, pack, or package any chicken that has not been sold through the Board.
- 4.09 No person shall purchase or otherwise acquire any chicken from a producer that was not produced and marketed by that producer pursuant to that producer's crop quota.
- 4.10 Every producer shall immediately report to the Board all chicken marketed by that producer that is not otherwise reported to the Board by a processor in a Form 68 in accordance with Section 14.01.

Section 5.0 - Licence as a Producer

- 5.01 No person shall commence or continue to engage in the producing of chicken except under the authority of a licence as a producer of chicken.
- 5.02 Every producer, while not in default of payment of the fees required to be paid under Section 14.01 and whose licence has not been refused, suspended or revoked under Section 5.03, shall be deemed to be the holder of a licence.
- 5.03 The Board may refuse to grant or renew, or may suspend or revoke a licence as a producer of chicken where:
- i. The applicant or licensee is not qualified by experience, financial responsibility or equipment to properly engage in the business for which the application was made or the licence granted; or
 - ii. The applicant or licensee has failed to comply with or has contravened any provisions of the *Farm Products Marketing Act* or regulations, any plan or order or direction of the Ontario Farm Products Marketing Commission or the Board or of a marketing agency of Canada.
- 5.04 Every producer shall, as a condition of licence, comply with the provisions of Quota Policy No. 166-2004 and Quota Policy No. 170-2005.

Section 6.0 - Licence as a Processor

- 6.01 Every person prior to commencing or continuing to engage in the processing of chicken shall complete and file with the Board an application for a licence as a processor of chicken in a Form 9.
- 6.02 A licence as a processor of chicken shall, unless suspended or revoked, be valid from the date of issue to December 31st of the same calendar year.
- 6.03 Every processor of chicken shall, at all times, keep its licence in a Form 10 on or in the processing premises in respect of which the licence was issued and make it available for inspection by a representative of the Board upon reasonable request.
- 6.04 Every processor shall, as a condition of its licence:
- i. Have a valid and subsisting Letter of Credit pursuant to Board Regulations;
 - ii. Have a valid and subsisting licence to engage in the business of operating a registered establishment under the *Meat Inspection Act* (Canada) and regulations thereto or a plant under the *Meat Inspection Act* (Ontario) and regulations thereto;
 - iii. Comply with the provisions of Chicken Farmers of Ontario Market Development Policy, if applicable;
 - iv. Provide the Board with a true copy of the Deed of Transfer to the premises upon which the registered establishment or plant is located;
 - v. Authorize on a Form 9A either the Federal or Provincial Regulatory Agencies having jurisdiction over Meat Inspection activities at the plant of the processor to release such specific information pursuant to said authorization, to an Inspector appointed pursuant to Section 3(1)(g) of the Farm Products Marketing Act, subject to compliance with the Freedom of Information and Protection of Privacy Act (Ontario) or the Privacy Act (Canada);
 - vi. Advise the Board forthwith in writing of any transaction that has the effect of changing ownership in the processor, including a change in control within the meaning of the Income Tax Act (Canada).
- 6.05 A processor that is issued a valid and subsisting licence may have possession, care and control of chicken and is not in contravention of the requirement to be an allottee of quota, provided that such possession, care and control occurs in the course of the processor's regular activities.
- 6.06 The Board may refuse to grant or renew, or may suspend or revoke a licence as a processor of chicken where:
- i. The applicant or licensee is not qualified by experience, financial responsibility or equipment to properly engage in the business for which the application was made or the licence granted; or
 - ii. The applicant or licensee has failed to comply with or has contravened any provisions of the *Farm Products Marketing Act* or Regulations, any plan or order or direction of the Ontario Farm Products Marketing Commission or the Board or of a marketing agency of Canada.

Section 7.0 - Purchase and Sale of Chicken

- 7.01 Every processor who has made an agreement to purchase chicken from a producer on a Form 101 or who is assigned a Form 101 by a Form 121 shall pay the producer for all chicken marketed by that producer pursuant to the Form 101 and this Regulation.
- 7.02 All chicken shall be sold to the processor by the producer and bought by the processor from the producer in accordance with Form 101 and this Regulation.
- 7.03 Every agreement for the marketing of chicken shall be on a Form 101 and be signed by the producer and bearing the recognized stamp of the processor and be filed by the processor or producer with the Board on or before the deadline date specified on the Form 101.
- 7.04 A Form 101 may be amended after the deadline date in relation to the home week, marketing week, or category by the filing at the time of the amendment of a new Form 101 for each crop in which an amendment is to be made prior to any marketing occurring, provided that; the amendment does not involve marketings moving to another quota period, and there will be no change to a crop exception period for quota periods already allotted.
- 7.05 A Form 101 must be filed with the “application for market development allotment” section completed for each crop quota period in which a producer chooses to vary their participation in the market development program. A producer is in compliance with this section by completing the producer identification information and the “application for market development allotment” sections of the Form 101. The recognized stamp of the processor is not required.
- 7.06 Subject to section 7.07, a producer shall market the crop quota for each crop quota period in accordance with the producer’s home week(s) as specified on a Form 101.
- 7.07 A producer, at the request of the processor, may market the number of units of basic quota specified to be marketed on a Form 101 in the week prior to or the week following the home week for that number of units.
- 7.08 Either party to an *ongoing rollover Form 101* may cancel it by filing a Form 201 not later than 2 weeks prior to the opening of the *sign-up window* for the applicable crop quota period.
- 7.09 Upon the expiration of a *fixed term Form 101* and absent the filing by the producer or processor of a Form 201 by the appropriate deadline date, the *fixed term Form 101* shall continue in effect as an *ongoing rollover Form 101*.
- 7.10 Subject to sections 7.15 and 7.18, following receipt by the Board of a Form 201 initiated by a producer, that producer shall be required to complete a *fixed term Form 101*.
- 7.11 Following receipt by the Board of a Form 201 initiated by a processor the producer affected must file an *ongoing rollover Form 101* for the crop quota period in which the Form 201 applies.
- 7.12 A producer who fails to comply with Section 7.10 or 7.11 by failing to file a *fixed term Form 101* or *ongoing rollover Form 101* respectively shall be directed by the Board to complete an *ongoing rollover Form 101* with a processor designated by the Board.

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- 7.13 Where a producer completes more than one *ongoing rollover Form 101* or more than one *fixed term Form 101* relating to the same basic quota units with different processors, the Board will only accept the first *ongoing rollover Form 101* or *fixed term Form 101* it receives.
- 7.14 Where a producer on an *ongoing rollover Form 101* or a *fixed term Form 101* is assigned via a Form 121 to a different processor than shown on the Form 101, the producer must file a Form 101 with that processor with the Board. In addition, the processor may direct the producer to produce a different category or to change the home week than designated on the original Form 101, provided the producer can reasonably accommodate the request to change.
- 7.15 Where a producer on an *ongoing rollover Form 101* is assigned via a Form 121, in accordance with Section 7.14, in the quota period following the quota period in which the producer was assigned, the producer may continue its agreement in the *ongoing rollover Form 101* with the processor to which the producer was assigned, or the producer may file a Form 201, and do one of the following by filing one of the following Form 101s with the Board by the appropriate date:
- i. A new *ongoing rollover Form 101* with the Ontario processor from who that producer was assigned via a Form 121 in accordance with Section 7.14; or
 - ii. A new *fixed term Form 101* with another Ontario processor; or
 - iii. A new *fixed term Form 101* with a out of province processor.
- 7.16 Where a producer on a *fixed term Form 101* is assigned via a Form 121, the new Form 101 filed in accordance with Section 7.14 is for one period only. In the subsequent quota period, the producer will return to the original processor for the balance of the *fixed term Form 101*.
- 7.17 Where all or part of a *fixed term Form 101* is interrupted, via a Form 121, for a second quota period during the fixed term, the producer may cancel the *fixed term Form 101* by filing a Form 201 by the next required deadline date pursuant to Section 7.08.
- 7.18 When a producer files a Form 201 in accordance with Section 7.17, the producer shall complete one of the following:
- i. An *ongoing rollover Form 101* with an Ontario processor, or
 - ii. A *fixed term Form 101* with an Ontario processor, or
 - iii. A *fixed term Form 101* with a Quebec processor.
- 7.19 A producer that does not file a Form 201 in accordance with Section 7.17 shall remain subject to the terms of the existing *fixed term Form 101*.
- 7.20 Chicken may only be processed at the plant of a processor that is not a party to the Form 101 when the processor that is party to the Form 101 provides its written consent to do so.
- 7.21 Where chicken is processed at the plant of a processor that is not a party to the Form 101, the processor that processes the chicken shall make payment to the processor that is party to the Form 101 and the processor that is party to the Form 101 shall make payment to the producer in accordance with Section 11.01 to 11.08, provided that the Board may direct either processor to make payment directly to the producer.

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- 7.22 Where an application for a transfer of basic quota with registered premises has been approved the producer shall file an *ongoing rollover Form 101* for the applicable crop quota period associated with the next Form 101 filing deadline. The *ongoing rollover Form 101* shall be with the same processor as the previous *ongoing rollover Form 101* filed with the Board, unless a Form 201 has been filed. Where there is a *fixed term Form 101*, the producer shall file a *fixed term Form 101* with the same processor as the previous *fixed term Form 101* that shall apply for the duration of the original fixed term.
- 7.23 Where a term or condition or other provision of this Regulation is at variance with any term, condition or other provision of an agreement between a processor and a producer, the term, condition or other provision of this Regulation shall prevail.
- 7.24 All chickens shall be purchased and sold Freight on Board (F.O.B.) producer premises at time of receipt.
- 7.25 The processor shall give the producer not less than 48 hours notice of the day of receiving chicken at the premises of the producer and reasonable notice of the time of pick-up. However, the required notice may be less than 48 hours provided the processor and producer mutually agree.

Section 8.0 - Receiving Chicken

- 8.01 At the time of receipt of chicks, every producer shall complete, for each load of chicks received the placement information section in a Form 3.
- 8.02 Prior to the sale of chickens and at the request of the processor the producer shall provide the processor with the average weight of the chickens on the date requested by the processor and complete the appropriate section of the Pre-Shipment Form in a Form 3. At 3 to 4 days prior to the sale of chicken and in accordance with the Federal Meat Inspection Regulation the producer shall complete the entire Pre-Shipment Form in a Form 3 and forward a signed copy of the completed Form 3 to the processor.
- 8.03 At the time of sale of chicken the producer shall complete and sign a Flock Information Reporting Form in a Form 6 for each load of chicken received by the processor and deliver such copies to the processor. The producer shall ensure that the Form 6 is complete and accurate in all respects and a Form 6 is issued in respect of the registered premises on which the chicken were produced. The processor shall sign the Form 6 and return two copies to the producer and retain two copies. Two copies must accompany the vehicle in transit to the processing plant.
- 8.04 The producer shall file the white original copy of the Pre-Shipment Form in a Form 3 and the Flock Information Reporting Form in a Form 6 with the Board by not later than seven days following the day on which the chicken were received by the processor.
- 8.05 Any producer who purchases chicks from a hatchery located outside of Ontario shall, within 7 days of receipt of the chicks, complete and file with the Board an out-of-province chick purchase report in a Form 4.
- 8.06 All Forms 3 and 6 shall be used in numeric sequence as found in the Form 3 or 6 book issued in respect of the registered premises. A spoiled, skipped or damaged Form shall be marked "VOID" by the producer and the white copy shall be submitted to the Board immediately.

Section 9.0 - Transporting Chicken

- 9.01 No transporter shall transport chicken that were not produced and marketed under the authority of a quota fixed and allotted by the Board to the producer of that chicken.
- 9.02 No transporter shall require a producer to pay a fee for the transportation of chicken from the premises of the producer to the premises of the processor or from one processor to another.
- 9.03 Every transporter shall obtain a Form 6 from the producer for each load of chicken and shall ensure that said Form 6 accompanies the load and is delivered to the processor who is processing the chicken. The transporter shall ensure that the number of chickens marketed, the date and time and the farm location information on the Form 6 is complete and accurate in all respects.
- 9.04 Every transporter shall, in respect of each load of chicken transported from a producer to a processor, proceed directly from the producer's premises to attend at a weigh scale approved by the Board and obtain a weight ticket for the chicken being transported showing the exact date and time and weight of the chicken including the tare weight, gross weight of the vehicle and net weight of the chicken. The transporter shall obtain the completed weight ticket and deliver it with the completed Form 6 to the processor.
- 9.05 No producer shall permit anyone other than a transporter in possession of a valid and subsisting licence in a Form 8 to transport chicken.
- 9.06 No processor shall accept delivery of any load of chicken except from a transporter in possession of a valid and subsisting licence to transport chicken in a Form 8.
- 9.07 No person shall commence or continue to engage in the transporting of chicken except under the authority of a licence as a transporter of chicken in a Form 8.
- 9.08 Every person prior to commencing or continuing to engage in the transportation of chicken shall, in respect of each vehicle to be used to transport chicken, complete and file with the Board an application for a licence as a transporter of chicken in a Form 7.
- 9.09 A licence as a transporter of chicken shall, unless suspended or revoked, be valid from the date of issue to December 31st of the same calendar year.
- 9.10 Every transporter of chicken shall, at all times, keep the licence in a Form 8 on or in the vehicle in respect of which the licence was issued and make it available for inspection by a representative of the Board upon request.
- 9.11 The Board may refuse to grant, renew or may suspend or revoke a licence as a transporter of chicken where:
- i. The applicant or licensee is not qualified by experience, financial responsibility or equipment to properly engage in the transporting of chicken; or
 - ii. The applicant or licensee has failed to comply with or has contravened any provisions of the Farm Products Marketing Act or Regulations, any Plan or Order or Direction of the Farm Products Marketing Commission, or the Board;
- 9.12 A transporter that is issued a valid and subsisting licence may have possession, care and control of chicken and is not in contravention of the requirement to be an allottee of quota, provided that such possession, care and control occurs in the course of the transporter's regular activities.

Section 10.0 - Weighing Chicken

- 10.01 Where the plant of the processor is equipped with an approved scale, the chicken shall be weighed at the plant of the processor.
- 10.02 Where the plant of the processor is not equipped with an approved scale, the processor shall designate an approved scale near the plant of the processor to weigh the chicken. Only one weigh scale may be deemed to be the approved scale of the plant of the processor.
- 10.03 Every processor shall designate an approved secondary scale to be used in the event of mechanical malfunction of the primary scale and shall immediately notify the Board when it is necessary for such secondary scale to be used.
- 10.04 The chicken shall be weighed immediately upon arrival at the approved scale. If the approved scale is not located at the plant of the processor, the chicken shall be transported directly to the plant of the processor immediately following weighing.
- 10.05 The processor in calculating payment for the chicken shall make no deduction in weight of the chicken.
- 10.06 When tare or gross weights are obtained, the fuel tank of the vehicle shall be full. The processor shall make accurate allowances for the tare weight of the empty vehicle and crates.
- 10.07 For the purpose of making accurate allowances for the tare weight of the empty vehicle and crates under Section 10.06 the empty vehicle and crates shall be weighed,
- i. When dry, as soon as practical prior to the loading of the vehicle at the producer's premises; or
 - ii. When the tare weight cannot be taken prior to loading, when dry as soon as practical following slaughter of the chicken.
- 10.08 The processor shall ensure that the time and date of weighing is on the tare weight ticket and, subject to Section 10.07 (i), provide a duplicate copy of the tare weight ticket to the producer at the time of loading.
- 10.09 The processor shall, upon request by the Board, immediately reweigh any chicken pursuant to this Section.
- 10.10 The processor shall attach true copies of the tare and gross weight tickets to the processor's settlement to the producer.
- 10.11 The Board may by Order or Direction require a processor to weigh under the direct supervision of the Board or its designated agents at such time or times or within such period of time or times as may be specified in the Order or Direction of the Board.
- 10.12 No person other than a person trained in the proper use of the approved scale shall operate it to weigh any chicken.
- 10.13 Every approved scale weight ticket shall clearly identify the vehicle weighed and the approved scale at which the chicken was weighed.

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- 10.14 Every approved weigh scale shall be maintained in good working order and shall comply with the standards administered by Measurements Canada.
 - 10.15 Every approved weigh scale shall be equipped with a clock and a printer capable of furnishing a clear and legible hard copy of the tare weight, gross weight and net weight showing the date and time each was taken.
 - 10.16 The tractor and trailer must be weighed together or the trailer alone.
 - 10.17 Every weigh scale operator shall ensure all weigh tickets are legible, complete, and accurate in all respects and shall supply a copy of the weigh ticket to the transporter.

Section 11.0 - Payment to Producers

- 11.01 Every processor shall pay to the producer the purchase price of all chicken received in accordance with this Regulation, other than chicken condemned at the plant of the processor by reason of:
- i. Disease, or
 - ii. Emaciation
- 11.02 Parts condemned by reason of disease or emaciation only may be charged to the producer. Parts condemned for any other reason including bruising shall not be charged to the producer.
- 11.03 Condemnation of chicken, or parts thereof, shall be determined by an Inspector of the Meat Inspection Division, Health of Animals Branch, Agriculture and Agri-Food Canada or of the Ontario Ministry of Agriculture and Food who shall issue a Certificate of Condemnation to the processor.
- 11.04 Where chicken is processed on Sunday, Monday, Tuesday, or Wednesday, the processor shall make payment available to the producer on the Thursday following the day on which the chicken are processed.
- 11.05 Where chicken is processed on Thursday, Friday, or Saturday, the processor shall make payment available to the producer on the Monday following the day on which the chicken are processed. Where the Monday specified in this Section or the Thursday specified in Section 11.04 is a statutory holiday, the processor shall make payment available to the producer on the next business day following the statutory holiday.
- 11.06 The processor shall be responsible for all costs associated with catching chicken at the producer's premises by either providing a catching crew at the processor's own expense or reimbursing the producer for all the producer's costs associated with catching chicken.
- 11.07 The price to be paid by a processor to a producer for chicken shall be not less than the price from time to time determined in accordance with Regulation 402 made under the Farm Products Marketing Act and which is in effect when the chicken are received by the processor at the premises of the producer.
- 11.08 Where a processor, as the result of the processor's actions, acquires chicken from a producer that are not in accordance with the marketing specifications on a Form 101, the processor shall pay to the producer at least the minimum price for the chicken that would have been paid had the chicken been acquired in accordance with the marketing specifications on a Form 101.
- 11.09 A producer and processor may mutually agree to incorporate into the producer's settlement for chicken an incentive or disincentive amount. In such a case, completion of the Market Weight Specification section of a Form 101 constitutes authorization to the processor to apply the agreed upon incentive or disincentive at the time of settlement.

Section 12.0 - Licence Fees

- 12.01 Every producer shall pay to the Board licence fees at the rate of \$1.25 per 100 kilograms, live weight, of chicken marketed.
- 12.02 Any processor who pays a producer for chicken shall deduct from the monies payable for the chicken any licence fees payable to the Board by the producer from whom the processor purchased the chicken and shall forward such licence fees to the Board at its office not later than the first Friday following the week the chicken was marketed. When the first Friday is a holiday the licence fees shall be forwarded on the next business day.
- 12.03 Every producer shall pay to the Board at its office all licence fees payable by the producer under Section 12.01 that were not deducted and paid to the Board in the manner prescribed by Section 12.02 in respect of chicken marketed not later than the second Friday following the week the chicken was marketed.
- 12.04 The Board may recover such licence fees by suit in a court of competent jurisdiction.

Section 13.0 - Hatchery Information

- 13.01 Every operator of a hatchery, broker-dealer and/or person who sells or markets chicks other than chicks marketed for the purpose of being used in the production of eggs shall:
- i. No later than Monday of each week, complete and file with the Board a Weekly Broiler Placement Report in a Form 1A or 1B that is complete and accurate in all respects and shows the purchaser's name, address, the placement date of chicks, the location of the premises on which the chicks were placed, the number of sexed chicks placed, showing pullets and cockerels (including extras), the chick price, and the amount of the invoice and, as of the effective date of this Regulation and continuing thereafter, the Form 36 number.
 - ii. At the time of delivery of chicks to the producer, provide the producer with a copy of the delivery receipt indicating the number of chicks delivered, any vaccinations or medications administered at the hatchery, the breed and range of age of the breeder flock.
 - iii. As of the effective date of this Regulation and continuing thereafter, prior to the time of delivery of chicks to a person or a producer producing pursuant to Section 2.02, provide a Form 36 and request that the person or producer complete and sign it. A copy of the signed and completed Form 36 must be attached to a Form 1B and forwarded to the Board. The person or producer shall be given a copy of the Form 36 and the broker-dealer or hatchery shall retain a copy for their record.
- 13.02 As of the effective date of this Regulation and continuing thereafter, every person or producer who purchases chicks pursuant to Section 2.02 shall complete and sign a Form 36 prior to taking receipt of chicks. In the event that the purchase and sale is arranged by mail order, the person or producer shall complete and sign a Form 36 within 30 days of receipt of the chicks.
- 13.03 All Forms 36 shall be used in numeric sequence as found in the Form 36 book issued to the broker-dealer or hatchery. A spoiled, skipped or damaged Form shall be marked "VOID" by the broker-dealer and hatchery and the CFO copy shall be submitted to the Board immediately.

Section 14.0 - Processor Information

- 14.01 Every processor shall complete and file with the Board not later than the first Friday following the week the chicken was purchased by the processor, a Processor Purchase Report in a Form 68 showing with respect to each producer the producer's name, licence number, the purchase date, Form 6 number, number of chickens received, net weight, condemned weight, paid weight, gender, slaughtering plant establishment number, the Board licence fee and GST, and the Chicken Farmers of Canada levy and GST. When the Friday is a holiday the Processor Purchase Report shall be filed on the next business day.
- 14.02 Every Processor Purchase Report in a Form 68 shall be accompanied by true copies of all Producer Settlement Statements for all chicken purchased by the processor showing with respect to each producer, the loads of chicken purchased by the processor, the net weight of each load, the Form 6 number for each load, the full purchase price paid to the producer, the deductions including the licence fees of the Board and the levies of the Chicken Farmers of Canada and the amount paid to the producer, true copies of all Certificates of Condemnations issued to the processor in respect of the chicken, and true copies of the tare and gross weight ticket.

Section 15.0 - Custom Processing Information

- 15.01 Every processor who custom processes chicken shall, in respect of all such chicken, file with the Board at its office a complete and accurate Custom Processing Report in a Form 68B showing with respect to all such chicken, the processing date, name, address and telephone number of the person or producer on whose account the chicken were processed, number of chicken processed, estimated average weight of chicken processed, and the type of chicken by not later than the seventh day of the month following the month in which the chicken were custom processed and, as of the effective date of this Regulation and continuing thereafter, the Form 36 number.
- 15.02 Every processor who designates chicken to be custom processed shall forthwith, upon request by the Board, provide the name, address, and telephone number of the person on whose account such chicken are to be custom processed and the number of chicken to be custom processed.
- 15.03 As of the effective date of this Regulation and continuing thereafter, every person or producer who has chicken custom processed shall present their complete and accurate Form 36 to the processor for review prior to the chickens being custom processed. The processor shall record the necessary information on a Form 68B and return the Form 36 to the person.

Section 16.0 - Books and Records

- 16.01 Every producer, processor and hatchery shall retain at their premises or location and make available for inspection by an authorized inspector of the Board for a minimum of 24 months following each placement of chicks or marketing of chicken, the books and records respecting such chicken.

Section 17.0 - Cancellation and Non-Fulfillment

17.01 Either party to an agreement in a Form 101 shall be excused from performance of the agreement caused by circumstances beyond the control of either party such as acts of God, fire, floods, strikes, wind, hail, explosion or order of civil or military authorities, to the extent the performance of the agreement has been prevented, in whole or in part, by such cause or causes.

Section 18.0 - Failure to Comply

18.01 The Board may refuse to fix and allot a quota, or may reduce, refuse to increase or cancel a quota fixed and allotted to a producer who fails to comply with or has contravened any provision of the Farm Products Marketing Act or Regulations, any Plan, order or direction of The Ontario Farm Products Marketing Commission or any regulation, policy, order or direction of the Board. In addition, the Board may take similar action against every other producer who has been a party with a producer to any production and marketing of chicken contrary to this Regulation.

Section 19.0 - Orders and Direction

19.01 The Board may on occasion deem it appropriate to make certain specific orders and directions in relation to and as an adjunct of this General Regulation for the purpose of furthering the intended effect of its application.

Section 20.0 - Revocation

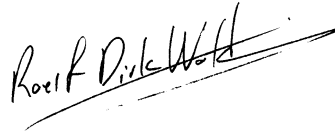
20.01 General Regulation No.1911-2003 made by the Board on the 20th day of June, 2003, and Regulation No.1996-2004 made by the Board on the 29th day of September, 2004, and Regulation No. 2024-2005 made by the Board on the 4th day of April, 2005, are hereby revoked as of the effective date and this General Regulation is substituted therefor, provided that such revocation shall not affect the previous effect of said Regulations or anything duly done or suffered thereunder, or any right, privilege, obligation or liability acquired, accrued, accruing or incurred under said Regulations; or any contravention committed against said Regulations or any penalty or forfeiture or punishment incurred in respect thereof or any such right, investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid.

BY ORDER OF Chicken Farmers of Ontario

DATED AT Burlington, Ontario this 29th day of December, 2005.



Chairman



Secretary