

B.C. Vegetable Marketing Commission

AMENDING ORDER # 17

TO THE
BRITISH COLUMBIA VEGETABLE MARKETING COMMISSION
GENERAL ORDER OF MARCH 16, 2005, AS AMENDED,

MADE BY THE
BRITISH COLUMBIA VEGETABLE MARKETING COMMISSION
July 16, 2008

The British Columbia Vegetable Marketing Commission General Order of March 16 2005, as amended, is further amended as follows:

1. In Section 5 – *Interpretation* – of Part I – *Introductory* - the definition for a “Commission Salesperson” is added.

“Commission Salesperson” means a person who purchases Regulated Product from a designated Agency to offer for sale, sell or supply to Retailers and sells that Regulated Product directly from a delivery vehicle.”

2. Section 1(b) of Part IV- *Licensing* - is repealed and replaced with:

(b) Regulated Product may be marketed by a Producer, Producer-Shipper, Processor, Commission Salesperson or Wholesaler who is licensed in accordance with these General Orders in the manner permitted by the term of the licences, these General Orders, and any other Order of the Commission; and

3. The heading of Section 4 of Part IV- *Licensing* - is repealed and replaced with:

Licences - Processor, Wholesaler, Commission Salesperson

4. Section 4(a) of Part IV- *Licensing* - is repealed and replaced with:

(a) No Processor, Wholesaler or Commission Salesperson shall grow, process or market Regulated Product unless he:
(i) registers with the Commission;

- (ii) is qualified to and obtains annually from the Commission one or more of the appropriate licences herein described; and*
- (iii) pays to the Commission annually the fees described in Schedule 3 to these General Orders.*

5. Section 7(c) of Part IV – *Licensing* – is repealed and replaced with:

(c) Designated Agencies, Processors, Wholesalers and Commission Salespersons – March 1st

6. Section 10 of Part IV – *Licensing* – is repealed and replaced with:

No Producer, Producer-Shipper, Commission Salesperson, Processor, Wholesaler or Agency shall operate without a licence.

- (a) Any Person who plans to act or who acts as an Agency must obtain an Agency licence and must be designated by the Commission as an Agency.***
- (b) Any Person who plans to act or who acts as a Processor must obtain a Processor's licence.***
- (c) Any Person who plans to produce or who produces Regulated Product must obtain a Producer's licence.***
- (d) Any Person who plans to act or who acts as a Wholesaler must obtain a Wholesaler's licence.***
- (e) Any Person who plans to operate or who operates as a Producer-Shipper must obtain a Producer-Shipper license***
- (f) Any Person who plans to act or who acts as a Commission Salesperson must obtain a Commission Salesperson's licence.***

7. Section 5 of Part XX – *Direct Manifest Sales* - is repealed and replaced with:

5. Manifest Sales shall not be made to Brokers, Wholesalers, Processors, Producers, Producer-Shippers, Commission Salespersons or to any other Persons prohibited by the Commission, as may be stipulated by the Commission.

DATED at Surrey, British Columbia, on July 16, 2008.

BRITISH COLUMBIA VEGETABLE MARKETING COMMISSION

(original signed by)

George Leroux, Chair

(original signed by)

Hugh Reynolds, Secretary