

May 29, 2020

DELIVERED BY E-MAIL

BULLETIN: IVCA Order & Appointment of Independent Director

To All Producers, Agencies and Industry Stakeholders,

The conditions that are attached to Island Vegetable Co-Operative Association's (IVCA) class III agency licence and form part of the Order issued to IVCA in the November 18, 2019 reconsideration decision have been amended as follows:

IVCA's Class I Licence be revoked and replaced with a Class III License with the following conditions:

- *An independent board member is to be appointed to the IVCA board of directors by the Commission as of May 29, 2020 and is to remain on the board until a Class I licence is re-instated or for a period of two years from May 29, 2020, whichever is the earlier;*
- *An audit is to be completed by the Commission on internal procedures, protocol and management practices within the IVCA Agency and corrective actions are implemented.*
- *IVCA is not permitted to market and sell regulated vegetables outside the regulated area as defined in the General Order.*

Effective May 29th, 2020 the Commission has also appointed Mr. Jim Collins as the independent director appointed to the IVCA board of directors. A copy of the amended Order and the terms of reference for this appointment are attached to this bulletin.

The November 18, 2019 reconsideration decision and this bulletin can be found on our webpage <http://www.bcveg.com/news-and-notices.html>.

Jim has extensive experience with the regulatory framework and held the position of Executive Director of BCFIRB for many years until his retirement in June 2016. He is currently the Chair of the BC Broiler Hatching Egg Commission and has held this position since 2017. Mr. Collins is to serve as an independent director of IVCA with all concomitant obligations owed by the Appointee to IVCA. The Appointee is not an agent of the Commission for any purpose.

Yours truly,



Andre Solymosi, General Manager

**Reconsideration of the November 18, 2019 Conditions Attached to the Order
Imposed on the Island Vegetable Co-operative Association Agency Licence**

The November 18, 2019 reconsideration decision of the 2017-12-22 Decision on Allegations of Non-Compliance by the Island Vegetable Co-Operative Association, Prokam Enterprises Ltd., and Thomas Fresh Inc. resulted in the following order placed onto Island Vegetable Co-Operative Association (IVCA):

95. Island Vegetable Co-Operative Association (IVCA) Agency Licence Class

IVCA's Class I Licence be revoked and replaced with a Class III License with the following conditions:

- IVCA production growth is limited to its current delivery allocation. Planted acreage is to yield production that is commensurate with the delivery allocation that IVCA currently manages;
- IVCA is not permitted to represent any additional or new producers of regulated vegetables;
- An independent board member is to be appointed to the IVCA board by the Commission and is to remain on the board until a Class I Licence is re-instated;
- An audit is to be completed by the Commission on internal procedures, protocol and management practices within the IVCA Agency.

The Commission's concerns that prompted the decision to restrict IVCA's production of regulated storage crop vegetables, and to prevent IVCA from taking on any new producers of regulated vegetables is to be addressed by the audit and by the appointment of an independent board member.

Therefore, the Commission is removing those conditions and amending its Order to read as follows:

IVCA's Class I Licence be revoked and replaced with a Class III License with the following conditions:

- An independent board member is to be appointed to the IVCA board of directors by the Commission as of May 29, 2020 and is to remain on the board until a Class I licence is re-instated or for a period of two years from May 29, 2020, whichever is the earlier;
- An audit is to be completed by the Commission on internal procedures, protocol and management practices within the IVCA Agency and corrective actions are implemented.
- IVCA is not permitted to market and sell regulated vegetables outside the regulated area as defined in the General Order.

Respectfully submitted on behalf of the BC Vegetable Marketing Commission,



Debbie Etsell, Chair

Issued: March 27, 2020

APPOINTMENT

WHEREAS, pursuant to an Order made by the British Columbia Vegetable Marketing Commission (the "Commission") on [date], the Commission revoked IVCA's Class I Licence and replaced it with a Class III License under certain conditions including a condition that "an independent board member be appointed to the IVCA board of directors by the Commission as of May 29, 2020 and is to remain on the board until a Class I licence is re-instated or for a period of two years from May 29, 2020, whichever is the earlier".

NOW THEREFORE:


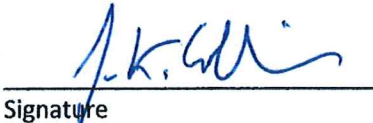
The Commission hereby appoints **Mr. Jim Collins** (the "Appointee"), and the Appointee hereby agrees to serve, as an independent board member of IVCA as of May 29, 2020 until a Class I licence is re-instated, or for a period of two years from May 29, 2020, whichever is the earlier.

The Commission will pay a maximum per diem allowance to the Appointee of \$350 for each day of meeting, even if the travel time or stay exceeds a full day (24 hours). The allowance is paid as indicated below.

- Where the Appointee attends a formal meeting lasting for less than four hours, including the actual travel time, the Appointee shall receive half of the per diem allowance.
- Where the Appointee attends a formal meeting lasting for more than four hours, including the actual travel time, the Appointee shall receive the full per diem allowance.
- No remuneration is offered for ancillary meetings or activities held before or after formal meetings or hearings. These meetings and activities are considered as being included in the per diem allowance.
- No distinction is made between attending in person and attending by electronic means (videoconference, telephone, etc.) or by any other means that can allow meeting participants to communicate adequately among themselves.
- Additional remuneration up to a per diem allowance can be offered for the time required for preparation if such work is an important part of the tasks assigned to the Appointee and is above and beyond the regular preparations for a meeting or hearing (e.g., extensive research, developing a work document, etc.).
- No remuneration is offered for activities such as reviewing the agenda, collecting information, or other regular activities held as part of preparations for a meeting. These activities are considered as being included in the per diem allowance.
- Expenses for travel to and from a Board meeting are not reimbursed.

It is acknowledged and agreed that the Appointee is to serve as an independent board member of IVCA with all concomitant obligations owed by the Appointee to IVCA. The Appointee is not an agent of the Commission for any purpose.

The Commission and the Appointee hereby acknowledge and agree to the terms of this Appointment.

<p>For the Commission</p>  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p>Debbie Etsell, Chair</p>	<p>For the Appointee</p>  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p>Signature</p>
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