



October 15, 2018

Trevor Allen  
Skye Hi Farms Inc.

Kelly & Teresa Boonstra  
Unger's Chick Sales (1974) Ltd.  
dba Coastline Chicks

Casey Van Ginkel  
dba V3 Farms

Robert & Patricia Donaldson  
dba Bradner Farms

Bill Friesen & Lillian Fehr  
dba W. Friesen Enterprises

Ken Huttema & Rob Vane  
K&R Farm Holdings Ltd.

Garrett Broach  
0802881 B.C. Ltd.

## **REGULATION OF SPECIALTY HATCHING EGG PRODUCERS – DRAFT AMENDING ORDER AND PERMIT DOCUMENTS**

This is to follow up on my September 12, 2018 letter about moving this issue forward as part of the BC Broiler Hatching Egg Commission's strategic review of the BC hatching egg sector. This includes comprehensive consultation with Asian Breeder ("specialty") hatching egg producers through "constructive engagement, cooperative information-gathering and transparency" in responding to the directions of the BC Farm Industry Review Board.

For planning and implementation purposes, this initiative has been broken down into the following segments.

1. Specialty producers in "full and current compliance with the Commission's biosecurity, food safety, premises ID and animal care orders". This has been achieved except for one outstanding corrective action on one farm.



2. Drafting an Amending Order, Exemption Permit and Flock Information Form documents. This has been completed and those documents are attached for review in upcoming (to be scheduled) meetings between the specialty producers, the undersigned and senior staff of the Commission. The Pricing and Production Advisory Committee (PPAC) is also being consulted about these drafts.
3. Consultation (during the above meetings) regarding the appointment of a specialty producer to the PPAC and whether a specialty hatchery representative should also be considered.
4. Issuing a Work Plan concerning the regulation of specialty producers (including potential new entrants) as a component of the Commission's overall strategic review. This was included in the Commission's Strategic Planning session conducted September 20-21 and a draft Strategic Plan and component work plans will be issued shortly for industry comment.

I look forward to meeting with you soon to discuss the attached drafts and next steps in the review process.

Yours truly,

A handwritten signature in black ink, appearing to read "J. Collins".

Jim Collins, Chair  
BC Broiler Hatching Egg Commission

#### Attachments

cc: Bill Vanderspek, Executive Director  
BC Chicken Marketing Board

Bryan Brandsma, President  
BC Broiler Hatching Egg Producers' Association

Ernie Silveri, President  
BC Egg Hatchery Association

Brian Bilkes, Chair  
BC Broiler Hatching Egg Commission Pricing and Production Advisory Committee

**AMENDING ORDER ?  
TO THE  
CONSOLIDATED ORDER OF MAY 1, 2016**

**MADE BY  
THE BRITISH COLUMBIA BROILER HATCHING EGG COMMISSION  
ON \_\_\_\_\_, 2018**

The British Columbia Broiler Hatching Egg Commission orders as follows:

1. *Section 1 of the Consolidated Order of May 1, 2016 is replaced with the following:*

**Purpose and Application of Order**

1. (1) The British Columbia Broiler Hatching Egg Commission (the "Commission") has approved this Consolidated Order for the purpose of promoting, regulating and controlling the production, transportation, packing, storage and marketing of Broiler Hatching Eggs, Chicks and broiler breeders.
- (2) The Consolidated Order does not apply to the production, transportation, packing, storage and marketing of:
  - (a) Asian Breeders;
  - (b) Broiler Hatching Eggs derived from Asian Breeders; and
  - (c) Chicks hatched from Broiler Hatching Eggs derived from Asian Breeders;by a person who has been issued an exemption permit pursuant to Part II.1, save for:
  - (d) Sections 1, 2, 31, 35 and 36 of the Consolidated Order;
  - (e) Schedule 5 to the Consolidated Order and the definitions related thereto;

- (f) the requirement to pay fees or charges imposed by the Commission from time to time in order to recover costs associated with the administration and enforcement of Schedule 5 to the Consolidated Order with respect to Asian Breeders, Broiler Hatching Eggs derived from Asian Breeders, and Chicks hatched from Broiler Hatching Eggs derived from Asian Breeders; and
- (g) PART II.1 of the Consolidated Order.

2. *Section 2 of the Consolidated Order of May 1, 2016 is amended by adding the following definition:*

**“Asian Breeder” means a broiler breeder:**

- (a) with yellow or black skin; and
- (b) that is used for the production of Broiler Hatching Eggs that will be hatched into Chicks marketed to licensed chicken growers for further marketing as a class of “specialty chicken” as defined in section 3.1 of the “CFC Market Development Policy – Part II: Specialty Production Policy” published by the Chicken Farmers of Canada.

3. The Consolidated Order of May 1, 2016 is amended by adding the following immediately after PART II – LICENSING:

**PART II.1 – EXEMPTION PERMIT**

**Grant of Permit**

- 7.1 (1) The Commission may issue an exemption permit with respect to the production, transportation, packing, storage and marketing of:
- (a) Asian Breeders;
  - (b) Broiler Hatching Eggs derived from Asian Breeders; and
  - (c) Chicks hatched from Broiler Hatching Eggs derived from Asian Breeders

to a person who is qualified pursuant to subsection (2).

- (2) To qualify for an exemption permit, a person must be in good standing with:
  - (a) Sections 31, 35 and 36 of the Consolidated Order;
  - (b) Schedule 5 to the Consolidated Order; and
  - (c) the requirement to pay fees or charges imposed by the Commission from time to time in order to recover costs associated with the administration and enforcement of Schedule 5 to the Consolidated Order with respect to Asian Breeders, Broiler Hatching Eggs derived from Asian Breeders, and Chicks hatched from Broiler Hatching Eggs derived from Asian Breeders; and

#### **Transfer of Permit**

- 7.2 (1) A person who has been granted an exemption permit in accordance with section 7.1 may, with the express, written approval of the Commission, transfer that exemption permit, provided that the transferee satisfies all of the requirements specified in subsection 7.1(2).

4. *Sections 38, 39 and 40 of the Consolidated Order of May 1, 2016 are replaced with the following:*

#### **Hatchery**

38. (1) No Hatchery shall receive regulated product from a Producer:
  - (a) who is not the holder of a valid and subsisting license issued by the Commission, if a valid and subsisting license is required under the Consolidated Order; and
  - (b) who does not have an allotment of Placement Quota in accordance with the Orders of the Commission, if an allotment of Placement Quota is required under the Consolidated Order.
- (2) No Hatchery shall receive regulated product from a Transporter or a Processor who is not the holder of a valid and subsisting license of the appropriate class issued by the Commission.

## **Processor**

39. (1) No Processor shall receive regulated product from a Producer:
- (a) who is not the holder of a valid and subsisting license issued by the Commission, if a valid and subsisting license is required under the Consolidated Order; and
  - (b) who does not have an allotment of Placement Quota in accordance with the Orders of the Commission, if an allotment of Placement Quota is required under the Consolidated Order.
- (2) No Processor shall receive regulated product from a Transporter or a Hatchery who is not the holder of a valid and subsisting license of the appropriate class issued by the Commission.

## **Transporter**

40. (1) No Transporter shall receive regulated product from a Producer:
- (a) who is not the holder of a valid and subsisting license issued by the Commission, if a valid and subsisting license is required under the Consolidated Order; and
  - (b) who does not have an allotment of Placement Quota in accordance with the Orders of the Commission, if an allotment of Placement Quota is required under the Consolidated Order.
- (2) No Transporter shall receive regulated product from a Hatchery or a Processor who is not the holder of a valid and subsisting license of the appropriate class issued by the Commission.

5. Section 1 of Schedule 3 to the Consolidated Order of May 1, 2016 is replaced with the following:

**Producer Levies**

1. (1) Subject to subsections (2) and (3), levies are fixed and imposed upon each Producer at a rate of \$0.020 per Saleable Chick.
- (2) Notwithstanding subsection (1), levies are fixed and imposed upon each Producer engaged in Broiler Hatching Egg production under the Small-Lot Innovative Self-Marketer Program at a rate of \$0.015 per Saleable Chick.
- (3) Notwithstanding subsection (1), levies are fixed and imposed upon each Producer engaged in the production, transportation, packing, storage and marketing of:
- (a) Asian Breeders;
  - (b) Broiler Hatching Eggs derived from Asian Breeders; and
  - (c) Chicks hatched from Broiler Hatching Eggs derived from Asian Breeders
- at a rate of \$0.015 per Saleable Chick.

6. This Order comes into effect on \_\_\_\_\_, 2018.

**DATED at Abbotsford, British Columbia, on \_\_\_\_\_, 2018**

BRITISH COLUMBIA BROILER HATCHING EGG COMMISSION

\_\_\_\_\_  
Jim Collins, Chair

**BRITISH COLUMBIA BROILER HATCHING EGG COMMISSION**

**EXEMPTION PERMIT**

This is to certify that \_\_\_\_\_, of \_\_\_\_\_, has been issued this Exemption Permit by the Commission pursuant to Part II.1 of the *Consolidated Order*.

Until this Exemption Permit is suspended, cancelled or revoked by the Commission, the production, transportation, packing, storage and marketing of Asian Breeders, Broiler Hatching Eggs derived from Asian Breeders, and Chicks hatched from Broiler Hatching Eggs derived from Asian Breeders, by \_\_\_\_\_, is not subject to the Commission's *Consolidated Order* except as otherwise provided in section 1 and Part II.1 of the *Consolidated Order*.

This Exemption Permit is valid only for so long as the holder is in good standing with all applicable provisions of the *Consolidated Order* including the requirement to pay fees or charges imposed by the Commission from time to time in order to recover costs associated with the administration and enforcement of Schedule 5 to the *Consolidated Order* with respect to Asian Breeders, Broiler Hatching Eggs derived from Asian Breeders, and Chicks hatched from Broiler Hatching Eggs derived from Asian Breeders.

This permit may be immediately revoked or cancelled by the Commission without notice in the event that the holder is not in good standing with any applicable provisions of the *Consolidated Order*.

Date: \_\_\_\_\_

\_\_\_\_\_  
Executive Director





# BRITISH COLUMBIA BROILER HATCHING EGG COMMISSION

## Asian Breeder Producer Information

Contact name: \_\_\_\_\_ Date: \_\_\_\_\_  
*Last First*

Business name: \_\_\_\_\_

Business type:  Sole Proprietorship  Partnership  Corporation

Address: \_\_\_\_\_  
*Street Apartment/Unit #*

\_\_\_\_\_ *City Province Postal Code*

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Preferred contact method:  Phone  Email

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Farm manager: \_\_\_\_\_  
*Last First*

Farm address:  Same as business address

\_\_\_\_\_ *Street Apartment/Unit #*

\_\_\_\_\_ *City Province Postal Code*

BC Premises ID: \_\_\_\_\_

Manager Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Preferred contact method:  Phone  Email

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Primary contact: \_\_\_\_\_

**Flock Information – List all\***

Barn Identifier: \_\_\_\_\_  
*Barn # BC Sub-Premises ID*

Placement Date: \_\_\_\_\_

Females placed: \_\_\_\_\_

Breed: \_\_\_\_\_

Males placed: \_\_\_\_\_

Breed: \_\_\_\_\_

Barn Identifier: \_\_\_\_\_  
*Barn # BC Sub-Premises ID*

Placement Date: \_\_\_\_\_

Females placed: \_\_\_\_\_

Breed: \_\_\_\_\_

Males placed: \_\_\_\_\_

Breed: \_\_\_\_\_

Barn Identifier: \_\_\_\_\_  
*Barn # BC Sub-Premises ID*

Placement Date: \_\_\_\_\_

Females placed: \_\_\_\_\_

Breed: \_\_\_\_\_

Males placed: \_\_\_\_\_

Breed: \_\_\_\_\_

*\*Attach a separate sheet if necessary. Indicate if a third-party pullet grower or premise is used.*

**Disclaimer and Signature**

**I certify that the information provided is true and complete to the best of my knowledge.**

Signature: \_\_\_\_\_

Date: \_\_\_\_\_