

1990, chapter 74

AN ACT TO AMEND THE FARM PRODUCERS ACT

Bill 98

Introduced by Mr Yvon Picotte, Minister of Agriculture, Fisheries and Food

Introduced 14 November 1990

Passage in principle 10 December 1990

Passage 19 December 1990

Assented to 20 December 1990

Coming into force: 20 December 1990

Act amended:

Farm Producers Act (R.S.Q., chapter P-28)





CHAPTER 74

An Act to amend the Farm Producers Act

[Assented to 20 December 1990]

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

c. P-28,
s. 1, am.

1. Section 1 of the Farm Producers Act (R.S.Q., chapter P-28) is amended by adding, at the end, the following paragraph:

Specialized
syndicate

“A syndicate constituted under the Professional Syndicates Act whose members are either producers or persons engaged in the operation of the farm of a producer and whose object is the study, defence and promotion of those of their interests which relate to the status of women or to future generations of members is considered to be a specialized syndicate.”

c. P-28,
ss. 19.1
and 19.2,
added

2. The said Act is amended by inserting, after section 19, the following sections:

Categories
of producers

“**19.1** A certified association may, by by-law, classify the producers into categories according to the legal status of their operations and designate among those categories of producers the categories whose members may be entitled to two votes and the categories whose members may vote by proxy on such conditions as it may determine.

By-law

Every by-law made under the first paragraph must be approved by the Board and be published in the *Gazette officielle du Québec*.

Execution
of by-law

“**19.2** A by-law made under section 19.1 is executory in respect of any federation or specialized federation, whether it is affiliated or not, and in respect of any producer who is a member of a syndicate or of a specialized syndicate whether or not it is affiliated with a federation or specialized federation.”

c. P-28,
s. 30, am. **3.** Section 30 of the said Act is amended by replacing the words “section 76 of the Farm Products Marketing Act” in the sixth and seventh lines by the words “Chapter IX of Title III of the Act respecting the marketing of agricultural, food and fish products”.

c. P-28,
s. 31, am. **4.** Section 31 of the said Act is amended

(1) by replacing the second paragraph by the following paragraph:

Annual
assessment “The by-law shall determine an annual assessment exigible from each producer by the certified association. The by-law may provide for the category of producers which is entitled to two votes an annual assessment not in excess of twice the amount of the annual assessment exigible from each producer.”;

(2) by replacing the words “section 76 of the Farm Products Marketing Act” in the third and fourth lines of the fourth paragraph by the words “Chapter IX of Title III of the Act respecting the marketing of agricultural, food and fish products”.

c. P-28,
s. 35, am. **5.** Section 35 of the said Act is amended by striking out the words “maximum amounts of the” in the second line.

c. P-28,
s. 35.1,
added **6.** The said Act is amended by inserting, after section 35, the following section:

Rate of
interest **“35.1** A certified association may, by by-law, fix and adjust the rate of the interest exigible by reason of a producer’s delay in paying his assessment.

By-law Every by-law made under the first paragraph must be approved by the Board and published in the *Gazette officielle du Québec*.”

c. P-28,
s. 37, am. **7.** Section 37 of the said Act is amended by replacing the words “section 76 of the Farm Products Marketing Act” in the third and fourth lines of the first paragraph by the words “Chapter IX of Title III of the Act respecting the marketing of agricultural, food and fish products”.

c. P-28,
s. 38, am. **8.** Section 38 of the said Act is amended by replacing the words “Farm Products Marketing Act, an order of the Board rendered in accordance with section 78 of the said act” in the second and third lines of the first paragraph by the words “Act respecting the marketing of agricultural, food and fish products, a regulation of the Board made under section 129 of the said Act”.

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Coming into
force

9. This Act comes into force on 20 December 1990.