

NATIONAL ASSEMBLY

FIRST SESSION

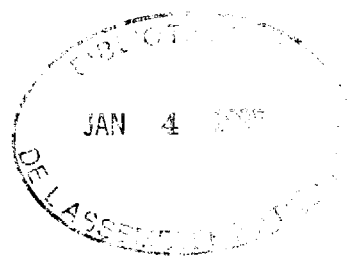
THIRTY-FIFTH LEGISLATURE

Bill 54

**An Act to amend the Crop Insurance
Act and the Act respecting farm
income stabilization insurance**

Introduction

**Introduced by
Mr Marcel Landry
Minister of Agriculture, Fisheries and Food**



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EXPLANATORY NOTES

This bill proposes various amendments to the Crop Insurance Act and the Act respecting farm income stabilization insurance.

With respect to the Crop Insurance Act, the bill authorizes the Régie des assurances agricoles du Québec to fix by regulation the terms and conditions of payment of assessments. The bill also changes the existing publication requirements for rates of assessment, discount rates and unit prices by providing that they are to be indicated on the insurance certificate issued to the insured.

The bill defines the power of the Régie to take into consideration the criterion of quality in determining the actual yield of crops insured under the collective plan. It provides that the date for tabling the annual report of the Régie des assurances agricoles du Québec is September 30.

As regards the Act respecting farm income stabilization insurance, the bill authorizes the Régie to enter into agreements with groups of participants to allow that the contributions payable under a joint plan approved by the Régie des marchés agricoles et alimentaires du Québec be deducted from the amounts of compensation paid under a plan. The bill replaces the obligation for the Régie to give the insured a certified copy of the plan by providing for the issue of an insurance certificate containing the essential elements of the insurance contract.

Lastly, the bill makes various amendments to the Acts being amended to ensure concordance.

Bill 54

An Act to amend the Crop Insurance Act and the Act respecting farm income stabilization insurance

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

CROP INSURANCE ACT

1. Section 1 of the Crop Insurance Act (R.S.Q., chapter A-30) is amended by inserting the words “quantitative and qualitative” before the word “samplings” in the first line of paragraph *e*.

2. Section 19 of the said Act is amended by replacing the word “June” in the first line of the first paragraph by the word “September”.

3. Section 23 of the said Act is replaced by the following section:

“23. The Régie may, by regulation, where it considers itself to be in possession of the necessary data, enable the producers of mixed farming crops in one or more zones or any part thereof that it determines, to insure their crops under a collective insurance plan provided for in this Act against a loss in yield due to the occurrence, while the insurance is in force, of an event insured against determined under section 24.

Mixed farming crops are also insurable under an individual insurance plan provided for in this Act.”

4. Section 28 of the said Act is repealed.

5. Section 31 of the said Act is replaced by the following section:

“31. A producer who wishes to be insured under the collective plan must register with the Régie before the final date fixed by regulation. The registration must be made on the form supplied by the Régie.”

6. Section 32 of the said Act is replaced by the following section :

“32. The Régie shall confirm the eligibility of the producer by issuing an insurance certificate within sixty days of the date of registration. The certificate must indicate, in particular, the basic rate of assessment and, where applicable, the discount rate and the unit price established for the insurance year.”

7. Section 34 of the said Act is replaced by the following section :

“34. The assessment of a producer is payable to the Régie at the time and on the terms and conditions prescribed by regulation of the Régie.”

8. Section 35 of the said Act is repealed.

9. Section 37 of the said Act is repealed.

10. Section 44 of the said Act is amended by adding, at the end of the first paragraph, the following sentence: “However, the Régie may revise upward or downward the actual yield of the zone or part of a zone to reflect the variation between the quality observed and the basic quality determined by regulation for each category of crop established in the regulation.”

11. Section 49 of the said Act is replaced by the following sections:

“49. A producer who wishes to insure his crops under an individual plan must apply therefor to the Régie before the final date fixed by regulation. The application must be made on the form supplied by the Régie.

“49.1 The assessment of a producer is payable to the Régie at the time and on the terms and conditions prescribed by regulation of the Régie.”

12. Section 52 of the said Act is replaced by the following sections:

“52. The Régie shall confirm the eligibility of the producer by issuing an insurance certificate within sixty days of the final date fixed by regulation for submitting an application. The certificate must indicate, in particular, the basic rate of assessment and, where applicable, the discount rate and the unit price established for the insurance year.

“52.1 However, where the application submitted by a producer does not meet the requirements of sections 49 and 50, the Régie shall so notify the producer before the expiry of the period of sixty days, and inform him of the conditions on which a certificate will be issued to him. The producer may submit a corrected application within fifteen days of receipt of the notice.”

13. Sections 64.5 and 64.6 of the said Act are repealed.

14. Section 64.7 of the said Act is replaced by the following sections:

“64.7 A honey producer who wishes to be insured must register with the Régie before the final date fixed by regulation. The registration must be made on the form supplied by the Régie.

“64.7.1 The assessment of a producer is payable to the Régie at the time and on the terms and conditions prescribed by regulation of the Régie.”

15. Section 64.8 of the said Act is amended by inserting the figure “27,” after the figure “26,” in the first line.

16. Section 64.20 of the said Act is amended by replacing the words and figures “30 April preceding the period described in section 64.3” by the words and figures “the time fixed pursuant to section 64.7.1”.

17. Section 74 of the said Act is amended by striking out paragraph *a*.

ACT RESPECTING FARM INCOME STABILIZATION INSURANCE

18. Section 3 of the Act respecting farm income stabilization insurance (R.S.Q., chapter A-31) is amended by replacing the third paragraph by the following paragraph:

“The Régie shall issue to each participant a certificate evidencing his participation in the scheme in which he is a participant.”

19. Section 36 of the said Act is amended by adding, at the end, the words “, in particular, for deducting contributions payable under a joint plan approved by the Régie des marchés agricoles et alimentaires du Québec from the amounts of compensation payable under a scheme.”

20. This Act comes into force on (*insert here the date of assent to this Act*).