

DFPEI 2019-05

DAIRY FARMERS OF PRINCE EDWARD ISLAND

BOARD ORDER: DFPEI 2019-05

EFFECTIVE: 31 July 2019

Under the Dairy Farmers of Prince Edward Island Regulations and under the *Natural Products Marketing Act*. R.S.P.E.I. 1988, Cap. N-3, Dairy Farmers of Prince Edward Island makes the following Order:

RAW MILK PRODUCTION AND TRANSPORTION ORDER AMENDING ORDER

Application

1. This Order amends certain provisions of Board Order DFPEI 2012-02 that pertain to the licensing of transport vehicle operators and raw milk transporters.

Definitions

2. The words herein shall have the meanings as found in the *Natural Products Marketing Act* and the Dairy Farmers of Prince Edward Island Regulations and in this Order:

(a) “bulk milk grader” is a person who is licensed by the Board to grade milk but who does not operate a transport vehicle;

(b) “bulk milk grader certificate” is a document or other communication issued by a recognized trainer that confirms the holder has successfully completed a training course or refresher course and is qualified to grade raw milk until the certificate expires;

(c) “bulk milk transporter” means a person who holds a license granted by the Board that permits them, or their employees, to pick up and transport raw milk from dairy farms and transport it to a processor or transfer depot;

(d) “transport vehicle” means a vehicle used for the transport of raw milk and includes a bulk milk truck;

(e) “transport vehicle operator” means a person, who may be a bulk milk transporter or a person employed by a bulk milk transporter, who holds a license granted by the Board that permits them to do the physical work required to grade raw milk, pick up milk on farms and transport that milk for delivery to processors or transfer depots.

Amendment

3. Subsection 9 (2) of DFPEI Order 2012-02 is hereby revoked and the following is inserted:

(2) Licenses for the transportation and grading of bulk milk shall be issued as follows:

(a) bulk milk transporters who comply with the provisions of this order and continue to do so, shall be entitled to receive a bulk milk transporter license from the Board;

(i) bulk milk transporter licenses shall be valid from the date of issue until the 31st day of August each year, or until any date specified by the Board;

(ii) a bulk milk transporter license that is granted after the first day of April may be valid until the 31st day of August of the following year; and

(iii) the fee for a bulk milk transporter license shall be fifty dollars (\$50.00);

(b) bulk milk graders and transport vehicle operators who hold a valid bulk milk graders certificate; comply with the provisions of this order; and continue to do so, shall be entitled to receive a bulk milk grader license from the Board;

i) a bulk milk grader license may not be issued for any term that extends beyond the end of the second month following the expiration of the licensee's bulk milk grader certificate;

ii) a bulk milk grader license shall be valid from the date of issue until the term that has been purchased expires, or until the last day of the second calendar month following the expiration of the licensee's bulk milk grading certificate; and

iii) the fee for a bulk milk graders license shall be twenty-five dollars (\$25.00) for one year and \$10 for each additional year or part thereof.

Transition

4. Any license issued by the Board prior to the effective date of this order shall be deemed to expire on the last day of the second month following the expiration of the licensee's bulk milk grader certificate.

Commencement

5. This Order comes into force on the 31st day of July 2019.

DATED at Charlottetown, Prince Edward Island, this 30th day of July 2019.

<Original signed by>

Harold MacNevin, Chair

<Original signed by>

Gordon MacBeath, Secretary