

1970

c 160 Farm Products Containers Act

Ontario

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CHAPTER 160

The Farm Products Containers Act

1. In this Act,

Interpre-
tation

- (a) "association" means The Ontario Bee-keepers' Association or The Ontario Fruit and Vegetable Growers' Association;
- (b) "container" includes any bag, basket, box, can, crate or other receptacle used or suitable for use in the marketing of honey, fruit or vegetables;
- (c) "licence" means a licence provided for under an order;
- (d) "manufacturer" means a person engaged in the business of manufacturing or selling containers used or suitable for use in the marketing of honey, fruit or vegetables;
- (e) "Minister" means the Minister of Agriculture and Food;
- (f) "order" means an order made under section 2;
- (g) "producer" means a person engaged in the production of honey, fruit or vegetables and includes a person engaged in the handling, packing, processing, shipping, transporting, purchasing or selling of honey, fruit or vegetables;
- (h) "product" means honey or any fruit or vegetable.
R.S.O. 1960, c. 135, s. 1; 1970, c. 49, s. 1, *amended*.

2. When the Minister receives from an association a request asking that for the purpose of defraying the expenses of the association, every producer of any product specified in the request who purchases containers therefor, be required to be licensed and to pay licence fees, the Minister, subject to the approval of the Lieutenant Governor in Council, may, if he is of the opinion that the association is fairly representative of such producers, make an order,

Establish-
ment of fund

- (a) providing for the licensing of every such producer and requiring him to pay licence fees through the manufacturer to the association and fixing the amount of such fees and the times of payment thereof;
- (b) exempting any class of producer from the order;
- (c) requiring every manufacturer who sells containers either directly or indirectly to producers to collect the licence fees from the producers and to pay them to the association;

- (d) prohibiting the association from using any licence fees for the retail or wholesale distribution or processing of the product. R.S.O. 1960, c. 135, s. 2; 1970, c. 49, s. 2.

Offence

3. Every person who contravenes any of the provisions of an order of the Minister made under this Act is guilty of an offence and on summary conviction is liable to a fine of not less than \$10 and not more than \$50 for a first offence and to a fine of not less than \$50 and not more than \$200 for a subsequent offence. R.S.O. 1960, c. 135, s. 3.