

1972

c 135 The Ministry of Agriculture and Food Amendment Act, 1972 (No. 2)

Ontario

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CHAPTER 135

**An Act to amend The Ministry of
Agriculture and Food Act**

*Assented to November 30th, 1972
Session Prorogued December 15th, 1972*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 5a of *The Ministry of Agriculture and Food Act* ^{s. 5a, re-enacted} being chapter 109 of the Revised Statutes of Ontario, 1970, as enacted by the Statutes of Ontario, 1972, chapter 82, section 1, is repealed and the following substituted therefor:

5a.—(1) Upon the recommendation of the Minister, the Lieutenant Governor in Council may, upon such terms as he considers proper, agree to guarantee and may guarantee the payment of any loan or loans or any part thereof, together with interest thereon, made to farmers for the encouragement of any branch of agriculture or food and any such guarantee may, without limiting the generality of the foregoing,

- (a) limit the amount of any individual loan to which the guarantee shall apply;
- (b) define the class or classes of farmers to whom any such loan may be made; and
- (c) define the purposes for which application may be made by farmers for any such loan.

(2) The form and manner of any such guarantee shall be such as the Lieutenant Governor in Council approves and the guarantee shall be signed by the Treasurer of Ontario and Minister of Economics and Intergovernmental Affairs who may sign as Treasurer of Ontario, or by such other officer or officers as are designated by the Lieutenant Governor in Council and, upon being so signed, the Province of Ontario

is liable for the payment of the loan or part thereof and interest thereon guaranteed according to the terms of the guarantee.

Payment of interest

- (3) Where a guarantee is given under subsection 1, the Lieutenant Governor in Council may, upon the recommendation of the Minister, authorize the payment by the Province of Ontario of the whole or any part of the interest on any such loan for the whole or any part of the term of the guarantee.

Payment of guarantee, interest

- (4) The Lieutenant Governor in Council may make arrangements for supplying the moneys necessary to fulfil the requirements of any guarantee or to provide for payment of interest under subsection 3, and to advance the amount necessary for that purpose out of the public funds of the Province.

Payment of loss sustained

- (5) Where a guarantee is given under subsection 1, the Lieutenant Governor in Council may, subject to such terms and conditions as he may prescribe, authorize the payment by the Province of Ontario out of the moneys appropriated therefor by the Legislature, of the whole or any part of the loss sustained by a person to whom a guarantee is given in collecting or attempting to collect moneys payable under a loan that is made pursuant to a guarantee and that is in default.

Payment of loss limited

- (6) Payment of loss under subsection 5 is limited to,
- (a) fees, disbursements, allowances or charges owing by the person to whom the guarantee is given to his solicitor respecting matters for which costs may be taxed under the Rules of Practice of the Supreme Court of Ontario; and
 - (b) expenses, other than those referred to in clause a, that are reasonably and necessarily incurred in the course of collecting or attempting to collect moneys payable under a loan that is made pursuant to the guarantee and that is in default.

Commencement

2. This Act shall be deemed to have come into force on the 1st day of April, 1972.

Short title

3. This Act may be cited as *The Ministry of Agriculture and Food Amendment Act, 1972 (No. 2)*.