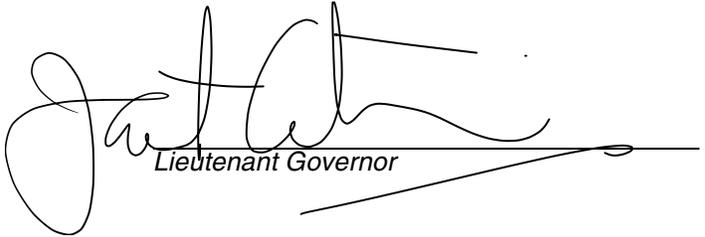


PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 439

, Approved and Ordered July 12, 2021



Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that, effective July 31, 2021, the British Columbia Vegetable Scheme, B.C. Reg. 96/80, is amended as set out in the attached Schedule.



Minister of Agriculture, Food and Fisheries



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Natural Products Marketing (BC) Act*, R.S.B.C. 1996, c. 330, ss. 2, 7, 10, 11 and 22

Other: OIC 644/80

R10509403

SCHEDULE

1 *Section 1 of the British Columbia Vegetable Scheme, B.C. Reg. 96/80, is amended by adding the following definition:*

“**scheme**” means the scheme referred to in section 2 (1).

2 *Section 3 is repealed and the following substituted:*

British Columbia Vegetable Marketing Commission

- 3** (1) A commission called the British Columbia Vegetable Marketing Commission is continued for the purpose of administering the scheme under the supervision of the Provincial board.
- (2) The commission consists of the following:
- (a) a chair appointed by the Lieutenant Governor in Council;
 - (b) at least 4 but no more than 6 members who are commercial producers, elected by the commercial producers in accordance with rules and procedures
 - (i) established and published by the commission, and
 - (ii) approved by the Provincial board before taking effect;
 - (c) 2 members who are not commercial producers, appointed by the commission using a merit-based selection process approved by the Provincial board.
- (3) Despite subsection (2) and any term of an elected member established under a practice, procedure or rule referred to in section 3 (5) or (6), as those subsections read on July 30, 2021,
- (a) an elected member who was serving on the commission as of July 30, 2021 may continue to serve on the commission until
 - (i) May 31, 2022, if the member’s term expires on or before May 31, 2022, or
 - (ii) until the member’s term expires, if the member’s term expires after May 31, 2022, and
 - (b) the term of a commercial producer who is elected, between July 31, 2021 and May 31, 2022, to serve on the commission does not begin until May 31, 2022.
- (4) Despite subsection (2) (c), the commission is deemed to be validly constituted if the terms of the persons appointed under that provision begin
- (a) no earlier than July 31, 2021, and
 - (b) no later than May 31, 2022.
- (5) Subsections (3) and (4) and this subsection are repealed effective June 30, 2022.

3 *Section 4 (2) is amended*

(a) in paragraph (c) by striking out “shall not exceed” and substituting “must not exceed”, and

(b) in paragraph (d) by striking out “British Columbia Farm Industry Review Board” and substituting “Provincial board”.