

**GRAIN FARMERS OF ONTARIO
GENERAL REGULATIONS
made under
the *Farm Products Marketing Act***

PART 1

Interpretation

1.1 In this Regulation,

“barley” means barley produced in Ontario.

“buyer” means a person who purchases grain from a producer.

“grain” means one or more of barley, grain corn, oats, soybeans and wheat.

“grain corn” means corn, other than seed corn, sweet corn or popping corn, produced in Ontario.

“local board” means Grain Farmers of Ontario.

“mixed oats and barley” means oats and barley produced in Ontario mixed together in any proportion.

“oats” means oats produced in Ontario.

“processor” means a person engaged in processing grain in Ontario.

“processing” means cleaning, drying, treating, turning, washing, grinding, roasting, rolling, pulverizing, cracking, crimping, crushing, fractionalizing, micronizing, distilling or any similar activities, and includes,

- (a) processing with or without other ingredients; and
- (b) processing or manufacturing any product in whole or in part from grain.

“soybeans” means soybeans produced in Ontario.

“wheat” means any variety of wheat produced in Ontario.

Application

2.1 This Regulation provides for the control and regulation of the producing and marketing of grain within Ontario.

Exemption

- 3.1 In accordance with Ontario Regulation 485/09, this Regulation does not apply to,
- (a) grain produced and used by a producer at his or her own farm operation; or
 - (b) grain produced and sold by a producer directly to a farm owner or operation, if the grain is intended to be used at the farm owners or operator's farm operation.

Licence Fees

- 4.1 Effective July 1 2021 every producer of wheat shall pay to the local board licence fees at the rate of \$0.75 per metric tonne plus the Grain Financial Protection Plan fee of \$0.05 per metric tonne, for a total of \$0.80 per metric tonne, taken to the third decimal point, in respect of all wheat marketed by the producer.
- 4.2 Effective July 1 2021 every producer of soybeans shall pay to the local board licence fees at the rate of \$1.28 per metric tonne, plus the Grain Financial Protection Plan Fee of \$0.10 per metric tonne, for a total of \$1.38 per metric tonne, taken to the third decimal point, in respect of all soybeans marketed by the producer.
- 4.3 Effective July 1 2021 every producer of grain corn shall pay to the local board licence fees at the rate of \$0.399 per metric tonne, plus the Grain Financial Protection Plan Fee of \$0.001 per metric tonne, for a total of \$0.40 per metric tonne, taken to the third decimal point, in respect of all grain corn marketed by the producer.
- 4.4 Effective July 1, 2021 every producer of oats shall pay to the local board license fees at the rate of \$1.36 per metric tonne, taken to the third decimal point, in respect of all oats marketed by the producer.
- 4.5 Effective July 1, 2021 every producer of barley shall pay to the local board fees at the rate of \$1.23 per metric tonne, taken to the third decimal point, in respect of all barley marketed by the producer.
- 4.6 Effective July 1, 2021 every producer of mixed oats and barley shall pay to the local board fees at the rate of \$1.36 per metric tonne, taken to the third decimal point, in respect of all mixed oats and barley marketed by the producer.

License Fee Collection

- 4.7 Every person who receives grain shall deduct from the money payable for the grain any license fees payable to the local board by the person from whom the person receives the grain, and shall forward such license fees to the local board at its office.
- 4.8 All licence fees to be deducted under section 4.7 shall be forwarded to the local board at its office at 679 Southgate Drive, Guelph, not later than the 15th day of the month following the month of the sale of the grain of the producer.

- 4.9 Interest calculated at the rate of 2% per month shall be payable by the person required to pay the fees to the local board in respect of any licence fees and arrears.
- 4.10 The local board may collect outstanding licence fees, including their recovery by way of a legal proceeding.

Information

- 5.1 Every producer, buyer, processor and any persons or bodies who assemble, offer to sell, sell, ship, store or transport grain shall register their names, business addresses and email addresses with the local board.

Barley, Grain Corn, Oat, Soybean and Wheat Information

- 6.1 Every buyer who purchases barley, grain corn, oats, soybeans or wheat from a producer shall submit to the local board by the 15th of the following month,
- i. A summary of the purchases that includes:
 - a. the producer name, farm/business name, civic address, PO Box, city/town, province, postal code, telephone number.
 - b. Settlement date (YYYY/MM/DD)
 - c. the number of dry metric tonnes, reported to the third decimal.
 - d. the price paid per metric tonne before deductions for grade, moisture, dockage and license fees.
 - e. The total for the month of metric tonnes purchased, the license fees deducted from producers and the HST
 - ii. Payment for the license fees plus HST.
 - iii. NIL reports are required where no purchases have been made during that month.
 - iv. To submit reports electronically, contact the local board for instructions at checkoff@gfo.ca and include the dealer name, dealer license number, a contact name and phone.

PART 2 – GENERAL PROVISIONS

Forms and Filings

- 5.1 (1) The forms referred to in this Regulation are attached.
- (2) Unless otherwise directed by the local board, when information is to be provided, reports made or licence fees or service charges paid, they shall be provided, made or paid to the local board at its head office at 679 Southgate Drive, Guelph, Ontario, N1G 4S2.

Revocation

5.2 General Regulations of Grain Farmers of Ontario made the 10th day of June, 2020 are hereby revoked as of the effective date, with these General Regulations being substituted therefor provided that such revocation shall not affect the previous effect of the former regulations or anything duly done or suffered thereunder or any right, privilege, obligations or liability acquired, accrued, accruing or incurred under the former Regulations or any offence committed against the former Regulations or any penalty or forfeiture or punishment incurred in respect thereof or any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment.

Effective Date

5.3 This Regulation comes into effect on the 9th day of June, 2021.

BY ORDER OF GRAIN FARMERS OF ONTARIO



Chair



Secretary