

2000

CHAPTER 38

An Act to amend *The Cattle Marketing Deductions Act, 1998*

(Assented to June 27, 2000)

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

Short title

1 This Act may be cited as *The Cattle Marketing Deductions Amendment Act, 2000*.

S.S. 1998, c.C-3.1 amended

2 *The Cattle Marketing Deductions Act, 1998* is amended in the manner set forth in this Act.

Section 3 amended

3 **Section 3 is amended in the portion preceding clause (a) by adding “or pay any amount to be paid” after “made”.**

New section 4

4 **Section 4 is repealed and the following substituted:**

“Sales in Saskatchewan

4(1) Subject to the regulations, for every head of cattle that an owner sells in Saskatchewan, a person or association prescribed in subsection (2) shall:

- (a) either:
 - (i) deduct the amount prescribed in the regulations from the proceeds of sale for each head of cattle sold; or
 - (ii) in the case of an inspector, collect from the owner the amount prescribed in the regulations for each head of cattle inspected for sale; and
- (b) remit that amount to the minister, less any commission that may be prescribed in the regulations.

(2) The following persons and associations are prescribed for the purposes of subsection (1):

- (a) an inspector;
- (b) the livestock dealer or the operator of the slaughter plant or abattoir to whom the cattle are sold;
- (c) any other person or association, including an unincorporated purebred livestock association, that conducts a sale of the cattle, where the cattle are registered or identified pursuant to the *Animal Pedigree Act* (Canada).”

Section 5 amended

5 Section 5 is amended by striking out “deduct from the proceeds of sale” and substituting “collect from the owner”.

Section 8 amended

6 Clause 8(2)(c) is repealed and the following substituted:

- “(c) the amount, for the purposes of the national account, to be:
- (i) deducted from the proceeds of sale for each head of cattle sold; or
 - (ii) collected from the owner of the cattle for each head of cattle inspected for sale”.

Section 9 amended

7 The following subsections are added after subsection 9(3):

“(3.1) Notwithstanding subsection (3), where the appropriate promotion-research agency has not been established to receive moneys apportioned to the national account or has ceased to exist, the minister may:

- (a) subject to subsection (3.2), enter into any agreement with any person, agency, organization, institution or body that, in the minister’s opinion, represents the national interests of the cattle industry; and
- (b) pay all or some of the moneys apportioned to the national account to that person, agency, organization, institution or body in accordance with that agreement.

“(3.2) Any agreement entered into pursuant to clause (3.1)(a) must specify:

- (a) the duties and powers of the person, agency, organization, institution or body;
- (b) the manner in which the interests of Saskatchewan cattle producers are to be represented by the person or in the constitution of the agency, organization, institution or body; and
- (c) the portion of the national account that is to be remitted, and the timing of remittances, by the province from the national account to the person, agency, organization, institution or body”.

Section 11 amended

8 Clause 11(2)(b) is repealed and the following substituted:

- “(b) the appointment of representatives to represent the interests of Saskatchewan cattle producers:
- (i) in any promotion-research agency in accordance with an agreement made pursuant to section 8; or
 - (ii) in any agency, organization, institution or body in accordance with an agreement made pursuant to subsection 9(3.2)”.

Section 12 amended

9(1) Subsection 12(1) is amended in the portion preceding clause (a) by adding “or collections” after “deductions”.

(2) Subsection 12(2) is amended by adding “or collections” after “deductions”.

Section 18 amended

10(1) The following subsection is added after subsection 18(1):

“(1.1) Every owner who fails to make a payment to an inspector in accordance with this Act or the regulations is guilty of an offence”.

(2) Subsection 18(2) is amended by adding “or any person or association prescribed in clause 4(2)(c)” after “abattoir”.

Section 23 amended

11 Section 23 is amended:

(a) in clause (b) by adding “or collected” after “deducted”;

(b) in clause (d) by striking out “and operators of slaughter plants and abattoirs” and substituting “, operators of slaughter plants and abattoirs, and any person or association prescribed in clause 4(2)(c)”;

(c) in clause (e) by striking out “and to operators of slaughter plants and abattoirs” and substituting “, operators of slaughter plants and abattoirs, and any person or association prescribed in clause 4(2)(c)”; **and**

(d) by adding the following clause after clause (j):

“(j.1) exempting any sales or category of sales of cattle from the provisions of this Act or the regulations”.

Coming into force

12 This Act comes into force on assent.

