

Egg Farmers of Nova Scotia Pullet Regulations
made under subsection 9(1) and clause 11(d) of the
Natural Products Act
R.S.N.S. 1989, c. 308
O.I.C. 86-733 (July 2, 1986), N.S. Reg. 145/1986
amended to N.S. Reg. 324/2022 (effective December 14, 2022)

1.00 These regulations may be cited as the *Egg Farmers of Nova Scotia Pullet Regulations*.

1.01 (a) In these regulations, unless the context otherwise requires, the words or terms defined in Section 2 of the Egg Farmers of Nova Scotia Marketing Plan shall have the meanings ascribed to them there, except that for the purposes of these Pullet Regulations, the term “quota holder” shall mean a producer who holds a quota issued by the Commodity Board for the production or marketing of pullets evidenced by a valid and current quota certificate issued by the Commodity Board.

(b) In these regulations unless the context otherwise requires,

(i) “commercial quota” means a quota issued by the Commodity Board which entitles the holder thereof to produce pullets for the purpose of marketing and thereafter to market the pullets so produced. A producer to whom a valid and current commercial quota has been issued by the Commodity Board shall be referred to as a “commercial quota holder”;

(ii) “non-commercial quota” means a quota issued by the Commodity Board which entitles the holder thereof to produce pullets for his own use only. A producer to whom a valid and current non-commercial quota has been issued by the Commodity Board shall be referred to as a “non-commercial quota holder”;

(iii) “quota” means either a commercial quota or non-commercial quota.

1.02 (a) Everyone who produces more than two hundred (200) pullets in any calendar year, unless he is either a commercial quota holder or a non-commercial quota holder, is guilty of a violation of this regulation and the Plan.

(b) Everyone who produces and markets more than two hundred (200) pullets in any calendar year, unless he is a commercial quota holder, is guilty of a violation of this regulation and the Plan.

1.03 (a) Every commercial quota holder who produces more pullets in a calendar year than permitted by his quota pursuant to Section 1.04 or Section 1.05 is subject to an over-quota penalty of \$1.00 per pullet overproduced.

(b) Every non-commercial quota holder who produces more pullets in a calendar year than permitted by his quota shall be subject to an over-quota penalty of one dollar (\$1.00) per pullet overproduced.

- (c) Notwithstanding subsections (a) and (b) hereof, no quota holder shall be liable to an over-quota penalty if his overproduction results solely from the fact that he had three pullet flocks in the calendar year and if each of the three flocks were approximately equal to the other two.

1.04 The Commodity Board shall issue commercial quotas and non-commercial quotas on the basis of its records relating to the “pullet quotas” which were previously issued in the year 1972 pursuant to Section 3(f) of the Plan with such modifications by transfer, further issuance of quota, cancellation of quota or otherwise as may have been approved by the Commodity Board since that time.

1.05 After quota is issued in accordance with Section 1.04, the Commodity Board may do any of the following on the basis of its determination of the needs of the egg and pullet industry as a whole:

- (i) issue further quota;
- (ii) reduce quota;
- (iii) request that the quota holder provide to the Commodity Board its intentions for the unused quota.

1.06 [repealed]

- 1.07** (a) Quota is issued by the Commodity Board in relation to the facilities of a producer as shown to the Commodity Board at the time the Certificate of Quota is issued and is not transferrable to other facilities of the producer without the approval of the Commodity Board.
- (b) Similarly, quota is issued by the Commodity Board to the producer named in the Certificate of Quota and is not transferrable to another producer, even should he acquire the same facilities, without the approval of the Commodity Board.
- (c) A commercial quota holder who wishes to sell or otherwise transfer all or any part of his commercial quota without facilities shall apply to the Commodity Board for approval stating the amount of quota to be transferred and the address or location of the facilities to which the transfer is proposed and no sale or transfer of such quota shall be valid unless it is first approved in writing by the Commodity Board.
- (d) Where commercial quota is transferred pursuant to subsection (c) hereof to an egg producer, the commercial quota so transferred shall become non-commercial pullet quota and shall be issued by the Commodity Board as such and such quota shall not thereafter be used as commercial quota.

1.08 A commercial quota holder or a non-commercial quota holder must not raise pullets until a Pullet Placement Permit has been approved and obtained from the Commodity Board.

1.09 Everyone engaged in the production or marketing of pullets shall, upon request by the Commodity Board, furnish to the Commodity Board or any duly authorized agent of the Commodity Board for that purpose, any information relating to his production, raising, transporting and marketing of pullets as may be required.

1.10 Each commercial quota holder and non-commercial quota holder must pay to the Commodity Board a fee of \$0.015 per pullet produced.

Legislative History Reference Tables

Egg Farmers of Nova Scotia Pullet Regulations

N.S.
Reg. 145/1986

Natural Products Act

Note: The information in these tables does not form part of the regulations and is compiled by the Office of the Registrar of Regulations for reference only.

Source Law

The current consolidation of the *Egg Farmers of Nova Scotia Pullet Regulations* made under the *Natural Products Act* includes all of the following regulations:

N.S. Regulation	In force date*	How in force	Royal Gazette Part II Issue
145/1986	Jul 1, 1986	date specified	Jul 17, 1986
143/1989	Jul 18, 1989	date made	Aug 10, 1989
85/2001	Jul 5, 2001	date specified	July 27, 2001
62/2014	Apr 11, 2014	date specified	May 16, 2014
324/2022	Dec 13, 2022	date specified	Dec 30, 2022

The following regulations are not yet in force and are not included in the current consolidation:

N.S. Regulation	In force date*	How in force	Royal Gazette Part II Issue
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*See subsection 3(6) of the *Regulations Act* for rules about in force dates of regulations.

Amendments by Provision

ad. = added
am. = amended

fc. = fee change
ra. = reassigned

rep. = repealed
rs. = repealed and substituted

Provision affected	How affected
1.00.....	ad. 324/2022 ¹
1.01.....	am. 324/2022
1.01(a).....	am. 85/2001
1.02(a)-(b).....	am. 62/2014
1.03(a).....	rs. 324/2022
1.05.....	rs. 324/2022
1.06.....	rep. 324/2022
1.07(c)-(d).....	rs. 143/1989
1.08.....	rs. 324/2022
1.10.....	rs. 324/2022
“quota-holder” replaced with “quota holder”	am. 85/2001

Note that changes to headings are not included in the above table.

Editorial Notes and Corrections

Note	Effective date
1 Title of regulations amended from <i>Nova Scotia Egg Producers’ Pullet Regulations</i> .	Dec 13, 2022

Repealed and Superseded

N.S. Regulation Title	In force date	Repealed date
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Note: Only regulations that are specifically repealed and replaced appear in this table. It may not reflect the entire history of regulations on this subject matter.