

**Alberta Canola Producers Commission Regulatory Review Project Summary**

<b>Current Marketing Regulation</b>	<b>New Marketing Regulation</b>	<b>Information or Rationale</b>
<p><b>Collection of service charge</b> 4 ... (3) Any person required to collect and pay to the Commission the service charge payable by a producer must, when that person pays the service charge to the Commission, provide to the Commission, in respect of that producer, a summary detailing (a) the amount of regulated product acquired from the producer, (b) the amount of service charge being paid on behalf of the producer, (c) the name and address of the producer, and (d) the Canadian Wheat Board identification number, if available. ...</p>	<p><b>Collection of service charge</b> 4 ... (3) Any person required to collect and pay to the Commission the service charge payable by a producer must, when that person pays the service charge to the Commission, provide to the Commission, in respect of that producer, a summary detailing (a) the amount of regulated product acquired from the producer, (b) the amount of service charge being paid on behalf of the producer, (c) the name and address of the producer, and (d) the identification number assigned to the producer by the dealer, if available. ...</p>	<p>The proposed modifications in subsection (d) support current Alberta Canola and dealer operating practices (the Canadian Wheat Board is no longer a legal entity).</p>
<p><b>Refund of service charges</b> 5(1) Any service charge that is paid by or on behalf of a producer must be refunded to the producer on request of the producer. (2) A request for a refund of the service charge must (a) be made in writing on a form that is provided by or acceptable to the Commission, and (b) contain the following information:     (i) the producer's name;     (ii) the producer's mailing address and telephone number;</p>	<p><b>Refund of service charges</b> 5(1) A service charge paid by or on behalf of a producer is refundable to the producer on request of the producer in accordance with this section. (2) A request for a refund of the service charge must (a) be made in writing on a form that is provided by or acceptable to the Commission, and (b) contain the following information:     (i) the producer's name;     (ii) the producer's mailing address and telephone number;</p>	<p>The amendments will align language between other commission regulations and create clarity throughout the provision.</p>

Current Marketing Regulation	New Marketing Regulation	Information or Rationale
<p>(iii) the producer's identification number, if available;</p> <p>(iv) the quantity of regulated product sold;</p> <p>(v) the name and address of any dealer who collected the service charge on behalf of the producer;</p> <p>(vi) any specifics of the refund request.</p> <p>(3) Requests for refunds must be received by the Commission at its head office</p> <p>(a) prior to the end of August, for service charges collected during the period commencing on the previous February 1 and ending on July 31, and</p> <p>(b) prior to the end of February, for service charges collected during the period commencing on the previous August 1 and ending on January 31.</p> <p>(4) Any request for a refund that is not received by the Commission within the time periods specified under subsection (3) shall not be considered by the Commission and the producer is not entitled to a refund in respect of the service charges in question.</p> <p>(5) Notwithstanding subsection (4), the Board of Directors may, if it is satisfied that extenuating circumstances exist that warrant its doing so, consider an application for a refund that is received after the applicable time period referred to in subsection (3).</p>	<p>(iii) the producer's identification number, if available;</p> <p>(iv) the quantity of regulated product sold;</p> <p>(v) the name and address of any dealer who collected the service charge on behalf of the producer;</p> <p>(vi) any other information requested by the Commission.</p> <p>(3) A request for a refund must be received by the Commission at its office</p> <p>(a) prior to the end of August, for a service charge collected during the period commencing on the previous February 1 and ending on July 31, and</p> <p>(b) prior to the end of February, for a service charge collected during the period commencing on the previous August 1 and ending on January 31.</p> <p>(4) Subject to subsection (5), a request for a refund that does not comply with subsections (2) and (3) shall not be considered by the Commission and the producer is not entitled to a refund in respect of the service charge in question.</p> <p>(5) The Commission may consider a request for a refund that does not comply with subsections (2) or (3) if the Commission is satisfied that extenuating circumstances exist that warrant it doing so and may</p> <p>(a) refund the service charge in question, or</p>	

Current Marketing Regulation	New Marketing Regulation	Information or Rationale
<p>(6) The Commission must refund the service charge to the producer</p> <p>(a) within 90 days after the end of the period in which the request for a refund of the service charges is received in accordance with subsection (3), or</p> <p>(b) within 90 days after receipt of the request for a refund, in a case where the request is received and considered under subsection (5).</p>	<p>(b) refuse to refund the service charge in question.</p> <p>(6) The Commission must refund the service charge to the producer</p> <p>(a) within 90 days after the end of August, if the request complies with subsection (2) and was received in accordance with subsection (3)(a),</p> <p>(b) within 90 days after the end of February, if the request complies with subsection (2) and was received in accordance with subsection (3)(b), or</p> <p>(c) within 90 days after receipt of the request, if the request was considered and the service charge is to be refunded under subsection (5).</p>	
<p><b>Application for dealer's licence</b></p> <p><b>7</b></p> <p>...</p> <p>(2) An applicant for a dealer's licence must provide to the Commission in a form prescribed by the Commission</p> <p>(a) the name, telephone number and mailing address of the applicant,</p> <p>(b) the address of the applicant, if it is different from the mailing address, and</p> <p>(c) such other information as the Commission may require.</p>	<p><b>Application for dealer's licence</b></p> <p><b>7</b></p> <p>...</p> <p>(2) An applicant for a dealer's licence must provide to the Commission in a form prescribed by the Commission</p> <p>(a) the name, telephone number and mailing address of the applicant,</p> <p>(b) the address of the applicant, if it is different from the mailing address, and</p> <p>(c) any other information requested by the Commission.</p>	<p>The amendments will align language between other commission regulations and clarify subsection (c).</p>
<p><b>Suspension or cancellation of dealer's licence</b></p> <p><b>13</b></p> <p>...</p> <p>(5) If the Commission refuses to grant a licence or cancels, suspends or refuses to</p>	<p><b>Suspension or cancellation of dealer's licence</b></p> <p><b>13</b></p> <p>...</p> <p>(5) If the Commission refuses to grant a licence or cancels, suspends or refuses to renew a licence, the person who was refused</p>	<p>The Alberta Regulation number for the Review and Appeal Regulation needs updating.</p>

Current Marketing Regulation	New Marketing Regulation	Information or Rationale
<p>renew a licence, the person who was refused a licence or whose licence was suspended or cancelled  (a) must, on receiving notice of the Commission’s decision, immediately cease carrying on the activity authorized by the licence, and  (b) may make an application to the Commission pursuant to Part 5 of the Act and the <i>Review and Appeal Regulation</i> (AR 84/2012).</p>	<p>a licence or whose licence was suspended or cancelled  (a) must, on receiving notice of the Commission’s decision, immediately cease carrying on the activity authorized by the licence, and  (b) may make an application to the Commission pursuant to Part 5 of the Act and the <i>Review and Appeal Regulation</i> (AR 199/2016).</p>	
<p><b>Expiry</b>  22 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on May 31, 2024.</p>	<p><b>Expiry</b>  22 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on May 31, 2030.</p>	<p>The expiry date will be extended to align with the Commission’s other regulations.</p>