

Chicken Farmers of Ontario
Family Food Regulation
No. 2534-2015

Made under: The *Farm Products Marketing Act*

Effective: August 25, 2015

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Section 1: Definitions

1.01 In this Regulation,

- a) “*Broker dealer*” means a facility that markets chicks other than a hatchery;
- b) “*Chicken*” means a chicken or any class or part thereof produced from the egg of a domestic hen;
- c) “*Custom processed*” means processing of chicken pursuant to an arrangement whereby the person who produced the chicken receives the chicken after processing and retains ownership to and title in the chicken;
- d) “*Custom Processor*” means a person who slaughters chicken and who is licenced by CFO and possesses a valid federal or provincial meat inspection licence;
- e) “*Family Food*” means chicken grown for home consumption by a family food grower and/or chicken marketed by a family food grower at their farm-gate;
- f) “*Family Food Grower* ” means a person registered with Chicken Farmers of Ontario (“CFO”) and permitted by CFO to produce and market no more than 300 chickens on an annual basis while being exempt from the requirement of being allotted a quota by CFO for the producing and marketing of chicken;

- g) *"Family Food Grower Registry"* means the online Family Food Grower database maintained by CFO on its website;
 - h) *"Hatchery"* means a facility which hatches or markets chicks;
 - i) *"Infectious poultry disease"* means a disease to which chicken is susceptible and which can be readily transmitted to chicken and includes, but is not limited to, Avian Influenza, Newcastle Disease, Fowl Typhoid, Pullorum and Infectious Laryngotracheitis;
 - j) *"Premises"* means a parcel or lot of real property as identified by a Property Identification Number or, in the absence thereof, by another legal description by lot and/or parcel number or similar legal description or by other appropriate description using metes and bounds coordinates including the buildings existing on such real property upon which chicken is produced and from which chicken is marketed by a Family Food Grower;
 - k) *"Producing"* means having the care, control or possession of chicken and *"produced"*, *"produce"* and *"production"* have corresponding meanings; and
 - l) *"Marketing"* includes advertising, assembling, buying, financing, offering for sale, packing, processing, selling, shipping, storing, transporting and weighing, and *"market"* and *"marketed"* have corresponding meanings.
- 1.02 Other words and phrases used in this Regulation shall have the same meaning as found in the Words & Meanings Regulation made by CFO.

Section 2: Application of Regulation

- 2.01 This Regulation provides for the control and regulation in any or all respects of, the producing or marketing within Ontario of no more than 300 chickens annually, including the prohibition of such producing and marketing in whole or in part, for the purpose of
- a) the family food consumption of chicken; or
 - b) the marketing of chicken at the family food grower premise.

Section 3: Hatchery and Broker Dealers

- 3.01 Every hatchery and/or broker dealer at the time of sale of chicks shall complete a Form 300 and provide the Family Food Grower with a true copy thereof in relation to the chicks being purchased. The hatchery and broker dealer shall ensure that the Form 300 is complete and accurate in all respects including:
- a) the emergency or street number, road name, township or city and, postal code of the premises where the chicken is to be produced; and

- b) contact last name, first name, home phone number, alternate number (cell phone, work phone), fax number and email address and if different from the premises where the chicken is produced, mailing address consisting of street name and number, city, province and postal code.
- 3.02 When completing a Form 300, a person must provide all relevant information to Chicken Farmers of Ontario, a hatchery or a broker dealer. Once the Form 300 is complete and filed with CFO, the person shall be deemed to be registered as Family Food Grower under this Regulation.
- 3.03 At the time the chicks are sold, every hatchery and/or broker dealer who sells directly to Family Food Growers shall report the sale of chicks to Chicken Farmers of Ontario by completing a Form 300 electronically on Chicken Farmers of Ontario website that will automatically generate and file the weekly Broiler Placement Report in Form 1B.
- 3.04 A broker dealer who does not generate a form 1B or a Custom Processor who does not generate a 68B electronically may be subject to a service charge due to the additional administration costs incurred by CFO.

Section 4: Family Food Growers

- 4.01 A Family Food Grower may produce and market chicken without being allotted a quota by CFO, provided that:
- a) no more than 300 chickens may be produced by the Family Food Grower in each calendar year;
 - b) no more than 300 chickens may be produced for consumption by the Family Food Grower or marketed by the Family Food Grower in each calendar year;
 - c) only chicken produced at the premises may be marketed;
 - d) all chicken marketed at the premises must be purchased by persons who attend at the premises and purchase the chicken for their personal family consumption;
 - e) once a premise has been utilized for the production of chicken in accordance with this Regulation in a calendar year, it may not be used again for such purpose by the Family Food Grower or any other person until the following calendar year;
 - f) no Family Food Grower may market or offer to market chicken to a processor or any person engaged in the business of purchasing or selling chicken.
 - g) all chicken produced to be marketed shall be marketed on or before December 31, in each year.
- 4.02 Every Family Food Grower shall pay to CFO a service charge in an amount as may be determined by CFO.

- 4.03 Every Family Food Grower shall produce chicken in accordance with the Canadian Food Inspection Agency publication “*Bird Health Basics: How to Prevent and Detect Disease in Backyard Flocks and Pet Birds*”.
- 4.04 All producing and marketing of chicken by a Family Food Grower shall be solely at the risk and expense of such Family Food Grower who is responsible for any claims arising from the producing or marketing of chicken, including but not limited to product liability claims.

Section 5: Custom Processors

- 5.01 Every Family Food Grower who has chicken custom processed shall provide a complete and accurate true copy of the Form 300 to the custom processor with respect to the chicken being custom processed prior to the chicken being custom processed. The custom processor shall retain the copy of the Form 300 for a period of one year from the date of processing and make it available for inspection upon request by an Inspector appointed by CFO under section 3(1) (g) of the *Farm Products Marketing Act*.
- 5.02 Every custom processor shall file with CFO a complete and accurate Form 68B Custom Processing Report by no later than the seventh day of the month following the month in which the chicken was custom processed as required in CFO’s General Regulation.

Section 6: Infectious Poultry Disease

- 6.01 Every Family Food Grower who is aware of or suspects the presence of an infectious poultry disease on the premises where the chicken is being produced must:
- a) consult immediately with a qualified veterinarian;
 - b) immediately notify Chicken Farmers of Ontario;
 - c) control movement of personnel, equipment and vehicles to and from the premises;
 - d) keep a record of visitors and all movement on and off the premises;
 - e) isolate the chicken from other poultry, livestock, wild birds and waterfowl; and
 - f) authorize and consent to the release of disease related information by the Ontario Ministry of Agriculture, Food and Rural Affairs, the Canadian Food Inspection Agency as well as the attending veterinarian and the University of Guelph – Animal Health Laboratory to CFO for the purpose of controlling the disease incident.

Section 7: Compliance

- 7.01 Every hatchery and broker dealer, family food grower, and custom processor are responsible for understanding all applicable CFO policies and regulations and for all compliance with all other federal, provincial, territorial, regional, municipal or other governmental boards or agency requirements, including but not limited to, environmental and food safety Regulations pertaining to the producing or marketing of chicken and any requirement of a local health authority with regard to the storage, handling and sale of chicken.
- 7.02 CFO, as the steward and regulator, will duly appoint persons who may:
- a) inspect the books, records, documents, lands and premises and any chickens of persons engaged in producing and marketing chickens under this Regulation; and
 - b) enter on lands or premises used for the producing of chickens and perform a count of chickens.

Section 8: Failure to Comply

- 8.01 CFO may terminate the exemption provided to a Family Food Grower pursuant to this Regulation in the event such Family Food Grower is found to have contravened any or all of the provisions of this Regulation or any other Regulation, policy, order and direction of CFO.

Section 9: Periodic Review

- 9.01 This Regulation may be reviewed by CFO at any time and may be revised or revoked as CFO may deem appropriate.

Section 10: Revocation

- 10.01 CFO Regulation No. 2484-2014 made by CFO on the 24th day of April 2014 is revoked on the day this regulation becomes effective.

Section 11: Effective Date

- 11.01 This Regulation comes into effect on the 25th day of August, 2015.

CHICKEN FARMERS OF ONTARIO



Chair



Secretary

Dated at Burlington, Ontario, this 25th day of August, 2015.
