



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-SEVENTH LEGISLATURE

Bill 137

An Act respecting reserved designations and added-value claims

Introduction

**Introduced by
Mr. Laurent Lessard
Minister of Agriculture, Fisheries and Food**

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EXPLANATORY NOTES

This bill replaces the Act respecting reserved designations. Its purpose is to regulate the use of designations and claims identifying agricultural, aquacultural and other food products intended for sale, and to establish the Conseil des appellations réservées et des termes valorisants for that purpose. The functions of the Board include accrediting certification bodies, holding consultations on the proposed specifications or characteristics of the products concerned, and advising the Minister on the recognition of reserved designations or the authorization of added-value claims.

The bill gives the Minister the power to recognize reserved designations, to authorize added-value claims by regulation and to define the standards to be met by products in order to qualify for those designations or claims. It grants the exclusive right to use a recognized reserved designation or authorized added-value claim to the parties registered with an accredited certification body, which certifies the products concerned as compliant with the applicable specification manual or with the regulation of the Minister.

In addition, the bill grants the Board the inspection and seizure powers necessary to regulate the use of the designations under its authority. It grants the Minister the regulatory powers necessary to administer the Act and, particularly, to determine criteria and requirements for the recognition of reserved designations and for the accreditation of certification bodies.

Lastly, the bill prescribes offences and penalties to permit enforcement and contains transitional provisions.

LEGISLATION REPLACED BY THIS BILL:

- Act respecting reserved designations (R.S.Q., chapter A-20.02).

Bill 137

AN ACT RESPECTING RESERVED DESIGNATIONS AND ADDED-VALUE CLAIMS

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

CHAPTER I

OBJECT AND PRINCIPLES

1. The object of this Act is to regulate the use of designations and claims that highlight the origin of a product or a special characteristic of a product such as its method of production or specificity.

2. In this Act, “product” means an agricultural, aquacultural or other food product that is intended for sale.

3. A reserved designation falls into one of the following three classes:

(1) reserved designations relating to a method of production and to organic farming in particular;

(2) reserved designations relating to a link with a terroir, such as protected designations of origin and protected geographical indications;

(3) reserved designations relating to specificity.

4. An authorized added-value claim identifies a special characteristic of a product, generally a method of production or preparation, that is sought by the consumer.

5. To qualify for a reserved designation, a product must be certified by an accredited certification body as compliant with a specification manual.

To qualify for an added-value claim, a product must be certified by an accredited certification body as compliant with standards defined by regulation of the Minister.

6. Recognition of a reserved designation or authorization of an added-value claim grants the parties registered with an accredited certification body the exclusive right to use the designation or claim, on the conditions set by that certification body.

CHAPTER II

CONSEIL DES APPELLATIONS RÉSERVÉES ET DES TERMES VALORISANTS

7. A reserved designations and added-value claims board (“the Board”) is established under the name “Conseil des appellations réservées et des termes valorisants”.

The Board is a legal person.

8. The Board has its head office in the city of Québec. It may hold its meetings anywhere in Québec.

9. The mission of the Board is

(1) to accredit certification bodies that comply with the applicable accreditation manual;

(2) to advise the Minister on the recognition of reserved designations;

(3) to advise the Minister on the authorization of added-value claims and issue advisory opinions on the special characteristics of products that may qualify for those claims;

(4) to monitor the use of recognized reserved designations and authorized added-value claims; and

(5) to hold consultations, particularly prior to recommending the recognition of a reserved designation or the authorization of an added-value claim and prior to issuing advisory opinions on the special characteristics of products that may qualify for those claims.

10. To that end, the functions of the Board are

(1) to prepare, in accordance with the regulations of the Minister, an accreditation manual setting out the standards and criteria against which it will assess applications for accreditation;

(2) to monitor accredited certification bodies, and see that they apply and enforce certification standards and have the necessary resources to exercise adequate supervision, as provided for in the applicable accreditation manual, over the activities of users of recognized reserved designations and authorized added-value claims and to verify the products they certify; and

(3) to see that the parties registered with an accredited certification body comply with the rules for using recognized reserved designations and authorized added-value claims.

The Board may, for the purposes of those functions, impose a contribution on accredited certification bodies to cover its operating costs.

11. The Board is composed of seven members, including a chair and executive director.

The Government appoints two members, including the chair and executive director. The Conseil de promotion de l'agroalimentaire québécois incorporated by letters patent issued under Part III of the Companies Act (R.S.Q., chapter C-38) appoints a member from each of the following groups:

- (1) producers;
- (2) processors;
- (3) distributors;
- (4) consumers; and
- (5) producers of products that contain alcohol.

The Conseil de promotion de l'agroalimentaire québécois chooses each of these five members from among the candidates proposed by the representative associations for each group; the representative associations for each group propose three to five candidates.

If the Conseil de promotion de l'agroalimentaire québécois fails to make those appointments, the Minister designates another legal person with similar activities.

12. The members of the Board are appointed for a term not exceeding three years in such a manner that two positions on the Board become vacant each year. On the expiry of their term, the members remain in office until replaced or reappointed.

13. A member of the Board may resign by sending a written notice of resignation to the Minister.

14. The Board must establish the following three committees:

- (1) a standards committee whose functions are to prepare an accreditation manual in keeping with the criteria and requirements prescribed by regulation of the Minister with which certification bodies must comply in order to obtain accreditation, to assess the capacity of certification bodies to administer a certification program and to recommend certification bodies to the Board for accreditation;

(2) a certification committee whose functions are to assess specification manuals and, at the Minister's request, the standards to be defined by regulation of the Minister, to assess the inspection plans of certification bodies, to recommend certification bodies to the Board for accreditation, to ensure that they comply with the standards and criteria set out in the applicable accreditation manual prepared by the Board, and to examine the advisability of holding consultations on proposed amendments to a specification manual and make its recommendation to the Board; and

(3) a surveillance committee whose functions are to monitor the use of recognized reserved designations and authorized added-value claims and to recommend to the Board the institution of any appropriate proceedings to prevent the unlawful use of those designations and claims.

15. The chair and executive director is responsible for the administration and general management of the Board. The position of chair and executive director is a full-time position.

The chair and executive director calls and presides at meetings of the Board and sees to the proper conduct of business. The chair and executive director, if absent or unable to act, is replaced by the member designated by the chair and executive director. If that member or another member is absent or unable to act, the Government may appoint a replacement.

16. The chair and executive director is entitled to remuneration and employment benefits in accordance with the standards and scales set by the Government.

The other members of the board of directors receive no remuneration. They are entitled, however, to the reimbursement of expenses incurred in the exercise of their functions on the conditions and to the extent determined by the internal by-laws.

17. The Board may appoint a secretary and hire the personnel it requires to carry out its functions.

The secretary of the Board and the other members of its personnel are appointed in accordance with the staffing plan established by by-law of the Board.

The Board determines the standards and scales of remuneration, employment benefits and other conditions of employment of the members of its personnel by by-law, subject to the provisions of a collective agreement.

18. The quorum at meetings of the Board is the majority of its members, including the chair and executive director or the person replacing the chair and executive director.

Decisions of the Board are made by a majority vote of the members present. In the case of a tie vote, the person presiding at the meeting has a casting vote.

19. No member of the Board other than the chair and executive director may have a direct or indirect interest in a certification body.

A member other than the chair and executive director who has a direct or indirect interest in an enterprise causing the member's personal interest to conflict with the interest of the Board must, on pain of forfeiture of office, disclose the interest in writing and abstain from participating in any decision involving the enterprise.

20. The members of the Board may waive notice of a meeting. Attendance at a meeting constitutes a waiver of notice, unless the members are present for the sole purpose of contesting the legality of the meeting.

21. The members of the Board may, in the cases and on the conditions specified in the internal by-laws, take part in a meeting of the Board from separate locations by means of equipment allowing all of them to communicate directly with one another.

22. Written resolutions, signed by all the members of the Board, have the same value as if they had been adopted during a meeting of the Board.

23. The minutes of the meetings of the Board, approved by the Board and certified by the chair and executive director or the secretary, are authentic. The same applies to documents and copies of documents emanating from the Board or forming part of its records, if they are so certified.

24. An intelligible transcription of a decision or other data stored by any technological means is a document of the Board and is evidence of its contents if it is certified by a person referred to in section 23.

25. A deed, document or writing is binding on and may be attributed to the Board only if it is signed by the chair and executive director or the secretary.

26. The internal by-laws of the Board may, subject to specified conditions, allow a signature to be affixed by means of an automatic device or a facsimile of a signature to be engraved, lithographed or printed on specified documents. However, the facsimile has the same force as the signature itself only if the document is countersigned by a person referred to in section 23.

27. If the secretary or a member of the personnel of the Board has a direct or indirect interest in an enterprise causing that person's personal interest to conflict with the interest of the Board, the person must, on pain of dismissal, disclose the interest in writing to the chair and executive director.

28. No judicial proceedings may be brought against a member, the secretary or the personnel of the Board for an act done in good faith in the exercise of their functions.

29. Any information held by the Board for the purposes of this Act and required for the purposes of section 4 of the Food Products Act (R.S.Q., chapter P-29) or a regulation under paragraph *e*, *h* or *m* of section 40 of that Act must be sent to the Minister.

CHAPTER III

REGULATORY MEASURES

DIVISION I

RECOGNITION AND AUTHORIZATION

30. When one or more certification bodies have demonstrated to the Board that they meet the standards and criteria set out in the applicable accreditation manual and have provided the documents and information required by regulation of the Minister, the Minister, on the recommendation of the Board,

(1) recognizes the reserved designation concerned; or

(2) makes a regulation to authorize an added-value claim and define the standards with which products must comply in order to qualify for it.

If the reserved designation or added-value claim is for a product that contains alcohol within the meaning of the Act respecting offences relating to alcoholic beverages (R.S.Q., chapter I-8.1), the Minister must, in addition, obtain the opinion of the Minister responsible for the administration of that Act and the opinion of the Minister responsible for the administration of Divisions III and IV of the Act respecting the Société des alcools du Québec (R.S.Q., chapter S-13).

31. The Minister gives notice of the recognition of a reserved designation in the *Gazette officielle du Québec*.

32. The recognition of a reserved designation takes effect on the date of publication of the notice in the *Gazette officielle du Québec* and the authorization of an added-value claim, on the date of coming into force of the regulation.

Despite the first paragraph, the Minister may delay the effective date of a notice relating to a reserved designation in order to give the persons concerned the opportunity to comply with this Act.

From that date, the Board has the power to accredit certification bodies and regulate the use of the recognized reserved designation or the authorized added-value claim.

33. The Board may institute proceedings against any person using a recognized reserved designation or authorized added-value claim for products not certified by an accredited certification body.

DIVISION II

INSPECTION

34. The Minister appoints the inspectors, analysts and other officers necessary for the enforcement of this Act and the regulations on the recommendation of the Board and from among its personnel.

35. An inspector who has reasonable grounds to believe that products or objects to which this Act or the regulations apply may be found in certain premises may, in the exercise of inspection functions,

- (1) enter the premises at any reasonable time;
- (2) inspect the products, the premises and any object to which this Act and the regulations apply, and take samples free of charge;
- (3) take photographs or make recordings; and
- (4) require the production of any book, bill of lading, record or other document for examination or for the purpose of making copies or extracts, if the inspector has reasonable grounds to believe that they contain information related to the application of this Act or the regulations.

36. An inspector may, in the exercise of inspection functions, require any person to produce the documents or information held by the person that the inspector needs in order to make sure that a product or object complies with the provisions of this Act and the regulations. The person must furnish the documents or information to the inspector within such reasonable time as is specified by the inspector.

37. An inspector may seize any product or object to which this Act applies if the inspector has reasonable grounds to believe that the product or object was used in the commission of an offence under this Act or the regulations.

38. No person may hinder the work of inspectors, analysts or other officers in the exercise of their functions or mislead or attempt to mislead, or fail or refuse to obey them.

DIVISION III

AUTHORIZATION TO REMEDY

39. On application and if considered appropriate by the Minister, the Minister may authorize the owner or possessor of a seized product to make the identification of the product compliant with this Act and the regulations of the Minister. Authorization is granted on the advice of the Board and on the conditions the Minister specifies regarding such matters as the packaging and labelling of the product as well as indications, logos, symbols or other markings associated with the product or its identification.

The application must be made in writing to the Minister not later than 30 days after the date of the seizure. It must be submitted with a detailed description of the proposed steps for making the identification of the product compliant with this Act and the regulations of the Minister. The detailed description must include a time frame and indicate a projected completion date.

The application must also be submitted with a written undertaking to pay the costs involved and reimburse the Board for inspection costs and other expenses related to the verification of the product.

If the Board is satisfied with the proof presented by the holder of the authorization, it certifies that fact in writing.

The seizure is lifted on the date the holder of the authorization receives the certificate. The Board so informs the Minister in writing.

40. If the holder of an authorization under section 39 fails to comply with any of the specified conditions, the Board may revoke the authorization. Revocation of the authorization obliges the holder to destroy the product, at the holder's expense, within the time determined by the Board and according to its instructions. If the holder fails to do so, the product is confiscated by an inspector and the Board destroys the product at the holder's expense.

DIVISION IV

DISPOSAL OF THING SEIZED

41. The owner or possessor of a thing seized assumes custody of that thing. An inspector may, however, if the inspector considers it appropriate, remove it to other premises for safekeeping. In addition, the custodian retains custody of the thing seized when it is submitted in evidence, unless the judge decides otherwise. The custody is maintained until it is dealt with under section 39, 42, 43, 44 or 45 or, if proceedings are instituted, until a judge rules on it.

42. The thing seized must be returned to the owner or possessor

(1) if a period of 90 days has expired after the date of seizure and no proceedings have been instituted or authorization granted under section 39; or

(2) if the inspector is of the opinion, after verification during that period, that no offence under this Act or the regulations has been committed or that the owner or possessor of the thing seized has, since the seizure, complied with this Act and the regulations.

43. A judge may, on the application of the seizer, authorize the sale of the thing seized if it is perishable or likely to depreciate rapidly.

At least one clear day's prior notice of the application must be served on the person from whom the thing was seized and on the persons who claim to have a right in the thing. However, the judge may exempt the seizer from service if deterioration of the thing is imminent.

The conditions of the sale are determined by the judge. The proceeds of the sale are deposited with the Minister of Finance in accordance with the Deposit Act (R.S.Q., chapter D-5).

44. The owner or possessor of the thing seized may, at any time, apply to a judge to obtain the release of the thing or of the proceeds of the sale, except if the owner or possessor has applied for an authorization under section 39.

The application must be served on the seizer or, if proceedings have been instituted, on the prosecutor.

The judge grants the application if satisfied that the applicant would suffer serious or irreparable damage from continued detention of the thing seized or of the proceeds of the sale and that the release will not hinder the course of justice.

45. If the owner or possessor of a thing seized is unknown or untraceable, the thing seized or the proceeds of the sale are transferred to the Public Curator 90 days after the date of seizure, together with a statement describing the thing and indicating, if available, the name and last known address of the interested party.

The provisions of the Public Curator Act (R.S.Q., chapter C-81) pertaining to unclaimed property apply to the thing or proceeds so transferred to the Public Curator.

46. On the application of the seizer, a judge may order that the period of detention be prolonged for a maximum of 90 days.

47. On the application of either party, a judge may, on pronouncing a conviction for an offence under a provision of this Act or the regulations, order the confiscation of a thing seized or of the proceeds of the sale.

Prior notice of the application for confiscation must be given to the other party and to the person from whom the thing was seized, except if they are in the presence of the judge.

The Board prescribes the manner in which the thing or proceeds of the sale confiscated under this section are to be disposed of.

48. Except with the assent of an inspector, no person may sell or offer for sale a seized or confiscated thing, or remove or allow such a thing, its container or the writ of seizure or confiscation to be removed, or remove or break seals affixed by an inspector.

CHAPTER IV

ACCREDITATION

DIVISION I

ACCREDITED CERTIFICATION BODIES

49. A certification body constituted as a legal person that applies to the Board for accreditation and, in the opinion of the Board, complies with the applicable accreditation manual is entitled to accreditation to certify products as compliant with a specification manual or with the standards defined by regulation of the Minister.

The administrative unit of the Centre de recherche industrielle du Québec referred to as the “Bureau de normalisation du Québec” in section 16 of the Act respecting the Centre de recherche industrielle du Québec (R.S.Q., chapter C-8.1) is also a certification body for the purposes of this Act.

The Board must satisfy itself that the applicant certification body has the capacity to administer a certification program based on the specification manual or the standards defined by regulation of the Minister.

50. A member of the board of directors of an applicant certification body who has a direct or indirect interest causing the member’s personal interest to conflict with the interest of the applicant certification body in the marketing of a product in relation to which the applicant certification body is seeking accreditation must disclose the interest to the Board in writing and abstain from participating in any decision relating to the application for accreditation.

51. The application for accreditation of a certification body must be submitted with all the documents specified in the applicable accreditation manual and the regulations. It must also be submitted with a list of the parties registered with the certification body and a list of the products that the certification body intends to certify.

52. The Board may require the applicant certification body to provide any other document or information it considers relevant to the assessment of the application. It may demand to be allowed to visit, as provided for in the applicable accreditation manual, the facilities of the applicant certification body and of the parties registered with the applicant certification body.

53. If of the opinion that the applicant certification body does not meet the standards and criteria set out in the applicable accreditation manual, the Board must first give the applicant certification body an opportunity to submit its observations, then give reasons for its decision to deny accreditation.

54. On the expiry of a period of 15 days after the date on which the Board sends a decision granting accreditation to an applicant certification body, the Board gives notice of the decision in the *Gazette officielle du Québec*. The decision becomes effective on the date of publication of the notice.

55. Accreditation gives the certification body for a recognized reserved designation or authorized added-value claim the power or obligation

(1) to administer a certification program that complies with the applicable accreditation manual;

(2) to certify products bearing the recognized reserved designation as compliant with the specification manual or to certify products bearing the authorized added-value claim as compliant with the regulation of the Minister;

(3) to ensure that the parties registered with the certification body comply with the specification manual or with the standards defined by regulation of the Minister;

(4) to receive any proposed amendment to a specification manual and forward it to the Board;

(5) to keep an up-to-date list of the parties registered with the certification body, including their business contact information, and an up-to-date list of the products it certifies, and provide access to those lists, which are public information; and

(6) to impose a contribution on the parties registered with the certification body to cover its operating costs.

56. A member of the board of directors of an accredited certification body who has a direct or indirect interest in the marketing of a product certified by the accredited certification body must disclose the interest in writing and abstain from participating in any decision relating to the product.

DIVISION II

WITHDRAWAL OF ACCREDITATION

57. The Board may withdraw the accreditation of a certification body when the certification body no longer meets the standards and criteria set out in the applicable accreditation manual.

In all cases, the Board must first inform the certification body of the reasons for its decision to withdraw accreditation and, if applicable, of the corrective action to be taken to avoid withdrawal. The Board must also give the certification body an opportunity to submit its observations.

58. On the expiry of a period of 15 days after the date on which the Board sends a decision to withdraw accreditation, the Board gives notice of the decision in the *Gazette officielle du Québec*. The withdrawal becomes effective on the date of publication of the notice.

CHAPTER V

POWERS OF THE GOVERNMENT AND THE MINISTER

DIVISION I

REGULATORY POWERS

59. The Minister may make regulations

(1) to determine criteria and requirements for the recognition of reserved designations;

(2) to prescribe the documents and information that must be submitted with an application for the recognition of a reserved designation;

(3) to determine the standards and criteria that an accreditation manual prepared by the Board must set out and that certification bodies must meet in order to obtain accreditation, which standards and criteria may vary according to the class of reserved designations, according to whether the accreditation manual applies to certification bodies for products that contain alcohol or according to the group of authorized added-value claims the Minister determines;

(4) to determine the indications, logos, symbols or other markings that may be used to identify recognized reserved designations or authorized added-value claims and regulate their use; and

(5) to determine the content and means of dissemination of a notice that the Board is to hold a consultation and any other conditions related to the consultation.

60. The Government may, by regulation, make any provision necessary for the carrying out of this Act.

61. The Minister must, in a regulation authorizing an added-value claim,

(1) identify the added-value claim and the products or the class of products that may qualify for that claim; and

(2) define the standards with which such products or products of such a class must comply in order to qualify for that claim.

DIVISION II

OTHER POWERS OF THE MINISTER

62. The Minister may acknowledge an accreditation body coming under another administrative authority as being equivalent to the Board and give notice of such acknowledgement in the *Gazette officielle du Québec*.

From the publication of the notice, a product that bears a designation or claim identical to a recognized reserved designation or authorized added-value claim and is certified by a certification body accredited by the accreditation body named in the notice is deemed to qualify for the designation or claim under this Act.

The Minister may withdraw the acknowledgement of such an accreditation body for cause. The Minister gives notice of the withdrawal in the *Gazette officielle du Québec*, and to the body concerned and the Board. The Board must see to it that the identification of the products concerned is made compliant with this Act and the regulations.

63. After consulting the Board, the Minister may cancel the recognition of a reserved designation, particularly when an accredited certification body no longer meets the standards and criteria set out in the applicable accreditation manual.

CHAPTER VI

OFFENCES AND PENALTIES

64. No person may use a recognized reserved designation or authorized added-value claim on a product, its packaging or its labelling, in advertising or commercial documents or in the presentation of a product, its ingredients or its constituents unless the product, its ingredients or its constituents are certified by an accredited certification body.

65. No person may sell or keep for sale a product bearing a recognized reserved designation or authorized added-value claim unless the product is certified by an accredited certification body.

66. In the absence of any evidence to the contrary, persons in possession of a product in a quantity that exceeds the quantity they need for their own consumption are presumed to intend the product for sale.

67. If a legal person, partnership, association or body commits an offence under this Act or a regulation, any director, officer, employee, partner or mandatary of the legal person, partnership, association or body who directed, authorized, advised or consented to the commission of the offence is deemed a party to the offence and is liable to the same penalty as that prescribed for committing the offence, whether or not the legal person, partnership, association or body has been prosecuted, convicted or deemed convicted.

68. A person that advises, encourages or incites a person to commit an offence or participates in an offence committed by another person is guilty of the offence and is liable to the penalty prescribed for the offence.

69. A person that contravenes a provision of section 48, 64 or 65 or a provision of a regulation under paragraph 4 of section 59 is guilty of an offence and is liable to a fine of not less than \$2,000 nor more than \$20,000 and, for a subsequent offence, to a fine of not less than \$4,000 nor more than \$60,000.

In determining the amount of the fine, the court takes into account such factors as the benefits the offender has derived from the offence and its social and economic consequences.

70. A person that contravenes a provision of section 38 is guilty of an offence and is liable to a fine of not less than \$1,000 nor more than \$6,000 and, for a subsequent offence, to a fine of not less than \$3,000 nor more than \$18,000.

71. Penal proceedings for an offence under section 69 may be instituted by the Board in accordance with article 10 of the Code of Penal Procedure (R.S.Q., chapter C-25.1).

72. The fine imposed for an offence belongs to the Board if it instituted the penal proceedings.

CHAPTER VII

MISCELLANEOUS PROVISIONS

DIVISION I

FUNDING OF THE BOARD

73. The activities of the Board are funded by the contributions collected by the Board under this Act.

DIVISION II

TRANSITIONAL AND FINAL PROVISIONS

74. This Act replaces the Act respecting reserved designations (R.S.Q., chapter A-20.02).

75. The provisions of the Regulation respecting reserved designations, enacted by a ministerial order dated 10 September 1997 (1997, G.O. 2, 5043), remain in force until replaced or repealed by a regulation under this Act.

76. The Conseil d'accréditation du Québec incorporated by letters patent issued on 16 July 1998 under Part III of the Companies Act is dissolved on (*insert the date of coming into force of this section*) and its rights and obligations are assumed by the Board established under section 7 of this Act.

77. In any Act, regulation, order in council or statutory instrument, unless the context indicates otherwise and subject to the necessary modifications, a reference to the Act respecting reserved designations (R.S.Q., chapter A-20.02) or to any of its provisions is a reference to this Act or to the corresponding provision of this Act.

78. Reserved designations recognized under the Act respecting reserved designations are deemed reserved designations recognized under this Act.

79. Certification bodies accredited under the Act respecting reserved designations are deemed certification bodies accredited under this Act.

80. Certification bodies accredited by an accreditation body coming under another administrative authority that were recognized by the Conseil d'accréditation du Québec before (*insert the date of coming into force of this section*) are deemed accredited under this Act until the Minister rules on equivalence under section 62. The Minister must rule on the equivalence of an accreditation body not later than (*insert the date occurring 12 months after the date of coming into force of section 62*).

81. Despite section 73, the Minister may contribute to the funding of the activities of the Board, up to the amounts specified by the Government.

This section ceases to have effect at the end of the fiscal year of the Government in progress on (*insert the date that occurs five years after the date of coming into force of section 11*).

82. The Minister of Agriculture, Fisheries and Food is responsible for the administration of this Act.

83. The provisions of this Act come into force on the date or dates to be set by the Government.

