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CHAPTER P-14

POULTRY AND POULTRY PRODUCTS ACT

POULTRY PRODUCTS (WHOLESALE AND FIRST RECEIVERS) REGULATIONS

Made by the Lieutenant Governor in Council under the *Poultry and Poultry Products Act* R.S.P.E.I. 1988, Cap. P-14

- 1. In these regulations**
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| | Definitions |
| (a) "Act" means the <i>Poultry and Poultry Products Act</i> R.S.P.E.I. 1988, Cap. P-14; | Act |
| (b) "branch premises" shall include all branch premises operated by any person required under these regulations to be in possession of a wholesaler's license and shall include trucks operating outside the limits of any incorporated city or town; | branch premises |
| (c) "first receiver" means any person other than a consumer who receives or purchases poultry products only from producers; | first receiver |
| (d) revoked by EC639/93; | revoked |
| (e) "Poultry Products Board" means the Board appointed by the Lieutenant Governor in Council under the provisions of clause 2(j) of the Act; | Poultry Products Board |
| (f) "poultry products" means eggs in the shell intended for human food but not intended for incubation, dressed poultry, and live poultry purchased or sold for human consumption; | poultry products |
| (g) "producer" means any person who sells poultry products which are solely the production of his own or family flock; | producer |
| (h) "person" means any person, association, unincorporated company, partnership or corporation; | person |
| (i) "inspector" means any inspector or other officer or person appointed or authorized to perform any duty under this Act or under any regulations; | inspector |
| (j) "wholesaler" means any person other than a producer or first receiver who sells eggs to anyone for resale or to a restaurant, hospital, hotel, boardinghouse, bakery, logging, mining or construction camp, transportation company or other organization for | wholesaler |

its or their use in baking or cooking or for serving to inmates, guests, patrons or employees. (EC508/56; 300/80; 115/84; 639/93)

Licensing of first receivers	2. (1) No person shall carry on business as a first receiver of poultry products unless he is the holder of a valid and subsisting license issued by the Poultry Products Board authorizing him to conduct such business.
Branches	(2) For the purposes of this regulation each branch premises shall be regarded as a separate establishment and shall require a separate license.
Fee	(3) The fee for a first receiver's license and for the renewal thereof shall be twenty-five cents. (EC508/56)
Licensing of wholesalers	3. (1) No person shall carry on business as a wholesaler of poultry products unless he is the holder of a valid and subsisting license issued by the Poultry Products Board authorizing him to conduct such business.
Where license kept	(2) Such license in its original form shall be kept at the head premises of the licensee and a duplicate thereof in every branch premises.
Fee	(3) The fee for a wholesaler's license and for the renewal thereof shall be twenty-five cents and for each duplicate copy of the license the fee shall be twenty-five cents. (EC508/56)
Applications	4. Applications for a license under these regulations shall be made to the Poultry Products Board in a form prescribed by the said Board. (EC508/56)
Issue of license	5. When an application has been approved, the Poultry Products Board shall issue a license to the applicant empowering him to carry on business as a first receiver or wholesaler of poultry products as the case may be. (EC508/56)
Expiration of license	6. Every license issued under these regulations shall expire on December 31 following the date of issue if not previously revoked for infringement of the Act or any regulation made thereunder or for any other reason in conformity with the authority vested in the Poultry Products Board by virtue of section 4 of the Act. (EC508/56)
Partnerships	7. Any person applying on behalf of a partnership for a license to operate as a wholesaler of poultry products shall provide the Poultry Products Board with the name and address of every member of the partnership and the Poultry Products Board may withhold the issuing of such license until it is satisfied that full information in this respect has been provided. (EC508/56)

- 8.** No person shall conduct jointly the operations of a first receiver and a wholesaler of poultry products unless he is in possession of a wholesaler's license, and any person in possession of a wholesaler's license may carry on business as a first receiver without being in possession of a first receiver's license. (EC508/56) Wholesaler's license includes operations as first receiver
- 9.** (1) Any licenses or duplicates thereof issued under these regulations shall be at all times displayed in a conspicuous place upon the premises and the branch premises of the licensee and shall be produced for an inspector on demand. Display of licenses
- (2) Failure to comply with the requirements of this regulations shall be an offence on the part of the licensee. (EC508/56) Offence
- 10.** No person, other than a person operating a truck who is a producer or a first receiver transporting his own poultry products, other than trucks licensed as public service vehicles, shall operate a truck containing poultry products outside the limits of any incorporated city or town unless there is displayed in a prominent place on such truck a license, either in its original or duplicate form, as required by these regulations. (EC508/56) Operation of trucks
- 11.** The Poultry Products Board may withhold the issuing of a license under these regulations until the nature of the applicant's business can be ascertained and may, at its discretion, require the applicant to operate under a license of a different category than that for which the application was originally made. (EC508/56) Withholding license
- 12.** The Poultry Products Board may withhold the issuing of any license under these regulations if it is not satisfied that the premises of the applicant are reasonably suitable for the handling of poultry products in keeping with the class of trade carried on by the applicant. (EC508/56) *Idem*
- 13.** If it found, subsequent to the issuing of a license under these regulations, that the premises of the licensee are unsatisfactory or that the licensee is handling poultry products in an unsatisfactory manner, the Poultry Products Board may communicate with the licensee, advising him of the unsatisfactory condition and if, subsequent to such advice, suitable improvements are not made, the Poultry Products Board may, at its discretion, cancel the license of the licensee. (EC508/56) Cancellation