

2.0 Definitions

The terms below are referenced in this manual and working definitions have been adopted for this policy manual. Other terms that are not explicitly referenced in this manual are defined in the *Fish Inspection Act* and the associated regulations.

Agency Agreement means an agreement between a licensed processor and another person which authorizes that person to buy fish or marine plants on behalf of the licensed processor.

Annual Report means the report on processing operations for the preceding year required under section 10.2 of the *Fish Inspection Act*.

Aquaculture Products are those fish products that are harvested from an aquaculture site licensed under *The Aquaculture Act* and processed in this province.

Carton includes a type of receptacle, package, wrapper or confining band used in holding, storing, packing or marketing fish or marine plants.

Change of Operator means a change in the corporate structure of the company currently holding the licence, or a change in the name of the licence holder resulting from a sale or lease of the fish processing establishment by the owner to a new operator.

Container refers to any means by which fish or marine plants may be held and includes a vessel hold, boat pen, vehicle storage area, tote pan, fish bag and an insulated box.

Department refers to the Department of Fisheries and Aquaculture, unless stated otherwise.

Emerging Fisheries are categorized as developmental fisheries for species which have not traditionally been harvested to any significant extent.

Establishment means a place where fish or marine plants are handled, processed, graded or stored, or where records relating to that handling, processing, grading or storing are kept.

Fish includes finfish, marine invertebrates or marine mammals, whether caught or farmed, and parts, products or by-products of them.

Fish Landing Station means any site where fish or marine plants are offloaded for the purpose of marketing.

Food Establishment Licence means a licence that has been approved by the Department of Health and Community Services and has been issued to a facility by the Department of Government Services and Lands, for the preparation of fish products for over-the-counter sales.

In-Province Retail Processors are processors who are authorized to buy and process the species identified on their licence for the purpose of supplying fish products for sale in the Province of Newfoundland and Labrador: (a) to the ultimate consumer; (b) to retail establishments (i.e.,

convenience stores and supermarkets) for sale to the ultimate consumer; or (iii) to institutions that prepare and serve fish products to the ultimate consumer.

Inspector means an inspector appointed under the *Fish Inspection Act*.

Licence Transfer is the movement of one or more species or species groups from one plant to another which results in the elimination of those species or species groups from the licence or the elimination of the licence if all species and species groups are moved.

Marine Plants includes Irish moss, kelp, and other marine plants, parts, products or by-products of them.

Marketing means the buying, selling, holding in possession, offering or advertising for sale of fish or marine plants.

Minimum Processing Requirement means the minimum processing required by the Minister.

Minimum Production Requirement means the minimum amount of production required by the Minister to be processed by a processor.

Minister refers to the Minister of Fisheries and Aquaculture.

Northern Labrador is defined as the region North of Lake Melville.

Person includes a corporation and the heirs, executors, administrators or other legal representative of a person.

Primary Processing means the processing of fish as part of its preparation for market by applying any one or more of the following processes to it: washing, cleaning, icing, skinning, shucking, filleting, portioning, pickling, cooking, salting, curing, drying, freezing or canning. A primary processed fish or seafood product is one that has been washed, cleaned, iced, skinned, shucked, filleted, portioned, pickled, cooked, salted, cured, dried, frozen and/or canned.

Processing Plan means the annual processing plan filed with the Minister in anticipation of the processing to be undertaken by the processor for the year following, containing the information required by the regulations

Resource Threshold refers to the average volume of raw material for a species or species group that has to be available per year per active licence in order for any consideration to be given to issuing a new licence for that species or species group.

Secondary Processing means the processing of fish as part of its preparation for market beyond the primary processing stage. This can be achieved by (1) adding one or more ingredient(s), other than water or salt, which results in a substantive increase to the bulk and/or a substantive transformation to the taste and texture of the fish as a food product (e.g., au gratin, chowder or sauce); or (2) applying some other treatment or process to it, other than salting or curing, which

results in a significant taste, flavour and/or texture enhancement of the fish as a food product (e.g., breading, battering, smoking, marinating or pasteurizing).

Value-Added Processing of Snow Crab means the processing of snow crab for market in any form other than as crab sections and/or whole crab. Examples include: snap and eat, consumer pack and meat products.

“*Snap and Eat*” products are identified as sections on which the individual legs have been scored or notched in order to allow the consumer to more easily break the shell of the crab section and to extract the meat.

“*Consumer pack*” products are identified as packages or containers of snow crab sections, not exceeding two pounds (907 grams) which contains a quantity of product which would represent an amount which will be sold at retail establishments for consumption as an individual meal portion.

“*Meat products*” are identified as cap-on claws; cap-off claws; broken leg meat; leg meat; minced; combination packs; and salad packs.