

**MANITOBA CONSERVATION PUBLIC CONSULTATION DRAFT  
PROPOSED AMENDMENT TO  
*The Livestock Manure and Mortalities Management Regulation*  
under *The Environment Act***

***Proposed new section 16.4:***

**Application**

**16.4(1)** This section applies to manure storage facilities and confined livestock areas in respect of pigs that are located or are proposed to be located in

(a) the Red River Valley Special Management Area;

(b) the following areas described in the *Planning Districts Regulation*, Manitoba Regulation 249/2006:

(i) the Eastern Interlake Planning District,

(ii) the Fisher Armstrong Planning District,

(iii) the South Interlake Planning District,

(iv) the Western Interlake Planning District;

(c) the following areas:

(i) the Rural Municipality of De Salaberry and the Village of St. Pierre-Jolys,

(ii) the Rural Municipality of Grahamdale,

(iii) the Rural Municipality of Hanover, the Town of Niverville and the City of Steinbach,

(iv) the Rural Municipality of La Broquerie,

(v) the Rural Municipality of Springfield,

(vi) the Rural Municipality of St. Andrews and the Village of Dunnottar,

(vii) the Rural Municipality of St. Clements,

(viii) the Rural Municipality of Ste. Anne and the Town of Ste. Anne,

(ix) the Rural Municipality of Tache,

(x) the Rural Municipality of Woodlands,

(xi) the designated community of Dallas/Red Rose as described in Schedule C of the *Community Designation, Boundaries and Elections Schedule Regulation*, Manitoba Regulation 161/95.

**Authority to issue permits for pig manure storage facilities temporarily suspended**

**16.4(2)** The director's authority to issue permits for manure storage facilities in respect of pigs under subsection 6(4) is suspended from the day this section comes into force until July 15, 2008.

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**Exception**

**16.4(3)** The suspension in subsection (2) does not affect the director's authority to issue a permit in respect of a pig manure storage facility in the following circumstances:

(a) the manure in the storage facility is subjected to anaerobic digestion in a manner acceptable to the director or another similar or better environmentally sound treatment acceptable to the director;

(b) the operator is directed under subclause 6(14)(b)(ii) to apply for such a permit;

(c) the operator is required under clause 16.3(6)(c) to correct something that the director considers to be a deficiency in the facility;

(d) a permit is required to repair the facility to improve the handling of manure in an environmentally sound manner.

**Authority to issue permits for confined livestock areas for pigs temporarily suspended**

**16.4(4)** The director's authority to issue permits in respect of confined livestock areas capable of housing 10 animal units or more of pigs under subsection 16.1(3) is suspended from the day this section comes into force until July 15, 2008.

**Exception**

**16.4(5)** The suspension in subsection (4) does not affect the director's authority to issue a permit in respect of a confined livestock area for pigs if the permit is required to repair the facility to improve the handling of manure in an environmentally sound manner.

**Conflict**

**16.4(6)** Where there is a conflict between this section and another provision of this regulation, this section prevails.

**Transitional**

**16.4(7)** This section does not apply in respect of an application for a permit received under section 6 or 16.1 after this section comes into force, if the applicant (or a person authorized by the applicant) obtained, for the agricultural operation, the required approval of a conditional use pursuant to section 116 of *The Planning Act* before this section came into force.