

**AMENDING ORDER #012
TO THE
CONSOLIDATED ORDER OF NOVEMBER 1, 2017**

**MADE BY
THE BRITISH COLUMBIA EGG MARKETING BOARD
ON September 4, 2019**

The British Columbia Egg Marketing Board orders as follows:

1. Section 1, subsection (2) of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:
 - (2) The term of office of an elected member is three years. Terms are staggered so that an election will occur every year.
2. Section 1, subsection (3) of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:
 - (3) An election for each member position will be conducted every three years. An elected member's term begins as of the Annual General Meeting and an elected member may serve until a successor is elected. An elected member may stand for election in the year that his/her term expires.
3. Section 3 of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:

Notice of election and nomination forms will be distributed by the Election Officer to registered producers no less than 40 days before the scheduled AGM.
4. Section 4 of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:

To be eligible to vote in an election, a producer must be a registered producer and must be so qualified as at the day the election ballots are mailed.
5. Section 5, subsection (1)(a) of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:
 - (a) the nomination is endorsed in writing by not less than 5 registered producers and that only one endorsement is allowed per registered producer number;

6. Section 5, subsection (1)(c) of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:

(c) the individual is a registered producer holding quota in any region, or the appointed representative of a partnership that is a registered producer holding quota in any region, or the appointed representative of a corporation that is a registered producer holding quota in any region;

7. Section 5, subsection (1) of Schedule 6 of the Consolidated Order of November 1, 2017 is amended by adding the following subsections immediately after subsection (1)(d):

(e) the individual is a Canadian citizen or has permanent resident status and at least nineteen (19) years of age.

8. Section 5, subsection (4) of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:

(4) The Election Officer will validate the nomination forms by verifying that the signers are registered producers holding quota or the appointed representative of a partnership or corporation. Each valid nominee will be informed by the Election Officer that upon election to the BCEMB, a signed declaration must be provided that identifies any offices and directorships currently held by the producer. Where a producer holds an office or directorship that may result in a persistent conflict of interest that could substantially impair the producer's ability to fulfill his or her obligations as an elected member of the BCEMB, the BCEMB may require that producer to undertake to divest himself or herself from such office or directorship.

9. Section 7, subsection (2) of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:

(2) If there are more nominations than positions open for election, then registered producers will be advised of the election and of the voting procedures. Only one ballot can be cast per registered producer number.

10. Section 11 of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:

(1) An elected member of the BCEMB ceases to hold office when:

(a) a successor is elected;

- (b) the person is convicted of any offence under the Natural Products Marketing (BC) Act or the Scheme;
 - (c) the person resigns in writing; or
 - (d) the member is absent from the province for three consecutive months, or fails to attend to his or her duties for three consecutive months, without permission from the Board and the position is declared vacant by the remaining board members.
- (2) If a vacancy occurs by reason of death or any of the above circumstances, the remaining members may choose to:
- (a) continue with a vacant position,
 - (b) If the remaining members constitute a quorum, appoint someone to fill the vacancy until the term is completed, subject to BCFIRB approval,
 - (c) If there are insufficient members to constitute a quorum, request that BCFIRB fill any vacancies in the membership, or
 - (d) hold a special by-election to elect a replacement for the remainder of the term.

11. Section 12 of Schedule 6 of the Consolidated Order of November 1, 2017 is repealed and replaced with the following:

The election rules and procedures shall be reviewed not later than December 31, 2022. The BCEMB will also review the Election Rules and Procedures upon:

- (a) receipt of a written request from the BC Egg Producers Association,
- (b) receipt of written request by 20 registered producers, or
- (c) upon the passing of a motion requesting a review at an Annual General Meeting of the registered producers.

Any changes to the Election Rules and Procedures must be approved by BCFIRB prior to implementation.

12. Sections 13 and 14 of Schedule 6 of the Consolidated Order of November 1, 2017 are repealed

13. *This Order comes into effect December 2, 2019.*

DATED at Abbotsford, British Columbia, on November 21, 2019.

BRITISH COLUMBIA EGG MARKETING BOARD

A handwritten signature in black ink, appearing to read 'Gunta', with a long horizontal flourish extending to the right.

Gunta Vitins, Chair