



January 22, 2018

File: 44200-20 MMB

**DELIVERED BY EMAIL**

Rob Delage  
General Manager  
BC Milk Marketing Board  
200 – 32160 South Fraser Way  
Abbotsford BC V2T 1W5

Dear Mr. Delage:

**POWERS AND DUTIES REVIEW REMINDER**

The purpose of this letter is to remind the BC Milk Marketing Board of its obligation under the *British Columbia Milk Marketing Board Regulation* (Regulation) to review its powers and duties in 2018.

As you know, the Regulation, under the *Natural Products Marketing (BC) Act (NPMA)*, sets out the following:

- 9 (1) By November 30, 1999, and by the end of each 3 year period after that date, the board must conduct a review of the continued appropriateness and adequacy of the provisions of section 7 [Powers and duties of the board] and report its findings to the British Columbia Farm Industry Review Board.
- (2) A review under subsection (1) must be conducted by the board in consultation with the Milk Industry Advisory Committee, the British Columbia Farm Industry Review Board and the minister's ministry.

This regularly scheduled review is an opportunity for the Milk Board to look at whether the powers and duties set out in the Regulation are still appropriate and adequate for regulating the provincial dairy sector in the best interests of the industry and the public.

In 2014 the Milk Board completed a review of its powers and duties and submitted a final report (Report) dated June 25, 2014 to the BC Farm Industry Review Board (BCFIRB) as required by the Regulation. BCFIRB accepted the report on April 8, 2015 (attached).

As per the last review, it may be useful for the Milk Board to discuss options and opportunities with the other marketing boards and commissions regarding the “continued appropriateness and adequacy” of the powers in their schemes under the *NPMA*.

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**British Columbia  
Farm Industry Review Board**

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It is expected that in reporting the outcome of this review to BCFIRB and stakeholders, the Milk Board will be able to clearly demonstrate that it has undertaken a process consistent with the results-based SAFETI<sup>1</sup> principles set out by BCFIRB, with all of the Milk Board's conclusions – whatever they might be – substantiated with objective and SAFETI-based rationale. This would be particularly important in the event this review results in any potential recommendations to government for any legislative or regulatory changes.

While section 9(2) of the Regulation requires the Milk Board to formally consult with BCFIRB as part of the review, we look forward to working with the Milk Board, as we did in the previous review, in helping communicate the process and general expectations. This will also better position BCFIRB to respond, as appropriate, to the conclusions the Milk Board provides in its report.

Yours truly,



Kirsten Pedersen,  
Executive Director

Attachment

Cc: John Les, Chair, BCFIRB  
Ben Janzen, Chair, BC Milk Marketing Board  
BCFIRB website

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<sup>1</sup> Strategic Accountable Fair Effective Transparent Inclusive