



BC Farm Industry Review Board

April 29, 2020

File: 44200-20 CMB

DELIVERED BY E-MAIL

Harvey Sasaki
Chair
BC Chicken Marketing Board

Jim Collins
Chair
BC Broiler Hatching Egg Commission

Blair Shier
President
Primary Poultry Processors' Association of BC

Dale Krahn
President
BC Chicken Growers' Association

Dear All:

RE: PPPABC AND BCCGA v. BC CHICKEN MARKETING BOARD – LONG-TERM CHICKEN PRICING FORMULA ORDER TRANSFER TO SUPERVISORY AUTHORITY

On April 14, 2020, the Chair of the BC Chicken Marketing Board (Chicken Board) wrote to the BC Farm Industry Review Board (BCFIRB) to advise that it will be unable to comply with the amended direction in the May 16, 2019 *PPPABC and BCCGA v BC Chicken Marketing Board* appeal that set an A-163 (May 10, 2020) deadline for reaching a long-term pricing formula.

On April 20, 2020 the BCFIRB appeal panel notified the parties that it was contemplating rescinding its January 21, 2020 Order establishing the A-163 deadline. The panel asked the parties to provide their respective positions on this proposal by April 23, 2020.

Submissions were received from the Primary Poultry Processors Association of BC (PPPABC), the BC Chicken Growers Association (BCCGA), the Chicken Board and the BC Broiler Hatching Egg Commission (Commission). Several submissions were received out of time. However, given the COVID-related extenuating circumstances, the panel considered all submissions.

Parties either supported or did not take a position on the panel rescinding its January Order.

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Decision

The appeal panel rescinds its January 21, 2020 Order that establishes the A-163 deadline. This decision is made based on the Chicken Board's advice that a new pricing formula will not be reached by period A-163, and the ever-changing circumstances related to chicken pricing, processing and the impact of the COVID pandemic.

This decision concludes the pricing appeal panel's role in relation to the May 16, 2019 pricing appeal. The matter of a time for the adoption of a new chicken pricing formula now falls under BCFIRB's supervisory authority.

Regards,

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

Al Sakalauskas
Vice Chair

cc: Bill Vanderspek, Executive Director
BC Chicken Marketing Board

Stephanie Nelson, Executive Director
BC Broiler Hatching Egg Commission

BC Broiler Hatching Egg Producers' Association

BCFIRB website