



BC Farm Industry Review Board

February 2, 2024

File: 44200-60\BHEC CMB

DELIVERED BY EMAIL

Claire Hunter, KC
Hunter Litigation Chambers
BC Chicken Marketing Board

David Gruber
Bennett Jones
Primary Poultry Processors Association of BC

Dear Ms. Hunter and Mr. Gruber:

**RE: BC CHICKEN MARKETING BOARD LONG-TERM CHICKEN PRICING
RECOMMENDATION: PPPABC NON-DISCLOSURE ORDER APPLICATION
TO THE BC FARM INDUSTRY REVIEW BOARD RE: PROVISION OF
CONFIDENTIAL INFORMATION**

This letter is further to the supervisory review process management call held on January 31, 2024, and the BC Farm Industry Review Board's (BCFIRB) letter dated January 18, 2024 to the BC Chicken Marketing Board (Chicken Board) and the Primary Poultry Processors Association of BC (PPPABC).

That letter, written in response to PPPABC's application for non-disclosure, confirmed BCFIRB's decision that information arising since the Chicken Board's pricing formula recommendation (Recommendation) should be provided to the Chicken Board, as the first instance regulator, in a transparent and procedurally fair way, so it could consider whether the information had any impact on its Recommendation before this panel continued with its consideration of the Recommendation. The letter encouraged the two parties to work to find a mutually agreeable mechanism for PPPABC to share the relevant confidential information with the Chicken Board.

The Outcome of the Supervisory Review Process Management Call

At the January 31, 2024 call, the parties confirmed that an agreement to manage confidentiality had been reached between the Chicken Board and the PPPABC. The agreement provides that the confidential information will be managed through mutual undertakings and non-disclosure agreements between the parties on an agreed-upon schedule that recognizes the importance of process timeliness. BCFIRB understands the documents will be in the hands of the Chicken Board over the course of the next week and individual processor representatives will make themselves available to the Chicken Board to speak to the documents.

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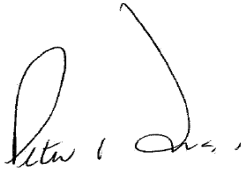
Additionally, the Chicken Board confirmed that once it has reviewed the information, it will be in a position to provide BCFIRB with a proposed timeline of when it will provide its supplemental submission addressing the impact of the confidential documents on the Recommendation.

Next Steps

In light of these developments, the previously set deadlines for participant submissions to BCFIRB's Chicken Pricing Supervisory Review will need to be revisited. Once the Chicken Board's supplemental submission is received, BCFIRB will revise its process directions and establish a new schedule for submissions, as required to ensure a fair and transparent process.

On behalf of the panel, I would like to thank the parties for their efforts in reaching an agreement and enabling this review process to move forward in an orderly fashion.

Regards,



Peter Donkers
Chair
BC Farm Industry Review Board

cc: Kevin Klippenstein, Chair, BC Chicken Marketing Board
Blair Shier, President, Primary Poultry Processors Association of BC
Dale Krahn, President, BC Chicken Growers Association
Paul D. McLean, Mathews, Dinsdale & Clark LLP, BC Chicken Growers Association
Woody Siemens, Executive Director, BC Chicken Marketing Board
Craig Evans, Executive Director, Primary Poultry Processors' Association of BC
Bill Vanderspek, Chair, BC Broiler Hatching Egg Commission
Stephanie Nelson, Executive Director, BC Broiler Hatching Egg Commission
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BCFIRB website