

2023 CANADA - BRITISH COLUMBIA
WILDFIRE AND DROUGHT RECOVERY INITIATIVE FOR LIVESTOCK

TERMS AND CONDITIONS

1. PURPOSE:

To provide financial assistance to agricultural producers in Designated Areas of British Columbia, which will help them deal with Extraordinary Costs, associated with the 2023 Wildfires and Drought.

2. DEFINITIONS:

2.1 Acceptable Documentation means receipts or documentation which in the Program Administrator's sole discretion proves eligibility for the Payment.

2.2 Additional Purchased Forage means the forage, pasture or **Alternative Feed Resource** that must be purchased or rented to continue livestock production when Fire or Drought has reduced an Eligible Applicants leased or owned pasture resources. It does not include pasture rental or harvested forage purchases (e.g. hay) which in the Program Administrator's sole discretion an Eligible Applicant would normally be required to purchase.

2.3 Alternative Feed Resource means an acceptable feed substitute which in the Program Administrator's sole discretion may be recognised as Additional Purchased Forage.

2.4 Animal Unit Month (AUM) means the amount of forage required by one mature beef cow with offspring, or their equivalent for one month.

2.5 Applicant means a person or entity that has applied under the Program.

2.6 BC Minister means the British Columbia Minister of Agriculture and Food and their duly authorized representatives.

2.7 Breeding Livestock are Eligible Livestock that are:

2.7.1 Females with offspring at side or pregnant. For greater certainty, their offspring are not eligible as Breeding Livestock.

2.7.2 Young females kept with the intention of breeding.

2.7.3 Males of reproductive age used for reproduction.

- 2.8 Designated Area** means an area in British Columbia where i) an Emergency Management BC (EMBC) evacuation notice due to wildfire occurring was in place during 2023 or ii) Drought has caused a producer to experience loss of grazing and reduced hay production, resulting in a Feed Requirement beyond normal costs and production.
- 2.9 Drought** means an area in British Columbia experienced below average moisture and feed shortages as a result of decreased forage and pasture production in 2023.
- 2.10 Eligible Applicant** means a person or entity that has applied under the Program and meets the conditions set out in Section 3 of these Terms and Conditions.
- 2.11 Eligible Feeding Period** is the period the Program Administrator solely determines that Additional Purchased Forage is required.
- 2.12 Eligible Livestock** are domestic ungulates owned or leased by an Eligible Applicant as of June 1, 2023.
- 2.13 Extraordinary Costs** means costs that in the sole discretion of the Program Administrator are considered to be directly related to the impacts of Fire or Drought and are beyond normal operational costs incurred by the Eligible Applicant.
- 2.14 Feed Assistance** is the amount paid to help offset the Extraordinary Costs of feeding Eligible Livestock as is calculated under Section 6.1 of these Terms and Conditions and limited to the lesser of the amounts calculated for the Receipted Feed Assistance or Maximum Feed Assistance unless Section 6.1.4 applies to the Eligible Applicant.
- 2.15 Feed Available** is the number of tons of hay or hay equivalent available to the Eligible Applicant. It includes: hay and silage produced by the Eligible Applicant in 2023 or carried over from prior years; the tons equivalent for a Production Insurance claim the Eligible Applicant receives or would have been entitled to if enrolled for 70% yield coverage; any pasture owned or leased by the Eligible Applicant and utilized after the start of the Eligible Feeding Period; feed provided by Emergency Management BC or donated by any other party; any insurance payment for lost forage in 2023; and, the amount of feed normally purchased in previous years.
- 2.16 Feed Requirement** is tons of hay required to feed Breeding Livestock through the Eligible Feeding Period. Calculated as number of Eligible Livestock by Class multiplied by the Pounds per Day as detailed in Daily Feeding Requirement Table below multiplied by the number of days in the Eligible Feeding Period.

Daily Feeding Requirement Table		
Eligible Livestock Type	Eligible Livestock by Class	Pounds per Day
Beef and Bison	Bull	50
	Bred Cow	35
	Bred Heifer	30

	Replacement Heifer (Up to 20% of total cows)	25
Dairy	Dairy Cow	39
Sheep	Ram	10
	Ewe	5
Horses	Brood Mare	44

2.17 Fire means the wildfires occurring in 2023 in the Designated Area.

2.18 General Application Form means the form that an Eligible Applicant, as described in Section 4 (Application Process) of these Terms and Conditions, must complete to be considered for eligibility to the Program.

2.19 Grazing Season means May 15th to October 31st.

2.20 Livestock Handling Facilities means a system which consists of watering and corral system infrastructure components (includes livestock squeeze and chutes).

2.21 Loss Schedule means the form that must be completed for each Payment type described in Section 6 of these Terms and Conditions, which an Eligible Applicant is claiming for.

2.22 Maximum Feed Assistance means the Regional Pasture Shortfall due to Drought, multiplied by the number of Breeding Livestock the applicant owned September 10th, 2023, multiplied by the Regional Assistance per Ton.

2.23 Ordinary Feed Amounts means the amount of feed normally purchased annually by an Eligible Applicant as demonstrated by the amount of feed purchased in 2022 or as otherwise determined at the discretion of the Program Administrator.

2.24 Payment means financial assistance paid to Eligible Applicants as stipulated in Section 6 of these Terms and Conditions.

2.25 Program means the 2023 Canada-British Columbia Wildfire and Drought Recovery Initiative for Livestock (CBCWDRIL).

2.26 Pounds per Day means the amount of feed that is deemed to be required to feed an individual animal in a class of livestock for a single day.

2.27 Program Administrator is the Business Risk Management Branch (BRMB) of the British Columbia Ministry of Agriculture and Food.

2.28 Receipted Costs means documentation which in the Program Administrator's sole discretion proves goods or services were purchased or sold.

2.29 Receipted Feed Amount means documentation which in the Program Administrator's sole discretion proves the volume and price per ton of Additional Purchased Forage, purchased between June 30th, 2023 to March 31st, 2024.

2.30 Receipted Feed Assistance means the Extraordinary Costs for feed as calculated by including an Eligible Applicant's Receipted Feed Amount minus the Ordinary Feed Amount under section 6.1.

2.31 Region means the location where in the Program Administrator's sole discretion a majority of an Eligible Applicant's Eligible Livestock graze on pasture(s) owned or leased by the Eligible Applicant. For greater clarity, the regions are within the Program's Designated Area and are as specified on the appended map.

2.32 Regional Pasture Shortfall represents the pasture loss in tons by region which in the Program Administrator's sole discretion is equivalent to the average grazing days that an Eligible Livestock could no longer utilize pasture as a feed source in the Eligible Applicant's Region.

2.33 Regional Assistance per Ton means the 70% price per ton which in the Program Administrator's sole discretion is the delivered value of Additional Purchased Forage in the Eligible Applicant's Region. Where the price per ton paid by the Eligible Applicant is less than the value derived by the Program Administrator, as per the table in Section 6.1., the Regional Assistance per Ton will be deemed to be 70% of the actual price per ton paid.

2.34 Regional Assistance per Breeding Livestock means 70% of the cost per Eligible Breeding Livestock in which in the Program Administrator's sole discretion is equivalent to the delivered value of Additional Purchase Forage for one bred cow in the Eligible Applicant's Region.

2.35 Regional Winter Feeding Date means the date which in the Program Administrator's sole discretion that Winter Feeding normally commences in the Eligible Applicant's Region.

2.36 Replacement Breeding Livestock means Breeding Livestock purchased to replace Breeding Livestock sold in 2023 due to inflated prices or unavailability of feed caused by the Drought and Fires.

2.37 Winter Feeding means Eligible Livestock are no longer grazing on pasture and are being provided harvested forage or an alternate feed source.

3. ELIGIBILITY:

3.1 An Eligible Applicant is an agricultural producer who has been impacted by Fire or Drought in 2023, has applied to the Program, and

- 3.1.1 is a taxable entity (e.g. individual, corporation or trust), limited partnership, commune, cooperative, or First Nation Band;
- 3.1.2 has their main farmstead in British Columbia and has filed farm income tax for the tax year 2022 with gross revenues greater than \$10,000 (form T2042 or T1273) under the *Income Tax Act* in British Columbia;
 - 3.1.2.1 For applicants that are not required to file farm income tax, Acceptable Documentation that demonstrates the production and sale of agricultural commodities with gross revenues greater than \$10,000 must be provided.
- 3.1.3 owned or leased forage production land or held a crown grazing tenure within the Designated Area as of June 1, 2023;
- 3.1.4 owned or leased Eligible Livestock for the production and sale of livestock or livestock products as of June 1, 2023; and
- 3.1.5 is not a research station or government funded agency or institution.

4. APPLICATION PROCESS:

- 4.1 Applicants are required to sign and submit a General Application Form and the required supporting information requested on that form.
 - 4.1.1 For each payment type being applied for in Section 6 (Payments) of these Terms and Conditions, a separate Loss Schedule must be completed, signed and accompanied by the required Acceptable Documentation.
- 4.2 No more than one application may be made per Applicant.
 - 4.2.1 It is the responsibility of the Applicant to ensure that no other application to the Program or related Programs has been made in respect to the Payment types being applied for in Section 6 (Payments) of these Terms and Conditions. This includes payments made under the programs 2023 CANADA-BRITISH COLUMBIA WILDFIRE RECOVERY INITIATIVE FOR CROPS AND BEES and 2023 CANADA-BRITISH COLUMBIA WILDFIRE RECOVERY INITIATIVE FOR INDUSTRY ORGANIZATIONS.
- 4.3 A completed General Application and Loss Schedule for Payments described in Sections 6.1 to 6.12 of these Terms and Conditions must be received by the Program Administrator by January 31, 2024.
 - 4.3.1 Revisions to the General Application submitted under Section 4.3 are

permitted until January 31, 2024.

4.4 A completed General Application and Loss Schedule for Payments described in Section 6.13, 6.14 and 6.15 of these Terms and Conditions must be received by the Program Administrator by June 1, 2024.

4.4.1 Revisions to General Applications submitted under s. 4.4 are permitted until June 1, 2024.

4.5 Where the information provided on a Loss Schedule has changed or the Eligible Applicant wants to provide additional information, the Eligible Applicant must submit a revised Loss Schedule by the revision deadline specified in Section 6 (Payments) of these Terms and Conditions for each Payment type being applied for. Where no revision deadline is provided, the Eligible Applicant must notify the Program Administrator within 10 business days of the change.

4.6 General Applications and Loss Schedules that are mailed, will be accepted by the Program Administrator as being received on time if the post mark indicates a date that is on or before the specified deadlines.

Applications may be delivered by:

Fax: 250 861-7490

Email: AgriRecovery@gov.bc.ca

In person or mail to:

British Columbia Ministry of Agriculture and Food

Business Risk Management Branch

200 - 1690 Powick Rd

Kelowna BC V1X 7G5

4.7 The Program Administrator may reject any application that is inaccurate or incomplete.

5. SIGNATURES:

5.1 Designates are not permitted to sign the General Application Form or other Program documentation on behalf of an individual, unless they are an attorney under a duly authorized power of attorney or an executor/executrix for that individual, proof of which is to be provided with the signed applications.

5.2 In the case of corporations, limited partnerships, cooperatives and communes, the General Application Form and other Program documentation must be signed by a properly authorized person with signing authority on behalf of the corporation, limited partnership, cooperative or commune. If the person who signs is not properly authorized to do so, that person will be deemed to have submitted the application in their personal capacity and will be responsible for all amounts paid to them or for any

overpayments owed by them under this Program. Proof of authorization may be required by Program Administrator.

5.3 Applicants must sign a declaration confirming that they agree to these Program Terms and Conditions.

6. PAYMENTS: Subject to Section 3 (Eligibility), Section 7 (General Payment Conditions) and Section 13 (Debts to Government or Third Parties) of these Program Terms and Conditions, the Program will provide financial assistance to an Eligible Applicant based on the following Payment criteria:

6.1 Feed Assistance

Where Fire or Drought has reduced an Eligible Applicant’s leased or owned pasture resources, and they require Additional Purchased Forage to continue Breeding Livestock production and Breeding Livestock are intended to be kept and fed, a payment will be made for the lesser of the Maximum Feed Assistance and the Received Feed Assistance calculated as follows:

$$\text{Received Feed Assistance} = (\text{Received Feed Amount} - \text{Ordinary Feed Amount}) * \text{Regional Assistance per Ton}$$

$$\text{Maximum Feed Assistance} = (\# \text{ of Eligible Breeding Livestock in each class} * \text{respective Breeding Livestock Equivalent Factor}) * \text{Regional Assistance per Breeding Livestock}$$

Where the Regional Assistance are:

Region	Regional Assistance per Ton	Regional Assistance per Breeding Livestock
Peace	\$168	\$168
Prince George/Nechako	\$238	\$476
Skeena	\$287	\$574
Cariboo	\$280	\$280
Kootenays	\$238	\$238
Thompson Okanagan	\$252	\$252
Lower Mainland Southwest	\$238	\$238
Vancouver Island Coast	\$308	\$616

And where the Breeding Livestock Equivalent Factors are:

Breeding Livestock by Class	Breeding Livestock Equivalent Factor
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Dairy Cow	1.4
Bull	1.5
Bred Cow	1
Bred Heifer	0.7
Ram	0.3
Ewe	0.2
Horse (Brood Mare)	1.25

- 6.1.1 To be eligible for a Payment under Section 6.1, the Eligible Applicant must have purchased a minimum of \$50, adjusted as per the Breeding Livestock Equivalent Factor, of Additional Purchased Forage per Eligible Livestock.
- 6.1.2 Additional Purchased Forage must have been acquired between June 30, 2023 and March 31st, 2024 to be eligible for inclusion in an Eligible Applicant's Received Feed Amount in Section 6.1.
- 6.1.3 Breeding Livestock must have been owned or leased by an Eligible Applicant as of September 10, 2023 to be included as Eligible Breeding Livestock in Section 6.1.
- 6.1.4 When Fire has damaged Feed Available or Drought has resulted in the issuance of a Fish Population Protection Order under the *Water Sustainability Act* or a Directed non-use of Crown Range under the *Range Act*, prior to September 1, 2023, prohibiting the Eligible Applicant's water use or land grazing use, a Feed Assistance payment for Eligible Breeding Livestock impacted by Fire or Drought may exceed the Maximum Feed Assistance. Alternative Feed Assistance will be calculated as follows:

Alternative Feed Assistance = (Feed Requirement – Feed Available) * Regional Assistance per Ton

- 6.1.4.1 Where the Received Feed Assistance, as calculated in Section 6.1 is less than the Alternative Feed Assistance as determined under Section 6.1.4, a payment will be made to the Eligible Applicant based on the Received Feed Assistance amounts.
- 6.1.5 If organic feed is required for animals, in order to maintain organic certification as of June 1, 2023, the Regional Feed Assistance will be determined by Program Administrator.
- 6.1.6 If animals receiving a Payment under Section 6.1 are being sold prior to December 12, 2023, the Eligible Applicant must notify the Program Administrator immediately upon the sale of those animals. The Section 6.1 Payment the Eligible Applicant is eligible for may be reduced to reflect the number animals retained.

- 6.1.7 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.1 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on June 1, 2024.
- 6.1.8 Acceptable Documentation of Receipted Costs for Additional Purchased Forage must be submitted to the Program Administrator by June 1, 2024.
- 6.1.9 Where an Eligible Applicant has sold hay after July 1, 2023 and prior to June 1, 2024, the Eligible Applicant must notify the Program Administrator of the sale of that hay. The payment under Section 6.1, which the Eligible Applicant is qualified for, may be adjusted to account for the hay sales revenue.

6.2 Transportation Assistance

Where Fire or Drought has caused an Eligible Applicant to move Eligible Livestock to be fed at a location where the eligible livestock are not normally located, an assistance payment up to 70% of the Receipted Costs of transportation will be made.

- 6.2.1 Where Eligible Livestock have been relocated due to Fire, payment will only be made on Receipted Costs occurring between the removal date of the EMBC evacuation notice and June 1, 2024. Extraordinary Costs incurred in the use of an Eligible Applicant's owned transport equipment may be eligible for payment.
- 6.2.2 Where a Fire impacted Eligible Applicant will incur Extraordinary Costs to transport owned Feed Available to their livestock impacted by Fire, the Program Administrator will also consider payment for Extraordinary Costs for transport of owned feed from the Eligible Applicants alternate operation site to where the Eligible Livestock are located, even if the livestock are at their normal location, or for transport of water for animal welfare needs.
- 6.2.3 Where Eligible Livestock have been relocated due to Drought, the Number of Eligible Livestock that Transportation Assistance can be paid on cannot be greater than the number of Breeding Livestock owned as of June 1, 2023, minus:
 - 6.2.3.1 normal culling rate of 15%, and
 - 6.2.3.2 the number of deceased Breeding Livestock.
- 6.2.4 Where Eligible Livestock have been relocated due to Drought, the Transport Assistance paid per animal cannot exceed the Regional Assistance per Breeding Livestock in the Regional Assistance table in section 6.1.
- 6.2.5 Payments made for Transportation Assistance, or a combination of Transportation Assistance and payment made under Section 6.1, cannot exceed the Maximum Feed Assistance an Eligible Applicant is eligible for

under Section 6.1.

- 6.2.6 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.2 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on June 1, 2024.
- 6.2.7 Acceptable Documentation of Receipted Costs of transportation must be submitted to the Program Administrator by June 1, 2024.

6.3 Pregnancy Checking

Where Fire or Drought has resulted in an Eligible Applicant requiring Feed Assistance or assistance with Extraordinary Costs for return to production, and the Eligible Applicant incurs Extraordinary Costs to have the pregnancy of Breeding Livestock (cow or heifer) confirmed an assistance payment will be made. This assistance payment will be calculated as follows:

= \$4.00 X # of cows and heifers veterinary examined for pregnancy.

- 6.3.1 Payment will only be made on the basis of an independent veterinarian's pregnancy confirmation report completed between September 1, 2023, to December 31, 2023.
- 6.3.2 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.3 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on January 31, 2024.
- 6.3.3 Dairy cattle are not eligible for payment under Section 6.3.

6.4 Testing Additional Purchased Forage

Where Fire or Drought has resulted in an Eligible Applicant requiring a payment under 6.1 or 6.14, and the Eligible Applicant incurs Extraordinary Costs to have the quality of Additional Purchased Forage tested, an assistance payment equal to 70% of the Receipted Costs for feed quality testing will be made.

- 6.4.1 Payment will only be made on Receipted Costs for feed quality testing completed between September 1, 2023 and December 31, 2023.
- 6.4.2 Total Payments for assistance under Section 6.4 will be:
 - 6.4.2.1 deducted by any amount paid in 2022 for feed testing, and

6.4.2.2 limited to a maximum of \$5,000 total payment.

6.4.3 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.3 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on January 31, 2024.

6.4.4 Dairy cattle are not eligible for payment under Section 6.4.

6.4.5 Acceptable Documentation of Receipted Costs of testing must be submitted to the Program Administrator by January 31, 2024.

6.5 Extraordinary Costs for Return to Production

Where in Designated Areas producers have been forced to downsize their beef Breeding Livestock, in 2023, due to inflated prices or unavailability of feed caused by the Fires and Drought. Eligible Applicants will be eligible for an assistance payment for the Extraordinary Costs for purchasing Replacement Breeding Livestock when returning the breeding herd to 2023 production levels.

6.5.1 Eligible Applicants will received a payment of \$160 per eligible Replacement Breeding Livestock.

6.5.2 For the purposes of calculating the Payment in Section 6.5.1, the number of eligible Replacement Breeding Livestock will be the lesser of:

6.5.2.1 the number of replacement bred cows purchased and

6.5.2.2 the total number of Breeding Livestock owned by the Eligible Applicants as of June 1, 2023 minus:

- a) normal culling rates of 15%;
- b) the number of deceased Breeding Livestock; and
- c) the number of Breeding Livestock owned September 10, 2023 for which:
 - i. a payment under Section 6.1 was issued, or
 - ii. a Transportation Assistance Payment under section 6.2 for was issued.

6.5.3 Only Breeding Livestock sold after June 1, 2023 and before December 31, 2023 are eligible for Return to Production assistance.

6.5.3.1 Applicant must provide to the Program Administrator, on or before January 31, 2024, auction or sales receipts of number and class of livestock sold in 2023, to determine maximum livestock eligibility for Return to Production assistance.

6.5.4 Replacement Breeding Livestock must be purchased after December 31, 2023 and before December 31, 2024 to be eligible.

6.5.4.1 Applicant must provide to the Program Administrator, on or before December 31, 2024, auction or sales receipts that confirm the number Replacement Breeding Livestock purchased.

6.6 Fire Clean-up

Where Fire has killed trees, or destroyed agricultural buildings, or destroyed parts of Livestock Handling Facilities on land owned or leased by an Eligible Applicant and it is where Eligible Livestock are normally kept (pastures, feed grounds, pens), a payment to assist with the labour costs to clear debris and remove hazards, restoring the site to a safe environment for livestock, will be calculated as follows:

= (# of Eligible Livestock by Class X Assistance per Head) – Applicable Third Party Loss Payments (e.g. Insurance)

Where the Assistance per Head amounts are as follows:

Eligible Livestock Type	Eligible Livestock by Class	Assistance per Head
Beef and Bison	Cow or Bred Heifer	\$25
	Yearling (born in 2022 and owned on June 1 of 2023)	\$15
Sheep	Ewe	\$12
Horse	Brood Mare	\$15
Other	Breeding Livestock	\$15

6.6.1 Payments under Section 6.6 cannot exceed the clean-up costs as estimated at the discretion of the Program Administrator. Where the assistance payment calculated under this Section exceeds the estimated clean-up costs, the Payment will be limited to the amount of the estimated clean-up costs.

6.6.2 If the information used to assess an Applicant’s eligibility for or the amount of a Payment under Section 6.6 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on January 31, 2024.

6.7 Establishment of Safe Livestock Handling Facilities

Where Fire has destroyed Livestock Handling Facilities on land owned or leased by an Eligible Applicant, an assistance payment to re-establish safe Livestock Handling Facilities will be calculated as follows:

= # of Eligible Livestock by Class X Assistance per Head – Applicable Third Party Loss Payments (e.g. Insurance)

Where the Assistance per Head amounts are as follows:

Eligible Livestock Type	Eligible Livestock by Class	Assistance per Head
Beef or Bison	Cow or Bred Heifer	\$70
	Yearling (born in 2022 and owned on June 1 of 2023)	\$35
Sheep	Ewe	\$35
Horse	Brood Mare	\$70
Other	Breeding Livestock	\$35

6.7.1 Payments under Section 6.7 cannot exceed the expenses the Eligible Applicant incurred to re-establish safe Livestock Handling Facilities. Where the assistance payment calculated under this Section exceeds the actual expenses incurred, the Payment will be limited to the actual amount expended.

6.7.2 Where substantial damage to an Eligible Applicant's leased or owned Livestock Handling Facilities has occurred, partial payments for the restoration of repairs of the Livestock Handling Facilities may be made based on the Program Administrator's sole discretion.

6.7.3 Damage to fences will not be considered as a basis for Payment under Section 6.7 of these Terms and Conditions.

6.7.4 Payment will not be made if the Eligible Livestock are the same livestock an Eligible Applicant is also claiming a production assistance payment for under Section 6.12 (Rental of Alternate Specialized Facilities).

6.7.5 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.7 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on January 31, 2024.

6.8 Extraordinary Mustering and Transportation Costs

Where Fire has resulted in Eligible Livestock being moved from their normal grazing location, or made it unsafe for Eligible Livestock to return to their normal Winter Feeding location by foot, and the Eligible Applicant has incurred Extraordinary Costs for mustering, sorting, or transport to move them to where they will be fed for the winter, an assistance payment will be calculated as follows:

= 70% X Receipted Costs for labour, corral rental, transportation, or a hired horse and rider

6.8.1 Payment will only be made on Receipted Costs occurring between the

removal date of the EMBC evacuation alert and December 31, 2023, for mustering. For transportation of animals to a safe feeding location and/or for return livestock transportation costs, Payment will be made on Receipted Costs occurring between the removal date of the EMBC evacuation alert and June 1, 2024.

- 6.8.2 The Payment for the combined cost for hiring a horse and rider is limited to a maximum of \$280 per day.
- 6.8.3 Payment for transportation will not be made if the Eligible Livestock are the same livestock an Eligible Applicant is also claiming an assistance payment for under Section 6.12 (Rental of Alternate Specialized Facilities).
- 6.8.4 Acceptable Documentation of Receipted Costs for mustering of animals must be submitted to the Program Administrator by January 31, 2024.
- 6.8.5 Acceptable Documentation of Receipted Costs for transport of animals must be submitted to the Program Administrator by June 1, 2024.
- 6.8.6 If the information used to assess an Applicant's eligibility for or the amount of a Payment for the mustering of animals changes, an Applicant must provide a revised Loss Schedule to the Program Administrator before or on January 31, 2024.
- 6.8.7 If the information used to assess an Applicant's eligibility for or the amount of a Payment for the transportation of animals changes, an Applicant must provide a revised Loss Schedule to the Program Administrator before or on June 1, 2024.

6.9 Veterinary Costs

Where an Eligible Applicant has incurred Extraordinary Costs for a licensed veterinarian to treat Eligible Livestock injured by Fire, smoke or their movement away from Fire, a payment equal to 70% of the Receipted Costs will be made.

- 6.9.1 Payment will only be made on Receipted Costs for licensed veterinarian treatment beginning between June 1, 2023 and January 31, 2024.
- 6.9.2 Payment will be reduced by an amount equal to any applicable Third Party Loss Payments (e.g. Insurance) the Eligible Applicant receives, is entitled to, or would have been entitled to if enrolled.
- 6.9.3 The maximum Payment is limited to a commercial value determined by the Program Administrator and will not reflect the value of genetics, training or any other special attributes.

- 6.9.4 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.9 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on January 31, 2024
- 6.9.5 Acceptable Documentation of Receipted Costs must be submitted to the Program Administrator by January 31, 2024.

6.10 Breeding Livestock Mortality

Where injuries caused by Fire or the movement away from Fire, have resulted in the death or euthanasia of an Eligible Applicant's Breeding Livestock, an assistance payment will be calculated as follows:

= (# of Breeding Livestock by Class X Mortality Value per Head) – Applicable Third Party Loss Payments (e.g. Insurance)

Where Mortality Value per Head is as follows:

Eligible Livestock Type	Breeding Livestock by Class	Mortality Value per Head
Beef	Bull	\$3,500
	Bred Cow	\$1,400
	Bred Heifer	\$1,400
Sheep	Ram	\$395
	Ewe	\$255
	Brood Mare	\$2,100

- 6.10.1 Payment for Fire caused mortality of Breeding Livestock not listed in the above table will be based a per head value determined by the Program Administrator.
- 6.10.2 Payment will only be made on Fire mortality losses occurring prior to January 31, 2024.
- 6.10.3 Eligible Applicants may be asked to provide evidence Breeding Livestock perished due to Fire.
- 6.10.4 Where direct evidence that Breeding Livestock perished due to Fire is not available and the Eligible Applicant is unable by January 31, 2024, to locate Breeding Livestock which Fire caused to move away from their normal grazing location, these animals may be deemed to be deceased. The Breeding Livestock Mortality Payment for deemed deceased animals will be:

- 6.10.4.1 Reduced by the industry average annual death loss determined by the

Program Administrator; and

6.10.4.2 Limited to a maximum of \$60,000.

6.10.5 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.10 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on January 31, 2024.

6.11 Private Fencing

Where an Eligible Applicant has or will incur labour costs to remove and rebuild livestock containment fencing (perimeter and cross fencing) destroyed as a result of Fire, on land that they lease or own, an assistance payment will be calculated as follows:

= (\$9.50 X # of meters of destroyed fencing) – Applicable Third Party Loss Payments (e.g. Insurance, BC Wildfire Service)

6.11.1 For greater certainty Payment will not be made for Highways Fencing or fencing on crown land.

6.11.2 Only fences which are rebuilt or will be rebuilt are eligible for a Payment.

6.11.3 Payments may be made in advance of destroyed fencing being rebuilt.

6.11.3.1 Where portions of destroyed fencing are not rebuilt by November 1, 2025, the Eligible Applicant must repay the advance payments received for those portions; repayment must be received by December 31, 2025.

6.11.4 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.11 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on June 1, 2024.

6.12 Specialized Facilities Rental

Where Fire has destroyed a dairy milking facility owned by an Eligible Applicant and they must rent an alternate facility so milk production can be continued, an assistance payment equal to 70% of the Receipted Costs for the alternate milking facility rental, and the livestock transportation to the alternate facility and/or a permanent production location, will be made.

6.12.1 Payment will only be made on Receipted Costs occurring between the removal date of the EMBC evacuation alert and March 31, 2025.

- 6.12.2 For greater clarity, Payment will not be made for corrals, fences and livestock shelters which are not considered specialized facilities.
- 6.12.3 Other situations requiring the rental of specialized alternative facilities may be considered for Payment.
- 6.12.4 Payment will be reduced by an amount equal to any applicable Third Party Loss Payments (e.g. Insurance and EMBC) the Eligible Applicant receives, is entitled to, or would have been entitled to if enrolled.
- 6.12.5 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.12 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on March 31, 2025.
- 6.12.6 Acceptable Documentation of Receipted Costs must be submitted to the Program Administrator by March 31, 2025.

6.13 Irrigation System Repair

Where Fire has damaged or destroyed an irrigation system (e.g. pumps, pipes, ditches, dams and power poles) or infrastructure deemed by the Program Administrator as required to access the irrigation system owned by an Eligible Applicant and they have incurred Extraordinary Costs for the repairs required to continue crop production, an assistance payment equal to 70% of the Receipted Costs for irrigation system parts and/or labour required for repair of the system, will be made.

- 6.13.1 Payment will be:
 - 6.13.1.1 For Receipted Costs incurred prior to June 1, 2024;
 - 6.13.1.2 Limited to a maximum of \$80,000;
 - 6.13.1.3 Reduced by an amount equal to any applicable Third Party Loss Payments (e.g. Insurance) the Eligible Applicant receives, is entitled to, or would be entitled to if enrolled; and
 - 6.13.1.4 Limited to the damaged or destroyed components original value.
- 6.13.2 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.13 changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on June 1, 2024.
- 6.13.3 Acceptable Documentation of Receipted Costs must be submitted to the Program Administrator by June 1, 2024.

6.14 Replanting of Perennial Forage

Where Fire has killed tame perennial forage on land that an Eligible Applicant leases or owns, an assistance payment will be calculated as follows:

= (\$210 X # Fire killed acres of tame perennial forage) – Applicable Insurance Loss Payments (e.g. Insurance, BC Wildfire Service)

6.14.1 Payment will be limited to a maximum of \$60,000.

6.14.2 To be eligible for Payment the Eligible Applicant must:

6.14.2.1 provide Acceptable Documentation (e.g. photographs and fire maps) confirming the number of Fire killed acres;

6.14.2.2 complete tillage or non-selective herbicide application on claimed acres by June 1, 2024 and provide Acceptable Documentation of application (e.g. photographs or invoices); and,

6.14.2.3 if requested, provide an opportunity for the Program Administrator to inspect and confirm the number of Fire killed acres or the tillage or herbicide application.

6.14.3 The Eligible Applicant must provide the Program Administrator with five business days notice before commencing tillage or herbicide application on the acres being claimed for Fire loss and, if requested, allow the Program Administrator to inspect the area prior to commencing tillage or herbicide application.

6.14.4 If the information used to assess an Applicant's eligibility for or the amount of a Payment under Section 6.14 changes, an Applicant must provide a revised Loss Schedule to the Program Administrator before or on June 1, 2024.

6.14.5 Acceptable Documentation of application must be submitted to the Program Administrator by June 1, 2024.

6.15 Incremental Grazing Costs (After June 1, 2024)

Where Fire has damaged pasture owned or leased, including Crown Range, causing an Eligible Applicant to require Additional Purchased Forage (includes pasture) in the 2024 or 2025 Grazing Seasons to maintain the Breeding Livestock, Eligible Applicants may be eligible for one or more of the following Payments:

6.15.1 Additional Management

6.15.1.1 Payment of \$7 per Animal Unit Month (AUM) for each reduction of AUM in Crown range, private pasture rental or on owned hay lands due to Fire to cover additional management activities. Additional management includes, but is not limited, to driving cattle to new areas, additional riding to manage cattle while on Crown land or activities to encourage different range usage patterns at the discretion of the Program Administrator.

6.15.2 Rental of Alternative Grazing. If additional grazing land is required, Payments will be made for:

6.15.2.1 **Trucking to alternative grazing** - a payment of \$8 plus \$.08 per kilometer per cow, bull and bred heifer. The maximum payment is \$170 per animal. If Breeding Livestock are normally trucked to their summer grazing location, the Eligible Applicant is only eligible to \$.08 per kilometer rate for those kilometers in excess of the normal hauling distance. Alternative freight rates will be determined on an individual basis for Eligible Livestock other than cattle.

6.15.2.2 **Private pasture rental** (not Crown land) at a rate of \$30 per AUM rented.

6.15.3 Breeding Livestock Retained at Home. A payment of \$75 per AUM to help offset the loss of forage due to grazing that would normally be used for Winter Feeding.

6.15.4 Payments made under Section 6.15 will be made using the following eligibility criteria:

6.15.4.1 For the 2024 Grazing Season, the number of Eligible Livestock is the lesser of Breeding Livestock owned or leased on either June 1, 2023, or June 1, 2024. For the 2025 Grazing Season, the number of Eligible Livestock is the lesser of Breeding Livestock owned or leased on either June 1, 2023 or June 1, 2025;

6.15.4.2 Where Breeding Livestock are normally grazed on private land (not Crown land) and Fire has reduced the ability of those lands to sustain the number of Breeding Livestock, an Eligible Applicant may qualify for Payments under Section 6.15 for the 2024 Grazing Season only.

6.15.4.3 Where the loss of grazing is from leased private land (not Crown land), the cost of the private lease will be deducted from the Payment for the alternative private pasture rental.

6.15.4.4 Where Breeding Livestock are sold or the lease is terminated prior to the end of the defined Grazing Season, Eligible Applicants are only eligible to receive Payment for the period for which the Breeding Stock is owned or leased by the Eligible Applicant

6.15.5 For loss of private land (not Crown land) an on-site inspection may be performed at the, discretion of the Program Administrator, by the Ministry of Agriculture and Food to confirm the size of the loss.

6.15.6 If the information used to assess an Applicant’s eligibility for or the amount of a Payment for the 2024 Grazing Season changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on November 30, 2024. If the information used to assess an Applicant’s eligibility for or the amount of a Payment for the 2025 Grazing Season changes, an Applicant must provide a revised Loss Schedule to the Program Administer before or on November 30, 2025.

6.15.7 Acceptable Documentation must be submitted to the Program Administrator by June 1, 2024 for Payment for the 2024 Grazing Season. Acceptable Documentation must be submitted to the Program Administrator by June 1, 2025 for Payment for the 2025 Grazing Season.

6.15.8 For the purposes of Section 6.15, an Animal Unit Month (AUM) of grazing for each class of livestock will be based on the following AUM values:

Breeding Livestock by Class	Animal Unit Month (AUM)
Dairy Cow	1.4
Bull	1.5
Bred Cow	1
Bred Heifer	0.7
Ram	0.3
Ewe	0.2
Horse	1.25

7 GENERAL PAYMENT CONDITIONS:

All Payments are subject to the following conditions:

7.1 Payments will only be made when it exceeds \$1000.00.

7.2 Payments can be made to the Eligible Applicant in multiple instalments.

7.3 Payment will be reduced if losses are considered:

7.3.1 not to be Extraordinary Costs; or

- 7.3.2 are covered by insurance or third party loss payments (e.g. BC Wildfire Service, EMBC) the Eligible Applicant receives, is entitled to, or would have been entitled to if enrolled.
- 7.4 Cashing a Program Payment cheque by an Eligible Applicant indicates satisfaction with the calculation of the Payment.
- 7.5 Payments cannot be assigned or deferred to a subsequent tax year.
- 7.6 Tax information slips required under the *Income Tax Act* (Canada) will be issued in the name of the Eligible Applicant.
- 7.7 Payments will be considered as allowable income, except for payments under Sections 6.11, 6.12 and 6.13 which are non-allowable income, for the purposes of the AgriStability program in the program year only.
- 7.8 Program payments will not be considered allowable income for the calculation of reference margins under the AgriStability program.
- 7.9 Payments will not be considered allowable revenue for the purposes of the AgriInvest program.
- 7.10 Fire losses may be inspected by the Program Administrator prior to Payment being issued.
- 7.11 The Program Administrator has the sole discretion to determine eligibility, cause and validity of losses, establish values and to approve or limit payments. For certainty, and without limiting the generality of the foregoing, the Program Administrator may impose limits on amounts otherwise payable under the Program where all claims made under the 2023 Canada-British Columbia Wildfire and Drought Recovery Initiative exceed the amount of funds available.

8 TERMINATION OF THE PROGRAM:

The Program may be terminated or amended by British Columbia or Canada at any time, without prior notice.

9 VERIFICATION AND DECLARATIONS:

- 9.1 The Eligible Applicant agrees to supply the Program Administrator and [Canada's agency that wants this access], on request, with all documentation or information required to verify, administer the Program.
- 9.2 The Eligible Applicant agrees to provide access, on request, to its documents and all information related to the Program to the Program Administrator and [Canada] for the purposes of Program audits and evaluation.

- 9.3 The Eligible Applicant agrees to provide access, at any reasonable hour and on request, to its premises, excluding a place, or part of a place, used exclusively for residential purposes, to the Program Administrator and [Canada] for the purposes of Program audits and evaluation.
- 9.4 The Applicant expressly authorizes the Program Administrator to obtain information from any provincial or federal government department, agency or third Party for the purposes of verifying the contents of the General Application or any Loss Schedule or any other information provided by the Applicant under this Program.
- 9.5 The Applicant consents to the Program Administrator releasing any information provided by the applicant or obtained as outlined in Section 9.4 to any provincial or federal government department, agency or Third Party for the purposes of verifying information provided in the General Application, or Loss Schedules, or determining the Applicant's eligibility for the Program.

10 WAIVER OF LIABILITY:

The Applicant acknowledges that, Canada, the Province of British Columbia, Agriculture and Agri-Food Canada and British Columbia Ministry of Agriculture and Food, and their officers, servants or agents are not liable to the Applicant, the Applicant's heirs, administrators and assigns for personal injury, property damage, or any other damage, injury, claim or loss whatsoever arising out of this Program and the Applicant's participation in it.

11 REFUNDS/OVERPAYMENTS:

- 11.1 If it is determined by the Program Administrator, that a payment to the Applicant under the Program was in contravention of these Terms and Conditions, it will be considered as a debt owing by the Applicant for at least one of the reasons below. Then the BC Minister may require the person to repay some or the entire over payment back to the Program. Until it is repaid, the amount of the payment or overpayment will be considered to be a debt owing by the Applicant to Canada and British Columbia (as represented by the Business Risk Management Branch (BRMB) of the British Columbia Ministry of Agriculture and Food).
 - 11.1.1 The Applicant was not an Eligible Applicant;
 - 11.1.2 The Applicant's losses are not considered to be Extraordinary Costs;
 - 11.1.3 The Applicant's losses are considered to be Extraordinary Costs but are not eligible for Payment under section 6 of the Program;
 - 11.1.4 The Applicant was overpaid by the Program;
 - 11.1.5 The Applicant has not complied with the Terms and Conditions of the Program; or

11.1.6 The Applicant provided false or misleading information in the application.

11.2 The Applicant agrees to refund any overpayments received from the Program back to British Columbia within 30 days of notice being provided to them by the Program Administrator. The Applicant's failure to refund such payment by that deadline may result in the debt for that amount being set off against money owed by British Columbia Ministry of Agriculture and Food to the Applicant. Interest charges for unpaid amounts will be compounded monthly based on current bank lending rates and will be added to any debt not repaid by the prescribed deadline.

12 FALSE OR MISLEADING INFORMATION:

Applicants who provide false or misleading information to the Program Administrator for the purposes of the Program forego all rights to Program payments, are liable to repay all Program payments they have received and may be subject to prosecution.

13 DEBTS TO GOVERNMENT OR THIRD PARTIES:

The BC Minister has the right to deduct from Program payments any amount due and owing by the Applicant to British Columbia.

14 STACKING OF ASSISTANCE FOR APPLICANTS:

14.1 The Eligible Applicant agrees, on request by the Program Administrator, to disclose other sources of financial assistance from, but not limited to, the federal, provincial, or municipal governments in respect of the Purpose of this Program, as described in Section 1.

14.2 If payment is made under this Program, the Program Administrator is subrogated to the Eligible Applicant's rights concerning payment from, but not limited to, the federal, provincial, or municipal governments in respect of the Purpose of this Program.

14.3 Payments received, including but not limited to, from the Provincial and Federal Compensation, Disaster Financial Assistance Regulation or Commercial Insurance will be deducted from the applicable Program Payments.

15 REPRESENTATIONS AND WARRANTIES:

The Applicant represents and warrants that the person signing the Program application and other Program documents is duly authorized to bind the Eligible Applicant and, in the case of a partnership, bind the partners to these Terms and Conditions on the basis of joint and several liabilities.

16 APPEALS:

16.1 The Program Administrator is authorized to receive, assess, verify and initiate payments

relating to applications under the Program. A person who disputes a decision of the Program Administrator (the objector) has 21 calendar days from the date of payment or of notice of the decision in which to register an objection to the decision, as described in Section 16.2.

- 16.2 Objections and supporting documentation must be made in writing and received within the appeal period by the British Columbia Ministry of Agriculture and Food at the following address:

2023 Canada – British Columbia Wildfire and Drought Recovery
Initiative Appeal Committee
Business Risk Management Branch
Ministry of Agriculture and Food
200 - 1690 Powick Rd
Kelowna BC V1X 7G5

- 16.3 Once received, the Program Administrator will appoint an Appeals Committee to review any objections and supporting information received within the appeal period.

- 16.4 The Appeals Committee will advise the objector as to the outcome of that review.

17 CHANGES TO PROGRAM OR PROGRAM CONDITIONS:

- 17.1 The Program Administrator may correct clerical errors, mathematical errors, or omissions made in the Terms and Conditions, or in other communications pertaining to the Program, and may make any resulting changes.

Map of Regions of British Columbia

