

2017 Canada - British Columbia Wildfire Recovery Initiative for Livestock

General Application

Application Deadline: January 31, 2018

For Office Use Only

WFI #:

TO DETERMINE ELIGIBILITY - Refer to the **Terms and Conditions** which form part of this General Application for the **2017 CANADA-BRITISH COLUMBIA WILDFIRE RECOVERY INITIATIVE for Livestock.**

APPLICANT INFORMATION

Legal Name		Name of Authorized Signatory if not an Individual	
Mailing Address		City	Province
			Postal Code
Telephone (day):	Cell Phone:	Fax:	
Email:			
Physical Address (or 911)		CRA Business Number	<input type="text"/>

Please provide the following registration numbers if enrolled

AgriStability PIN	<input type="text"/>	PREMISE ID:	<input type="text"/>
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WILDFIRE INFORMATION (This information can be obtained from you Regional District)

Fire Name	Fire Reference # (if known)
Date Evacuation Alert Applied	Date Evacuation Alert Removed

WILDFIRE IMPACTS

- Have the 2017 wildfires impacted your private or leased livestock? (circle) YES / NO
 - If yes, complete the attached **Livestock Inventory Appendix 1**
- Have the 2017 wildfires damaged your private or leased land(s)? (circle) YES / NO
 - If yes, complete the attached **Land Inventory Appendix 2**
- Have the 2017 wildfires impacted your crown tenure? (circle) YES / NO
 - Provide name of Range staff (FLNR) you work with: _____
 - Provide Range Agreement Number (RAN#)(s): _____
 - Provide Grazing Lease Number(s) _____

COMMERCIAL INSURANCE INFORMATION

- Do you have commercial insurance? (circle) YES / NO
 - If yes, provide Policy #: _____
- If you have a claim (pending or approved) with your commercial insurer for fire losses, please attach the Statement of Loss.

Name of Insurance Company	Name of Agent	Telephone (day)
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2017 Canada-BC Wildfire Assistance Initiative
 Business Risk Management Branch
 Ministry of Agriculture
 200-1690 Powick Rd, Kelowna BC V1X 7G5



Ph: 250.861.7211 • Fax: 250.861.7490 • Toll Free: 1.888.332.3352
 Scan & email to: AGRIRECOVERYWILDFIREINITIATIVE@gov.bc.ca

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OTHER ASSISTANCE

1. Did you receive agricultural related compensation/support/donations to assist with recovery from fire losses?

(circle) YES / NO

2. If yes, please select all applicable below.

BC Wildfire Management Branch (WMB)

Emergency BC

Regional District

Disaster Funding Assistance (DFA)

BC Cattlemen's Association (BCCA)

Other (specify) _____

3. Provide details of compensation for all of the above you selected.

ASSISTANCE PAYMENT(S) BEING APPLIED FOR (See Section 6.0 of the Terms and Conditions for details of each payment type)

Please indicate with a check mark (✓) the loss schedules you are applying for.

<input type="checkbox"/>	Extraordinary Livestock Feeding (Up to June 1, 2018)	Loss Schedule L1
<input type="checkbox"/>	Owned Feed Transportation Assistance	Loss Schedule L2
<input type="checkbox"/>	Pregnancy Checking (Cow and Heifer)	Loss Schedule L3
<input type="checkbox"/>	Fire Clean-up on Private Lands	Loss Schedule L4
<input type="checkbox"/>	Establishment of Safe Livestock Handling Facilities	Loss Schedule L5
<input type="checkbox"/>	Extraordinary Mustering and Transportation Costs	Loss Schedule L6
<input type="checkbox"/>	Veterinary Costs	Loss Schedule L7
<input type="checkbox"/>	Breeding Livestock Mortality	Loss Schedule L8
<input type="checkbox"/>	Private Fencing	Loss Schedule L9
<input type="checkbox"/>	Specialized Facilities Rental	Loss Schedule L10
<input type="checkbox"/>	Irrigation System Repair	Loss Schedule L11
<input type="checkbox"/>	Replanting of Perennial Forage	Loss Schedule L12
<input type="checkbox"/>	Incremental Grazing Costs (After June 1, 2018)	Loss Schedule L13



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CHECKLIST OF DOCUMENTS BEING SUBMITTED WITH APPLICATION

Include the following document with the submission of this completed application:

Copy of your most recently submitted Canada Revenue Agency, Statement of Farming Activity (T2042 Or T1273).

Livestock Inventory – Appendix 1 of this General Application.

Land Inventory - Appendix 2 of this General Application.

Tax Number Reporting Form- Appendix 3 of this General Application

APPLICANT DECLARATION:

I/We, the Applicant(s):

- Certify that all information submitted on this application, loss schedule(s) and inventory sheet(s) is accurate, true and correct.
- Have read the Program Terms and Conditions and understand, accept, and am/are in compliance with all program eligibility requirements and all other terms contained in the attached Program Terms and Conditions.
- Certify that I/we will supply, on request, to the Business Risk Management Branch (BRMB) of the Ministry of Agriculture, or their representative, any documentation they consider necessary to administer this Program.
- Consent to third parties, including Canada Revenue Agency (CRA), disclosing upon request information that BRMB considers necessary for the purpose of administering the Program.
- Consent to on-site audits by BRMB, or their representative, at any time to verify program eligibility and to evaluate and enforce the provisions of this Program.
- Agree that BRMB may review, as necessary, information held by the respective governments related to other programs in which I/we am/are enrolled to verify the information provided on this application form.
- Agree to return all or part of the funds received under this Program to BRMB should an audit subsequently determine the funds have been received in contravention of the Program Terms and Conditions, these obligations, and/or laws of the Province of British Columbia and federal laws of Canada.
- Understand that the Social Insurance Number, Business Number, or GST Registration Number is collected and disclosed under the authority of the *Income Tax Act* of Canada for the purposes of reporting income.
- Agree to disclose to BRMB all other sources of funding for Eligible Losses including financial and/or in-kind contributions from industry, federal, provincial, or municipal governments in respect to activities and objectives under this initiative for the period and during the fiscal year.

Signature (Applicant or Authorized Signatory)

Date YYYY / MMM / DD

This information is collected by the Business Risk Management Branch (BRMB) of the Ministry of Agriculture, under Section 26 (c) of the *Freedom of Information and Protection of Privacy Act* and will be used to assess your eligibility for the 2017 CANADA - BRITISH COLUMBIA WILDFIRE RECOVERY INITIATIVE. BRMB will also use your information for the administration, evaluation and development of all BRMB programs, to advise you about BRMB programs and services. If you have any questions about this form and collection or use of this personal information please contact the Business Risk Management Branch at the address below.

Completed application forms can be dropped off at any one of the local Ministry of Agriculture offices or returned to us by mail, fax or email at the address below.



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General Application

Appendix 1: Livestock Inventory

2017 LIVESTOCK INVENTORY

Please list your numbers of livestock owned or leased as of June 1, 2017 prior to the wildfire events.

Livestock Type	Livestock Class	Owned Animals (As of June 1, 2017)	Leased Animals (As of June 1, 2017)
Beef	Bull		
	Bred Cow		
	Bred Heifer		
	Replacement Heifer		
	Open Cow		
	Yearling		
	Calf		
Bison	Bull		
	Bred Cow		
	Bred Heifer		
	Replacement Heifer		
	Open Cow		
	Yearling		
	Calf		
Sheep	Ram		
	Ewe		
	Lamb		
Horse	Stallion		
	Brood Mare		
Other Eligible Livestock			

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General Application

Appendix 2: Land Inventory

For lands you own or lease, please provide a copy of your: Property tax assessments, BC Assessments, or other documents that detail your land inventory.

If you do not have existing land inventory documents, please use the table below.

Land Inventory Reference	Land Identification (PID OR LEGAL DESCRIPTION)	Impacted by Fire (Check)	Ownership	
			Owned	Leased/ Rented
A				
B				
C				
D				
E				
F				
G				
H				
I				
J				
K				
L				
M				
N				
O				
P				
Q				
R				
S				



Land Inventory Reference	Land Identification (PID OR LEGAL DESCRIPTION)	Impacted by Fire (Check)	Ownership	
			Owned	Leased/ Rented
T				
U				
V				
W				
X				
Y				
Z				

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Business Risk Management Branch

Ministry of Agriculture

Appendix 3

Tax Reporting Number

Whenever a claim is paid, the *Income Tax Act* requires the Business Risk Management Branch (BRMB) to prepare a Statement of Farm Support Payments (AGR-1) and report the Tax Reporting Number on the AGR-1.

The personal information on this form is collected under the authority of the *Income Tax Act, 1985*, and, when a claim is paid, will be used to prepare an AGR-1. The personal information will be treated as confidential within the confines of the *Freedom of Information and Protection of Privacy Act*. If you have questions about the collection of this information, please contact your local Ministry of Agriculture office.

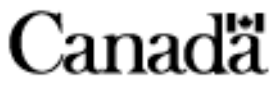
Applicants Name:

Tax Reporting Number/Social Insurance Number: |_|_|_|_|_|_|_|_|_|_|_|_|_|_|_|_|

AUTHORIZED SIGNATURE OF APPLICANT DATE

COPIES ARE NOT TO BE MADE OF THIS COMPLETED FORM

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2017 CANADA - BRITISH COLUMBIA WILDFIRES 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 2017 wildfires.

2. DEFINITIONS:

- 2.1 **Acceptable Documentation** means receipts or documentation which in the Program Administrator's sole discretion proves goods or services were purchased or sold.
- 2.2 **Additional Purchased Forage** means the forage or pasture that must be purchased to continue livestock production when fire has reduced an Eligible Applicants leased or owned forage 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 **BC Minister** means the British Columbia Minister of Agriculture and their duly authorized representatives.
- 2.4 **Breeding Livestock** are Eligible Livestock that are:
- 2.4.1 Females with offspring at side or pregnant. For greater certainty, their offspring are not eligible as Breeding Livestock.
 - 2.4.2 Young females kept with the intention of breeding.
 - 2.4.3 Male of reproductive age used for reproduction.
- 2.5 **Designated Area** means an area in British Columbia where an Emergency Management BC (EMBC) evacuation notice due to wildfire occurring was in place during 2017.
- 2.6 **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.
- 2.7 **Eligible Feeding Period** begins the day livestock could no longer be grazed on pasture owned or leased by the Eligible Applicant. The start of the Eligible Feeding Period may vary between animals if feeding begins at different times.
- The period ends on the Final Date of the Eligible Feeding Period specified for each Class of Livestock in Section 6.1 of these Terms and Conditions or the date ownership ends whichever is earlier.
- 2.8 **Eligible Livestock** are domestic ungulates owned or leased by an Eligible Applicant as of June 1, 2017.

- 2.9 **Extraordinary Costs** means costs that in the sole discretion of the Program Administrator are considered to be directly related to the impacts of Fire and are beyond normal operational costs incurred by the Eligible Applicant.
- 2.10 **Feed Assistance** is the amount paid to help offset the Extraordinary Costs of feeding Eligible Livestock. It is calculated with the following formula:
- (Feed Requirement – Feed Available) * \$122.50 = Feed Assistance.**
- 2.11 **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 2017 or carried over from prior years, 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 2017 and the amount of feed normally purchased in previous years.
- 2.12 **Feed Requirement** is the number of tons of hay required to feed Eligible Livestock through the Eligible Feeding Period.
- 2.13 **Fire** means the wildfires occurring in 2017 in a Designated Area.
- 2.14 **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.
- 2.15 **Livestock Handling Facilities** means a system which consists of the following infrastructure components: watering and corral system (includes livestock squeeze and chutes).
- 2.16 **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.
- 2.17 **Payment** means financial assistance paid to Eligible Applicants as stipulated in Section 6 of this Terms and Conditions
- 2.18 **Program** means the 2017 Canada-British Columbia Wildfire Recovery Initiative for Livestock (CBCWRIL).
- 2.19 **Program Administrator** is the Business Risk Management Branch (BRMB) of the British Columbia Ministry of Agriculture.
- 2.20 **Receipted Costs** means documentation which in the Program Administrator's sole discretion proves goods or services were purchased or sold.

3. ELIGIBILITY:

- 3.1 An Eligible Applicant is an agricultural producer who has been impacted by wildfires in 2017, 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 files farm income tax (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 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, 2017;
- 3.1.4 owned or leased Eligible Livestock for the production and sale of livestock or livestock products as of June 1, 2017; and
- 3.1.5 is not a research station or government funded agency or institution.

4. APPLICATION PROCESS:

- 4.1 Eligible 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 Eligible Applicant.
 - 4.2.1 It is the responsibility of the Eligible Applicant to ensure that no other application to the Program has been made in respect to the Payment types being applied for in Section 6 (Payments) of these Terms and Conditions.
- 4.3 A completed General Application must be received by the Program Administrator by January 31, 2018.
 - 4.3.1 A completed Loss Schedule for each Payment type being applied for in Section 6 (Payments) of these Terms and Conditions, must be received by the Program Administrator by the deadline specified on the Loss Schedule.
 - 4.3.2 Revisions to the General Application are permitted until January 31, 2018.
 - 4.3.3 Revisions to a Loss Schedule are permitted as per the revision deadline specified in Section 6 (Payments) of these Terms and Conditions for each Payment type being applied for.
 - 4.3.4 General Applications received after January 31, 2018 and before June 1, 2018 will only be compensated for Payments described in Sections 6.11, 6.12 and 6.13 of these Terms and Conditions.

- 4.3.5 General Applications and Loss Schedules that are mailed, will be accept 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: AGRIRECOVERYWILDFIREINITIATIVE@gov.bc.ca

In person or mail to:

British Columbia Ministry of Agriculture
Business Risk Management Branch
200 - 1690 Powick Rd
Kelowna BC V1X 7G5

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

5. SIGNATURES:

- 5.1 Designates are not permitted to sign the Program application 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 Program application 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 have met the conditions of the Program.

6. **PAYMENTS:** Subject to Section 3 (Eligibility) and 12(Debts to Governments) 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 has reduced an Eligible Applicant's leased or owned forage resources, and they require Additional Purchased Forage to continue livestock production until June 1, 2018, an assistance payment will be calculated as follows:

(Feed Requirement – Feed Available) * \$122.50 = Feed Assistance.

Eligible Livestock Type	Eligible Livestock by Class	Pounds per Day	Eligible Feeding Period End Date
Beef and Bison	Bull	50	June 1, 2018
	Bred Cow	35	June 1, 2018
	Bred Heifer	30	June 1, 2018
	Replacement Heifer (Up to 20% of total cows)	25	June 1, 2018
	Open Cow	35	December 31, 2017
	Yearling	30	November 30, 2017
	Calf	25	November 30, 2017
Sheep	Ram	10	June 1, 2018
	Ewe	5	June 1, 2018
	Lamb	3	November 30, 2017
Horse	Stallion	44	June 1, 2018
	Brood Mare	44	June 1, 2018

6.1.1 Payment of Feed Assistance for Eligible Livestock not listed in the above table will be based on Assistance per Day values and Eligible Feeding Period end dates determined by the Program Administrator.

6.1.2 Feed Assistance payment for bred cows and bred heifers will be limited to an initial payment of 75%. Calculation of final payment for these animals will be made using the information contained in a veterinarian's pregnancy confirmation report, submitted by the Eligible Applicant.

6.1.3 For Eligible Livestock that are sold prior to the Eligible Feeding Period End Date, the Feed Assistance calculation will use the sold date as the end date for the Eligible Feeding Period.

6.1.4 A revised Loss Schedule for payment under Section 6.1 of these Terms and Conditions can be submitted to the Program Administrator before or on June 1, 2018.

6.2 Owned Feed Transportation Assistance

Where Fire has caused an Eligible Applicant to feed Eligible Livestock in a location different than where Feed Available is located and the Eligible Applicant will incur Extraordinary Costs to transport the Feed Available to the livestock, an assistance payment equal to 70% of the Receipted Costs of transportation will be made.

6.2.1 Payment will only be made on Receipted Costs occurring between the removal date of the EMBC evacuation alert and June 1, 2018.

6.2.1.1 In the case of feed for dairy cattle Payment will only be made on Receipted Costs occurring between the removal date of the EMBC evacuation alert and March 31, 2019.

6.2.2 Extraordinary Costs incurred in the use of an Eligible Applicant's owned transport equipment may be eligible for payment.

6.2.3 A revised Loss Schedule for payment under Section 6.2 of these Terms and Conditions can be submitted to the Program Administrator before or on June 1, 2018.

6.3 Pregnancy Checking

Where an Eligible Applicant has paid to have the pregnancy of Breeding Livestock (cow or heifer) confirmed, an assistance payment will be calculated as follows:

$$= \$3.50 \times \# \text{ of cows and heifers veterinary examined for pregnancy.}$$

- 6.3.1 Payment will only be made on the basis of a veterinarian's pregnancy confirmation report completed between September 1, 2017 to December 31, 2017.
- 6.3.2 A revised Loss Schedule for payment under Section 6.3 of these Terms and Conditions can be submitted to the Program Administrator before or on January 31, 2018.
- 6.3.3 Dairy cattle are not eligible for payment for Pregnancy Checking.

6.4 Fire Clean-up

Where Fire has killed trees, or destroyed agricultural buildings, or destroyed parts of Livestock Handling Facilities on deeded 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:

$$= (\# \text{ of Eligible Livestock by Class} \times \text{Assistance per Head}) - \text{Applicable Third Party Loss Payments (e.g. Insurance)}$$

Eligible Livestock Type	Eligible Livestock by Class	Assistance per Head
Beef and Bison	Cow or Bred Heifer	\$20
	Yearling (born in 2016 and owned on June 1 of 2017)	\$10
Sheep	Ewe	\$10
Horse	Brood Mare	\$10
Other	Breeding Livestock	\$10

- 6.4.1 Payments cannot exceed the estimated clean-up costs.
- 6.4.2 A revised Loss Schedule for payment under Section 6.4 of these Terms and Conditions can be submitted to the Program Administrator before or on January 31, 2018.

6.5 Establishment of Safe Livestock Handling Facilities

Where Eligible Applicants that as a result of fire have a total loss of all of their Livestock Handling Facilities on deeded land they lease or own, an assistance payment will be calculated as follows:

$$= \# \text{ of Eligible Livestock by Class} \times \text{Assistance per Head} - \text{Applicable Third Party Loss Payments (e.g. Insurance)}$$

Eligible Livestock Type	Eligible Livestock by Class	Assistance per Head
Beef and Bison	Cow or Bred Heifer	\$60
	Yearling (born in 2016 and owned on June 1 of 2017)	\$30
Sheep	Ewe	\$30
Horse	Brood Mare	\$60
Other	Breeding Livestock	\$30

6.5.1 Where substantial damage to an Eligible Applicant's leased or owned Livestock Handling Facilities has occurred partial payments may be made in the Program Administrator's sole discretion.

6.5.2 Damage to fences will not be considered as a basis for payment.

6.5.3 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 6.10 (Rental of Alternate Specialized Facilities).

6.5.4 A revised Loss Schedule for payment under Section 6.5 of these Terms and Conditions can be submitted to the Program Administrator before or on January 31, 2018.

6.6 **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

6.6.1 Payment will only be made on Receipted Costs occurring between the removal date of the EMBC evacuation alert and December 31, 2017.

6.6.2 The Payment for the combined cost for hiring a horse and rider is limited to a maximum of \$245 per day.

6.6.3 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 6.10 (Rental of Alternate Specialized Facilities).

6.6.4 A revised Loss Schedule for payment under section 6.6 of these Terms and Conditions can be submitted to the Program Administrator before or on January 31, 2018.

6.7 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.

- 6.7.1 Payment will only be made on Receipted Costs for licensed veterinarian treatment beginning between June 1, 2017 and January 31, 2018.
- 6.7.2 Payment will be reduced by an amount equal to any applicable Third Party Loss Payments (e.g. Insurance) the Eligible Applicant receives or is entitled to.
- 6.7.3 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.
- 6.7.4 A revised Loss Schedule for payment under Section 6.7 of these Terms and Conditions can be submitted to the Program Administrator before or on January 31, 2018.

6.8 Breeding Livestock Mortality

Where injuries caused by Fire or the movement away from Fire, have resulted in the death or euthanization 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)

Eligible Livestock Type	Breeding Livestock by Class	Mortality Value per Head
Beef	Bull	\$3,500.00
	Bred Cow	\$1,334.20
	Bred Heifer	\$1,334.20
Sheep	Ram	\$253.75
	Ewe	\$203.00
Horse	Stallion	\$3,500.00
	Brood Mare	\$2,100.00

- 6.8.1 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.
- 6.8.2 Payment will only be made on Fire mortality losses occurring prior to January 31, 2018.
- 6.8.3 Eligible Applicants may be asked to provide evidence Breeding Livestock perished due to Fire.

6.8.3.1 Where direct evidence Breeding Livestock perished due to Fire is not available and the Eligible Applicant is unable by January 31, 2018 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:

6.8.3.1.1 Reduced by the industry average annual death loss determined by the Program Administrator; and

6.8.3.1.2 Limited to a maximum of \$50,000.

6.8.4 A revised Loss Schedule for payment under Section 6.8 of these Terms and Conditions can be submitted to the Program Administrator before or on January 31, 2018.

6.9 Private Fencing

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

= (\$4.20 X # of meters of destroyed fencing) – Applicable Third Party Loss Payments (e.g. Insurance, BC Wildfire Service)

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

6.9.2 Only fences which are rebuilt or will be rebuilt are eligible for a payment.

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

6.9.3.1 Where portions of destroyed fencing are not rebuilt by November 1, 2019, the Eligible Applicant must repay the advance payments received for those portions; repayment must be received by December 31, 2019.

6.9.4 A revised Loss Schedule for payment under Section 6.9 of these Terms and Conditions can be submitted to the Program Administrator before or on June 1, 2018.

6.10 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.

6.10.1 Payment will only be made on Receipted Costs occurring between the removal date of the EMBC evacuation alert and March 31, 2019.

6.10.2 For greater clarity payment will not be made for corrals, fences and livestock shelters which are not considered specialized facilities.

- 6.10.3 Other situations requiring the rental of specialized alternative facilities may be considered for payment.
- 6.10.4 Payment will be reduced by an amount equal to any applicable Third Party Loss Payments (e.g. Insurance and EMBC) the Eligible Applicant receives or is entitled to.
- 6.10.5 A revised Loss Schedule for payment under Section 6.10 of these Terms and Conditions can be submitted to the Program Administrator before or on March 31, 2019.

6.11 Irrigation System Repair

Where Fire has damaged or destroyed an irrigation system (e.g. pumps, pipes, ditches, dams and power poles) 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.

- 6.11.1 Payment will be:
 - 6.11.1 For Receipted Costs incurred prior to July 31, 2018;
 - 6.11.2 Limited to a maximum of \$70,000;
 - 6.11.3 Reduced by an amount equal to any applicable Third Party Loss Payments (e.g. Insurance) the Eligible Applicant receives or is entitled to; and
 - 6.11.4 Limited to the repaired components original value.
- 6.11.2 A revised Loss Schedule for payment under Section 6.11 of these Terms and Conditions can be submitted to the Program Administrator before or on June 1, 2018.

6.12 Replanting of Perennial Forage

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

$$= (\$119 \times \# \text{ Fire killed acres of tame perennial forage}) - \text{Applicable Insurance Loss Payments (e.g. Insurance, BC Wildfire Service)}$$

- 6.12.1 Payment will be limited to a maximum of \$50,000.
- 6.12.2 To be eligible for Payment the Eligible Applicant must request that the Program Administrator inspect and confirm:
 - 6.12.2.1 The acres of perennial forage killed by Fire. Acres put to other use prior to an inspection may not be eligible; and

- 6.12.2.2 Completion of tillage or non-selective herbicide application on claimed acres; the tillage or non-selective herbicide operation must be completed by July 1, 2018.
- 6.12.2.3 The Eligible Applicant must allow five working business days from submission of the Loss Schedule before commencing tillage or herbicide application on the acres being claimed for Fire loss.

6.13 Incremental Grazing Costs (After June 1, 2018)

Where Fire has damaged pasture owned or leased (includes crown grazing tenures) by an Eligible Applicant and the Eligible Applicant will require Additional Purchased Forage to continue livestock production until October 31, 2018, an assistance payment equal to 70% of Received Costs for feed, alternative pasture, and/or transportation will be made.

6.13.1 Application for Payment must be submitted on the appropriate Loss Schedule before or on June 1, 2018.

6.13.2 Payment will be:

6.13.2.1 Only for Received Costs incurred between June 1, 2018 and October 31, 2018;

6.13.2.2 Reduced by an amount considered equal to the normal operational costs (e.g. grazing tenure fees) incurred by the Eligible Applicant.

6.13.3 A revised Loss Schedule for Payment under Section 6.13 of these Terms and Conditions can be submitted to the Program Administrator before or on November 30, 2018.

6.14 The Program Administrator has the sole discretion to determine eligibility, cause and validity of losses, establish values and to approve or limit payments.

6.15 All Payments are subject to the following conditions:

6.15.1 Payments will only be made when it exceeds \$250.00.

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

6.15.3 Payment will be reduced if losses are considered.

6.15.3.1 Not to be Extraordinary; or

6.15.3.2 Are covered by insurance or third party loss payments (e.g. BC Wildfire Service, EMBC) the Eligible Applicant receives or is entitled to.

6.15.4 Cashing a Program Payment cheque by an Eligible Applicant indicates satisfaction with the calculation of the Payment.

6.15.5 Payments cannot be assigned or deferred to a subsequent tax year.

- 6.15.6 Tax information slips required under the *Income Tax Act* (Canada) will be issued in the name of the Eligible Applicant.
- 6.15.7 Payments will be considered as allowable income, except for payments under Sections 6.9, 6.10 and 6.11 which are non-allowable income, for the purposes of the AgriStability program in the program year only.
- 6.15.8 Program payments will not be considered allowable income for the calculation of reference margins under the AgriStability program.
- 6.15.9 Payments will not be considered allowable revenue for the purposes of the AgrilInvest program.
- 6.15.10 Fire losses may be inspected by the Program Administrator prior to Payment being issued.

7. TERMINATION OF THE PROGRAM:

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

8. VERIFICATION AND DECLARATIONS:

- 8.1 The Eligible Applicant agrees to supply The Program Administrator, on request, with all documentation or information required to verify and administer the Program.
- 8.2 The Eligible Applicant agrees the Program Administrator will be provided full access to their farming operation, livestock and any information related to the Program during on-farm audits.
- 8.3 The Program Administrator may verify any information submitted to the Program during on-farm audits.
- 8.4 The Eligible 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.
- 8.5 The applicant consents to the Program Administrator releasing any information provided by the applicant or obtained as outlined in clause 8.4 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.

9. WAIVER OF LIABILITY:

The Eligible Applicant acknowledges that, Canada, the Province of British Columbia, Agriculture and Agri-Food Canada and British Columbia Ministry of Agriculture are not liable to the Eligible Applicant, the Eligible 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 Eligible Applicant's participation in it.

10. REFUNDS/OVERPAYMENTS:

10.1 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 applicant for the reasons below. Then the B.C. 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).

10.1.1 Was not an Eligible Applicant;

10.1.2 Whose losses are not considered to be Extraordinary Costs;

10.1.3 Whose losses are considered to be Extraordinary Costs but are not eligible for Payment under section 6 of the Program;

10.1.4 Was overpaid by the Program;

10.1.5 Has not complied with the Terms and Conditions of the Program; or

10.1.6 Provided false or misleading information in the application.

10.2 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 to the Eligible 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.

11. 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.

12. DEBTS TO GOVERNMENT OR THIRD PARTIES:

The B.C. Minister has the right to deduct from Program payments any amount due and owing by the applicant to British Columbia.

13. STACKING OF ASSISTANCE FOR APPLICANTS:

- 13.1 The 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 8.
- 13.2 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.
- 13.3 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.

14. REPRESENTATIONS AND WARRANTIES:

The Eligible 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.

15. APPEALS:

- 15.1 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 14.2.
- 15.2 Objections and supporting documentation must be made in writing and received within the appeal period by the British Columbia Ministry of Agriculture at the following address:

2017 Canada – British Columbia Wildfire Recovery Initiative Appeal Committee
Business Risk Management Branch
Ministry of Agriculture
200 - 1690 Powick Rd
Kelowna BC V1X 7G5
- 15.3 The B.C. Minister will appoint an Appeals Committee to review any objections and supporting information received within the appeal period.
- 15.4 The Appeals Committee will advise the objector as to the outcome of that review.

16. CHANGES TO PROGRAM OR PROGRAM CONDITIONS:

- 16.1 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.