

The Agri-Food Act, 2004
[section 12]

THE MILK MARKETING PLAN REGULATIONS – MILK TRANSPORTER

Order No. 33/18. The SASKATCHEWAN MILK MARKETING BOARD, pursuant to the provisions of *The Milk Marketing Plan Regulations* and *The Agri-Food Act, 2004*, hereby determines and orders as follows:

- 1 No person shall operate a milk transportation unit in Saskatchewan for the purpose of grading, sampling, or transporting milk unless he or she is the holder of a valid and subsisting license issued by the Board.
- 2 Every license shall, unless previously cancelled or suspended, expire on the date indicated on the license.
- 3 No license shall be transferable.
- 4 Every person required to be licensed under this Order shall make application to the Board for a license in the form determined by the Board.
- 5 Upon application, successful passage of an examination prepared by the Board respecting the handling and sampling of milk stored in farm bulk milk tanks and transported in milk transportation units, and fulfillment of other obligations under this Order, the Board may issue a license to any transporter.
- 6 The Board may refuse any application for a new transporter license or the renewal of an existing license where the transporter has failed to comply with any provisions of the Act, Regulations, or this Order applying to such a person.
- 7 Every licensed transporter shall, at all times, comply with the provisions of this Order.
- 8 A licensed transporter shall have in his or her possession a valid identification card in the form issued by the Board and shall produce the same when requested to do so by a dairy inspector or a licensed producer.
- 9 Unless otherwise approved by the Board, a licensed transporter shall ensure that milk stored in a farm bulk milk tank on a dairy farm and destined for a licensed processor is collected at least every second day.
- 10 A licensed transporter shall ensure at the time of pick-up that no milk is left in the farm bulk milk tank to which a subsequent milking is added.
- 11 No person shall put milk or cause milk to be put into a milk transportation unit unless the producer of the milk is the holder of a valid and subsisting producer license issued by the Board.

12 Before transferring milk from a farm bulk milk tank to a milk transportation unit, it shall be the duty of the licensed transporter to:

- (a) cause the milk to be agitated for a period of not less than five minutes, or as long as is necessary to assure homogeneity of the milk;
- (b) clean and wipe dry the measuring device in a sanitary manner before inserting it into the tank for measurement purposes;
- (c) read the measuring device at the division to which the milk has come in contact;
- (d) collect an official sample for delivery to a dairy testing laboratory designated by the Board; and
- (e) determine the temperature of the milk in the farm bulk milk tank and assess that milk for any abnormal odour or appearance, and if in his or her opinion, the milk is not of satisfactory quality, or would, if transferred, have a detrimental effect on the milk in the milk transportation unit, shall refuse to transfer any of that milk to the milk transportation unit.
- (f) If the milk is not transferred, the licensed transporter may be required to collect an additional representative sample for delivery to a dairy testing laboratory designed by the Board.

13 A licensed transporter shall not transfer milk from a farm bulk milk tank where:

- (a) the licensed transporter has not fulfilled his or her duties pursuant to section 12 due to any action or inaction by the licensed producer or licensed dairy facility;
- (b) the milk in the farm bulk milk tank has been placed under detention by the Board; or
- (c) the producer has been prohibited by the Board from shipping milk.

14 Before the licensed transporter leaves the licensed producer's premises, it shall be his or her duty to:

- (a) convert the reading taken from the measuring device in the farm bulk milk tank with the aid of a conversion chart bearing the same serial number as that of the farm bulk milk tank and its measuring device;
- (b) complete a record showing the following information:
 - (i) the licensed producer's identification number;
 - (ii) the number of milkings in the farm bulk milk tank;
 - (iii) the date and time of the pick-up;
 - (iv) the temperature of the milk;
 - (v) the measurement as read according to 12(c);
 - (vi) the volume in litres as shown on the conversion chart; and
 - (vii) any other information as specified on the form provided by the Board;
- (c) sign the record;
- (d) file:
 - (i) one copy of the record with the licensed producer;
 - (ii) one copy of the record with the licensed processor to whom the milk was delivered;
 - (iii) maintain one copy for the licensed transporter's pick-up file; and
 - (iv) one copy with the Board; and
- (e) rinse the farm bulk milk tank with lukewarm water after the milk has been removed, if required.

15 A licensed transporter or licensed processor shall ensure that milk transportation units or any other container used for transporting milk or milk products is:

- (a) kept clean and in good mechanical condition; and
- (b) cleaned and sanitized at least once every 24 hours by a method approved by the Board in an enclosed building used for that purpose.

16 A licensed transporter shall ensure that acceptable sanitary procedures shall be used for transferring milk to or from any storage equipment, transportation equipment, or a licensed processor's facilities.

17 A licensed transporter or licensed processor shall ensure that milk transportation equipment used for transporting milk shall not be used for transporting anything other than milk, milk products, or potable water unless approved by the Board.

18 Where in the opinion of a dairy inspector or the Board, a person who is subject to this Order is in default of any provisions of the Act, Regulations, or this Order, such person shall comply with all requirements, and within the timeframe specified by the Board, shall remedy any such default.

19 Order 08/10 is hereby wholly revoked.

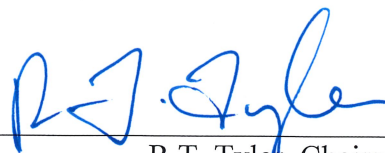
20 This Order will remain in effect for a period not longer than ten years from the date this Order is approved by the Agri-Food Council.

Order No. 33/18 is made pursuant to section 5, 7(1)(h), 7(1)(y), 7(1)(ee), 20 and 20.1 of *The Milk Marketing Plan Regulations* and shall be effective upon the date of this Order. By order of the Saskatchewan Milk Marketing Board.



Mel Foth, Chairperson
Saskatchewan Milk Marketing Board

Pursuant to sections 5, 7(1)(h), 7(1)(y), 7(1)(ee), 20 and 20.1 of *The Milk Marketing Plan Regulations* and section 12 of *The Agri-Food Act, 2004*, the above Order No. 33/18 of the Saskatchewan Milk Marketing Board is approved this 28th day of September, 2018.



R.T. Tyler, Chairperson
Agri-Food Council, Saskatchewan