

**ONTARIO COURT OF JUSTICE**

***PROVINCIAL OFFENCES ACT***

**IT IS ORDERED**, pursuant to the provisions of the *Provincial Offences Act* and the rules for the Ontario Court of Justice, that the amount set opposite each of the offences in the attached Items of Schedule 17.11 under the Provincial Statutes and Regulations thereunder is the Set Fine.

This Order comes into effect on the *20<sup>th</sup>* day of *August* 2012.

**DATED AT TORONTO** this *20<sup>th</sup>* day of *August* 2012.

*Annemarie E. Bonkalo*

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**Annemarie E. Bonkalo, Chief Justice**  
**Ontario Court of Justice**

**Schedule 17.11**

Ontario Regulation 119/11 under the *Food Safety and Quality Act, 2001*

<b>Item</b>	<b>Offence</b>	<b>Section</b>	<b>Set Fine</b>
1.	Fail to pack produce in suitable package	subsection 16 (1)	\$325.00
2.	Sell produce packed in unsuitable package	subsections 16 (1) and 15 (1)	\$250.00
3.	Transport produce packed in unsuitable package	subsections 16 (1) and 15 (3)	\$150.00
4.	Fail to pack honey in consumer container of permitted size	subsection 17 (1)	\$325.00
5.	Sell honey packed in improper size consumer container	subsections 17 (1) and 15 (2)	\$250.00
6.	Transport honey packed in improper size consumer container	subsections 17 (1) and 15 (3)	\$150.00
7.	Pack honey in previously used consumer container	subsection 17 (3)	\$400.00
8.	Sell honey packed in previously used consumer container	subsections 17 (3) and 15 (2)	\$250.00
9.	Transport honey packed in previously used consumer container	subsections 17 (3) and 15 (3)	\$150.00
10.	Pack honey in consumer container not securely closed	subsection 17 (3)	\$400.00
11.	Sell honey packed in consumer container not securely closed	subsections 17 (3) and 15 (2)	\$250.00
12.	Transport honey packed in consumer container not securely closed	subsections 17 (3) and 15 (3)	\$150.00
13.	Fail to pack honey in clean and sound container	subsection 17 (4)	\$400.00
14.	Sell honey packed in container — not clean and sound	subsections 17 (4) and 15 (2)	\$250.00
15.	Transport honey packed in container — not clean and sound	subsections 17 (4) and 15 (3)	\$150.00
16.	Fail to pack maple product in suitable container	subsection 18 (1)	\$325.00
17.	Sell maple product packed in unsuitable container	subsections 18 (1) and 15 (2)	\$250.00
18.	Transporting maple product packed in unsuitable container	subsections 18 (1) and 15 (3)	\$150.00
19.	Fail to pack maple product in clean and sound container	subsection 18 (3)	\$400.00

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20.	Sell maple product packed in container — not clean and sound	subsections 18 (3) and 15 (2)	\$250.00
21.	Transport maple product packed in container — not clean and sound	subsections 18 (3) and 15 (3)	\$150.00
22.	Pack maple product in previously used consumer container	subsection 18 (4)	\$400.00
23.	Sell maple product packed in previously used consumer container	subsections 18 (4) and 15 (2)	\$250.00
24.	Transport maple product packed in previously used consumer container	subsections 18 (4) and 15 (3)	\$150.00
25.	Pack maple product in consumer container not securely closed	subsection 18 (4)	\$400.00
26.	Sell maple product packed in consumer container not securely closed	subsections 18 (4) and 15 (2)	\$250.00
27.	Transport maple product packed in consumer container not securely closed	subsections 18 (4) and 15 (3)	\$150.00
28.	Pack processing grade maple syrup in improper size bulk container	subsection 18 (5)	\$325.00
29.	Sell processing grade maple syrup packed in improper size bulk container	subsections 18 (5) and 15 (2)	\$250.00
30.	Transport processing grade maple syrup packed in improper size bulk container	subsections 18 (5) and 15 (3)	\$150.00
31.	Fail to replace or correct label information on previously used produce package	subsection 19 (4)	\$325.00
32.	Sell produce in previously used package with incorrect label information	subsections 19 (4) and 15 (1)	\$250.00
33.	Transport produce in previously used package with incorrect label information	subsections 19 (4) and 15 (3)	\$150.00
34.	Fail to replace or correct label information on previously used produce master container	subsection 19 (4)	\$325.00
35.	Sell produce in previously used master container with incorrect label information	subsections 19 (4) and 15 (1)	\$250.00
36.	Transport produce in previously used master container with incorrect label information	subsections 19 (4) and 15 (3)	\$150.00
37.	Fail to replace or correct label information on previously used bulk honey container	subsection 19 (4)	\$325.00
38.	Sell honey in previously used bulk container with incorrect label information	subsections 19 (4) and 15 (2)	\$250.00
39.	Transport honey in previously used bulk container with incorrect label information	subsections 19 (4) and 15 (3)	\$150.00
40.	Fail to replace label or correct label information on previously used bulk maple product container	subsection 19 (4)	\$325.00

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41.	Sell maple product in previously used bulk container with incorrect label information	subsections 19 (4) and 15 (2)	\$250.00
42.	Transport maple product in previously used bulk container with incorrect label information	subsections 19 (4) and 15 (3)	\$150.00
43.	Fail to mark required name and address on label — produce package	paragraph 1, subsection 20 (1)	\$325.00
44.	Sell produce in package without name and address on label	paragraph 1, subsection 20 (1) and subsection 15 (1)	\$250.00
45.	Transport produce in package without name and address on label	paragraph 1, subsection 20 (1) and subsection 15 (3)	\$150.00
46.	Fail to mark required name and address on label — produce master container	paragraph 1, subsection 20 (1)	\$325.00
47.	Sell produce in master container without name and address on label	paragraph 1, subsection 20 (1) and subsection 15 (1)	\$250.00
48.	Transport produce in master container without name and address on label	paragraph 1, subsection 20 (1) and subsection 15 (3)	\$150.00
49.	Fail to mark place of origin on label — produce package	paragraph 2, subsection 20 (1)	\$400.00
50.	Sell produce in package without place of origin on label	paragraph 2, subsection 20 (1) and subsection 15 (1)	\$250.00
51.	Transport produce in package without place of origin on label	paragraph 2, subsection 20 (1) and subsection 15 (3)	\$150.00
52.	Fail to mark place of origin on label — produce master container	paragraph 2, subsection 20 (1)	\$400.00
53.	Sell produce in master container without place of origin on label	paragraph 2, subsection 20 (1) and subsection 15 (1)	\$250.00
54.	Transport produce in master container without place of origin on label	paragraph 2, subsection 20 (1) and subsection 15 (3)	\$150.00

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55.	Fail to mark produce common name on label — produce package	paragraph 3, subsection 20 (1)	\$250.00
56.	Sell produce in package without common name on label	paragraph 3, subsection 20 (1) and subsection 15 (1)	\$250.00
57.	Transport produce in package without common name on label	paragraph 3, subsection 20 (1) and subsection 15 (3)	\$150.00
58.	Fail to mark produce common name on label — produce master container	paragraph 3, subsection 20 (1)	\$250.00
59.	Sell produce in master container without common name on label	paragraph 3, subsection 20 (1) and subsection 15 (1)	\$250.00
60.	Transport produce in master container without common name on label	paragraph 3, subsection 20 (1) and subsection 15 (3)	\$150.00
61.	Fail to properly identify yellow fleshed potatoes on label — package	paragraph 4, subsection 20 (1)	\$325.00
62.	Sell yellow fleshed potatoes in package — label not identifying potato type	paragraph 4, subsection 20 (1) and subsection 15 (1)	\$250.00
63.	Transport yellow fleshed potatoes in package — label not identifying potato type	paragraph 4, subsection 20 (1) and subsection 15 (3)	\$150.00
64.	Fail to properly identify yellow fleshed potatoes on label — master container	paragraph 4, subsection 20 (1)	\$325.00
65.	Sell yellow fleshed potatoes in master container — label not identifying potato type	paragraph 4, subsection 20 (1) and subsection 15 (1)	\$250.00
66.	Transport yellow fleshed potatoes in master container — label not identifying potato type	paragraph 4, subsection 20 (1) and subsection 15 (3)	\$150.00
67.	Fail to properly identify type of pepper on package label	paragraph 5, subsection 20 (1)	\$325.00

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68.	Sell peppers in package — label not properly identifying type	paragraph 5, subsection 20 (1) and subsection 15 (1)	\$250.00
69.	Transport peppers in package — label not properly identifying type	paragraph 5, subsection 20 (1) and subsection 15 (3)	\$150.00
70.	Fail to properly identify type of pepper on master container label	paragraph 5, subsection 20 (1)	\$325.00
71.	Sell peppers in master container — label not properly identifying type	paragraph 5, subsection 20 (1) and subsection 15 (1)	\$250.00
72.	Transport peppers in master container — label not properly identifying type	paragraph 5, subsection 20 (1) and subsection 15 (3)	\$150.00
73.	Fail to use proper print size on produce labels	subsection 20 (3)	\$325.00
74.	Sell produce with label using improper size print	subsections 20 (3) and 15 (1)	\$250.00
75.	Transport produce with label using improper size print	subsections 20 (3) and 15 (3)	\$150.00
76.	Fail to mark required name and address on label — on honey container	paragraph 1, subsection 21 (1)	\$325.00
77.	Sell honey without name and address on container label	paragraph 1, subsection 21 (1) and subsection 15 (2)	\$250.00
78.	Transport honey without name and address on container label	paragraph 1, subsection 21 (1) and subsection 15 (3)	\$150.00
79.	Fail to mark type of honey on label — on honey container	paragraph 2, subsection 21 (1)	\$250.00
80.	Sell honey without type of honey indicated on container label	paragraph 2, subsection 21 (1) and subsection 15 (2)	\$250.00
81.	Transport honey without type of honey indicated on container label	paragraph 2, subsection 21 (1) and subsection 15 (3)	\$150.00

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82.	Fail to indicate honey grade and colour class on label — consumer container	paragraph 3, subsection 21 (1)	\$325.00
83.	Sell honey in consumer container without honey grade and colour class on label	paragraph 3, subsection 21 (1) and subsection 15 (2)	\$250.00
84.	Transport honey in consumer container without honey grade and colour class on label	paragraph 3, subsection 21 (1) and subsection 15 (3)	\$150.00
85.	Fail to indicate honey grade and colour class on label — bulk container sold to consumer or retailer	paragraph 3, subsection 21 (1)	\$325.00
86.	Sell honey to a consumer or retailer in bulk container without honey grade or colour class on label	paragraph 3, subsection 21 (1) and subsection 15 (2)	\$250.00
87.	Transport honey to a consumer or retailer in bulk container without honey grade or colour class on label	paragraph 3, subsection 21 (1) and subsection 15 (3)	\$150.00
88.	Fail to indicate net weight of honey on label	paragraph 4, subsection 21 (1)	\$325.00
89.	Sell honey in container without net weight on label	paragraph 4, subsection 21 (1) and subsection 15 (2)	\$250.00
90.	Transport honey in container without net weight on label	paragraph 4, subsection 21 (1) and subsection 15 (3)	\$150.00
91.	Packing honey that fails to meet grade requirements	subsection 21 (5)	\$325.00
92.	Selling honey that fails to meet grade requirements	subsections 21 (5) and 15 (2)	\$250.00
93.	Transporting honey that fails to meet grade requirements	subsections 21 (5) and 15 (3)	\$150.00
94.	Fail to properly indicate place of origin on label — on honey container	subsection 21 (6)	\$400.00
95.	Sell honey in container without place of origin properly indicated on label	subsections 21 (6) and 15 (2)	\$250.00
96.	Transport honey in container without place of origin properly indicated on label	subsections 21 (6) and 15 (3)	\$150.00
97.	Fail to mark product name on label — maple product container	paragraph 1, subsection 22 (1)	\$250.00

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98.	Sell maple product without product name on container label	paragraph 1, subsection 22 (1) and subsection 15 (2)	\$250.00
99.	Transport maple product without product name on container label	paragraph 1, subsection 22 (1) and subsection 15 (3)	\$150.00
100.	Fail to mark required name and address on label — maple product container	paragraph 2, subsection 22 (1)	\$325.00
101.	Sell maple product without required name and address on container label	paragraph 2, subsection 22 (1) and subsection 15 (2)	\$250.00
102.	Transport maple product without required name and address on container label	paragraph 2, subsection 22 (1) and subsection 15 (3)	\$150.00
103.	Fail to indicate net volume of maple syrup on label — maple syrup container	subparagraph 3 i, subsection 22 (1)	\$325.00
104.	Sell maple syrup without net volume on container label	subparagraph 3 i, subsection 22 (1) and subsection 15 (2)	\$250.00
105.	Transport maple syrup without net volume on container label	subparagraph 3 i, subsection 22 (1) and subsection 15 (3)	\$150.00
106.	Fail to indicate grade and colour class of maple syrup on label — consumer container	subparagraph 3 ii, subsection 22 (1)	\$325.00
107.	Sell maple syrup in consumer container without syrup grade and colour class on label	subparagraph 3 ii, subsection 22 (1) and subsection 15 (2)	\$250.00
108.	Transport maple syrup in consumer container without syrup grade and colour class on label	subparagraph 3 ii, subsection 22 (1) and subsection 15 (3)	\$150.00
109.	Fail to indicate grade and colour class of maple syrup on label — bulk container sold to a consumer or retailer	subparagraph 3ii, subsection 22 (1)	\$325.00
110.	Sell maple syrup to a consumer or retailer in bulk container without syrup grade and colour class on label	subparagraph 3ii, subsection 22 (1) and subsection 15 (2)	\$250.00

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111.	Transport maple syrup to a consumer or retailer in bulk container without syrup grade and colour class on label	subparagraph 3ii, subsection 22 (1) and subsection 15 (3)	\$150.00
112.	Fail to indicate net weight of maple product other than maple syrup on container label	paragraph 4, subsection 22 (1)	\$325.00
113.	Sell maple product other than maple syrup without net weight on container label	paragraph 4, subsection 22 (1) and subsection 15 (2)	\$250.00
114.	Transport maple product other than maple syrup without net weight on container label	paragraph 4, subsection 22 (1) and subsection 15 (3)	\$150.00
115.	Fail to properly indicate place of origin on label — maple product container	subsection 22 (4)	\$400.00
116.	Sell maple product in container without place of origin properly indicated on label	subsections 22 (4) and 15 (2)	\$250.00
117.	Transport maple product in container without place of origin properly indicated on label	subsections 22 (4) and 15 (3)	\$150.00
118.	Fail to place retail display sign on or over produce display	subsection 24 (1)	\$325.00
119.	Fail to properly include place of origin in advertisement for produce	paragraph 1, section 23	\$325.00
120.	Fail to include net quantity in advertisement for packaged produce	paragraph 3, section 23	\$325.00
121.	Fail to properly include place of origin on retail display sign for produce	paragraph 1, subsection 24 (1)	\$325.00
122.	Fail to include type of peppers on retail display sign	paragraph 2, subsection 24 (1)	\$250.00
123.	Fail to include price per unit of weight on retail display sign	paragraph 3, subsection 24 (1)	\$325.00
124.	Using indiscernible print on retail display sign	subsection 24 (2)	\$325.00
125.	Using print size not proportionate to size of retail display sign	subsection 24 (2)	\$150.00
126.	Include false or misleading information on label, package or master container for produce	section 25	\$500.00
127.	Include false or misleading information on label or container for honey	section 25	\$500.00
128.	Include false or misleading information on label or container for maple product	section 25	\$500.00
129.	Include false or misleading information in produce advertisement	section 25	\$500.00

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130.	Include false or misleading information on produce retail display sign	section 25	\$500.00
131.	Include false or misleading information in honey advertisement	section 25	\$500.00
132.	Include false or misleading information in maple product advertisement	section 25	\$500.00
133.	Pack honey substitute using misleading description on label or container	subsection 26 (1)	\$500.00
134.	Sell honey substitute using misleading description on label, container or advertisement	subsection 26 (1)	\$500.00
135.	Advertise honey substitute using misleading description in advertisement	subsection 26 (1)	\$500.00
136.	Pack maple product substitute using misleading description on label or container	subsection 26 (1)	\$500.00
137.	Sell maple product substitute using misleading description on label, container or advertisement	subsection 26 (1)	\$500.00
138.	Advertise maple product substitute using misleading description in advertisement	subsection 26 (1)	\$500.00
139.	Pack honey substitute in container likely to mislead	subsection 26 (2)	\$500.00
140.	Sell honey substitute in container likely to mislead	subsection 26 (2)	\$500.00
141.	Advertise honey substitute in container likely to mislead	subsection 26 (2)	\$500.00
142.	Pack maple product substitute in container likely to mislead	subsection 26 (2)	\$500.00
143.	Sell maple product substitute in container likely to mislead	subsection 26 (2)	\$500.00
144.	Advertise maple product substitute in container likely to mislead	subsection 26 (2)	\$500.00
145.	Sell maple product substitute with illegal percentage of real maple product	clause 26 (5) (a)	\$500.00
146.	Sell maple product substitute with required statement of percentage missing or improperly placed on container	clause 26 (5) (b)	\$500.00
147.	Sell maple product substitute with word "pure" unlawfully used in statement of percentage	clause 26 (5) (c)	\$500.00
148.	Sell maple product substitute with word "maple" unlawfully used on container	clause 26 (5) (d)	\$500.00

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