

**1 Section 14 of New Brunswick Regulation 2009-20 under the Seafood Processing Act is amended**

**(a) by repealing subsection (1) and substituting the following:**

**14(1)** A person who is entitled to make an appeal under subsection 65(1.1) or (1.2) of the Act may appeal to the Appeal Board within 30 business days after

(a) receiving the written decision of the Registrar or being served with a notice of non-compliance issued by an inspector under the Act, or

(b) receiving the written decision of the Registrar or the order made by the Chief Veterinary Officer under the *Aquaculture Act*.

**(b) by repealing subsection (3) and substituting the following:**

**14(3)** At the same time and in the same manner as the notice of appeal is served on the Chair, a copy of the notice of appeal shall be served

(a) on the Registrar or the inspector, as the case may be, if the appeal is commenced under the Act, or

(b) on the Registrar or the Chief Veterinary Officer, as the case may be, if the appeal is commenced under the *Aquaculture Act*.

**2 Section 15 of the Regulation is repealed and the following is substituted:**

**15** A notice of appeal shall be accompanied by a fee of \$1,000, which shall be refunded if the Appeal Board does not confirm the decision or order that is the subject of the appeal.

**3 The heading “Registrar or inspector is party to appeal” preceding section 18 of the Regulation is repealed and the following is substituted:**

**Parties to the appeal**

**4 Section 18 of the Regulation is repealed and the following is substituted:**

**18** In addition to the persons entitled to make an appeal under the Act, the Registrar, the Registrar appointed under the *Aquaculture Act*, the inspector or the Chief Veterinary Officer whose decision or order, as the case may be, is being appealed is a party to the appeal and is responsible to present a case in support of their decision or order.

**5 Subsection 20(1) of the Regulation is repealed and the following is substituted:**

**20(1)** After hearing the appeal, the Appeal Board may

- (a) confirm, vary or revoke the decision of the Registrar, or refer the matter back to the Registrar for reconsideration,
- (b) confirm, vary or revoke the decision of the Registrar under the *Aquaculture Act*, or refer the matter back to the Registrar for reconsideration,
- (c) confirm, vary or revoke the decision of the inspector under the Act, or

(d) confirm, vary or revoke the order of the Chief Veterinary Officer under the *Aquaculture Act* or refer the matter back to the Chief Veterinary Officer for reconsideration.

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