

Agriculture Appeal Board 2022-2023 Annual Report

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<https://www2.gnb.ca/content/gnb/en/departments/10/publications.html>

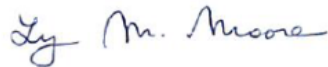
Introduction

Dear members and stakeholders,

It is my pleasure to present to you the Agriculture Appeal Board's annual report for fiscal 2022 - 2023.

This year's work focussed on appeals to decisions made by the Farm Land Identification Program's Registrar. The Board received no appeals to decisions of the Registrar of Livestock Operations, nor any appeals to the Minister for decisions regarding the Registry of Agricultural Land.

The knowledge and thoroughness of members continues to result in positive guidance to the delivery of the Farm Land Identification Program.



Lynn M Moore, P.Ag.

Department of Agriculture, Aquaculture & Fisheries

Support Staff to the Agriculture Appeal Board

Mandate

The mandate of the Agriculture Appeal Board is to hear appeals of (a) a decision of the Minister of Agriculture, Aquaculture and Fisheries under the *Agricultural Land Protection and Development Act*, (b) a decision of the Registrar under the *Livestock Operations Act*, or (c) a decision of the Registrar under the *Farm Land Identification Regulation – Real Property Tax Act*; and to confirm, vary or revoke the decision under appeal.

Board membership

The Board was composed of the following members as of March 31, 2023:

1. Maurice Maillet, Chair
2. Paul Jordan, Vice-Chair
3. Yves Banville, Member
4. Paul-Émile Soucy, Member
5. Kevin McKendy, Member
6. Katherine Toner, Member

Committees and subcommittees

No committees or subcommittees have been established under the Agriculture Appeal Board.

Legislation, policies, and by-laws

The Board is governed by the *Agriculture Appeal Board Act* and the *General Regulation – Agriculture Appeal Board Act* (NB Regulation 2018-6), with remunerations fixed by the Lieutenant-Governor in Council (OIC No. 2018-47).

Activities and metrics (KPIs)

Coordinated three (3) appeals resulting from decisions by the Registrar of the Farm Land Identification Program, as summarized below:

Appeal 1

- This appeal was heard, and the Registrar's decision was varied by the Board.

Appeal 2

- This appeal was received, reviewed, and heard during the 2022-2023 fiscal, with the written decision to uphold the Registrar's decision finalized at the beginning of fiscal 2023-2024.

Appeal 3

- This appeal was received, and the additional information contained in the submission was sufficient to allow the Registrar to vary their decision in favour of the appellant. A review and hearing by the Board was not required.

KPI	Target	Actual
Number of appeals received	N/A	2
Number of meetings to review appeals	N/A	1
Number of appeals heard	N/A	2
Appeal outcomes - Registrar's decision was upheld by the Board		1 *
- Registrar's decision varied by the Board	N/A	1
- Consideration by the Board not required		1

* Written decision finalized early 2023-2024 fiscal.

Financial information

BOARD BUDGET AND EXPENDITURES APRIL 1, 2022, TO MARCH 31, 2023

Category	Budget	Actual
Member per diems	\$0	\$4,000
Travel and other related expenses	\$0	\$1,631
TOTAL	\$0	\$5,631

Notes:

- Staff of the departments of Agriculture, Aquaculture and Fisheries and Environment and Local Government support the Board.
- Board expenses are included in the accounts of the Department of Agriculture, Aquaculture and Fisheries.

Staffing

Vice-Chair: member nominated by Minister of Local Government, appointed to the Board by the Lieutenant-Governor in Council.

Manager: responsible for assisting with the appointment process; providing training to new members; and providing administrative support. This includes scheduling and coordination of the Board's meetings, hearings, and hearing documents.