

**Ministry of Government and  
Consumer Services**

**Ministère des Services  
gouvernementaux et des  
Services aux consommateurs**



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September 1, 2020

Ms. Peggy Brekveld  
Vice-President  
Ontario Federation of Agriculture (OFA)  
Ontario Agri-Centre  
206-100 Stone Road West  
Guelph, ON N1G 5L3  
Peggy.Brekveld@ofa.on.ca

Dear Ms. Brekveld:

Thank you for your letter sharing your concerns about potential impacts of Ontario's Not-for-Profit Corporations Act (ONCA) on the OFA's regional representation structure. I appreciate the time you have taken to write, following up on our June 2020 meetings, and welcome the opportunity to respond.

While the Ministry of Government and Consumer Services is unable to provide legal advice, you may find the following helps to clarify your concern about section 207 of ONCA.

Paragraph 4 of subsection 207 (3) of ONCA says that an existing provision in a corporation's by-laws regarding delegates made under section 130 of the Corporations Act (CA) that was valid under the CA — and is not removed and added to articles to bring it into conformity with the ONCA — continues to be valid and in effect.

The transition provision allows a corporation to amend one provision at a time, should it wish to during the transition period. This means corporations could amend their documents in stages.

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Information about ONCA can be found at [ontario.ca/page/rules-not-profit-and-charitable-corporations](http://ontario.ca/page/rules-not-profit-and-charitable-corporations), and, once more details are available, it will be updated when the act may come into force. This website also provides useful tools and resources to help not-for-profit corporations transition to the act, including a plain language guide and transition considerations.

Once again, Ms. Brekveld, thank you for writing. I hope this information is useful. Please accept my best wishes for health and safety during these unprecedented and challenging times.

Sincerely,

A handwritten signature in blue ink that reads "Lisa Thompson". The signature is written in a cursive, flowing style.

The Honourable Lisa Thompson  
Minister of Government and Consumer Services

c: The Honourable Ernie Hardeman, Minister of Agriculture, Food and Rural Affairs  
Wendy Beaton, OFA Corporate Secretary