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**FRASER VALLEY MUSHROOM GROWERS CO-OPERATIVE
ASSOCIATION**

v.

ASSESSOR OF AREA 14 - SURREY-WHITE ROCK

Supreme Court of British Columbia (A812824) Vancouver Registry

Before: MR. JUSTICE A.A.W. MACDONELL

Vancouver, October 26, 1981

The Stated Case, coming on for hearing on Monday, the 26th day of October, 1981 and on hearing Bruce I. Cohen, Counsel for the appellant and Robert B. Hutchison, Counsel for the respondent:

This Court orders that the appeal of this matter is hereby dismissed with costs.

This Court further orders that the answers to the questions as set out in the Stated Case herein be answered as follows:

"Did the Assessment Appeal Board err in law in its interpretation of the definition of "primary agricultural production" in the Standards Prescribed by the Assessment Commissioner for the Classification of Land as a Farm when it:

1. found that the production of mushrooms must occur on the subject land in order for that land to qualify for farm classification based on the growing of those mushrooms?
2. found that the composting does not come within the meaning of "primary agricultural production"?"

That the answer to question 1 is "no, not when the owner or lessee of the subject land and the owner or lessee of the mushroom farms are different".

That the answer to question 2 is "no".