



Citation: *Aydi v. Canada (Minister of Public Safety and Emergency Preparedness)*,
2018 CART 5

Date: 20180529
Docket: CART/CRAC-1961

BETWEEN:

Malek Aydi,

APPLICANT

- and -

Minister of Public Safety and Emergency Preparedness,

RESPONDENT

[Translation of the official version in French]

**BEFORE: Geneviève Parent
Member**

**WITH: Malek Aydi, self-represented Applicant; and
Pierre Dastous and Christopher Hatton, representatives for the
Respondent**

In the matter of an application made by the applicant, pursuant to paragraph 13(2)(b) of the [Agriculture and Agri-Food Administrative Monetary Penalties Act](#), for a review of a decision of the Minister of Public Safety and Emergency Preparedness of Canada relating to a violation of subsection 16(1) of the [Health of Animals Act](#), alleged by the respondent.

DECISION RENDERED FROM THE BENCH

At a hearing held on May 29, 2018, the Canada Agricultural Review Tribunal approved, by ORDER, a settlement agreement between the parties pursuant to which Notice of Violation #3961-16-2067 becomes a notice of violation with warning.

Hearing held in Montréal, Quebec, on May 29, 2018

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REASONS FOR DECISION

I. BACKGROUND

[1] It is alleged that on October 8, 2016, the applicant, Malek Aydi, attempted to import an animal byproduct, namely, salted meat, without holding a certificate or permit for this purpose and without having declared or presented the animal byproduct to an inspector, contrary to subsection 16(1) of the [Health of Animals Act](#). Consequently, the Canada Border Services Agency issued Notice of Violation # 3961-16-2067 with a penalty of \$1,300 to Mr. Aydi for a “very serious” violation of the Act.

[2] In decision # 16-04197 dated June 9, 2017, the Minister of Public Safety and Emergency Preparedness Canada (the Minister) confirmed Notice of Violation # 3961-16-2067.

[3] Pursuant to paragraph 13(2)(b) of the [Agriculture and Agri-Food Administrative Monetary Penalties Act](#), Mr. Aydi requested that the Canada Agricultural Review Tribunal (the Tribunal) review the Minister’s decision.

II. DECISION RENDERED FROM THE BENCH

[4] At the hearing held on May 29, 2018, the parties concluded a settlement agreement under which Notice of Violation #3961-16-2067 becomes a notice of violation with warning.

[5] Pursuant to the powers conferred on it by section 8 of the [Canada Agricultural Products Act](#), the Tribunal, by ORDER, approves this agreement from the Bench.

Dated at Montréal, Quebec, this 29th day of May 2018.

Geneviève Parent
Part-time Member
Canada Agricultural Review Tribunal