

Queensland



GRAIN INDUSTRY (RESTRUCTURING) ACT 1991

**Reprinted as in force on 6 November 2003
(includes commenced amendments up to 2003 Act No. 82)**

Reprint No. 4E

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the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy

Information about this reprint

This Act is reprinted as at 6 November 2003. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.

Queensland



GRAIN INDUSTRY (RESTRUCTURING) ACT 1991

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GRAIN INDUSTRY (RESTRUCTURING) ACT 1991

[as amended by all amendments that commenced on or before 6 November 2003]

An Act to provide for the restructuring of the grain industry and for incidental and related purposes

PART 1—PRELIMINARY

1 Short title

This Act may be cited as the *Grain Industry (Restructuring) Act 1991*.

2 Objects of this Act

The objects of this Act are—

- (a) to restructure and rationalise part of the Queensland grain industry; and
- (b) to transfer to Grainco the assets and liabilities of the following bodies—
 - (i) the Queensland Grain Handling Authority;
 - (ii) the State Wheat Board;
 - (iii) the Barley Marketing Board;
 - (iv) the Central Queensland Grain Sorghum Marketing Board;
 - (v) the Queensland Barley Growers' Cooperative Association Limited;
 - (vi) the C.Q. Producers' Cooperative Association Limited;and to provide for the consequent dissolution of those bodies; and

- (c) to confer on Grainco, so far as necessary, appropriate statutory powers to carry on the functions of those bodies; and
- (d) to provide for the equitable distribution of shares in the capital of Grainco amongst growers thus enabling growers to participate in the affairs of Grainco; and
- (f) to provide for a review of export marketing arrangements for wheat produced in the State when, under the *Wheat Marketing Act 1989* (Cwlth), national arrangements for wheat marketing are reviewed.

3 Definitions

In this Act—

“asset” includes any form of property.

“competition principles agreement” means the competition principles agreement defined in the *Queensland Competition Authority Act 1997*.

“grain” means wheat, barley, millet, maize, rice, cereal rye, oats, triticale, grain sorghum, linseed (linola), rapeseed (canola), sunflower seed, safflower seed, canaryseed, soybeans, chickpeas, field peas, lupins or any other similar form of agricultural produce declared by the regulations to be grain for the purposes of this Act.

“Grainco” means Grainco Australia Limited ACN 070 878 241.

“grower” means any person who grows grain in Queensland, including—

- (a) a person who does so as trustee; and
- (b) if grain is grown under a partnership or sharefarming agreement—any party to the agreement.

4 Grainco does not represent State

Grainco does not represent the State and is not entitled to the immunities of the State.

PART 2—ADMINISTRATION

Division 1—Administration

5 Grainco's administrative responsibility

Subject to this Act, Grainco is responsible for the administration and enforcement of this Act.

6 Application of certain other Acts

(1) Grainco is—

- (a) in relation to the performance of its statutory functions or exercise of its statutory powers—
 - (i) a unit of public administration under the *Crime and Misconduct Act 2001*; and
 - (ii) a public authority for the *Ombudsman Act 2001*; and
- (b) a public authority for the *Freedom of Information Act 1992*.

(2) Grainco is subject to the *Judicial Review Act 1991*.

(3) The mention of particular Acts in this section does not mean Grainco is not subject to other Acts.

7 Ministerial direction

(1) The Minister may direct Grainco in relation to the performance of its statutory functions and the exercise of its statutory powers.

(2) A direction may only be given by the Minister under this section if—

- (a) the Minister is satisfied that exceptional circumstances exist justifying the Minister's intervention in the public interest; and
- (b) the Minister has given Grainco prior written notification of intention to exercise the power of direction; and
- (c) Grainco has been given a reasonable opportunity to discuss the proposed direction with the Minister.

(3) If the Minister gives a direction to Grainco—

- (a) the direction must be given in writing and must state the date as from which it is to take effect; and
- (b) the direction must be published in the gazette as soon as practicable after it is given; and
- (c) the direction must be tabled in the Legislative Assembly within 14 sitting days after it is given; and
- (d) Grainco may include in its next annual report—
 - (i) the text of the direction; and
 - (ii) a statement of any effect that the direction has had, or is expected to have, on Grainco's operations.

(4) The Minister is not to be regarded as a director of Grainco because of the existence, or the exercise, of the power of direction given by this section.

(5) If Grainco fails to comply with a direction under this section, the Minister must draw the matter to the attention of the Legislative Assembly.

(6) Grainco is not entitled to compensation for any actual or prospective loss because of a Ministerial direction under this section.

8 Minister may require information about functions and powers

(1) The Minister may, by written notice, require Grainco to give the Minister, or an advisory committee or other body established by the Minister under section 9, information about the performance of its statutory functions or exercise of its statutory powers.

(2) The notice must state the time within which the information is required to be given.

(3) Grainco must comply with the notice.

Division 2—Ministerial advisory bodies

9 Minister may establish advisory bodies

The Minister may establish an advisory committee or other body to assist the Minister in the administration of this Act.

PART 5—REVIEWS

34 Review of export wheat marketing arrangements

(1) This section applies if the report mentioned in the *Wheat Marketing Act 1989* (Cwlth), section 57(7),¹ has been given.

(2) The Minister must, as soon as practicable, cause to be conducted a public review of the options for the future marketing of wheat produced in the State for the export market.

(3) The terms of reference for the review are the terms of reference fixed by the Minister.

(4) However, before fixing the terms of reference, the Minister must make reasonable endeavours to consult with Grainco and each organisation representing growers or marketers of wheat produced in the State for the export market.

(5) The review must be conducted consistently with the competition principles agreement.

(6) If the agreement requires a public benefit test, it must be applied to of all the options.

(7) The Minister must, within 3 months after the review is finished, table a report about the outcome of the review in the Legislative Assembly.

35 Review of Act

(1) The Minister must review this Act within 5 years after the commencement of this section to decide whether the provisions of this Act remain appropriate.

(2) The Minister must, as soon as practicable after finishing the review, table a report about the outcome of the review in the Legislative Assembly.

1 *Wheat Marketing Act 1989* (Cwlth), section 57 (Control of export of wheat)

PART 7—MISCELLANEOUS

57 Offences are summary offences

An offence against this Act is a summary offence.

58 Start of offence proceedings

(1) A proceeding for an offence against this Act may be started—

- (a) within 1 year after the offence is committed; or
- (b) within 1 year after the offence comes to the complainant's knowledge, but within 2 years after the offence is committed.

(2) A proceeding for an offence against this Act may be started only with the consent of the chief executive of the department or the Attorney-General.

59 Offence by director or manager of corporation

If a corporation commits an offence against this Act, a director or manager of the corporation who authorises or permits the offence also commits the offence and is liable to the same penalty as prescribed for the commission of the offence by the corporation.

60 Appropriation of penalties

Any fines recovered for offences against this Act must be paid to Grainco.

61 Evidentiary provision

(1) A document purportedly signed by—

- (a) the chairperson or any other director of Grainco; or
- (b) the secretary of Grainco; or
- (c) the chief executive of Grainco; or
- (d) a person acting under an authorisation conferred by Grainco;

must be accepted in any legal proceedings as a document genuinely signed by that person in the absence of evidence to the contrary.

(2) A certificate signed by the chairperson, chief executive or secretary of Grainco to the effect that a specified payment has, or has not, been made to Grainco in accordance with this Act is, in the absence of evidence to the contrary, proof of the matter so certified.

(3) A proceeding of the board of Grainco may be proved by production of the minute book or a copy of or extract from the minute book certified by the chairperson or secretary to be a true copy or extract.

(4) A document certified by the chairperson, chief executive or secretary of Grainco to be a true copy of a document in the possession of, or issued by, Grainco is admissible in evidence, without production of the original, as if it were the original.

62 Regulation-making power

The Governor in Council may make regulations under this Act.

ENDNOTES

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendment that commenced operation on or before 6 November 2003. Future amendments of the Grain Industry (Restructuring) Act 1991 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

TABLE OF REPRINTS

Reprint No.	Amendments included	Effective	Reprint date
1	to 1993 Act No. 40	7 September 1993	22 September 1993
2	to 1995 Act No. 57	28 November 1995	19 December 1995
2A	to 1996 Act No. 25	15 August 1996	16 August 1996
2B	to 1996 Act No. 59	5 December 1996	10 January 1997
2C	to 1997 Act No. 20	15 May 1997	30 May 1997
2D	to 1997 Act No. 73	19 December 1997	9 February 1998
3	to 1997 Act No. 73	19 December 1997	7 August 1998
3A	to 1998 Act No. 50	27 November 1998	2 December 1998
4	to 1999 Act No. 45	1 July 1999	11 October 1999
4A	to 2000 Act No. 5	23 March 2000	30 March 2000
4B	to 2001 Act No. 73	3 December 2001	7 December 2001
4C	to 2001 Act No. 73	1 January 2002	15 January 2002
			(Column discontinued)
			Notes
4D	to 2002 Act No. 49	24 September 2002	

Reprint No.	Amendments included	Effective	Notes
4E	to 2003 Act No. 82	6 November 2003	

5 Tables in earlier reprints

TABLES IN EARLIER REPRINTS

Name of table	Reprint No.
Changed citations and remade laws	2
Changed names and titles	2
Corrected minor errors	1
Renumbered provisions	2, 4

6 List of legislation

Grain Industry (Restructuring) Act 1991 No. 91

date of assent 11 December 1991

commenced on date of assent

amending legislation—

Grain Industry (Restructuring) Amendment Act 1993 No. 40

date of assent 7 September 1993

commenced on date of assent

Grain Industry (Restructuring) Amendment Act 1995 No. 8

date of assent 5 April 1995

ss 4, 6–7, 9–10, 15 commenced 30 August 1995 (see s 2, 1995 SL No. 242)

remaining provisions commenced on date of assent

Statute Law Revision Act 1995 No. 57 ss 1–2, 4 sch 1

date of assent 28 November 1995

commenced on date of assent

Primary Industries Legislation Amendment Act 1996 No. 13 pts 1, 8

date of assent 23 May 1996

commenced on date of assent

Tobacco Industry (Restructuring) Act 1996 No. 25 ss 1, 28 sch 1 pt 2

date of assent 15 August 1996

commenced on date of assent

Public Service Act 1996 No. 37 ss 1–2, 147 sch 2

date of assent 22 October 1996

ss 1–2 commenced on date of assent

remaining provisions commenced 1 December 1996 (1996 SL No. 361)

Primary Industries Legislation Amendment Act (No. 2) 1996 No. 59 pts 1, 7

date of assent 5 December 1996

commenced on date of assent

Primary Industries Legislation Amendment Act 1997 No. 20 pts 1, 3

date of assent 15 May 1997

commenced on date of assent

Primary Industries Legislation Amendment Act (No. 2) 1997 No. 73 pts 1, 7

date of assent 1 December 1997

ss 1–2 commenced on date of assent

remaining provisions commenced 19 December 1997 (1997 SL No. 475)

Primary Industries Legislation Amendment Act 1998 No. 50 pts 1, 6

date of assent 27 November 1998

commenced on date of assent

Primary Industries Legislation Amendment Act 1999 No. 45 ss 1–2(1) pt 6

date of assent 17 September 1999

ss 1–2 commenced on date of assent

remaining provisions commenced 1 July 1999 (see s 2(1))

Police Powers and Responsibilities Act 2000 No. 5 ss 1–2(1)–(2), 373 sch 2

date of assent 23 March 2000

commenced on date of assent (see 2(1)–(2))

Crime and Misconduct Act 2001 No. 69 ss 1–2, 378 sch 1

date of assent 8 November 2001

ss 1–2 commenced on date of assent

remaining provisions commenced 1 January 2002 (2001 SL No. 221)

Ombudsman Act 2001 No. 73 ss 1–2, 96 sch 1

date of assent 13 November 2001

ss 1–2 commenced on date of assent

remaining provisions commenced 3 December 2001 (2001 SL No. 224)

Primary Industries Legislation Amendment Act 2002 No. 49 s 1, pt 7, s 29(2) sch

date of assent 24 September 2002

commenced on date of assent

**Primary Industries and Other Legislation Amendment Act 2003 No. 82 ss 1–2(1)(a),
pt 7**

date of assent 6 November 2003

commenced on date of assent (see s 2(1)(a))

7 List of annotations

This reprint has been renumbered—see tables of renumbered provisions in endnote 8.

Objects of this Act

s 2 amd 1993 No. 40 s 3; 1995 No. 8 s 3 sch 1; 1996 No. 59 s 41; 1999 No. 45 s 29; 2002 No. 49 s 30; 2003 No. 82 s 67

Definitions

- s 3**
- def “**Central Queensland grain sorghum**” om 1999 No. 45 s 30(1) (retro)
 - def “**competition principles agreement**” ins 1999 No. 45 s 30(2) (retro)
 - def “**compulsory marketing scheme**” amd 1999 No. 45 s 30(3) (retro)
om 2003 No. 82 s 68
 - def “**crop lien**” om 2003 No. 82 s 68
 - def “**defined area**” om 1999 No. 45 s 30(1) (retro)
 - def “**dissolution date**” om 1999 No. 45 s 30(1) (retro)
 - def “**exempted grain**” om 2003 No. 82 s 68
 - def “**exemption**” ins 1999 No. 45 s 30(2) (retro)
om 2003 No. 82 s 68
 - def “**expiry date**” ins 1997 No. 20 s 16
sub 1997 No. 73 s 38; 1999 No. 45 s 30(1)–(2) (retro)
om 2002 No. 49 s 37 sch
 - def “**export grain**” om 1995 No. 8 s 3 sch 1
 - def “**Grainco**” sub 1995 No. 8 s 4; 1999 No. 45 s 30(1)–(2) (retro)
 - def “**Grain Industry Trust**” om 1999 No. 45 s 30(1) (retro)
 - def “**inspector**” amd 2000 No. 5 s 373 sch 2
om 2002 No. 49 s 31
 - def “**merger participants**” om 1999 No. 45 s 30(1) (retro)
 - def “**public notice**” om 2003 No. 82 s 68
 - def “**season**” sub 1999 No. 45 s 30(1)–(2) (retro)
om 2003 No. 82 s 68
 - def “**security**” om 2003 No. 82 s 68
 - def “**transfer date**” sub 1999 No. 45 s 30(1) (retro)
 - def “**vested grain**” om 2003 No. 82 s 68

Grainco does not represent State

- s 4**
- orig s 4 om 1995 No. 8 s 5
 - prev s 4 amd 1995 No. 8 s 6; 1996 No. 13 s 23; 1997 No. 20 s 17
om 1999 No. 45 s 32 (retro)
 - pres s 4 ins 1999 No. 45 s 31 (retro)

PART 2—ADMINISTRATION

- pt hdg**
- prev pt 2 hdg om 1999 No. 45 s 32 (retro)
 - pres pt 2 hdg amd 2002 No. 49 s 37 sch

Division 1—Administration

- div hdg**
- orig div 1 hdg om 1995 No. 8 s 5
 - prev div 1 hdg om 1999 No. 45 s 32 (retro)

Grainco’s administrative responsibility

- s 5**
- orig s 5 om 1995 No. 8 s 5
 - prev s 5 om 1999 No. 45 s 32 (retro)

Application of certain other Acts

- s 6**
- orig s 6 om 1995 No. 8 s 5
 - prev s 6 amd 1996 No. 13 s 23; 1997 No. 20 s 18
om 1999 No. 45 s 32 (retro)
 - pres s 6 ins 1995 No. 8 s 8
amd 1996 No. 37 s 147 sch 2; 1999 No. 45 s 34 (retro); 2001 No. 69 s 378
sch 1; 2001 No. 73 s 96 sch 1

Ministerial direction

- s 7** orig s 7 om 1995 No. 8 s 5
 prev s 7 om 1999 No. 45 s 32 (retro)
 pres s 7 amd 1995 No. 8 s 9

Minister may require information about functions and powers

- s 8** orig s 8 om 1995 No. 8 s 5
 prev s 8 ins 1995 No. 8 s 7
 om 1999 No. 45 s 32 (retro)
 pres s 8 ins 1999 No. 45 s 35 (retro)

Division 2—Crop registration and harvest returns

- div hdg** orig div 2 hdg om 1995 No. 8 s 5
 prev div 2 hdg ins 1995 No. 8 s 7
 om 1999 No. 45 s 32 (retro)
 pres div 2 hdg sub 1996 No. 59 s 42

Minister may establish advisory bodies

- s 9** orig s 9 om 1995 No. 8 s 5
 prev s 9 ins 1995 No. 8 s 7
 om 1999 No. 45 s 32 (retro)
 pres s 9 sub 1996 No. 59 s 42

PART 3—THE COMPULSORY MARKETING SCHEME

- pt hdg** om 2003 No. 82 s 69

Division 1—Application and vesting of grain

- div hdg** om 2003 No. 82 s 69

Application

- s 10** orig s 10 om 1995 No. 8 s 5
 prev s 10 amd 1996 No. 13 s 23; 1997 No. 20 s 19
 om 1999 No. 45 s 32 (retro)
 pres s 10 amd 1995 No. 8 s 10; 1996 No. 13 s 23; 1997 No. 20 s 20; 1999
 No. 45 s 37 (retro); 2002 No. 49 s 37 sch
 om 2003 No. 82 s 69

Vesting of grain

- s 11** orig s 11 om 1995 No. 8 s 5
 prev s 11 om 1999 No. 45 s 32 (retro)
 new s 11 om 2003 No. 82 s 69

Division 2—Crop registration and harvest returns

- div hdg** om 2003 No. 82 s 69

Crop registration

- s 12** prev s 12 om 1995 No. 8 s 5
 new s 12 om 2003 No. 82 s 69

Harvest return

- s 13** prev s 13 ins 1995 No. 8 s 8
 om 1999 No. 45 s 33 (retro)
 new s 13 om 2003 No. 82 s 69

Requirements as to crop registration and harvest returns**s 14** om 2003 No. 82 s 69**Failure to submit registration form or harvest return****s 15** om 2003 No. 82 s 69**Delivery of vested grain****s 16** prev s 16 om 1999 No. 45 s 36 (retro)
pres s 16 amd 1996 No. 13 s 23; 1997 No. 20 s 21
exp 30 June 2002 (see s 16(5))**Division 3—Delivery of vested grain****div hdg** prev div 3 hdg om 1999 No. 45 s 32 (retro)
new div hdg om 2003 No. 82 s 69**Delivery requirements****s 17** prev s 17 om 1999 No. 45 s 36 (retro)
new s 17 om 2003 No. 82 s 69**Offences against compulsory delivery requirements****s 18** prev s 18 om 1999 No. 45 s 36 (retro)
new s 18 om 2003 No. 82 s 69**Division 4—Exemptions****div hdg** prev div 4 hdg om 1999 No. 45 s 36 (retro)
new div hdg om 2003 No. 82 s 69**Exemption for grain required by grower****s 19** prev s 19 om 1999 No. 45 s 36 (retro)
new s 19 om 2003 No. 82 s 69**Exemptions for non-export grain****s 20** prev s 20 om 1999 No. 45 s 36 (retro)
pres s 20 ins 1999 No. 45 s 38 (retro)
om 2003 No. 82 s 69**General exemptions****s 21** prev s 21 om 1999 No. 45 s 36 (retro)
new s 21 om 2003 No. 82 s 69**Special exemptions****s 22** prev s 22 om 1999 No. 45 s 36 (retro)
new s 22 om 2003 No. 82 s 69**Matters to be included in special exemption****s 23** prev s 23 om 1999 No. 45 s 36 (retro)
new s 23 om 2003 No. 82 s 69**Revocation of special exemption****s 24** prev s 24 om 1999 No. 45 s 36 (retro)
new s 24 om 2003 No. 82 s 69**Noncompliance with conditions of exemption****s 25** amd 1999 No. 45 s 39 (retro)
om 2003 No. 82 s 69

Title to exempted grain

s 26 prev s 26 om 1996 No. 59 s 42
 new s 26 om 2003 No. 82 s 69

Division 5—Grain pools

div hdg om 2003 No. 82 s 69

Grain pools

s 27 prev s 27 om 1996 No. 59 s 42
 pres s 27 amd 1999 No. 45 s 40 (retro)
 om 2003 No. 82 s 69

Distribution of proceeds of sale of pooled grain

s 28 prev s 28 om 1996 No. 59 s 42
 new s 28 om 2003 No. 82 s 69

Reserve fund

s 29 amd 1999 No. 45 s 41 (retro)
 om 2003 No. 82 s 69

Division 6—Poll of growers

div hdg om 2003 No. 82 s 69

Poll of growers

s 30 om 2003 No. 82 s 69

PART 4—GROWER ASSISTANCE SCHEMES

pt hdg om 2003 No. 82 s 69

Financial assistance

s 31 om 2003 No. 82 s 69

Security

s 32 om 2003 No. 82 s 69

Entry in register

s 33 om 2003 No. 82 s 69

PART 5—REVIEWS

pt hdg orig pt 5 hdg om 1993 No. 40 s 4
 prev pt 5 hdg exp 30 June 2002 (see s 38)
 pres pt 5 hdg ins 2002 No. 49 s 32

Review of export wheat marketing arrangements

s 34 prev s 34 exp 30 June 2002 (see s 38)
 pres s 34 ins 2002 No. 49 s 32

Review of Act

s 35 prev s 35 exp 30 June 2002 (see s 38)
 pres s 35 ins 2002 No. 49 s 32

The register

s 36 exp 30 June 2002 (see s 38)

Payment in good faith

s 37 exp 30 June 2002 (see s 38)

Expiry of this part

- s 38** amd 1996 No. 13 s 23; 1997 No. 20 s 22
exp 30 June 2002 (see s 38)

PART 6—INSPECTORS

- pt hdg** exp 30 June 2002 (see s 55)

Appointment of inspectors

- s 39** sub 1995 No. 8 s 11
amd 2000 No. 5 s 373 sch 2
exp 30 June 2002 (see s 55)

Limitation on inspector's powers

- s 40** sub 1995 No. 8 s 11
exp 30 June 2002 (see s 55)

Inspector's appointment conditions

- s 41** sub 1995 No. 8 s 11
exp 30 June 2002 (see s 55)

Inspector's identity card

- s 42** sub 1995 No. 8 s 11
exp 30 June 2002 (see s 55)

Production or display of inspector's identity card

- s 43** sub 1995 No. 8 s 11
amd 2000 No. 5 s 373 sch 2
exp 30 June 2002 (see s 55)

Power to enter and search premises

- s 44** exp 30 June 2002 (see s 55)

Power to stop and search vehicles

- s 45** exp 30 June 2002 (see s 55)

General powers of inspector in relation to search

- s 46** exp 30 June 2002 (see s 55)

Warrants

- s 47** exp 30 June 2002 (see s 55)

Warrant may be granted by telephone or facsimile

- s 48** exp 30 June 2002 (see s 55)

Inspector may require name and address

- s 49** exp 30 June 2002 (see s 55)

Power to ask questions

- s 50** exp 30 June 2002 (see s 55)

Obstruction of inspectors etc.

- s 51** exp 30 June 2002 (see s 55)

False or misleading statements

- s 52** exp 30 June 2002 (see s 55)

Seizure of evidence

s 53 exp 30 June 2002 (see s 55)

Seizure of grain

s 54 prev s 54 om 1993 No. 40 s 4
pres s 54 amd 1995 No. 8 s 12
exp 30 June 2002 (see s 55)

Expiry of this part

s 55 prev s 55 om 1993 No. 40 s 4
pres s 55 amd 1996 No. 13 s 23; 1997 No. 20 s 23
exp 30 June 2002 (see s 55)

Returns

s 56 prev s 56 om 1993 No. 40 s 4
om 2003 No. 82 s 70

Offences are summary offences

s 57 prev s 57 om 1993 No. 40 s 4
pres s 57 sub 1995 No. 8 s 13

Start of offence proceedings

s 58 prev s 58 om 1993 No. 40 s 4
pres s 58 ins 1995 No. 8 s 13

Offence by director or manager of corporation

s 59 prev s 59 om 1993 No. 40 s 4

Evidentiary provision

s 61 amd 2002 No. 49 s 37 sch

Regulation-making power

s 62 sub 1993 No. 40 s 5; 1996 No. 25 s 28 sch 1

PART 8—MISCELLANEOUS

pt hdg om 1995 No. 8 s 3 sch 1

Exclusive rights

s 68 om 1995 No. 8 s 3 sch 1

Conditions for acceptance of export grain

s 69 om 1995 No. 8 s 3 sch 1

Unauthorised storage or handling of grain

s 70 om 1995 No. 8 s 3 sch 1

Expiry of this Part

s 71 om 1995 No. 8 s 3 sch 1

PART 9—TRANSITIONAL ARRANGEMENTS FOR APPOINTMENTS

pt hdg ins 1997 No. 20 s 24
om 1999 No. 45 s 42 (retro)

Extension of term

s 81 ins 1997 No. 20 s 24
om 1999 No. 45 s 42 (retro)

Rules of court**s 92** om 1995 No. 57 s 4 sch 1**Numbering and renumbering of Act****s 93** ins 1995 No. 8 s 14
om R2 (see RA s 37)**SCHEDULE—TRANSITIONAL PROVISIONS****sch hdg** amd R1 (see RA s 37)**sch** amd R1 (see RA s 40); 1993 No. 40 s 6
om 1998 No. 50 s 24**SCHEDULE 2—AMENDMENT OF PRIMARY PRODUCERS' CO-OPERATIVE
ASSOCIATION ACT 1923**

om R1 (see RA s 40)

**SCHEDULE 3—AMENDMENT OF WHEAT MARKETING (FACILITATION)
ACT 1989**

om R1 (see RA s 40)

**SCHEDULE 4—AMENDMENT OF PRIMARY PRODUCERS' ORGANISATION
AND MARKETING ACT 1926 AND RELATED ACTS**

om R1 (see RA s 40)

8 Tables of renumbered provisions**TABLE OF RENUMBERED PROVISIONS [Reprint No. 2]**under the Reprints Act 1992 s 43 as required by the Grain Industry Restructuring
Act 1991 s 93

Previous	Renumbered as
2(g)	2(f)
2(h)	2(g)
div 3	div 1
13	4
14	5
15	6
16	7
16A	8
div 3A	div 2
16B	9
17	10
div 4	div 3
18	11
19	12
19A	13
19B	14
20	15
20(3A)	20(4)

Grain Industry (Restructuring) Act 1991

Previous	Renumbered as
20(4)	20(5)
20(4A)	20(6)
21	16
22	17
23	18
24	19
25	20
26	21
27	22
28	23
29	24
30	25
31	26
32	27
33	28
34	29
35	30
36	31
37	32
38	33
39	34
40	35
41	36
42	37
43	38
44	39
45	40
46	41
47	42
48	43
49	44
50	45
51	46
52	47
53	48
pt 6	pt 5
60	49
61	50
62	51
pt 7	pt 6
63	52
64	53
65	54
66	55
67	56
pt 9	pt 7
72	57
73	58

Grain Industry (Restructuring) Act 1991

Previous	Renumbered as
73A59
73B60
73C61
7462
7563
7664
7765
7866
7967
8068
8169
8270
8371
8472
8573
pt 10pt 8
8674
8775
87A76
8877
8978
9079
9180
sch 1sch

TABLE OF RENUMBERED PROVISIONS [Reprint No. 4]
under the Reprints Act 1992 s 43 as required by the Primary Industries Legislation
Amendment Act 1999 s 47(a)

Previous	Renumbered as
3A4
pt 3pt 2
125
146
157
15A8
div 3div 2
259
pt 4pt 3
2910
29(2A)29(3)
29(3)29(4)
3011
3112
3213
3314

Grain Industry (Restructuring) Act 1991

Previous	Renumbered as
34.....	15
35.....	16
36.....	17
37.....	18
38.....	19
38A	20
39.....	21
40.....	22
41.....	23
42.....	24
43.....	25
44.....	26
45.....	27
46.....	28
47.....	29
48.....	30
pt 5.....	pt 4
49.....	31
50.....	32
51.....	33
pt 6.....	pt 5
52.....	34
53.....	35
54.....	36
55.....	37
56.....	38
pt 7.....	pt 6
57.....	39
58.....	40
59.....	41
60.....	42
61.....	43
62.....	44
63.....	45
64.....	46
65.....	47
66.....	48
67.....	49
68.....	50
69.....	51
70.....	52
71.....	53
72.....	54
73.....	55
pt 8.....	pt 7
74.....	56
75.....	57
76.....	58

Previous	Renumbered as
77.....	.59
78.....	.60
79.....	.61
80.....	.62