

# REVIEW OF THE GRAIN MARKETING ACT 2002

## TERMS OF REFERENCE

I, ERIC RIPPER, Treasurer (following consultation with the Minister for Agriculture and Food), and pursuant to section 38(1)(a) of the *Economic Regulation Authority Act 2003* (the ERA Act), request that the Economic Regulation Authority (the ERA) undertake an inquiry into the operation and effectiveness of grain marketing in Western Australia, as prescribed by the *Grain Marketing Act 2002* (the Act) and in accordance with the review requirements of Section 48 of the Act.

In the course of this review, the ERA is to consider and have regard to:

- the effectiveness of the operations of the Grain Licensing Authority;
- the need for the continuation of the functions of the Grain Licensing Authority;
- other matters that could be relevant to the operation and effectiveness of the Act, including (but not limited to) an analysis of the net public benefit of:
  - restrictions on the export of 'prescribed grains' (barley, canola and lupins);
  - an assessment of the operation of pools and cash acquisitions of prescribed grains by the main export licence holder (Grain Pool Pty Ltd);
  - licensing requirements governing the accumulation and trade of prescribed grains for export;
  - fees and charges applying to licensing; and
  - alternative regulatory models that could be applied in Western Australia; and
- the implications of relevant changes in grain marketing in Australia and internationally.

The ERA will release an issues paper as soon as possible after receiving the Terms of Reference. The paper is to facilitate public consultation on the basis of invitations for initial written submissions from industry, the Government and all other stakeholder groups. The ERA will also release a draft report for further public consultation.

The ERA will complete a final report no later than seven months after receiving the Terms of Reference for review.

**ERIC RIPPER MLA  
DEPUTY PREMIER; TREASURER;  
MINISTER FOR STATE DEVELOPMENT**

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