

Marketing of Primary Products Amendment (Rice Marketing) Bill 2003

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to extend, from 31 January 2004 to 31 January 2009, the authorisation under the *Marketing of Primary Products Act 1983* (the **MPP Act**) of certain things for the purposes of section 51 of the *Trade Practices Act 1974* of the Commonwealth and the *Competition Code of New South Wales*. Things authorised for those purposes are to be disregarded in deciding whether a person has contravened Part IV of the *Trade Practices Act 1974* of the Commonwealth, which concerns restrictive trade practices. The things authorised are:

- (a) anything done, by or on behalf of the Rice Marketing Board for the State of New South Wales (the **Board**) or any appointee of the Board under Part 3 of the MPP Act, in the exercise of any function in accordance with that Part or Schedule 6 to the MPP Act (which relate to the statutory vesting of rice in, and its marketing by, the Board), and
- (b) anything done under any agreement or arrangement entered into by or with the Board under Part 3 of, or Schedule 6 to, the MPP Act, and Marketing of Primary Products Amendment (Rice Marketing) Bill 2003
- (c) anything done under a specified agreement between the Board and Ricegrowers' Co-operative Limited, relating to the whole of the annual New South Wales rice crop, as renewed and in force from time to time.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent.

Clause 3 is a formal provision that gives effect to the amendments to the MPP Act set out in Schedule 1.

Schedule 1 Amendments

Schedule 1 [1] enables the making of regulations of a savings or transitional nature as a consequence of the enactment of the proposed Act.

Schedule 1 [2] makes the amendment that authorises, until 31 January 2009, actions by the Board or under agreements or arrangements entered into by the Board, as described in the Overview.

Schedule 1 [3] updates a reference to an agreement between the Board and Ricegrowers' Co-operative Limited that was replaced in 2001.