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GRAIN MARKETING ACT 2002

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**GRAIN MARKETING  
REGULATIONS 2002**



## Grain Marketing Act 2002

**Grain Marketing Regulations 2002**

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Grain Marketing Regulations 2002*.

**2. Commencement**

These regulations come into operation on the day on which the *Grain Marketing Act 2002* comes into operation.

**3. Seed excluded from the definition of “grain”**

- (1) The seed of barley is excluded from the definition of “grain” in the Act if —
  - (a) it has been heated so that its starch is fully gelatinised;
  - (b) it has been de-hulled so that it is at least 95% kernel by weight;
  - (c) it has been milled into flour, at least 98% of which passes through a sieve none of the meshes of which exceed 3mm in any dimension;
  - (d) it has been soaked in water then germinated then dried in a kiln so that it is malted;
  - (e) it has been steamed and flaked; or

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- (f) it has been treated, processed or otherwise dealt with so that its chemical nature or feed value have been substantially altered.
- (2) The seed of lupin is excluded from the definition of “grain” in the Act if —
- (a) it has been milled into flour, at least 98% of which passes through a sieve none of the meshes of which exceed 3mm in any dimension;
  - (b) it has been subjected to a process of de-hulling and separation into components each of which contains —
    - (i) at least 95% kernel by weight; or
    - (ii) at least 80% hull by weight;
  - (c) it has been steamed and flaked; or
  - (d) it has been treated, processed or otherwise dealt with so that its chemical nature or feed value have been substantially altered.
- (3) The seed of canola is excluded from the definition of “grain” in the Act if —
- (a) it has been converted into meal and contains less than 10% canola oil; or
  - (b) it has been treated, processed or otherwise dealt with so that its chemical nature or feed value have been substantially altered.
- (4) Seed is not excluded by subregulations (1)(f), (2)(d) or (3)(b) from the definition of “grain” in the Act only because —
- (a) its moisture content has been manipulated; or
  - (b) vitamins, minerals, enzyme preparations, amino acids, fats or similar materials have been added to it.

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**r. 4****4. Publication of guidelines**

- (1) A guideline or an amendment or revocation of a guideline issued by the Minister under section 16 of the Act is to be published in the *Gazette* and public notice of that publication is to be given in a daily newspaper circulating in the State and a daily newspaper circulating in the Commonwealth.
- (2) In subregulation (1) —  
    **“daily newspaper”** means a newspaper published on each day of the week other than Saturday or Sunday, but it does not matter that the newspaper may also be published on a Saturday or Sunday.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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