

agreement from representatives of these industries in South Australia that the power to raise and expend funds on an industry group basis has resulted in significant benefits to all members of the industries concerned.

The Bill is the result of an extensive public consultation process through which industry took a lead role in the development of policy, with Government placing itself in a facilitation role. The industry representatives involved during this phase are to be congratulated for the effort they have put into this process and the final product.

More than 600 copies of both a Green and White Paper dealing with the development of this Bill were circulated to primary producers, processors and service providers to the primary industry in South Australia for comment. Throughout the consultation process industry has continued to express strong support for the principles contained in the Bill.

The Bill proposes that the Minister may establish a fund for a sector after undertaking due consultation with participants in the industry sector concerned. Funds raised will then be controlled by representatives of the contributors to the fund. A number of safeguards have been built into the proposal to ensure that industry representatives will retain control and decisions on expenditure are for the good of the industry.

This Bill offers all groups within the primary industry sector a tool that will enable them to work together to ensure that their industries maximise their strategic advantages and continue to meet the challenges from an ever increasing global market place.

I commend the Bill to Honourable Members.

Explanation of Clauses

Clause 1: Short title

Clause 2: Commencement

Clause 3: Interpretation

This clause contains definitions necessary for the purposes of the measure.

Clause 4: Establishment of fund

This clause provides for the establishment of a fund for a particular sector of primary industry by regulation. Consultation with industry members is required before establishment of a fund.

The clause contemplates that a fund is to be administered in accordance with the regulations by the Minister or an approved society or association or a board of trustees appointed by the Minister. Establishment of a consultative committee to advise the person or body administering a fund is also contemplated.

Clause 5: Approval of society or association to administer fund

This clause establishes the criteria for approval of a society or association as the body to administer a fund.

Clause 6: Contributions to fund

This clause requires the scheme for contributions to a fund to be established by regulation and sets out some examples of the sorts of schemes that might be put in place.

Clause 7: Application of fund

The purposes for which a fund may be applied are to be set out in the regulations or trust deed or rules of the society or association administering the fund.

If a compensation scheme is involved, the details of the scheme are to be established by regulation.

Clause 8: Advances if fund insufficient to meet compensation payments

This clause is similar to section 8A of the current *Apiaries Act* and enables a short fall in a compensation fund to be met from the Consolidated Account at the discretion of the Treasurer.

Clause 9: Management plan for fund

Rolling 5 year management plans are required for each fund. The plans must be presented on an annual basis to public meetings.

Clause 10: Audit of fund

This clause requires proper accounts to be kept and audited.

Clause 11: Annual report for fund

An annual report for a fund must include the audited statement of accounts and the current management plan. The report must be laid before each House of Parliament.

Clause 12: Appointment of examiner of fund

This clause enables the Minister to appoint an examiner for a fund to report on financial aspects of the fund.

Clause 13: Winding up of fund

This clause enables the Minister to appoint an administrator to wind up a fund if the Minister is satisfied that would be in the best interests of the primary industry sector for which the fund is established.

PRIMARY INDUSTRY FUNDING SCHEMES BILL

Second reading.

The Hon. K.T. GRIFFIN (Attorney-General): I move:

That this Bill be now read a second time.

I seek leave to have the second reading explanation inserted in *Hansard* without my reading it.

Leave granted.

The purpose of this Bill is to provide a legislative based ability to raise funds to any group within the primary industry sector, something that they have sought from Government for several years.

Similar schemes operate in Victoria and Western Australia. Industry representatives from these States consider that access to such schemes has been a major factor in the ability of their industries to favourably position themselves in the national and international marketplace. The South Australian proposal combines elements from both interstate schemes.

This facility was previously available in South Australia to only the pig, cattle, deer, wheat and barley industries. There is general

Clause 14: Obtaining information for purposes of audit, examination or winding up

This clause assists an auditor, examiner or administrator in obtaining necessary information relating to a fund.

Clause 15: Board of trustees or society or association administering fund not agent of Crown

This clause makes it clear that a board of trustees of a fund or a society or association administering a fund is not to be regarded as an agent of the Crown.

Clause 16: Regulations

This clause provides general regulation making power.

Schedule: Amendment of Livestock Act 1997

The Schedule contains consequential amendments.

The provision for similar funds contained in the *Livestock Act* is removed.

It is envisaged that funds currently set up under the *Apiaries Act*, the *Cattle Compensation Act*, the *Deer Keepers Act* and the *Swine Compensation Act* will be re-established under regulations under this measure. The *Livestock Act* currently provides for the repeal of those Acts. As it may take a considerable length of time to negotiate these matters with industry, the Schedule includes an amendment excluding the application of the provision of the *Acts Interpretation Act* for automatic commencement two years after assent.

The Hon. T.G. ROBERTS secured the adjournment of the debate.

The Hon. L.H. DAVIS: Mr President, I draw your attention to the state of the Council.

A quorum having been formed: