

This clause provides for the payment of allowances to members of S.A. Police and police cadets.

Clause 70: Impersonating police and unlawful possession of police property

This clause makes it an offence to impersonate police (of any country) or a police cadet without lawful excuse. The maximum penalty is a fine of \$2 500 or six months imprisonment. This offence does not prevent the wearing of police uniform for the purposes of a theatrical performance or social entertainment.

It is also an offence to have possession of a police uniform or official property without lawful excuse. The maximum penalty is a fine of \$2 500 or imprisonment for six months.

Clause 71: Annual reports by Commissioner

This clause requires the Commissioner to make an annual report to the Minister on S.A. Police and its operations. The report must be laid before both Houses of Parliament.

Clause 72: Regulations

This is a regulation making power.

SCHEDULE 1

Police Review Tribunal

This schedule establishes the Police Review Tribunal and makes provision as to its proceedings and powers. The constitution of the Tribunal varies according to whether it is hearing a termination review or a promotion review. The Tribunal is to act according to equity, good conscience and the substantial merits of the case without regard to legal technicalities and forms and is not bound by the rules of evidence.

SCHEDULE 2

Repeal and Transitional Provisions

This schedule repeals the *Police Act 1952* and deals with transitional matters.

SCHEDULE 3

Consequential Amendments

This schedule makes consequential amendments to the *Acts Interpretation Act* and the *Police Superannuation Act*.

The Hon. P. HOLLOWAY secured the adjournment of the debate.

BARLEY MARKETING (DEREGULATION OF STOCKFEED BARLEY) AMENDMENT BILL

Received from the House of Assembly and read a first time.

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 amending Bill is to deregulate the domestic, or non-export, stockfeed barley market in South Australia.

The *Barley Marketing Act 1993* was reviewed in 1997 under the National Competition Policy review of Legislative Restrictions on Competition jointly by this Government and the Victorian Government. One of the recommendations of this review was that

the domestic stockfeed barley market be deregulated during the 1998/99 season.

Specifically, deregulation of the domestic stockfeed barley market is to be accomplished by amending the current *Barley Marketing Act* to remove the restrictions on—

- who may sell or deliver stockfeed barley;
- who may transport stockfeed barley for sale or delivery;
- who may buy stockfeed barley from a grower.

The effect of this Bill will formalise what is, by and large, already practice, as the Australian Barley Board is not active in enforcing the requirement that persons wishing to purchase barley for stockfeed purposes directly from a grower obtain a permit authorising the person to do so.

The barley harvest in South Australia can begin as early as mid October. Since most stockfeed barley in the State is now marketed through the Australian Barley Board, deregulation of the stockfeed barley market at an early date is critical to avoid confusion during the harvest.

It is intended that deregulation of the stockfeed barley market will take effect from 15 October 1998 in both South Australia and Victoria. The commencement provision included in the Bill will allow this to be co-ordinated.

I commend the Bill to honourable members.

Explanation of Clauses

Clause 1: Short title

Clause 2: Commencement

These clauses are formal.

Clause 3: Amendment of s. 33—Delivery of barley and oats
Section 33(1) and (2) of the principal Act provide that, subject to the Act, a person must not—

- sell or deliver barley to a person other than the Australian Barley Board (ABB); or
- transport barley which has been sold or delivered to a person other than the ABB or bought in contravention of section 33(4).

It is proposed to insert new paragraph (da) in section 33(3) which provides that section 33(1) and (2) do not apply to barley sold to a person who purchases the barley for use in Australia for stockfeed purposes.

The effect of proposed new paragraph (a) to be inserted in section 33(4) is that a person must not buy barley from a grower except under a section 43 licence (ie a maltster's licence) issued by the ABB or if it is for use in Australia for stockfeed purposes.

New subsection (4a) is proposed to be inserted which provides that a person must not use barley sold for use in Australia for stockfeed purposes for any other purposes.

The other amendments proposed by this clause are consequential.

Clause 4: Amendment of heading to Part 5

Clause 5: Repeal of s. 42

These amendments are consequential.

The Hon. P. HOLLOWAY secured the adjournment of the debate.

ADJOURNMENT

At 6.1 p.m. the Council adjourned until Tuesday 21 July at 2.15 p.m.