

MURRAY VALLEY WINE GRAPE INDUSTRY DEVELOPMENT COMMITTEE

A report to Murray Valley wine grape producers in NSW on:

The proposal to reconstitute the Murray Valley Wine Grape Industry Development Committee under Section 5 of the *Agricultural Industry Development Act (1990)* of Victoria with extraterritorial application in the Murray Valley region of NSW.



NSW Agriculture

The Report has been prepared by:
NSW Agriculture and Victorian
Department of Primary Industries,
in consultation with Murray Valley Winegrowers' Inc.
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SUMMARY - WHAT IS THIS PROPOSAL ALL ABOUT?

It's about:

- Simplifying the running of the Murray Valley Wine Grape Industry Development Committee by setting it up as a single committee under one piece of legislation, instead of as two separate (NSW and Victoria) Committees, operating together.
- Reducing the cost of running the Committees (administration is easier and less costly under one piece of legislation) so that more resources can be put into services to growers.

So why are growers being asked to vote on this?

Because the proposal is to establish the Development Committee under Victoria's Agricultural Industry Development legislation, which would operate in the Murray Valley regions of both NSW and Victoria. For this to happen, **growers in both States need to approve this concept** so that the Governments of both States can make these new arrangements.

The proposal was approved by wine grape growers in Victoria in a poll held on 3 October 2003. Murray Valley Winegrowers' Inc, which represents growers on both sides of the border, supports MVIDC coming under the legislation of just one State because, in its view, it will simplify administration.

What does it mean for growers who are residents of NSW?

Future research, development and promotional activities funded from grower levies paid by NSW growers in the Murray Valley, will be administered by the Development Committee operating under Victorian legislation.

This doesn't mean the Victorian Government will control the activities of the Development Committee, it will still be run by growers from the NSW and Victorian regions of the Murray Valley. But it will mean that the legal and financial reporting requirements for the Board will be under Victorian legislation.

The Victorian legislation to be used – its official title is *the Agricultural Industry Development Act 1990*, is very similar to the NSW legislation which is known as the *Agricultural Industries Services Act 1998*. Both State Governments have worked very closely with industry to develop this concept and consider this a very sensible way of administering the Development Committee's responsibilities. The Committee serves one regional industry, which happens to have a State border running through it.

The Committee that will be constituted under the proposal will be made up of members from the growing area, without specifying a quota for either state. Five grower members and two non-grower members will be persons nominated by the regional association, Murray Valley Winegrowers' Incorporated.

The full details of all that this proposal means are in the attached report. If you have any questions you should contact Murray Valley Winegrowers' Incorporated or the representatives of the NSW and Victorian Governments who are responsible for this report.

Mr Tony Moody, Senior Policy Officer, Economic and Legal Services, NSW Agriculture.
(02) 6391 3647, or Fax (02) 6391 3650

Mr Stuart Holland, Policy Manager, Plant Industries, Department of Primary Industries, Victoria.
(03) 9658 4000, or Fax (03) 9637 8119

Come to one of the Public Meetings and find-out more ...AND...make sure you vote on the proposal, whichever way you think about the idea!

1. THE MURRAY VALLEY WINE GRAPE INDUSTRY AND ITS ASSOCIATED ORGANISATIONS

The wine grape industry in the Murray Valley is substantial and growing and makes a significant contribution to the national wine grape harvest (almost 400,000 tonnes of a forecast 1.75m tonnes in 2004)¹.

The Murray Valley wine grape industry has clearly identified R & D and market information needs, a number of which are addressed at a regional level.

Murray Valley Winegrowers' Inc. (MVWI) is the peak industry body representing wine grape growers in the region in both NSW and Victoria. MVWI comprises delegates appointed by three sub-district grower associations - the Murray-Darling Wine Grape Growers' Association Inc., the Robinvale and District Wine Grape Growers' Association Inc. and the Swan Hill Wine Region Grape Growers' Association.

The Murray Valley Wine Grape Industry Advisory Council was formed in 1992 to foster co-operation between grape industry sectors in the Murray Valley. Membership comprises representatives of MVWI, wineries and government agencies. One of the key roles of the Advisory Council is to undertake a regional wine grape utilisation survey, which is jointly funded by the Murray Valley Wine Grape Industry Development Committee (MVWGIDC) and wineries.

1.1 National Research and Development Arrangements

Wine industry participants pay Commonwealth statutory levies for research and development projects in viticulture and wine production. Levies of \$2.00 per tonne for grapes and \$3.00 per tonne for wine are matched by the Commonwealth Government and are administered on behalf of growers and wineries by the Grape and Wine Research and Development Corporation (GWRDC). Nationally, the GWRDC raises around \$10m for wine and wine grape R&D.

The statutory charter of the GWRDC means that the majority share of funding must be directed at projects that have national application. Funding is generally not available for region-specific projects unless there is substantial industry contribution from the region. To some extent the GWRDC addresses regional R&D needs through the Regional Innovation and Technology Adoption (RITA) program, but such projects are generally capped at \$15,000 and run for one year only.

The proposed Order seeks to more effectively address regional needs by providing a means of funding projects specifically designed to benefit growers in the Murray Valley region.

2. THE MURRAY VALLEY WINE GRAPE INDUSTRY DEVELOPMENT COMMITTEE SINCE 1994

In the early 1990s the wine grape industry in the Murray Valley sought the establishment of an Industry Development Committee (IDC) to provide various services that might be

¹ Estimates provided by the Murray Valley Winegrowers' Inc.

funded through the imposition of a compulsory charge. This request was accommodated by the Governments of Victoria and NSW which established intrastate committees under their respective legislation in 1994. Despite the separate legal status of the two committees they effectively operated as one.

As the term of these initial committees approached an end in 1998, they were reviewed under National Competition Policy guidelines. New Committees were constituted in 1999 with a few changes being made to the initial arrangement.

- As an outcome of the Competition Policy review, the Committees lost their power to directly fund industry associations through their compulsory charge power.
- As a result of new legislation enacted by the NSW Government, the continuing NSW Committee was reconstituted under the *Agricultural Industry Services Act 1998* (AIS Act) instead of the *Marketing of Primary Products Act 1983*. This reconstitution introduced some operational differences between the two State Committees but they continued to operate essentially, as one committee.

2.1 The Major Achievements of the Committee

The provision of **market information and statistics** has been critical to industry planning and the responsiveness to change for the industry. While it is difficult to quantify the value of this information, industry personnel have candidly admitted that the industry would have been in considerable difficulty without the collation of such important information on a regional and national basis. This information has been used by wine grape producers as well as services to the industry.

There are also a number of R & D initiatives that have been implemented.

One key achievement for the industry was the quantification of the **performance of grapevine rootstocks** in the region. Such projects are notoriously long-term evaluations, but some rootstocks have been identified as having superior regional performance characteristics and this is something that has the potential to have very long-term implications for this industry.

Feedback from some industry sources indicates that information availability is one of the major issues for the industry and consequently the **industry newsletter** “Grapevine”, which is sent to growers every two months, is regarded by the IDC as one of the most important projects that growers and the IDC support.

The IDC is also one of the first wine grape industry organisations to resource a full time **Industry Development Officer (IDO)**. This person plays a key extension role as well as facilitating access to critical new business and R&D information for a range of grower needs and interests. It is significant to note that across the horticulture industries, there are some 40 IDOs employed, but it is of concern that the wine grape industry – one of the largest horticultural industries of them all, only employs a few IDOs.

Significantly, the IDC (through the IDO) has organised numerous seminars and workshops, on topics as wide-ranging as irrigation management, pest and disease control and canopy management for quality, and yield.

The key activities organised by the IDO over the past 12 months included:

- Growing for Colour seminar – 94 growers
- Three nutrition workshops – 129 growers
- Coonawarra study trip – 15 growers
- Four irrigation field walks – 155 growers
- Seminar on Tannins – 15 growers
- Regulated Deficit Irrigation field walk – 98 growers
- Bud dissection/Managing Frost field walk – 15 growers
- Sprayer Calibration workshops – growers
- Field days – 69 growers
- Wine education at Robinvale – 18 growers

The IDO has also managed and/or participated in the following projects:

- Five Viticare trials – two for pruning, one for mulch, one re foliage wire and one on nutrition benchmarking
- Preventing delayed ripening
- Vineyard cooling
- Foliar sprays to improve colour
- Crop forecasting
- Irrigation benchmarking
- Rootstock selection

In addition, the IDO estimates that outside these events she spends about 5% of her time answering direct enquires from growers; 10% of her time writing and sourcing articles for the Murray Valley Winegrowers' *Grapevine*, 5% of her time developing Research and Extension priorities that reflect growers needs, including workshops and presenting reports to main funding bodies and 10% preparing funding submissions and final project reports.

3. THE CURRENT PROPOSAL

The current proposal is to establish an IDC under the Victorian AID Act and give the Committee the power to operate in Victoria and NSW. Specific details about the proposed Committee are contained in Attachment 1. To fully understand how the Committee would operate, it is necessary to also look at the AID Act, which outlines provisions that are common to all such Committees.

The proposal is now being put to a vote in a ballot of NSW growers. At an early stage in that ballot, there will be public meetings at which growers can ask questions.

This report is being sent to you as the first stage in that process. If you have any questions on its contents, you are invited to attend the public meetings that will be held shortly in the region, at the following locations:

Wentworth

Dareton

Gol Gol

Euston and

Tooleybuc.

Times and venues will be notified shortly.

4. THE ISSUES FOR IMMEDIATE CONSIDERATION

As noted above, the immediate purpose of this report is to provide all growers of wine grapes in the Murray Valley with the opportunity to have their say about the detail of the proposed arrangement before the proposal is put to a poll.

In this section of the report, comment is focussed on issues associated with the detail of the draft Order. The consultation process - where public meetings will be held, and the poll, are covered in the next section.

With regard to the draft Order presented at Attachment 1, there are three broad aspects:

1. Many provisions relating to the proposed Committee are contained within the AID Act of Victoria. Such details include the requirements for the Committee to produce an annual report and plan of operations, to determine a compulsory charge on the basis of projects to be funded and to maintain an accounting system that is structured in relation to approved projects. Such requirements apply to all Committees and cannot be varied at this time.
2. There are some key provisions within the draft Order such as the proposed functions of the Committee, the statutory powers that it is to receive, and the area in which it will have jurisdiction.
3. The proposed operational details for the Committee are the intended focus of the current consultation.

4.1 Determining the charge to be collected from growers

As is currently the case the introduction of the proposed Order will require all growers who supply grapes to wineries in the defined Murray Valley region to pay a compulsory charge for projects approved by growers and funded by the IDC. Information on these projects is included in the IDC Annual Report which is distributed to growers and discussed at the IDC Annual General Meeting in December each year. The expectation is that under an agreement reached between the IDC and the wineries, the charge would continue to be deducted from grower payment and paid to the IDC. The services the IDC provides to growers are those requested by growers in a poll held before each Annual General Meeting.

In accordance with the AID Act, the charge would be based on the project budgets for each coming financial year. Once the project budgets have been finalised and taking into consideration the desired reserves, production forecasts would be used to determine the charge per tonne that would be charged to growers.

The charge was \$1.00 per tonne for the 2003 and 2004 harvests. This report and the Order propose that the same charge continue until growers vote for a change at the Annual General Meeting of the IDC, which is usually held in early December each year. At this meeting, budgets for new and ongoing projects, the forecast harvest and preferred levels of reserves will be used to determine a new charge for approval (or otherwise) by a vote of growers. It is proposed that the charge will not exceed \$1.50 per tonne for the term of the Order.

Note: In accordance with the AID Act [*sections 47 (4) and 48*], any recommendation from the IDC to vary the charge must be announced at least 14 days prior to the annual meeting.

4.2 Appointment of Committee members

In relation to the appointment of committee members and the Chair, the AID Act is not prescriptive. There are a range of options for the appointment of members and the election of the Chairman of IDC's.

The IDC members are nominated by industry and appointed by the Minister for Agriculture. They are responsible for:

- managing the collection of the statutory charges;
- preparing and submitting to growers and the Minister a plan of operation which describes the aims and objectives of the Committee's activities and provides details of program priorities;
- allocating funds according to the priorities established in the plan of operation;
- preparing for growers and the Minister an annual report detailing the committee's activities and achievements;
- keeping appropriate records and accounts for examination by the Auditor-General.

The proposed Order recommends the following Committee structure:

Membership of the Committee (from Attachment 1, the Draft Order, clause 10)

1. *The Committee must consist of members appointed by the Minister, being -*

- (a) five grower members from the production area appointed from a panel of at least six persons nominated by Murray Valley Winegrowers' Incorporated or any other relevant body that in the opinion of the Minister has replaced that body; and
- (b) two non-grower members appointed from a panel of at least three persons nominated by Murray Valley Winegrowers' Incorporated or any other relevant body that in the opinion of the Minister has replaced that body, who possess specialist expertise appropriate to the needs of the wine grape industry in the fields of marketing, industry development or business administration; and
- (c) one member nominated by the Secretary of the Department of Primary Industries (Victoria) who possess appropriate marketing, policy or industry experience.
- (d) one member nominated by the Director General of NSW Agriculture who possesses appropriate marketing, policy or industry experience.

Current members of the Murray Valley Winegrape Industry Development Committees are:

(a) Murray Valley (NSW) Wine Grape Industry Development Committee

Barry Cock	Curlwaa
Andrew Murdoch	Dareton
Ron Hutton	NSW Government

(b) Murray Valley (Victoria) Wine Grape Industry Development Committee

John Ward (chair)	Swan Hill
Jeff Mitchell	Red Cliffs
Len Schliefert	Red Cliffs
Jan O'Connor	Robinvale
Bob Shields	Mildura
Stuart Holland	Victorian Government

5. THE CONSULTATION PROCESS

5.1 Joint Report by Department of Primary Industries (DPI), Victoria; and Department of Primary Industries (DPI) NSW

This report has been mailed to all winegrape growers in the region, identified from the database held by Murray Valley Winegrowers' Inc., and all wineries that regularly source wine grapes from the region.

Any queries on the content of this report, or the process, can be addressed to:

<p>Mr Stuart Holland Policy Manager, Plant Industries Department of Primary Industries PO Box 4440 Melbourne VIC 3001 Phone (03) 9658 4000 Fax: (03) 9637 8119</p>	<p>Mr Tony Moody Senior Policy Officer Economic and Legal Services Department of Primary Industries 161 Kite St Orange NSW 2800 Phone (02) 6391 3647 Fax (02) 6391 3650</p>
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More information on Wine Grape Industry issues can be obtained from Murray Valley Winegrowers' Inc. CEO, Mike Stone (03) 5021 3911, Fax (03) 5023 2335, email: mike.stone@murrayvalleywinegrapes.com.au

5.2 Public meetings

Public meetings were held in Victoria in July 2003 in Swan Hill, Robinvale, Red Cliffs, Merbein and Mildura and were convened by the Department of Primary Industries (Victoria) to explain the details of the proposed Order and answer any questions from growers. These meetings provided a chance for growers to meet with their industry colleagues and discuss the proposal.

Public meetings will be held in the NSW part of the growing area at locations and times and dates to be advised in the near future, and responses to this report will be considered at public meetings preceding the poll of wine grape growers. Further copies of the report can be obtained from Murray Valley Winegrowers' Inc., 31 Deakin avenue, Midura, phone 03 5021 3911.

5.3 Further reading and relevant legislation

Complete documentation of the Victorian Government legislation is located at the Victorian Government website:

<http://www.dms.dpc.vic.gov.au/> including:

- *The Agricultural Industry Development Act 1990* (Victoria) (see Law Today)
- *Agricultural Industry Development (Further Amendment) Act 2002* (under Victorian Statute Book)

At the Austlii website:

http://www.austlii.edu.au/au/legis/nsw/consol_act/toc-A.html

- *The Agricultural Industry Services Act 1998* (NSW)
- and at http://www.austlii.edu.au/au/legis/nsw/consol_regs/toc for the
- *The Agricultural Industry Services (Murray Valley (NSW) Wine Grape Industry Development Committee) Regulation 1999*

Murray Valley Wine Grape Industry Development Committee website:
<http://www.murrayvalleywinegrapes.com.au/>

6. THE POLL TO COME

6.1 Eligibility to vote in the poll

All wine grape growers, including partnerships, share-farming agreements or companies, who produced wine grapes in the production area for delivery to wineries in 2004, and who are registered on the roll of wine grape producers in NSW are eligible to vote in a poll. Note, the underlined terms are defined in section 5 of the draft Order (see Attachment 1).

Wineries, non-profit public institutions, charitable organisations, community groups and employees of wine grape growers are exempted from payment of the statutory charges under the draft Order and are not eligible to vote. Voting will be on the basis of one vote for each individual grower, partnership, company or other business entity eligible to vote.

6.2 Polling and voting arrangements in NSW

Wine grape producers will be asked:

“Do you agree to the proposal to reconstitute the Murray Valley Wine Grape Industry Development Committee under the Agricultural Industry Development Act (1990) of Victoria so that it has extraterritorial operation in NSW?”

It is **not compulsory to vote** in the Poll, although it is **compulsory to enrol** as a voter.

For a poll to be resolved in the affirmative a majority of producers must return a valid vote and a majority of these valid votes must be in favour of the proposal.

Note: For NSW wine grape producers, if less than 50% of valid votes are returned the poll will not be admitted, the result will be in the negative, and the current NSW Murray Valley Wine Grapes Development Committee will continue as a separate entity.

6.3 Provisional roll of persons eligible to vote in poll

The IDC has prepared a provisional roll of wine grape growers eligible to vote in a poll. The roll will be available for inspection closer to the polling date at locations to be advised.

6.4 Outcomes of the Poll

It is important to note that for the proposal to be successful it must be supported separately by growers from both NSW and Victoria. A poll in Victoria has already supported the proposal. If the poll in NSW does succeed, all future polls will be conducted in accordance with Victorian legislation.

If the vote for this proposal is “YES”

This will give the Governments of Victoria and NSW a mandate to reconstitute the committees as proposed. The Murray Valley Wine Grapes Development Committee will be the “successor in law” to the current MVWGIDCs and continue its functions within the scope of the new legislation. Operationally, this new legal arrangement will not have a major impact on the activities of the IDC, which has already implemented many of the changes recommended by the National Competition Policy review outcomes.

The MVWGIDC will be a single legal entity, replacing separate NSW and Victorian committees which currently endeavour to operate jointly. This will greatly simplify the ability of the IDC to enter into contracts and joint ventures for services provided to the wine grape industry.

The Committee will be able to improve its administrative efficiency by only having to formally report to one Minister for Agriculture (in Victoria) and the Auditor General of one State. *[Please note: The NSW Minister will still be able to obtain all documentation*

associated with the functions of the IDC, and NSW wine grape producers will not lose any of their constitutional rights to make representations to the NSW Government.]

The members of the Committee will be appointed by the Victorian Minister through an industry recommendation process, under which five grower members from the WHOLE growing area(NSW and Victoria) will be recommended for appointment. The meeting at which those grower nominees are recommended will be attended by the representatives of both the Victorian and NSW Governments. At the moment members of the NSW committee are elected and those of the Victorian committee are appointed by the Victorian Minister.

If the vote for this proposal is “NO”

If the proposed reconstitution is rejected by either or both State polls, both Governments have agreed to reconstitute the committee as two separate intra-state committees. One will be established under the *Agricultural Industry Development Act* (1990) of Victoria and the other under the *Agricultural Industry Services Act* (1998) of New South Wales.

Furthermore, the net assets of the Committee will be divided between these two committees. The split of assets will be undertaken according to a pre-agreed formula, which has been determined in discussion with key industry representatives. This formula is based on ABS production statistics from 1998 to 2002 and will be 27% to NSW and 73% to Victoria (a full report on this analysis is available if required).

Further consideration of the future of either the NSW and/or Victorian committees will be based on discussions between State government and industry representatives.

**THE DRAFT ORDER THAT WOULD BE MADE IN VICTORIA
UNDER THE AGRICULTURAL INDUSTRY DEVELOPMENT ACT
1990 of VICTORIA**

**DRAFT
MURRAY VALLEY WINE GRAPE INDUSTRY DEVELOPMENT
(Extraterritorial) ORDER**

Citation

1. This Order may be cited as the Murray Valley Wine Grape Industry Development Extraterritorial Order 2004.

Extra-territorial Application of the Order

2. This Order applies extra-territorially to the production area of New South Wales.

Order made under the Agricultural Industry Development Act 1990

3. This Order is made under Part 2 of the *Agricultural Industry Development Act 1990*.

Purpose of Order

4. The purpose of this Order is to set up a Committee to collect and administer charges applied to wine grape growers for specified industry functions.

Revocation

5. The Murray Valley Wine Grape Industry Development (Victoria) Order 2003 published in the Government Gazette on 30 October 2003 is revoked

Definitions

6. In this Order:

“**Act**” means the *Agricultural Industry Development Act 1990*;

“**Committee**” means the Murray Valley Wine Grape Industry Development Committee;

“**Corresponding Act**” means the *Agricultural Industry Services Act 1998* (NSW);

“**Minister**” means the Minister administering the Act;

“**Production area**” means the areas within the Rural Cities of Mildura and Swan Hill, and the Shire of Gannawarra excluding the former Shire of Cohuna in Victoria and the Local Government Areas of Wentworth, Balranald and Wakool in New South Wales;

“**Wine grape grower**” means a person, including a partnership, share farming agreement or company, who grows or produces wine grapes in the production area for delivery to wineries, but does not include:

(a) wineries;

(b) non-profit public institutions, charitable organisations and community groups; and

(c) employees of wine grape growers;

“**Wine grapes**” means any variety of grapes grown in the production area and used or intended to be used for processing into wine, must, juice or wine spirit;

“**Wineries**” means all wineries which accept wine grapes from growers in the production area, for use in wine, must, juice or wine spirit production.

Term of Order

7. This Order comes into operation on the day it becomes a recognised Order under the corresponding Act and remains in force for four years from that date. It is renewable for a further period, not exceeding four years, subject to a poll in accordance with the Act.

Establishment of the Committee

8. There will be a “Murray Valley Wine Grape Industry Development Committee”, which will be the successor in law of the Committee established by the Murray Valley Wine Grape Industry Development (Victoria) Order 2003 and the Committee established by the Agricultural Industry Services (Murray Valley (NSW) Wine Grape Industry Development Committee) Regulation 1999.

Functions of the Committee

9. The Committee functions are to:
- a) support region-specific viticultural research where alternative funding is not available;
 - b) support technology transfer to improve adoption of best practice vineyard management;
 - c) obtain, analyse and disseminate market information relevant to the market for wine grapes grown in the production area.

Powers of the Committee

10. The Committee may:
- (a) impose a charge on wine grape growers for services it provides;
 - (b) delegate any of its functions or powers (other than the power of delegation) to an employee of the Committee;
 - (c) exempt by written notice, either conditionally or unconditionally, a person or class of persons from compliance with some or all of the requirements of this Order.

Members

11. The Committee must consist of members appointed by the Minister, being -
- (e) five grower members from the production area appointed from a panel of at least six persons nominated by the Murray Valley Winegrowers' Incorporated or any other relevant body that in the opinion of the Minister has replaced that body; and
 - (f) two non-grower members appointed from a panel of at least three persons nominated by the Murray Valley Winegrowers' Incorporated or any other relevant body that in the opinion of the Minister has replaced that body, who possess specialist expertise appropriate to the needs of the wine grape industry in the fields of marketing, industry development or business administration; and
 - (g) one member nominated by the Secretary of the Department of Primary Industries (Victoria) who possess appropriate marketing, policy or industry experience.
 - (h) one member nominated by the Director General of NSW Agriculture who possesses appropriate marketing, policy or industry experience.

Chairperson

12. The members of the Committee must elect a member of the Committee to be Chairperson of the Committee for a period of 12 months.

Charge Imposed by Committee

13. (a) A charge is payable by wine grape growers at the point and time of sale of wine grapes and is collected by wineries by arrangement with and on behalf of the Committee.

- (b) The first charge imposed by the Committee will be \$1.00 per tonne and shall apply to all wine grapes supplied to wineries in financial year 2003/2004 unless varied in accordance with clause 13 (a) of this Order or Division 3 of Part 3 of the Act.
- (c) The charge imposed by the Committee must not exceed the rate of \$1.50 per tonne for the term of the Order.
- (d) The charge is payable to the Committee prior to 7th July each year.

Distribution of Proceeds of Charge

14. The Committee must apply the proceeds of a charge in accordance with its functions and any funding priorities set out in the Plan of Operation of the Committee.

Meetings

15. (a) The Committee must hold an Annual Meeting in each financial year at which time any variation to a charge must be considered and voted on by growers.
- (b) At the Annual Meeting the Chairperson of the Committee must report to wine grape growers on the operation and finances of the Committee during the previous 12 months.
- (c) The timing of all meetings of the Committee, including the Annual Meeting, is at the discretion of the Committee.

Financial Year

16. The financial year of the Committee is the period from 1 July to 30 June.

Plan of Operations

17. The Committee must within the first 12 months of its operation submit to the Minister a Plan of Operations, which includes the aims and objectives of the Committee's activities during the term of the Order.
18. The Plan of Operations must be developed in consultation with all sectors of the wine grape industry in the production area and must be published by the Committee and made available to all wine grape growers.

Voting

19. Voting at a poll shall be on the basis of one vote for each of the following:
- (i) Individual Producer;
 - (ii) Company;
 - (iii) Partnership;
 - (iv) Share farming agreement.
- (b) For the purpose of voting at a future poll on the question of the continuation of the Order, a wine grape grower producing wine grapes in the preceding year, is eligible to vote.
- (c) Voting at general meetings in accordance with Division 3 of Part 3 of the Act or section 39A of the Act, shall be on the basis of one vote for each producer.

Penalty for Contravening the Order

20. A wine grape grower who fails to comply with the requirements of Clause 13 relating to the payment of a charge imposed by the Committee contravenes this Order and is liable to a penalty not exceeding 20 penalty units. One penalty unit is currently \$100.