

# MemberUpdate

UPDATE 03 OF 18 • 22 March 2018

**TOPIC: GTA Trade Rules and Standard Form Grain Contracts 2018/19 – Calling for 1<sup>st</sup> Round Industry Submissions**

**DISTRIBUTION: GTA Members – primary contact list. Please circulate to all appropriate**

## 1. Issue

GTA has a Board approved Standard Operating Procedures (SOP) for reviewing and seeking member submissions regarding GTA Trade Rules and GTA Standard Form Grain Contracts (SFGC). This process includes a consultation process seeking submissions from industry on issues pertinent to the Trade Rules and to SFGC. The GTA Commerce Committee (Committee) manages the process and identifies the issues and changes to be considered. A summary follows:

### • **Trade Rules Review Process**

- The Committee, on an as needed basis, reviews Trade Rules, and SFGC issues as they arise in response to issues within Industry, Law and/or by Member Submissions.
- In addition, the Committee may conduct a Review Process from time to time to consider issues of relevance to the GTA Trade Rules.
- The Committee may call to Industry for submissions on issues Industry would like to be considered by the Committee as part of any Review.
- Issues the Committee and Members should consider for Review include (but not limited to):
  - Legal issues and changes / recent court rulings;
  - Regulations and regulatory issues;
  - Legislation (updated, new, repealed);
  - Market based issues and incidences;
  - Issues raised at GTA Arbitrations; and
  - Consistency and impact of changes to Trade Rules and SFGC.
- Further, in its reviews the Committee may also consider (but not limited to):
  - Industry Practices;
  - Various BHC Protocols and Storage and Handling Agreements; and
  - Other International Trade Rules, Contracts or practices.

- **Open Issues Under Committee Review for 2018/19**
  - **Trade Rule Open Issues for 2018/19**
    - The following issues have been brought to the Committee for review:
      - Review Trade Rule 13.1 and 13.2, Conveyance and Delivery Instructions.
      - Potential implications arising from SFGC, including the DCT #4 Contract Review.
  - **SFGC Open Issues for 2018/19**
    - The following issues have been brought to the Committee for review:
      - Revision to GTA Grain Transport Freight Contract;
      - Chain of Responsibility legislation changes – impact on all GTA SFGC; and
      - GTA Contract No 4 Delivered Container Terminal (DCT).

In addition to the Open Issues, the Committee has met to discuss industry feedback received and the potential variations to Trade Rules and SFGC for 2018/19. At the meeting the Committee passed a resolution to make a call to industry for submissions on any issues industry would like reviewed by the Committee.

## **2. Process for Industry Feedback**

The Committee is seeking industry comment on issues with the Trade Rules and SFGC.

Submissions should be received by COB Friday 13 April 2018.

Please lodge your submissions by sending to [submissions@graintrade.org.au](mailto:submissions@graintrade.org.au) and title your email either –

- 1. Trade Rules review 2018/19.**
- 2. Standard Form Grain Contracts Review 2018/19.**

Industry is encouraged to provide supporting evidence for any change proposed to Trade Rules and SFGC. Preference is for industry to use the pro-forma for lodging submissions located on the GTA website at <http://www.graintrade.org.au/committees>.

Unless marked “confidential” and appropriate supporting reasons are provided, all submissions will be placed on the GTA website for industry review.