

Section 16 – Forms

Canola Declaration for Grower Deliveries

RELATED POLICY/PROCEDURE	Quality Policy 700 GCM 2018 - 2019	RESPONSIBILITY	Sampler
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FORM INSTRUCTIONS	Form to be completed by Grower or Grower’s nominated representative and Grain Centre representative
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1. I represent and warrant that all canola delivered by me (or on my behalf) has not had any pre-harvest treatment or applied chemical, insecticide, herbicide or fungicide applied that does not comply with relevant product labels and withholding periods.
2. In addition to the above, for all non GM canola deliveries, I hereby certify that:
 - (a) This load does NOT contain any genetically modified material in excess of the allowed adventitious presence of approved events of 0.9 % which conforms to the requirements of Australian Oilseeds Federation Canola Standard Reference CSO1-A.
3. Notwithstanding any other provision contained in the Grower Warehouse Agreement, the terms of which apply to all deliveries the subject of this declaration:
 - (a) I, the Grower, agree to pay, reimburse and indemnify AWB GrainFlow Pty Limited (ABN 62 088 928 858) (GrainFlow) its servants, agents, related bodies and counterparties on demand for, against and in relation to any judgment, loss, damage, cost and expense which is incurred by GrainFlow its servants, agents, related bodies and counterparties directly or indirectly in connection with or arising from: (a) this declaration or from any inaccuracy, error, falsity or omission with respect to this declaration made by me or on my behalf now or in the future (b) the acceptance of the commodity by GrainFlow and (c) any breach, inaccuracy, error or falsity of any of the special conditions (listed below).
 - (b) I, the Grower, agree that GrainFlow its servants and agents will not be responsible for or liable in damages to me for any loss, damage, cost or expense, I may suffer or incur arising from any false, misleading or incomplete declaration or statement of any other user of the GrainFlow services.
 - (c) I, the Grower, declare in accordance with the requirements of the Competition and Consumer Act 2010 relating to misleading and deceptive conduct, that the information contained in this declaration is true and correct
 - (d) Where this declaration is given by a representative of the Grower, that representative warrants that they are authorised to give this declaration on behalf, and as the agent, of the Grower.
 - (e) GrainFlow will rely on the accuracy and completeness of this declaration in its storage and handling of the commodity and in its dealings with third parties including making declarations and statements to third parties. You should therefore, not complete this declaration if it could amount to a false, misleading, incomplete or inaccurate declaration.
 - (f) A representative sample of each delivered load of canola will be kept by GrainFlow. Without limiting paragraph 2, this sample may be tested specifically for the presence of genetically modified material and fatty acid profile. GrainFlow is not obliged, however, to conduct such testing and will rely on the certification provided by you in this declaration.
 - (g) In the event that genetically modified material is found in the commodity, the sample and/or this declaration may be required for re-testing to confirm results and may form part of legal proceedings taken against the Grower.

TICKET NUMBER: _____ **DATE:** _____

SIGNATURE OF GROWER OR NOMINATED REPRESENTATIVE: _____

PRINT NAME: _____ **DATE:** _____

Grain Operations (Aust) - Confidential

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