

DEFIANCE MAIZE PRODUCTS PTY LTD

P O Box 901, Warwick, 4370
Phone : 07 46 611233
Fax : 07 46 613749
A.C.N.: 009 738 050
A.B.N.: 18 009 738 050

PURCHASE AGREEMENT: COPY

SELLER Defiance Maize Products Contract No. 0000
Defiance

COMMODITY Human Consumption Maize In Bulk

DELIVERY PERIOD 01/02/09 TO 31/10/09

VARIETY AND PRICING	Variety Contracted	Tones	Price
	PAC-345		\$354
	VICTORY		\$354

RECEIVAL STANDARDS AND GMO WARRANTY Defiance Maize Receivals Standards and GMO Warranty for above Season. See Reverse.

FREIGHTS	Depot	Freight
	QMIL	\$00.00
	QWAK	\$00.00

DEDUCTIONS Tyler 3.0# reduction of \$0.20 for each 0.1% under 100% to a minimum of 90%
Tyler 3.5# reduction of \$0.10 for each 0.1% under 100% to a minimum of 96%

Contract price will be reduced for grain that is less than 100% on the Tyler 3.0#
And Tyler 3.5# (Maximum deduction = \$24 per tone off Contract price)

Plus CARRY CHARGE \$0.00 per month

Minus DEDUCTIONS CGL Levy : 0.720% of Farm Gate Price (On Farm Price) or Levy rate applicable at time of delivery

PAYMENTS Payment by DEFIANCE MAIZE PRODUCTS PTY LTD or nominee within thirty (30) days of the week of delivery by direct credit to BSB 000000 Account 00000000 and only after signed contract has been received at DEFIANCE MAIZE PRODUCTS PTY LTD

COMMENTS Price quoted is exclusive of GST.
Nil

All terms and conditions written or typed on this page, and all printed terms and conditions attached, shall form part of this contract.

SIGNED on behalf of Defiance Maize Products P/L SIGNED by the Seller

Signature: _____ Signature: _____

Signature: _____

Dated at Warwick on Wednesday, 14 August 2008

MAIZE RECEIVAL STANDARDS – QUICK REFERENCE

1. "MAIZE" shall mean any maize of a yellow colour which:
 - a. is grown from hybrid varieties approved by Defiance
 - b. has a float count not exceeding 40%
 - c. does not include any waxy maize , sweetcorn , popcorn or leaming varieties of maize.

2. **APPROVED VARIETIES:**

XL80, PAC 345, Victory and 3153

3. **INFESTATION & FOREIGN ODOURS:** Nil Tolerance
4. **TEST WEIGHT:** 76 KG/HL Minimum
5. **MOISTURE:** 14% Maximum

6. **SCREENS:**
No: 3 Tyler - 88 GMS Min.
No: 3.5 Tyler - 96 GMS Min.

7. **IMPURITIES:** 5 GMS Maximum

8. **BROKEN & or CRACKED KERNELS:** 10 GMS Maximum
9. **MYCOTOXINS:** Nil Tolerance
10. **TOLERANCES:**
 - A. Sprouted Kernels - Nil
 - B. Mouldy or Diseased Kernels - Nil
 - C. Live Grain pests or insects - Nil (Insect damage grain to be included as dead)
 - D. Organoleptic Properties (Odours) - Nil
 - E. Mycotoxin - Nil
 - F. Peanuts – Nil Tolerance (visual inspection)
 - G. Weed Seeds - These are to be included in with the dead grain and impurities, which have a maximum tolerance of 5% by weight.

NOTE:

- A. ALL TOLERANCES ARE FROM A 100-GRAM SAMPLE.

- B. ON INTAKE IF THE FIRST CLASSIFICATION OF BROKEN & CRACKED EXCEEDS THE TOTAL ALLOWABLE OF 10% BUT WAS LESS THAN 12% A SECOND TEST IS ALLOWED. IF THE SECOND TEST AGAIN EXCEEDS 10% THE LOAD WILL BE REJECTED.

NON-APPROVED VARIETIES WILL NOT BE ACCEPTED

GMO WARRANTY.

- a) All maize supplied to DMP will be sourced from Australia;
- b) None of the maize supplied to DMP will contain novel DNA and/or novel protein and will not have altered characteristics as defined in standard A18 of the Food Standards Code (the "Regulation") and will otherwise comply with the compositional requirements of the Regulation;
- c) All maize supplied to DMP will be produced in a manner to avoid cross-contamination with novel DNA and/or novel protein or a component/ingredient that has altered characteristics as defined in the Regulation;
- d) All maize supplied to DMP will be produced in accordance as per the Maize Identity Preservation Programme.
- e) The grower will include warranties in its contracts with seed suppliers in respect of seed supplied to the Grower in the terms of paragraphs (a), (b), (c) and (d) above, and
- f) The grower will disclose immediately to DMP if it knows or has reasonable grounds to suspect that there has been a breach of paragraphs (a), (b), (c), (d) or (e).

DEFIANCE MAIZE RECEIVAL STANDARDS.

- 1) "MAIZE" shall mean any maize of a yellow colour which: -
 - a. is grown from hybrid varieties approved by Defiance: and
 - b. has a float count not exceeding 40%: and
 - c. does not include any waxy maize, sweet corn, popcorn or leaming varieties of maize
- 2) APPROVED VARIETIES
 - a. XL80
 - b. 3153
 - c. Pac-345
 - d. Victory
- 3) INFESTATION & FOREIGN ODOURS : Nil Tolerance
- 4) TEST WEIGHT: 76 KG/HL Minimum
- 5) MOISTURE: 14 % Maximum
- 6) SCREENS:
 - No. 3 Tyler – 88 GMS Min.
 - No. 3.5 Tyler – 96 GMS Min.
- 7) IMPURITIES: 5 GMS Maximum
- 8) BROKEN & CRACKED KERNELS 10 GMS Maximum
- 9) MYCOTOXINS: Nil Tolerance
- 10) TOLERANCES:
 - a. Sprouted Kernels – Nil
 - b. Mouldy or Diseased Kernels – Nil
 - c. Live Grain pests or insects – Nil (Insect damage grain to be included as dead)
 - d. Organoleptic Properties (Odour) – Nil
 - e. Mycotoxin – Nil
 - f. Weed Seeds – These are to be included in with the dead grain and impurities, which have a maximum tolerance of 5 % by weight.
 - g. Peanuts – Nil Tolerance (visual inspection)

DEFINITIONS:

- i. Impurities: Include dead grain, foreign seeds, sticks, cob, dirt and other material that cannot be classified as an other category
- ii. Dead Grain: Is defined as maize, which has been so effected that when viewed under the maggy lamp is greater than 75% opaque. I.E. virtually no light passes through grain.

Included in this classification is:

 1. Maize which has been disease affected
 2. Maize which has a high percentage of soft endosperm
 3. Maize, which has at some time germinated, but has subsequently, died off i.e. Visible dead roots and or shoots.
 4. If more than 30% of a Kernel exhibits black point or similar discolouration, the grain shall be classified as dead.
 5. Sprouted grain is defined as maize kernels that are swollen and in which the radical or plumule (Shoots) have broken through the seed coat (i.e. The maize has been visually alive and growing).
 6. Mouldy grain is diseased grain.
 7. Weed seeds contamination: Tolerances apply to whole seed or their equivalent. Other foreign seeds over 4% by volume will be rejected.
- iii. Broken Grain: Is defined as maize, which has been mechanically damaged in any way (either the endosperm or germ areas).
- iv. Cracked Grain: Is defined as those grains which are whole but have hairline fractures through them, this includes anatomical cracks.

TOLERANCES FOR SEED CONTAMINATES

SHORT LIST

<u>Botanical Name</u>	<u>Common Name</u>	<u>per 1/2</u>
<u>Tolerance</u>		
<u>Litre</u>		
Xanthium spinosum	Bathurst burr	1
Ricinus communis	Castor oil plant	nil
Allium vineale	Crow garlic	nil
Lolium temulentum	Darnel	5
Heliotropium europaeum	Heliotrope (Common)	50
Melilotus indica	Hexham scent	5
Hibiscus trionum	Bladder ketmia, Venice mallow	5
Asclepias physocarpa	Wild cotton	5
Argemone mexicana	Mexican poppy	5
Salvia reflexa	Mintweed	5
Xanthium pungens	Noogoora burr	1
Crotalaria spp	Rattlepods	nil
Carthamus lanatus	Saffron thistle	1
Sesbania cannibina	Sesbania pea	50
Datura spp	Thornapple	1
Emex australis	Double gees	2
Tribulus terrestris	Bull head	2
Emex australis	Three cornered Jack	2
Ipomoea purpurea	Morning glory	10
Ipomoea sp	Weir vine	10
Ipomoea plebeia	Bell vine	10
Rapistrum rugosum	Turnip weed	
	Giant mustard	50
Triticum aestivum	Wheat	5
Hordeum vulgare	Barley	5
Lupinus spp	Lupin	5
Nicandra physalodes	Wild Hops x weight	
Helianthus spp	Sunflower	2
Sorghum spp	Sorghum	5

NOTE !

Other small foreign seeds over 4% by volume will be rejected.

As per other weed seeds / grain seeds please refer to Revising Classifier or General Manager.

DEFIANCE MAIZE PRODUCTS PTY LTD
Churchill Drive, WARWICK, Queensland 4370

A.C.N. 009 738 050
 Phone: 07 4661 1233
 Fax: 07 4661 3749

Email: rodneyw@defiancemaize.com.au
 Postal Address P O Box 901
 Warwick, Qld, 4370

GROWER MASTERFILE DETAILS			
Trading Name			
Postal			
Address			
Property			
Address			
Contact name			
Phone Number		Fax Number	
Mobile Number			
AWB Details	(Required for grain levy deductions)		
ABN Number	(Required by Australian Taxation Office so that withholding tax not imposed on deliveries)		
National Grower Registration No.			
BANKING DETAILS			
Bank		Branch	
Account Number		BSB Number	

Bread Wheat		Soft Wheat		Rye corn	
Maize		Duran Wheat		Soybean	
Linseed		Linola			

FARM DETAILS				
Nearest Bulk handling Depot				
Is Farm Storage Available	Yes	No	Type of Storage	Capacity
Is Irrigation Available	Yes	No		
Do You Share Farm? (If so please supply sharefarmers details)	Yes	No	Name	Percentage

(Special Note! If you have completed the share farm section of this form please ensure that one of the growers master file forms has been completed for each person nominated in this section)

Signature: _____ Date: _____