

Linda Andrews,

27 January 2018

Standing Committee on Environment and Public Affairs
Legislative Council Committee Office
West Australian Parliament
Parliament House
4 Harvest Terrace
West Perth, WA 6005



The Terms of Reference: Inquire into and report on mechanisms for compensation for economic loss to farmers in Western Australia caused by contamination by genetically modified material, including approaches taken in Western Australia and by other jurisdictions and any other relevant matter.

I have been a strong advocate for compensation for economic loss for farmers whose land or crops have been contaminated by genetically modified (GM) material since GM crops were first introduced into WA.

I support a compulsory insurance scheme for anyone dealing with agricultural GMO's. The law needs to be enforceable with strict liability for anyone involved with GMO's, such as manufacturers, importers, transporters and GM farmers. It must ensure sufficient compensation to fully restore a contaminated farm to its former GM free status with compensation for a farmer's loss of earnings and stress.

In WA the biotech industries have pushed for GM crops for their own commercial advantage. The previous government ignored the right of non-GM farmers to protection from GM contamination. All who seek to profit from GM should fund a compensation scheme.

The case of Kojonup farmer, Steve Marsh, demonstrates that the rights of non-GM farmers are not protected in WA. Apart from the fact that non-GM farmers outnumber GM farmers, it should be the right of any farmer to be protected from GM contamination.

GM seed is not selective as to where it contaminates. Protection also needs to be provided for roadsides, national parks and all public spaces.

Consumers have never sought out GM food; in fact a high percentage have indicated they do not want to eat it. So, until long-term independent studies can demonstrate it is safe to eat, consumers will remain wary of it. As a result GM markets will remain limited and GM free products will continue to sell at a premium. Our state faces increased GM contamination if a law protecting farmers' rights is not introduced, with a subsequent loss of markets and profits.

The state is in a difficult situation. There needs to be a moratorium on growing GM until a strict liability system is in place. If our state is anything like other parts of the world where GM is grown, there will already be considerable contamination, which has yet to become evident. How will this be addressed?

The new law must be simple and enforceable so a farmer can bring a claim without the need of lawyers. The biotech industry is aggressive and will be determined not to lose the powerful position they have established in WA. The law needs to be strong enough to withstand their attacks.

Thank you for the opportunity to make a submission.

Linda Andrews