

Horticulture Produce Agreement – Merchant

Rejection Notice

Grower ABN:	
Agreement:	Horticulture Produce Agreement between the Merchant and the Grower dated [insert] (HPA)
Rejected produce:	[insert description of produce including quantity and any other details to identify nature and amount being rejected] physically received by the Merchant on [insert]
Date Grower was first notified of rejection:	

The Merchant hereby notifies the Grower that, pursuant to clause 10 of the Agreement, it has rejected the Produce provided by the Grower on **[insert date]**.

Reasons for Rejection

The Produce was rejected for the following reasons:

- HPA has not been accepted by Grower /or issued by Merchant**
- Quantity Undersupply/Oversupply**
- Quality**
- Size**
- Grade**
- Other (include additional detail and ensure rejection can be made under the HPA on these grounds).**
- [Insert any others as applicable]**

Signed for and on behalf of the Merchant

Date:

Name of person authorised to sign for and on behalf of Merchant:

The Grower must notify the Merchant within 24 hours of receiving this Rejection Notice whether the Grower:

- wishes to retake possession of the Produce;
- requires an independent inspection and assessment of the condition of the Produce to determine whether an inspection Certificate should be issued at the Grower's cost; or

- wishes to make other arrangements for the storage or warehousing of the Produce, sale or resale of the Produce or its removal from the Merchant.

The Grower may notify the Merchant by selecting one of the above options and returning a signed copy of this Rejection Notice to the Merchant. The Grower acknowledges that it is liable for the Rejected Produce that is the subject of this Rejection Notice in accordance with the HPA.

GROWERS NOTE: IN THE EVENT THAT NO RESPONSE IS MADE TO THE MERCHANT WITHIN 24 HOURS OF RECEIVING THE REJECTION NOTICE, THE MERCHANT MAY DEAL WITH THE PRODUCE IN ACCORDANCE WITH THE HPA WHICH INCLUDES BUT IS NOT LIMITED TO DESTRUCTION OF THE PRODUCE AT THE SUPPLIERS EXPENSE.

Signed for and on behalf of the GROWER

_____ **Date:**

Name of person authorised to sign for and on behalf of Grower: