



New South Wales

Biosecurity Order (Permitted Activities) Amendment Order 2020

under the

Biosecurity Act 2015

I, Satendra Kumar, Director Plant Biosecurity and Product Integrity, Department of Primary Industries Biosecurity & Food Safety, Regional NSW, with the delegated authority of the Secretary of Regional NSW in pursuance of section 379 of the *Biosecurity Act 2015* and in pursuance of section 404A of the *Biosecurity Act 2015* (“the Act”), make the following Order.

Dated this 30th day of June 2020

Satendra Kumar

Director Plant Biosecurity and Product Integrity
Department of Primary Industries
Regional NSW

Explanatory note

This Order is made under section 404A of the Act and section 43(2) of the *Interpretation Act 1987*.

The object of this Order is to amend the *Biosecurity Order (Permitted Activities) 2019* to—

- (a) allow an additional certification scheme for the importation of bananas into NSW,
- (b) correct temperature and rate specifications for methyl bromide fumigation to manage the risk of Mediterranean fruit fly in host fruit,
- (c) provide for harvesting of turf in accordance with APVMA approved chemical label directions and permit conditions, and
- (d) correct a typographical error in relation to whole wine grapes.

This Order should be read in conjunction with the mandatory measures and regulatory measures contained in Part 2 of the *Biosecurity Regulation 2017*.

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Biosecurity Act 2015

1 Name of Order

This Order is the *Biosecurity Order (Permitted Activities) Amendment Order 2020*.

2 Commencement

This Order commences on the day it is published on the NSW Legislation website.

3 Amendment of the Biosecurity Order (Permitted Activities) 2019

[1] Clause 37(2)

Omit paragraph. Insert instead—

(2) A person may import into the State a banana if the banana is free of soil and other plant material and the banana is accompanied by an acceptable biosecurity certificate that certifies the banana is free of soil and other plant material.

[2] Clause 37(6)

Insert after clause 37(5)—

(6) In this clause—

acceptable biosecurity certificate means—

(a) a Plant Health Certificate, or

(b) a Plant Health Assurance Certificate issued in accordance with ICA scheme procedure ICA-67 'Inspection of bananas for freedom of soil and plant material.'

[3] Clause 63(2)(a)(ii), definition of *Methyl bromide fumigation method*

Omit table. Insert instead—

Time	Temperature	Rate
2 hours	10.0 degrees Celsius—10.9 degrees Celsius	56 grams/cubic metre

2 hours	11.0 degrees Celsius—15.9 degrees Celsius	48 grams/cubic metre
2 hours	16.0 degrees Celsius—20.9 degrees Celsius	40 grams/cubic metre
2 hours	21.0+ degrees Celsius	32 grams/cubic metre

[4] Clause 63(2)(b), definition of *Methyl bromide fumigation method*

Omit table. Insert Instead—

Time	Temperature	Rate
2 hours	10.0 degrees Celsius—10.9 degrees Celsius	56 grams/cubic metre
2 hours	11.0 degrees Celsius—15.9 degrees Celsius	48 grams/cubic metre
2 hours	16.0 degrees Celsius—20.9 degrees Celsius	40 grams/cubic metre
2 hours	21.0+ degrees Celsius	32 grams/cubic metre

[5] Clause 91(a)

Insert “on commercial turf farms” after “control of tramp ants”.

[6] Clause 91(b)

Omit paragraph. Insert instead—

(b) the turf was harvested in accordance with all label directions and permit conditions; and

[7] Clause 106

In the ‘Note—’, replace “cuttings and rootlings” with “whole wine grapes”.