

# **Biosecurity Order (Permitted Activities) Amendment Order (No 2) 2023**

under the

## **Biosecurity Act 2015**

I, Scott Charlton, Chief Invasive Species Officer, with delegated authority, make the following Order under section 404A of the *Biosecurity Act 2015*.

Dated this 31 day of October 2023

### **SCOTT CHARLTON**

Chief Invasive Species Officer  
Department of Primary Industries  
Department of Regional NSW

#### **1 Name of Order**

This Order is the *Biosecurity Order (Permitted Activities) Amendment Order (No 2) 2023*.

#### **2 Commencement**

This Order commences on 9 November 2023.

## Schedule 1 Amendment of Biosecurity Order (Permitted Activities) 2019

### [1] Clause 5 Interpretation

Insert in alphabetical order in clause 5(1)—

*Department's website* means a NSW Government website that is used for the publication of matters relating to the Act.

**Note**—see the website of the Department of Primary Industries at [www.dpi.nsw.gov.au](http://www.dpi.nsw.gov.au).

### [2] Clause 93 Definitions

Omit the definition of “*Record of Movement (Parthenium weed carrier)*”. Insert instead—

*record of movement (parthenium weed carrier)* means the form published on the Department's website titled ‘Parthenium Weed Carrier - Record Of Movement’ or the online web form of the same name.

### [3] Clause 96 Equipment that is a grain harvester (including the comb or front) or comb trailer (including the comb or front)

Omit clause 96. Insert instead—

#### **96 Equipment that is a grain harvester or comb trailer**

- (1) A person may import equipment that is a grain harvester (including the comb or front) or comb trailer (including the comb or front) into the State from Queensland, if paragraphs (a) and (b) are satisfied—
  - (a) the equipment is cleaned in the manner set out in Schedule 1 to this Order, and is accompanied by a record of movement (parthenium weed carrier) completed by the person importing the equipment that declares the equipment has been cleaned in this manner, and
  - (b) the equipment is accompanied by a Biosecurity Certificate that certifies the requirements of subparagraphs (i) and (ii) have been met—
    - (i) the biosecurity certifier has received a copy of the record of movement (parthenium weed carriers) for the equipment, and
    - (ii) the equipment was inspected at an approved facility.
- (2) Despite subclause (1), a person may also import equipment that is a grain harvester (including the comb or front) or comb trailer (including the comb or front) into the State from Queensland if all of the following requirements have been met—
  - (a) in relation to the equipment—
    - (i) it has not been used to harvest grain or any other crop, and

- (ii) it has not entered or been driven in a paddock in Queensland, and
  - (iii) it does not contain any plant material, mud, dust or soil, and
  - (iv) the paint near the feederhouse on equipment that is a grain harvester is not chipped or marked, and
  - (v) the tyres must have vent spews, and
    - Note**—vent spews may also be referred to as moulding extrusions, sprue nubs, tyre nibs, gate marks or nippers.
- (b) while the equipment is in transit, the person in possession of the equipment must also be in possession of a delivery manifest for the equipment that contains the following information—
- (i) the person sending the equipment into the State,
  - (ii) the person who will receive the equipment in the State,
  - (iii) the location in Queensland where the equipment was loaded for transport or dispatch into the State,
  - (iv) the intended destination of the equipment in the State, and
  - (v) the serial number of the equipment.
- Note**—an authorised officer may direct the person to provide a copy of the delivery manifest to the officer.

**[4] Clauses 111 and 112, note**

Omit the reference to “website of the Department”. Insert instead “Department’s website”.