



New South Wales

Biosecurity Order (Permitted Activities) Amendment Order 2020 (No. 2)

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 under section 379 of the *Biosecurity Act 2015* and pursuant to section 404A of the *Biosecurity Act 2015* (“the Act”), make the following Order.

Dated this 26th day of October 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) remove the requirement that a potted plant be treated in the period starting 28 days before dispatch and importation into the State,
- (b) remove the requirement that turf and potted plants be inspected and found to be free of tramp ants before importation into the State,
- (c) no longer allow a person to import a potted plant if dealt with in accordance with ICA scheme procedure ICA-40 “Property Freedom of Plants for Red Imported Fire Ant”,
- (d) no longer allow a person to import a potted plant under the property freedom option in ECCPRIFA03.

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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1 Name of Order

This Order is the *Biosecurity Order (Permitted Activities) Amendment Order 2020 (No. 2)*.

2 Commencement

This Order commences on 2 November 2020.

3 Amendments to the Biosecurity Order (Permitted Activities) 2019

[1] Clause 89(1)(a)

Omit the words “in the period starting 28 days”, and add after the word “dispatch,” the words “the potting media that is part of”.

[2] Clause 89(1)(b)

Omit sub-clause.

[3] Clause 89(1)(c)

Omit the words “and inspection”.

[4] Clause 89(2)

Omit sub-clause.

[5] Clause 89(3)

Omit sub-clause.

[6] Clause 89

Add a new subclause “(1)(e)”, as follows:

“the APVMA approved chemical used to treat the potting media for the potted plant remains efficacious until the potted plant arrives in New South Wales”.

[7] Clause 89(1)

In the second line, replace “(d)” with “(e)”.

[8] Clause 89(4)(b)

After the word “grown” in the first line, add the words “or re-potted”.

[9] Clause 90

Omit clause.

[10] Clause 91(d)

Omit sub-clause.