

peste des petits ruminants  
porcine cysticercosis (*Cysticercus cellulosae*)  
porcine enterovirus encephalomyelitis (Teschen)  
porcine myocarditis (Bungowannah virus infection)  
porcine reproductive and respiratory syndrome  
post-weaning multisystemic wasting syndrome  
Potomac fever  
pullorum disease (*Salmonella pullorum*)  
pulmonary adenomatosis (Jaagsietke)  
Rift Valley fever  
rinderpest  
salmonellosis (*Salmonella abortus equi*)  
salmonellosis (*Salmonella abortus ovis*)  
screw worm fly – New World (*Cochliomyia hominivorax*)  
screw worm fly – Old World (*Chrysomya bezziana*)  
sheep pox  
sheep scab (*Psoroptes ovis*)  
surra (*Trypanosoma evansi*)  
swine influenza other than H1N1  
swine vesicular disease  
transmissible gastroenteritis  
transmissible spongiform encephalopathies (including bovine spongiform encephalopathy, chronic wasting disease of deer, feline spongiform encephalopathy, scrapie)  
trichinellosis (*Trichinella spiralis*)  
tropilaelaps mite (*Tropilaelaps clareae* and *T. mercedesae*)  
trypanosomiasis  
tuberculosis (mammalian)  
tularemia (*Francisella tularensis*)

turkey rhinotracheitis (*Avian metapneumovirus*)

varroa mite (*Varroa destructor*)

varroa mite (*Varroa jacobsoni*)

vesicular exanthema

vesicular stomatitis

warble fly myiasis (*Hypoderma* spp.)

Wesselsbron disease

West Nile virus infection (clinical)

## Part 3

## Invasive biosecurity matter—invasive plants

acacias non-indigenous to Australia (*Acaciella* spp., *Mariosousa* spp., *Senegalia* spp. and *Vachellia* spp. other than *Vachellia nilotica*, *Vachellia farnesiana*)

anchored water hyacinth (*Eichhornia azurea*)

annual thunbergia (*Thunbergia annua*)

bitterweed (*Helenium amarum*)

candleberry myrtle (*Morella faya*)

cholla cactus (*Cylindropuntia* spp. and hybrids other than *C. fulgida*, *C. imbricata*, *C. prolifera*, *C. rosea*, *C. spinosior* and *C. tunicata*)

Christ's thorn (*Ziziphus spina-christi*)

Eurasian water milfoil (*Myriophyllum spicatum*)

fanworts (*Cabomba* spp. other than *C. caroliniana*)

floating water chestnuts (*Trapa* spp.)

harrisia cactus (*Harrisia* spp. syn. *Eriocereus* spp. other than *H. martinii*, *H. tortuosa* and *H. pomanensis* syn. *Cereus pomanensis*)

honey locust (*Gleditsia* spp. other than *G. triacanthos*)

horsetails (*Equisetum* spp.)

kochia (*Bassia scoparia* syn. *Kochia scoparia*)

lagarosiphon (*Lagarosiphon major*)

mesquites (all *Prosopis* spp. and hybrids other than *P. glandulosa*, *P. pallida* and *P. velutina*)

Mexican bean tree (all *Cecropia* spp. other than *C. pachystachya*, *C. palmata* and *C. peltata*)

miconia (*Miconia* spp. other than *M. calvescens*, *M. cionotricha*, *M. nervosa* and *M. racemosa*)

mikania (*Mikania* spp. other than *M. micrantha*)

Peruvian primrose bush (*Ludwigia peruviana*)

prickly pear (*Opuntia* spp. other than *O. aurantiaca*, *O. elata*, *O. ficus-indica*, *O. microdasys*, *O. monacantha*, *O. stricta*, *O. streptacantha* and *O. tomentosa*)

red sesbania (*Sesbania punicea*)

salvinias (*Salvinia* spp. other than *S. molesta*)

serrated tussock (*Nassella trichotoma*)

Siam weed (*Chromolaena* spp. other than *C. odorata* and *C. squalida*)

spiked pepper (*Piper aduncum*)

tropical soda apple (*Solanum viarum*)

water soldiers (*Stratiotes aloides*)

witch weeds (*Striga* spp. other than native species)

## Part 4

## Invasive biosecurity matter—invasive animals

All amphibians, mammals and reptiles other than the following—

amphibians, mammals and reptiles that are restricted  
matter

amphibians, mammals and reptiles indigenous to Australia, including marine mammals of the orders Cetacea, Pinnipedia and Sirenia

alpaca (*Lama pacos*)

asian house gecko (*Hemidactylus frenatus*)

axolotl (*Ambystoma mexicanum*)

bison or American buffalo (*Bison bison*)

black rat (*Rattus rattus*)

camel (*Camelus dromedarius*)

cane toad (*Rhinella marina* syn. *Bufo marinus*)

cat (*Felis catus* and *Prionailurus bengalensis* x *Felis catus*)

cattle (*Bos* spp.)

chital (axis) deer (*Axis axis*)

dog (*Canis lupus familiaris*)

donkey (*Equus asinus*)

European hare (*Lepus europaeus*)

fallow deer (*Dama dama*)

goat (*Capra hircus*)

guanicoe (*Lama guanicoe*)

guinea pig (*Cavia porcellus*)

horse (*Equus caballus*)

house mouse (*Mus musculus*)

llama (*Lama glama*)

mule (*Equus caballus* x *Equus asinus*)

pig (*Sus scrofa*)

red deer (*Cervus elaphus*)

rusa deer (*Rusa timorensis* syn. *Cervus timorensis*)

sewer rat (*Rattus norvegicus*)

sheep (*Ovis aries*)

water buffalo (*Bubalus bubalis*)

## Part 5 Marine animals and plants

American slipper limpet (*Crepidula fornicata*)

Asian bag mussel, Asian date mussel (*Musculista senhousia*)

Asian clam, brackish-water corbula (*Corbula* (Potamocorbula) *amurensis*)

Asian green mussel (*Perna viridis*)

Asian seaweed (*Sargassum muticum*)

black striped mussel (*Mytilopsis sallei*)

brown mussel (*Perna perna*)

centric diatoms (*Chaetoceros concavicornis*, *C. convolutus*)

Chinese mitten crab (*Eriocheir* spp.)

colonial sea squirt (*Didemnum* spp.)—exotic invasive strains

comb jelly (*Mnemiopsis leidyi*)

European barnacle (*Balanus improvisus*)

European clam (*Varicorbula gibba*)

European fan worm (*Sabella spallanzanii*)

European green crab (*Carcinus maenas*)

green macroalga (*Caulerpa taxifolia*)—exotic strains

green macroalga (*Codium fragile* ssp. *tomentosoides*)

jack-knife clam (*Ensis directus*)

Japanese/Asian shore crab (*Hemigrapsus sanguineus*)

Japanese seaweed (*Undaria pinnatifida*)

lady crab (*Charybdis japonica*)

marbled spinefoot, rabbit fish (*Siganus rivulatus*)

New Zealand screwshell (*Maoricolpus roseus*)  
northern Pacific seastar (*Asterias amurensis*)  
Pacific crab (*Hemigrapsus takanoi/penicillatus*)  
Pacific oyster (*Crassostrea gigas*)  
pennate diatom (*Pseudo-mitzschia seriata*)  
rapa whelk (*Rapana venosa* (syn *Rapana thomasi*))  
red gilled mudworm (*Marenzelleria* spp.)  
red macroalga (*Grateloupia turuturu* (syn *Grateloupia doryphora*))  
round goby (*Neogobius melanostomus*)  
soft shell clam (*Mya arenaria*)  
toxic dinoflagellates (*Dinophysis norvegica*, *Alexandrium monilatum* and *Pfiesteria piscicida*)

## Part 6                      Noxious fish

aba aba (*Gymnarchus niloticus*)  
Adriatic sturgeon (*Acipenser naccarii*)  
African butter catfish (*Schilbe mystus*)  
African lungfish (*Protopterus annectens*)  
African pike (*Hepsetus odoe*)  
African pike-characin, tubenose poacher, fin eater (fish of the subfamily *Ichthyborinae*)  
Alfaro huberi (*Alfaro huberi*)  
American gar, alligator gar, armoured gar (*Atractosteus* spp. and *Lepisosteus* spp.) other than *Atractosteus spatula* and *Lepisosteus oculatus*  
Amur sturgeon (*Acipenser schrenckii*)  
angler catfish (*Chaca bankanensis*)

Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*)  
Baikal sturgeon (*Acipenser baerii baicalensis*)  
banded jewelfish (*Hemichromis fasciatus*)  
banded sunfish, spotted sunfish (family *Centrarchidae*)  
barred tail pearlfish (*Leptolebias minimus*)  
beluga (*Huso huso*)  
bighead carp (*Aristichthys nobilis*)  
bigmouth sleeper (*Gobiomorus dormitory*)  
bluegill (*Lepomis* spp.)  
bottlenose, cornish jack (*Mormyrops anguilloides*)  
bowfin (*Amia calva*)  
brook stickleback (*Culaea inconstans*)  
burmensis frogmouth catfish (*Chaca burmensis*)  
catla (*Catla catla*)  
chameleon goby, striped goby (*Tridentiger trigonocephalus*)  
channel catfish (*Ictalurus punctatus*)  
Chinese sturgeon (*Acipenser sinensis*)  
Chinese swordfish (*Psephurus gladius*)  
copper mahseer (*Neolissochilus hexagonolepis*)  
discus ray (*Paratrygon aiereba*)  
electric catfish (*Malapterurus* spp.)  
electric eel (*Electrophorus electricus*)  
European catfish, wels catfish (*Silurus* spp.)  
European sturgeon (*Acipenser sturio*)  
fat sleeper (*Dormitator maculatus*)  
flatnose catfish, dwarf giraffe catfish (*Anaspidoglanis macrostomus*)  
forktail lates (*Lates microlepis*)

fourspine stickleback (*Apeltes quadracus*)  
freshwater minnow (*Zacco platypus*)  
fringebarbel sturgeon (*Acipenser nudiiventris*)  
frogmouth catfish, squarehead catfish (*Chaca chaca*)  
gambusia, mosquito fish (*Gambusia* spp.) other than *Gambusia holbrooki*  
giant barb (*Catlocarpio siamensis*)  
giant bully (*Gobiomorphus gobioides*)  
gilled lungfish (*Protopterus amphibius*)  
grass carp (*Ctenopharyngodon idella*)  
green sturgeon (*Acipenser medirostris*)  
Gulf sturgeon (*Acipenser oxyrinchus destotoi*)  
Hypseleotris tohizonae (*Hypseleotris tohizonae*)  
Japanese sturgeon (*Acipenser multiscutatus*)  
knife-edged livebearer (*Alfaro cultratus*)  
lake sturgeon (*Acipenser fulvescens*)  
largemouth bass (*Micropterus salmoides*)  
Leptolebias aureoguttatus (*Leptolebias aureoguttatus*)  
marbled pearlfish (*Leptolebias marmoratus*)  
marble goby (*Oxyeleotris marmorata*)  
Mekong giant catfish (*Pangasianodon gigas*)  
Mississippi paddlefish (*Polyodon spathula*)  
mrigal (*Cirrhinus cirrhosus*)  
Nile perch (*Lates niloticus*)  
ninespine stickleback (*Pungitius pungitius*)  
opal pearlfish (*Leptolebias opalescens*)  
orange-fin labeo (*Labeo calbasu*)  
Oxyeleotris siamensis (*Oxyeleotris siamensis*)



*Oxyeleotris urophthalmoides* (*Oxyeleotris urophthalmoides*)  
*Oxyeleotris urophthalmus* (*Oxyeleotris urophthalmus*)  
Pacific fat sleeper (*Dormitator latifrons*)  
Pacific sleeper (*Gobiomorus maculatus*)  
*Pangasius conchophilus* (*Pangasius conchophilus*)  
*Pangasius elongatus* (*Pangasius elongatus*)  
*Pangasius krempfi* (*Pangasius krempfi*)  
*Pangasius kunyit* (*Pangasius kunyit*)  
*Pangasius macronema* (*Pangasius macronema*)  
*Pangasius nasutus* (*Pangasius nasutus*)  
*Pangasius nieuwenhuisii* (*Pangasius nieuwenhuisii*)  
parasitic catfish, pencil catfish, candiru catfish (family *Trichomycteridae*)  
Persian sturgeon (*Acipenser persicus*)  
pike characin (*Acestrorhynchus microlepis*)  
pike cichlid (*Crenicichla* spp.)  
pike minnow, pike killifish (*Belonesox belizanus*)  
pikes (*Esox* spp.)  
pink, slender, greenwoods, mortimers, cunean and green happy (*Sargochromis* spp.)  
piranhas, pacus (fish of the subfamily *Serrasalminae*) other than *Metynnis* spp., *Myloplus rubripinnis*, *Myloplus asterias*, *Myloplus planquettei* and *Piaractus brachypomus*  
purpleface largemouth (*Serranochromis* spp.)  
pygmy sunfish (*Elassoma* spp.)  
redfin bully (*Gobiomorphus huttoni*)  
red swamp crayfish (*Procambarus clarkii*)  
reedfish (*Erpetoichthys calabaricus*)  
ripsaw catfish, black doras, black shielded catfish (*Oxydoras* spp.)

river carp, deccan, high backed, jungtha, putitor, Thai mahseer (*Tor* spp.)

rohu (*Labeo rohita*)

Russian sturgeon (*Acipenser gueldenstaedtii*)

Sakhalin sturgeon (*Acipenser mikadoi*)

Sentani gudgeon (*Oxyeleotris heterodon*)

shiners (*Notropis* spp.)

shortnose sturgeon (*Acipenser brevirostrum*)

shoulderspot catfish (*Schilbe marmoratus*)

Siberian sturgeon (*Acipenser baerii baerii*)

silver carp (*Hypophthalmichthys molitrix*)

silver catfish (*Schilbe intermedius*)

slender lungfish (*Protopterus dolloi*)

snakehead (*Channa* spp.)

snooks (*Centropomus* spp.)

South American lungfish (*Lepidosiren paradoxa*)

Southern redbelly dace (*Phoxinus erythrogaster*)

spot pangasius (*Pangasius larnaudii*)

starry sturgeon (*Acipenser stellatus*)

sterlet (*Acipenser ruthenus*)

stinging catfish (*Heteropneustes fossilis*)

tiger catfish (*Pseudoplatystoma fasciatum*)

tigerfish (African), pike characin (*Hydrocynus* spp., subfamilies *Hydrocyninae* and *Alestinae*)

tigerfish (South American) or trahira (*Erythrinus* spp., *Hoplerethrinus* spp. and *Hoplias* spp.)

tilapia (*Sarotherodon* spp., *Oreochromis* spp. and *Tilapia* spp.) other than *Oreochromis mossambicus* and *Tilapia mariae*

*Tomeurus gracilis* (*Tomeurus gracilis*)

tropical carp-gudgeon (*Hypseleotris cyprinoides*)  
twospot lebiasina (*Lebiasina bimaculata*)  
twospot livebearer (*Heterandria bimaculata*)  
Ubangi shovelnose catfish (*Bagrus ubangensis*)  
Valencia toothcarp (*Valencia hispanica*)  
walking catfish, airbreathing catfish (family *Clariidae*)  
white sturgeon (*Acipenser transmontanus*)  
Yangtze sturgeon (*Acipenser dabryanus*)  
yellowbelly gudgeon (*Allomogurda nesolepis*)  
yellowfin goby (*Acanthogobius flavimanus*)  
yellowtailed catfish (*Pangasius pangasius*)

## Part 7                      Prohibited matter affecting plants

Africanised bee (*Apis mellifera scutellata*)  
ampelopsis rust (*Physopella ampelopsidis*)  
angular leaf spot of strawberry (*Xanthomonas fragariae*)  
apple leaf curling midge (*Dasyneura mali*)  
armyworm (*Mythimna unipuncta*)  
Asian citrus psyllid (*Diaphorina citri*)  
Asian honey bee (*Apis dorsata*, *A. florea*, *A. cerana* other than *A. cerana javana*)  
Asian sugarcane planthopper (*Perkinsiella thompsoni*)  
bacterial blight, angular leaf spot (*Xanthomonas axonopodis* pv. *malvacearum*)—resistant strains  
bacterial heart and fruit rot of pineapple (*Dickeya* sp.)  
bacterial leaf blight of maize (*Pantoea stewartii* subsp. *stewartii*)

bacterial ring rot of potato (*Clavibacter michiganensis* subsp. *sepedonicus*)

banana bract mosaic virus (*Banana bract mosaic virus*)

banana skipper (*Erionota thrax*)

banana stem weevil (*Odoiporus longicollis*)

black knot (*Apiosporina morbosa*)

blackline (*Cherry leaf roll virus*)

black rot of grape (*Phyllostica ampellicida*)

blood disease bacterium of banana

branched broomrape (*Orobanche ramosa*)

breadfruit fruit fly (*Bactrocera umbrosa*)

brown rot of stonefruit (*Monilinia fructigena*)

bumblebee (*Bombus* spp.)

camellia petal blight (*Ciborinia camelliae*)

chestnut blight (*Cryphonectria parasitica*)

Chinese fruit fly (*Bactrocera minax*)

citrus black fly (*Aleurocanthus woglumi*)

citrus canker (*Xanthomonas citri* pv. *citri*)

citrus fruit borer (*Citripestis sagitiferella*)

citrus greening, Huanglongbing (*Candidatus Liberibacter asiaticus*)

coconut cadang-cadang viroid (*Coconut cadang-cadang viroid*)

coffee leaf rust (*Hemileia vastatrix*)

Colorado potato beetle (*Leptinotarsa decemlineata*)

Cook Islands fruit fly (*Bactrocera melanotus*)

cotton boll weevil (*Anthonomus grandis*)

cotton leaf curl disease (*Cotton leaf curl virus*)

cut worm (*Agrotis interjectionis*)

downy mildew of sugarcane (*Peronosclerospora sacchari*)  
drywood longicorn beetle (*Stromatium barbatum*)  
Dutch elm disease (*Ceratocystis ulmi*)  
eucalyptus canker (*Chrysosporthe cubensis*)  
eucalyptus/guava rust (exotic strains of *Puccinia psidii*)  
Eumusae leaf spot (*Pseudocercospora eumusae*)  
European house borer (*Hylotrupes bajulus*)  
European stone fruit yellows (Apricot chlorotic leaf roll phytoplasma)  
European stone fruit yellows phytoplasma (European stone fruit yellows phytoplasma)  
false codling moth (*Cryptophlebia leucotreta*)  
Fijian fruit fly (*Bactrocera passiflorae*)  
fire blight (*Erwinia amylovora*)  
freckle disease of banana (*Phyllosticta* and *Guignardia* species pathogenic on banana other than *P. maculata*)  
fruit fly (*Bactrocera atrisetosa*, *B. decipiens*, *B. kirki*, *B. occipitalis*, *B. tau*, *B. trilineola*, *B. trivialis* and *B. xanthodes*)  
giant African snail (*Achatina fulica*)  
giant pine scale (*Marchalina hellenica*)  
glassy winged sharpshooter (*Homalodisca coagulata*)  
golden apple snail (*Pomacea canaliculata*)  
golden potato cyst nematode (*Globodera rostochiensis*)  
grape leaf-folder (*Desmia funeralis*)  
grape phylloxera (*Daktulosphaira vitifoliae*)  
grape root rot (*Roesleria subterranea*)  
grapevine leaf rust (*Phakopsora euvtis*)  
green snail (*Cantareus apertus*)  
guava fruit fly (*Bactrocera correcta*)

Gypsy moth complex (*Lymantria dispar*)  
hazelnut blight (*Anisogramma anomala*)  
hessian fly (*Mayetiola destructor*)  
Indian cotton leafhopper (*Amrasca biquttula biquttula*)  
Indian fruit fly (*Bactrocera caryeae*)  
Japanese citrus fruit fly (*Bactrocera tsuneonis*)  
karnal bunt of wheat (*Tilletia indica*)  
khapra beetle (*Trogoderma granarium*)  
leaf scorch of sugarcane (*Stagonospora sacchari*)  
lime gall wasp (*Bruchophagus muli*)  
Longhorn beetle (*Monochamus* spp.)  
mal secco (*Plenodermus tracheiphilus*)  
Mango malformation disease (MMD)  
mango pulp weevil (*Sternochetus frigidus*)  
Mediterranean fruit fly (*Ceratitis capitata*)  
melon fly (*Bactrocera cucurbitae*)  
moko and bugtok (moko and bugtok strains of *Ralstonia solanacearum*)  
navel orangeworm (*Amyelois transitella*)  
Oriental fruit fly (*Bactrocera dorsalis* syn. *B. papayae*, *B. invadens* and *B. philippinensis*)  
peach fruit fly (*Bactrocera zonata*)  
peach X phytoplasma (including peach eastern X phytoplasma)  
peanut stripe virus (*Peanut stripe virus*)  
pear fruit moth (*Numonia pirivorella*)  
Philippine downy mildew (*Peronosclerospora philippinensis*)  
Pierce's disease (*Xylella fastidiosa*)  
pinewood nematode species complex (*Bursaphelenchus* spp.)

pink stalk borer (*Sesamia grisescens*)  
pitch canker (*Fusarium circinatum*)  
plum weevil (*Conotrachelus nenuphar*)  
powder post beetle (*Lyctus africanus*)  
red stele (*Phytophthora fragariae* var. *fragariae*)  
rice water weevil (*Lissorhoptrus oryzophilus*)  
rough strawberry weevil (*Otiorhynchus rugosostriatus*)  
Russian wheat aphid (*Diuraphis noxia*)  
sharka (*Plum pox virus*)  
solanum fruit fly (*Bactrocera latifrons*)  
sorghum mosaic virus (*Sorghum mosaic virus*)  
Sri Lankan fruit fly (*Bactrocera kandiensis*)  
strawberry bud weevil (*Anthonomus bisignifer*)  
strawberry tortrix (*Acleris comariana*)  
subterranean termites, exotic (*Coptotermes* spp.)  
sudden oak death (*Phytophthora ramorum*)  
sugarcane leafhopper (*Pyrilla perpusilla*)  
sugarcane Ramu stunt virus (*Sugarcane Ramu stunt virus*)  
sugarcane streak mosaic virus (*Sugarcane streak mosaic virus*)  
sugarcane white leaf phytoplasma  
sugarcane whitefly (*Aleurolobus barodensis*)  
sugarcane woolly aphid (*Ceratovacuna lanigera*)  
Sumatra disease bacterium (*Pseudomonas syzygii*)  
summer fruit tortrix (*Adoxophyes orana*)  
Texas root rot (*Phymatotrichum omnivorum*)  
tomato/potato psyllid (*Bactericera cockerelli*)  
Tongan fruit fly (*Bactrocera facialis*)

variegated cutworm (*Peridroma saucia*)  
verticillium wilt (*Verticillium dahliae*)—defoliating strain  
western gall rust (*Endocronartium harknessii*)  
western plant bug (*Lygus hesperus*)  
wheat spindle streak mosaic virus (*Wheat spindle streak mosaic virus*)  
white potato cyst nematode (*Globodera pallida*)  
zebra chip (*Candidatus Liberibacter psyllaurens*)

## **Part 8                      Tramp ants**

Argentine ant (*Linepithema humile*)  
tropical fire ant or ginger ant (*Solenopsis geminata*)



## Schedule 2      Restricted matter and categories

sections 21 and 38

*Note—*

Biosecurity matter may also be declared to be, or not to be, restricted matter under a restricted matter regulation under chapter 2.

### Part 1      Restricted matter—other than invasive biosecurity matter

Restricted matter	Category numbers
<b>Aquatic diseases, parasites and viruses</b>	
<i>Aeromonas salmonicida</i> —atypical strains	1
<i>Batrachochytrium dendrobatidis</i> (amphibian)	1
<i>Bonamia</i> species	1
epizootic ulcerative syndrome ( <i>Aphanomyces invadans</i> )	1
gill-associated virus	1
infectious hypodermal and haematopoietic necrosis virus	1
<i>Marteilia sydneyi</i>	1
<i>Perkinsus olseni</i>	1
ranavirus (amphibian)	1
viral encephalopathy and retinopathy	1
white tail disease	1

Restricted matter	Category numbers
<b>Restricted matter affecting animals</b>	
American foulbrood ( <i>Paenibacillus larvae</i> )	1
anthrax ( <i>Bacillus anthracis</i> )	1
Australian bat lyssavirus	1
avian influenza, low pathogenic	1
avian paramyxovirus serotype 1 in pigeons	1
avian tuberculosis ( <i>Mycobacterium avium</i> )	1
bluetongue virus	1
brucellosis ( <i>Brucella suis</i> )	1
cysticercus bovis ( <i>Taenia saginata</i> )	1
enzootic bovine leucosis	1
equine herpes virus 1—abortogenic and neurological strains	1
equine infectious anaemia	1
equine viral arteritis	1
H1N1 swine influenza	1
Hendra virus	1
infectious laryngotracheitis virus	1
Japanese encephalitis	1
Johne's disease	1
leishmaniosis ( <i>Leishmania</i> spp.) of any species	1
Newcastle disease (avirulent)	1
salmonella enteritidis infection in poultry ( <i>Salmonella enteritidis</i> )	1

Restricted matter	Category numbers
<b>Noxious fish</b>	
alligator gar ( <i>Atractosteus spatula</i> )	2,3,4
black pacu ( <i>Piaractus brachypomus</i> )	2,3,4
carp ( <i>Cyprinus carpio</i> )	3,5,6,7
Chinese weatherfish, weatherloach ( <i>Misgurnus anguillicaudatus</i> )	3,5,6,7
climbing perch ( <i>Anabas testudineus</i> )	3,5,6,7
gambusia ( <i>Gambusia holbrooki</i> )	3,5,6,7
giant cichlid, yellow belly cichlid ( <i>Boulengerochromis microlepis</i> )	2,3,4
marbled lungfish ( <i>Protopterus aethiopicus</i> )	2,3,4
spotted gar ( <i>Lepisosteus oculatus</i> )	2,3,4
tilapia ( <i>Oreochromis mossambicus</i> and <i>Tilapia mariae</i> )	3,5,6,7
<b>Restricted matter affecting plants</b>	
Asian honey bee ( <i>Apis cerana javana</i> )	1
banana bunchy top virus ( <i>Babuvirus</i> )	1
black Sigatoka of banana ( <i>Mycosphaerella fijiensis</i> )	1
Fiji leaf gall virus	1
fusarium wilt of banana ( <i>Fusarium oxysporum</i> f. sp. <i>cubense</i> tropical race 4)	1
island sugarcane planthopper ( <i>Eumetopina flavipes</i> )	1
potato spindle tuber viroid	1
sugarcane stem borer ( <i>Chilo</i> spp.)	1
West Indian drywood termite ( <i>Cryptotermes brevis</i> )	1

Restricted matter	Category numbers
<b>Tramp ants</b>	
electric ant or little fire ant ( <i>Wasmannia auropunctata</i> )	1
red imported fire ant ( <i>Solenopsis invicta</i> )	1

## Part 2                      Restricted matter—invasive biosecurity matter

Restricted matter	Category numbers
<b>Invasive plants</b>	
African boxthorn ( <i>Lycium ferocissimum</i> )	3
African fountain grass ( <i>Cenchrus setaceum</i> )	3
African tulip tree ( <i>Spathodea campanulata</i> )	3
alligator weed ( <i>Alternanthera philoxeroides</i> )	3
annual ragweed ( <i>Ambrosia artemisiifolia</i> )	3
asparagus fern ( <i>Asparagus aethiopicus</i> , <i>A. africanus</i> and <i>A. plumosus</i> )	3
asparagus fern ( <i>Asparagus scandens</i> )	3
athel pine ( <i>Tamarix aphylla</i> )	3
badhara bush ( <i>Gmelina elliptica</i> )	3
balloon vine ( <i>Cardiospermum grandiflorum</i> )	3
belly-ache bush ( <i>Jatropha gossypifolia</i> and hybrids)	3
bitou bush ( <i>Chrysanthemoides monilifera</i> ssp. <i>rotundifolia</i> )	2,3,4,5

Restricted matter	Category numbers
blackberry ( <i>Rubus anglocandicans</i> , <i>Rubus fruticosus</i> aggregate)	3
boneseed ( <i>Chrysanthemoides monilifera</i> ssp. <i>monilifera</i> )	2,3,4,5
bridal creeper ( <i>Asparagus asparagoides</i> )	2,3,4,5
bridal veil ( <i>Asparagus declinatus</i> )	3
broad-leaved pepper tree ( <i>Schinus terebinthifolius</i> )	3
cabomba ( <i>Cabomba caroliniana</i> )	3
camphor laurel ( <i>Cinnamomum camphora</i> )	3
candyleaf ( <i>Stevia ovata</i> )	3
cane cactus ( <i>Austrocyllindropuntia cylindrica</i> )	3
cat's claw creeper ( <i>Dolichandra unguis-cati</i> )	3
Chilean needle grass ( <i>Nassella neesiana</i> )	3
chinee apple ( <i>Ziziphus mauritiana</i> )	3
Chinese celtis ( <i>Celtis sinensis</i> )	3
cholla cacti with the following names—	
• coral cactus ( <i>Cylindropuntia fulgida</i> )	3
• devil's rope pear ( <i>C. imbricata</i> )	3
• Hudson pear ( <i>Cylindropuntia rosea</i> and <i>C. tunicata</i> )	2,3,4,5
• jumping cholla ( <i>C. prolifera</i> )	2,3,4,5
• snake cactus ( <i>C. spinosior</i> )	3
Dutchman's pipe ( <i>Aristolochia</i> spp. other than native species)	3
elephant ear vine ( <i>Argyreia nervosa</i> )	3
Eve's pin cactus ( <i>Austrocyllindropuntia subulata</i> )	3
fireweed ( <i>Senecio madagascariensis</i> )	3

Schedule 2

Restricted matter	Category numbers
flax-leaf broom ( <i>Genista linifolia</i> )	3
gamba grass ( <i>Andropogon gayanus</i> )	3
giant sensitive plant ( <i>Mimosa diplotricha</i> var. <i>diplotricha</i> )	3
gorse ( <i>Ulex europaeus</i> )	3
groundsel bush ( <i>Baccharis halimifolia</i> )	3
harrisia cactus ( <i>Harrisia martinii</i> , <i>H. tortuosa</i> and <i>H. pomanensis</i> syn. <i>Cereus pomanensis</i> )	3
harungana ( <i>Harungana madagascariensis</i> )	3
honey locust ( <i>Gleditsia triacanthos</i> including cultivars and varieties)	3
hygrophila ( <i>Hygrophila costata</i> )	3
hymenachne or olive hymenachne ( <i>Hymenachne amplexicaulis</i> and hybrids)	3
Koster's curse ( <i>Clidemia hirta</i> )	2,3,4,5
kudzu ( <i>Pueraria montana</i> var. <i>lobata</i> syn. <i>P. lobata</i> , <i>P. triloba</i> other than in the Torres Strait Islands)	3
lantanas—	
• creeping lantana ( <i>Lantana montevidensis</i> )	3
• lantana, common lantana ( <i>Lantana camara</i> )	3
limnocharis, yellow burrhead ( <i>Limnocharis flava</i> )	2,3,4,5
Madeira vine ( <i>Anredera cordifolia</i> )	3
Madras thorn ( <i>Pithecellobium dulce</i> )	2,3,4,5
mesquites—	
• honey mesquite ( <i>Prosopis glandulosa</i> )	3
• mesquite or algarroba ( <i>Prosopis pallida</i> )	3

Restricted matter	Category numbers
• Quilpie mesquite ( <i>Prosopis velutina</i> )	3
Mexican bean tree ( <i>Cecropia pachystachya</i> , <i>C. palmata</i> and <i>C. peltata</i> )	2,3,4,5
Mexican feather grass ( <i>Nassella tenuissima</i> )	2,3,4,5
miconia with the following names—	
• <i>Miconia calvescens</i>	2,3,4,5
• <i>M. cionotricha</i>	2,3,4,5
• <i>M. nervosa</i>	2,3,4,5
• <i>M. racemosa</i>	2,3,4,5
mikania vine ( <i>Mikania micrantha</i> )	2,3,4,5
mimosa pigra ( <i>Mimosa pigra</i> )	2,3,4,5
Montpellier broom ( <i>Genista monspessulana</i> )	3
mother of millions ( <i>Bryophyllum delagoense</i> syn. <i>B. tubiflorum</i> , <i>Kalanchoe delagoensis</i> )	3
mother of millions hybrid ( <i>Bryophyllum</i> x <i>houghtonii</i> )	3
ornamental gingers—	
• Kahili ginger ( <i>Hedychium gardnerianum</i> )	3
• white ginger ( <i>H. coronarium</i> )	3
• yellow ginger ( <i>H. flavescens</i> )	3
parkinsonia ( <i>Parkinsonia aculeata</i> )	3
parthenium ( <i>Parthenium hysterophorus</i> )	3
pond apple ( <i>Annona glabra</i> )	3
prickly acacia ( <i>Vachellia nilotica</i> )	3
prickly pears—	

## Schedule 2

Restricted matter	Category numbers
• bunny ears ( <i>Opuntia microdasys</i> )	2,3,4,5
• common pest pear, spiny pest pear ( <i>O. stricta</i> syn. <i>O. inermis</i> )	3
• drooping tree pear ( <i>O. monacantha</i> syn. <i>O. vulgaris</i> )	3
• prickly pear ( <i>O. elata</i> )	2,3,4,5
• tiger pear ( <i>O. aurantiaca</i> )	3
• velvety tree pear ( <i>O. tomentosa</i> )	3
• Westwood pear ( <i>O. streptacantha</i> )	3
privets—	
• broad-leaf privet, tree privet ( <i>Ligustrum lucidum</i> )	3
• small-leaf privet, Chinese privet ( <i>L. sinense</i> )	3
rat's tail grasses—	
• American rat's tail grass ( <i>Sporobolus jacquemontii</i> )	3
• giant Parramatta grass ( <i>S. fertilis</i> )	3
• giant rat's tail grass ( <i>S. pyramidalis</i> and <i>S. natalensis</i> )	3
rubber vines—	
• ornamental rubber vine ( <i>Cryptostegia madagascariensis</i> )	3
• rubber vine ( <i>C. grandiflora</i> )	3
sagittaria ( <i>Sagittaria platyphylla</i> )	3
salvinia ( <i>Salvinia molesta</i> )	3
Scotch broom ( <i>Cytisus scoparius</i> )	3
Senegal tea ( <i>Gymnocoronis spilanthoides</i> )	3
Siam weed with the following names—	
• <i>Chromolaena odorata</i>	3



Restricted matter	Category numbers
• <i>C. squalida</i>	3
sicklepods—	
• foetid cassia ( <i>Senna tora</i> )	3
• hairy cassia ( <i>S. hirsuta</i> )	3
• sicklepod ( <i>S. obtusifolia</i> )	3
silver-leaf nightshade ( <i>Solanum elaeagnifolium</i> )	3
Singapore daisy ( <i>Sphagneticola trilobata</i> syn. <i>Wedelia trilobata</i> )	3
telegraph weed ( <i>Heterotheca grandiflora</i> )	3
thunbergia ( <i>Thunbergia grandiflora</i> syn. <i>T. laurifolia</i> )	3
tobacco weed ( <i>Elephantopus mollis</i> )	3
water hyacinth ( <i>Eichhornia crassipes</i> )	3
water lettuce ( <i>Pistia stratiotes</i> )	3
water mimosa ( <i>Neptunia oleracea</i> and <i>N. Plena</i> )	2,3,4,5
willows (all <i>Salix</i> spp. other than <i>S. babylonica</i> , <i>S. x calodendron</i> and <i>S. x reichardtii</i> )	3
yellow bells ( <i>Tecoma stans</i> )	3
yellow oleander, Captain Cook tree ( <i>Cascabela thevetia</i> syn. <i>Thevetia peruviana</i> )	3
<b>Invasive animals</b>	
barbary sheep ( <i>Ammotragus lervia</i> )	2,3,4,5,6
blackbuck antelope ( <i>Antilope cervicapra</i> )	2,3,4,5,6
cat ( <i>Felis catus</i> and <i>Prionailurus bengalensis</i> x <i>Felis catus</i> ), other than a domestic cat	3,4,6

Schedule 2

Restricted matter	Category numbers
dingo ( <i>Canis lupus dingo</i> )	3,4,5,6
dog ( <i>Canis lupus familiaris</i> ), other than a domestic dog	3,4,6
European fox ( <i>Vulpes vulpes</i> )	3,4,5,6
European rabbit ( <i>Oryctolagus cuniculus</i> )	3,4,5,6
feral chital (axis) deer ( <i>Axis axis</i> )	3,4,6
feral fallow deer ( <i>Dama dama</i> )	3,4,6
feral goat ( <i>Capra hircus</i> )	3,4,6
feral pig ( <i>Sus scrofa</i> )	3,4,6
feral red deer ( <i>Cervus elaphus</i> )	3,4,6
hog deer ( <i>Axis porcinus</i> )	2,3,4,5,6
red-eared slider turtle ( <i>Trachemys scripta elegans</i> )	2,3,4,5,6
feral rusa deer ( <i>Rusa timorensis</i> , syn. <i>Cervus timorensis</i> )	3,4,6
sambar deer ( <i>Rusa unicolor</i> , syn. <i>Cervus unicolor</i> )	2,3,4,5,6
<b>Tramp ants</b>	
yellow crazy ant ( <i>Anoplolepis gracilipes</i> )	3

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## **Schedule 3      Savings and transitional provisions**

section 514

### **Part 1                      Examples of matters dealt with under repealed Acts and amended Act**

#### **Division 1                  Examples for chapter 2**

##### **1                      Examples for ch 2 of documents under s 507**

For the operation of chapter 2, the following are examples of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act—

- (a) a regulation declaring a pest to be a serious pest under the *Plant Protection Act 1989*, previous section 6P(1);
- (b) a gazette notice under the *Plant Protection Act 1989*, previous section 6P(2).

##### **2                      Example for ch 2 of actions under s 507**

For the operation of chapter 2, declaring a pest to be a serious pest under the *Plant Protection Act 1989*, previous section 6P is an example of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act.

##### **3                      Example for ch 2 of obligations under s 507**

For the operation of chapter 2, an obligation under the *Exotic Diseases in Animals Act 1981*, previous section 8 to report the presence of a disease mentioned in schedule 1 is an example of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act.

#### **4 Example for ch 2 of protections under s 507**

For the operation of chapter 2, the statement that a person does not commit an offence of feeding a declared pest animal in particular circumstances under the *Stock Route Management Act 2002*, previous section 40(2) is an example of a protection mentioned in section 507(1)(d) for matters dealt with under a repealed Act or the amended Act.

### **Division 2 Examples for chapter 3**

#### **5 Examples for ch 3 of documents under s 507**

For the operation of chapter 3, the following are examples of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act—

- (a) a pest management plan under the *Stock Route Management Act 2002*, previous section 25;
- (b) a notice under the *Stock Route Management Act 2002*, previous section 184 directing a local government to take action.

#### **6 Examples for ch 3 of actions under s 507**

For the operation of chapter 3, the following are examples of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act—

- (a) a direction under the *Stock Route Management Act 2002*, previous section 184 by the Minister to a local government for the local government to perform a function or obligation under the repealed Act or the amended Act;
- (b) the performance of a function by the chief executive under the *Stock Route Management Act 2002*, previous section 185.

## **7 Examples for ch 3 of obligations under s 507**

For the operation of chapter 3, the following are examples of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act—

- (a) a requirement under the *Stock Route Management Act 2002*, previous section 25 for a local government to have a plan for managing particular pests in its local government area;
- (b) a requirement under the *Stock Route Management Act 2002*, previous section 35 to make a pest management plan under that Act available for inspection;
- (c) a requirement under the *Stock Route Management Act 2002*, previous section 187 for a local government to make annual payments.

## **Division 3 Examples for chapter 5**

### **8 Example for ch 5 of documents under s 507**

For the operation of chapter 5, a guideline under the *Stock Route Management Act 2002*, previous section 15 is an example of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act.

### **9 Example for ch 5 of obligations under s 507**

For the operation of chapter 5, a requirement under the *Stock Route Management Act 2002*, previous section 16 to make a guideline available for inspection is an example of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act.

## **Division 4                      Examples for chapter 6**

### **10            Examples for ch 6 of documents under s 507**

For the operation of chapter 6, the following are examples of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act—

- (a) a notice under the *Plant Protection Act 1989*, previous section 8 prohibiting the introduction of a particular pest into the State;
- (b) a notice that an area is in quarantine under the *Plant Protection Act 1989*, previous section 11;
- (c) a notice under the *Exotic Diseases in Animals Act 1981*, previous section 10A restricting movement in an area.

### **11            Examples for ch 6 of actions under s 507**

For the operation of chapter 6, the following are examples of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act—

- (a) the notification of an area under the *Exotic Diseases in Animals Act 1981*, previous section 18 to be a control area for an exotic disease within the meaning of that Act;
- (b) the giving of a direction under the *Plant Protection Act 1989*, previous section 13;
- (c) the giving or producing of a document under the *Plant Protection Act 1989*, previous section 11E.

### **12            Examples for ch 6 of obligations under s 507**

For the operation of chapter 6, the following are examples of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act—

- (a) an obligation under the *Plant Protection Act 1989*, previous section 11 to comply with a notice prohibiting or restricting movement of a particular thing;

- (b) an obligation under the *Exotic Diseases in Animals Act 1981*, previous section 12 to carry out stated activities in a particular area.

### **13 Examples for ch 6 of protections under s 507**

For the operation of chapter 6, the following are examples of a protection mentioned in section 507(1)(d) for matters dealt with under a repealed Act or the amended Act—

- (a) a protection under the *Plant Protection Act 1989*, previous section 13 of a reasonable excuse for noncompliance with a direction;
- (b) a protection under the *Plant Protection Act 1989*, previous section 11F that evidence derived from a document given by the individual is not admissible in evidence against the individual in any civil or criminal proceeding.

## **Division 5 Examples for chapter 7**

### **14 Example for ch 7 of documents under s 507**

For the operation of chapter 7, a register under the *Stock Act 1915*, previous schedule 1, section 15 is an example of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act.

### **15 Examples for ch 7 of actions under s 507**

For the operation of chapter 7, the following are examples of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act—

- (a) applying under the *Apiaries Act 1982*, previous section 7 for registration as a beekeeper;
- (b) cancelling a registration as a beekeeper under the *Apiaries Act 1982*, previous section 10.

**16 Example for ch 7 of obligations under s 507**

For the operation of chapter 7, an obligation under the *Stock Act 1915*, previous schedule 1, section 15 for particular entities or places to be registered is an example of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act.

**17 Example for ch 7 of protections under s 507**

For the operation of chapter 7, the statement under the *Apiaries Act 1982*, previous section 8 that the chief executive may permit an applicant for renewal of registration as a beekeeper to act as if the applicant has obtained registration if the application for renewal has not been decided is an example of a protection mentioned in section 507(1)(d) for matters dealt with under a repealed Act or the amended Act.

**Division 6 Examples for chapter 8**

**18 Example for ch 8 of documents under s 507**

For the operation of chapter 8, a permit under the *Stock Route Management Act 2002*, previous section 61 is an example of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act.

**19 Examples for ch 8 of actions under s 507**

For the operation of chapter 8, the following are examples of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act—

- (a) applying for a permit, or the renewal of a permit, under the *Stock Route Management Act 2002*, previous section 58;
- (b) imposing conditions on a permit under the *Stock Route Management Act 2002*, previous section 62;



- (c) requiring the applicant for a permit to give the chief executive further information or documents under the *Stock Route Management Act 2002*, previous section 59.

## **20 Examples for ch 8 of obligations under s 507**

For the operation of chapter 8, the following are examples of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act—

- (a) an obligation under the *Stock Route Management Act 2002*, previous section 62 to keep records about a pest to which a permit relates if keeping the record is a condition of the permit;
- (b) an obligation under the *Stock Route Management Act 2002*, previous section 72 in particular circumstances to dispose of a pest to which a permit relates.

## **21 Example for ch 8 of protections under s 507**

For the operation of chapter 8, a protection under the *Stock Route Management Act 2002*, previous section 72, of a reasonable excuse for noncompliance with a notice requiring disposal of a declared pest under that Act is an example of a protection mentioned in section 507(1)(d) for matters dealt with under a repealed Act or the amended Act.

# **Division 7 Examples for chapter 9**

## **22 Examples for ch 9 of documents under s 507**

For the operation of chapter 9, the following are examples of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act—

- (a) an authorisation under the *Plant Protection Act 1989*, previous section 20B of a program for surveillance of a thing mentioned in the authorisation;

- (b) a program under the *Stock Act 1915*, previous section 30 to eradicate particular matter.

## **23 Example for ch 9 of actions under s 507**

For the operation of chapter 9, an inspector exercising powers to monitor movement of plants in an area the subject of a program for surveillance under the *Plant Protection Act 1989*, previous section 20E is an example of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act.

## **24 Examples for ch 9 of obligations under s 507**

For the operation of chapter 9, the following are examples of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act—

- (a) an obligation under the *Plant Protection Act 1989*, previous section 20B that the chief executive ensure each inspector who is proposed to act under a program for surveillance of a thing is informed of particular things relating to the program;
- (b) an obligation under the *Stock Act 1915*, previous section 30 not to interfere with a step taken by an inspector under a program.

# **Division 8 Examples for chapter 10**

## **25 Examples for ch 10 of documents under s 507**

For the operation of chapter 10, the following are examples of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act—

- (a) an identity card issued to an inspector or authorised person under the *Exotic Diseases in Animals Act 1981*, previous section 19C;

- (b) an acknowledgement given under the *Stock Route Management Act 2002*, previous section 252 of consent for an inspector or authorised person to enter a place;
- (c) a warrant issued under the *Plant Protection Act 1989*, previous section 20;
- (d) a notice under the *Stock Route Management Act 2002*, previous section 270 requiring a person to take a thing to be seized to a stated place;
- (e) a notice under the *Apiaries Act 1982*, previous section 27(9) requiring a person to give a document;
- (f) a receipt for a seized thing under the *Stock Route Management Act 2002*, previous section 271;
- (g) an information notice under the *Stock Route Management Act 2002*, previous section 63.

## **26 Examples for ch 10 of actions under s 507**

For the operation of chapter 10, the following are examples of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act—

- (a) the appointment of an inspector under the *Stock Act 1915*, previous section 4D;
- (b) the giving of a direction under the *Stock Act 1915*, previous section 33.

## **27 Examples for ch 10 of obligations under s 507**

For the operation of chapter 10, the following are examples of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act—

- (a) an obligation under the *Stock Act 1915*, previous section 4J for a person to return the person's identity card to the chief executive if the office of the person as an inspector ends;

- (b) an obligation under the *Apiaries Act 1982*, previous section 27 requiring a person to give information or produce a document;
- (c) an obligation under the *Stock Route Management Act 2002*, previous section 285 for an authorised person to give notice of the particulars of damage to anything;
- (d) a requirement under the *Stock Route Management Act 2002*, previous section 270 to take a thing to be seized to a stated place;
- (e) an obligation under the *Agricultural Standards Act 1994*, previous section 29 to return a seized thing to the person from whom it is seized or its owner;
- (f) an obligation under the *Stock Route Management Act 2002*, previous section 273 to allow an owner of a seized thing to inspect the thing;
- (g) a requirement under the *Stock Route Management Act 2002*, previous section 16 to make a particular document available for inspection.

## **28 Examples for ch 10 of protections under s 507**

For the operation of chapter 10, the following are examples of a protection mentioned in section 507(1)(d) for matters dealt with under a repealed Act or the amended Act—

- (a) a right for a person to claim compensation under the *Agricultural Standards Act 1994*, previous section 41;
- (b) the statement in the *Plant Protection Act 1989*, previous section 20AA that evidence that may tend to incriminate an individual, derived from information the individual is compelled to give, is not admissible in proceedings as mentioned in that provision;
- (c) a protection under the *Plant Protection Act 1989*, previous section 19 of a reasonable excuse for noncompliance with a requirement;

- (d) a statement under the *Apiaries Act 1982*, previous section 32 that an inspector is not liable for damage caused in particular circumstances.

## **Division 9                      Examples for chapter 11**

### **29            Example for ch 11 of documents under s 507**

For the operation of chapter 11, an application for compensation under the *Diseases in Timber Act 1975*, previous section 11 is an example of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act.

### **30            Example for ch 11 of actions under s 507**

For the operation of chapter 11, the payment of compensation in particular circumstances under the *Exotic Diseases in Animals Act 1981*, previous section 29 is an example of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act.

### **31            Example for ch 11 of obligations under s 507**

For the operation of chapter 11, an obligation under the *Stock Act 1915*, previous section 31 for a person applying for compensation to apply in the way prescribed is an example of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act.

### **32            Example for ch 11 of protections under s 507**

For the operation of chapter 11, the statement that a person is entitled to compensation for loss or damage in particular circumstances under the *Plant Protection Act 1989*, previous section 14 is an example of a protection mentioned in section 507(1)(d) for matters dealt with under a repealed Act or the amended Act.

## **Division 10                      Examples for chapter 12**

### **33            Examples for ch 12 of documents under s 507**

For the operation of chapter 12, the following are examples of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act—

- (a) a certificate under the *Agricultural Standards Act 1994*, previous section 61 purporting to be signed by the chief executive stating a particular matter;
- (b) an order under the *Stock Route Management Act 2002*, previous section 295 requiring a person convicted of an offence to pay the State or local government the costs of taking particular action.

### **34            Examples for ch 12 of actions under s 507**

For the operation of chapter 12, the following are examples of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act—

- (a) applying for internal review of a decision under the *Agricultural Standards Act 1994*, previous section 48;
- (b) the giving by QCAT of a stay of a decision under the *Agricultural Standards Act 1994*, previous section 50, if an application is made for an internal review of the decision.

### **35            Examples for ch 12 of protections under s 507**

For the operation of chapter 12, the following are examples of a protection mentioned in section 507(1)(d) for matters dealt with under a repealed Act or the amended Act—

- (a) the right to apply for an internal review of a decision made under the *Plant Protection Act 1989*, previous section 21M;

- (b) the right to apply for a stay of a decision the subject of an application for internal review under the *Agricultural Standards Act 1994*, previous section 50.

## **Division 11                      Examples for chapter 13**

### **36            Example for ch 13 of documents under s 507**

For the operation of chapter 13, a direction or an order under the *Stock Act 1915*, previous section 15 to destroy a particular thing is an example of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act.

### **37            Examples for ch 13 of actions under s 507**

For the operation of chapter 13, the giving of an order under the *Exotic Diseases in Animals Act 1981*, previous section 12 is an example of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act.

### **38            Examples for ch 13 of obligations under s 507**

For the operation of chapter 13, the following are examples of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act—

- (a) an obligation under the *Stock Act 1915*, previous section 15 to destroy a particular thing;
- (b) a requirement under the *Exotic Diseases in Animals Act 1981*, previous section 19 to comply with an order.

### **39            Example for ch 13 of protections under s 507**

For the operation of chapter 13, a statement under the *Plant Protection Act 1989*, previous section 14 that a person is not required to comply with a direction or order if the person has a reasonable excuse is an example of a protection mentioned in

section 507(1)(d) for matters dealt with under a repealed Act or the amended Act.

## **Division 12                      Examples for chapter 14**

### **40            Example for ch 14 of documents under s 507**

For the operation of chapter 14, an intergovernmental agreement under the *Plant Protection Act 1989*, previous section 21L is an example of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act.

### **41            Example for ch 14 of actions under s 507**

For the operation of chapter 14, entering into an agreement under the *Plant Protection Act 1989*, previous section 21L is an example of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act.

## **Division 13                      Examples for chapter 15**

### **42            Examples for ch 15 of documents under s 507**

For the operation of chapter 15, the following are examples of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act—

- (a) a certificate under the *Plant Protection Act 1989*, previous section 21 that makes a statement about the existence of a fact;
- (b) an application for the grant of an accreditation under the *Plant Protection Act 1989*, previous section 21A;
- (c) a register of persons accredited under the *Plant Protection Act 1989*, previous section 21D.



### **43 Examples for ch 15 of actions under s 507**

For the operation of chapter 15, the following are examples of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act—

- (a) giving a certificate under the *Plant Protection Act 1989*, previous section 21 by a person who is accredited to give the certificate;
- (b) granting an accreditation under the *Plant Protection Act 1989*, previous section 21A;
- (c) imposing conditions on an accreditation under the *Plant Protection Act 1989*, previous section 21C.

### **44 Examples for ch 15 of obligations under s 507**

For the operation of chapter 15, the following are examples of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act—

- (a) an obligation under the *Plant Protection Act 1989*, previous section 19A to pay a fee for the provision of a certificate;
- (b) an obligation under the *Plant Protection Act 1989*, previous section 21B to give an applicant for an accreditation a notice of a decision to refuse to grant the accreditation.

## **Division 14 Examples for chapter 17**

### **45 Example for ch 17 of documents under s 507**

For the operation of chapter 17, a notice given under the *Plant Protection Act 1989*, previous section 21G is, if the chief executive proposes to cancel, suspend or amend an accreditation, an example of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act.

**46 Example for ch 17 of actions under s 507**

For the operation of chapter 17, cancelling, suspending or amending an accreditation under the *Plant Protection Act 1989*, previous section 21G is an example of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act.

**47 Examples for ch 17 of obligations under s 507**

For the operation of chapter 17, the following are examples of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act—

- (a) an obligation under the *Plant Protection Act 1989*, previous section 21G to give notice of cancelling, suspending or amending an accreditation;
- (b) an obligation under the *Plant Protection Act 1989*, previous section 21H to return a cancelled, suspended or amended accreditation in particular circumstances.

**48 Example for ch 17 of protections under s 507**

For the operation of chapter 17, a protection under the *Plant Protection Act 1989*, previous section 21H of a reasonable excuse for noncompliance with a notice to return a cancelled, suspended or amended accreditation is an example of a protection mentioned in section 507(1)(d) for matters dealt with under a repealed Act or the amended Act.

**Division 15 Examples for chapter 18**

**49 Example for ch 18 of documents under s 507**

For the operation of chapter 18, a document containing confidential information about a person that must not be disclosed under the *Stock Route Management Act 2002*, previous section 224B other than for particular purposes is an example of a document mentioned in section 507(1)(a) for matters dealt with under a repealed Act or the amended Act.

**50 Example for ch 18 of actions under s 507**

For the operation of chapter 18, a limitation under the *Plant Protection Act 1989*, previous section 11B on the review of particular decisions and actions is an example of an action mentioned in section 507(1)(b) for matters dealt with under a repealed Act or the amended Act.

**51 Examples for ch 18 of obligations under s 507**

For the operation of chapter 18, an obligation under the *Stock Route Management Act 2002*, previous section 224B not to disclose confidential information gained by a person in administering or performing a function under the repealed Act or the amended Act is an example of an obligation mentioned in section 507(1)(c) for matters dealt with under a repealed Act or the amended Act.

**52 Example for ch 18 of protections under s 507**

For the operation of chapter 18, a statement under the *Stock Route Management Act 2002*, previous section 307 that a particular person does not incur civil liability for an act done, or omission made, honestly and without negligence under the repealed Act or the amended Act is an example of a protection mentioned in section 507(1)(d) for matters dealt with under a repealed Act or the amended Act.

## **Part 2 Transitional provisions for repealed Acts and amended Act—general matters**

**53 Pt 2 prevails over ch 19, pt 2, div 1, sdiv 2 of the Act and pt 1**

If a provision of this part is inconsistent with chapter 19, part 2, division 1, subdivision 2 of the Act or part 1, the provision prevails to the extent of the inconsistency.

## **54 Existing inspectors**

- (1) This section applies to a person who—
  - (a) before the commencement, was appointed under a repealed Act as an inspector; and
  - (b) still held the appointment immediately before the commencement.

*Note—*

The relevant repealed Acts are the *Agricultural Standards Act 1994*, the *Apiaries Act 1982*, the *Exotic Diseases in Animals Act 1981*, the *Plant Protection Act 1989* and the *Stock Act 1915*.

- (2) On the commencement, the person is taken to hold office under this Act as an inspector for this Act on the conditions stated in the person's instrument of appointment under the repealed Act.

## **55 Existing inspectors under Chemical Usage (Agricultural and Veterinary) Control Act 1988**

- (1) This section applies to a person who—
  - (a) before the commencement, was appointed under the *Chemical Usage (Agricultural and Veterinary) Control Act 1988* as an inspector; and
  - (b) still held the appointment immediately before the commencement.
- (2) On the commencement—
  - (a) the person's appointment as an inspector under the *Chemical Usage (Agricultural and Veterinary) Control Act 1988* continues; and
  - (b) the person is taken to hold office under this Act as an inspector for this Act on the conditions stated in the person's instrument of appointment under the *Chemical Usage (Agricultural and Veterinary) Control Act 1988*.

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**56 Existing authorised persons under Plant Protection Act 1989**

- (1) This section applies to a person who—
  - (a) before the commencement, was appointed under the *Plant Protection Act 1989* as an authorised person; and
  - (b) still held the appointment immediately before the commencement.
- (2) On the commencement, the person is taken to hold office under this Act as an authorised person for this Act on the conditions stated in the person's instrument of appointment under the *Plant Protection Act 1989*.

**57 Existing authorised persons under Stock Route Management Act 2002**

- (1) This section applies to a person who—
  - (a) before the commencement, was appointed under a previous provision of the amended Act as an authorised person; and
  - (b) still held the appointment immediately before the commencement.
- (2) On the commencement—
  - (a) the person's appointment as an authorised person under the amended Act continues; and
  - (b) the person is taken to hold office under this Act as an authorised person for this Act on the conditions stated in the person's instrument of appointment under the amended Act.

**58 Existing forest officers**

- (1) This section applies to a person who—
  - (a) before the commencement, was appointed under the *Forestry Act 1959* as a forest officer; and

- (b) still held the appointment immediately before the commencement.

*Note—*

A forest officer under the repealed *Diseases in Timber Act 1975* is a forest officer appointed under the *Forestry Act 1959*.

- (2) On the commencement—
  - (a) the person's appointment as a forest officer under the *Forestry Act 1959* continues; and
  - (b) the person is taken to hold office under this Act as an authorised person for this Act on the conditions stated in the person's instrument of appointment under the *Forestry Act 1959*.

## **59 Existing applications**

An application made under a previous provision of a repealed Act or the amended Act and not decided on the commencement—

- (a) if there is a corresponding provision for the previous provision—must be decided under the corresponding provision; or
- (b) otherwise—must be taken to have lapsed and any fee paid by the applicant for the application must be refunded in full to the applicant.

## **60 Existing permits**

A permit granted under a repealed Act or the amended Act and in force immediately before the commencement, continues in force from the commencement for the period stated in the permit, unless it is sooner cancelled, as if this Act had not been enacted.

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**61 Existing exemptions**

If, immediately before the commencement, a person was exempted from a previous provision of a repealed Act or the amended Act, on the commencement—

- (a) if there is a corresponding provision for the previous provision—the person is taken to be exempted from the corresponding provision; or
- (b) otherwise—the exemption continues to apply according to its terms as if this Act had not been enacted.

**62 Declarations, directions, notices, orders and requests made by the Minister or chief executive**

- (1) This section applies to a declaration, direction, notice, order or request (a ***relevant notification***) made by the Minister or chief executive under a previous provision of a repealed Act or the amended Act before the commencement and in force or effect immediately before the commencement if there is no corresponding provision for the previous provision.
- (2) The relevant notification—
  - (a) continues to apply after the commencement according to its terms; and
  - (b) may be varied, revoked or otherwise dealt with, and enforced, as if this Act had not been enacted.
- (3) If the relevant notification imposed an obligation on an entity immediately before the commencement, the obligation continues to apply according to its terms as if this Act had not been enacted.
- (4) If the relevant notification states a period for doing something—
  - (a) the stated period continues to apply for doing the thing; and
  - (b) the period continues to have started from when the period started under the previous provision of the repealed Act or the amended Act.

- (5) If the relevant notification stated a day before which, or by which, a thing is to be done (however expressed), the thing must be done by the stated day.

**63 Existing directions, notices and orders given by inspectors, authorised persons or forest officers**

- (1) This section applies to a direction, notice or order given before the commencement to a person by an inspector or authorised person under a previous provision of a repealed Act or the amended Act, or by a forest officer under the *Forestry Act 1959*, whether or not the person had received the direction, notice or order before the commencement, if there is no corresponding provision for the previous provision.
- (2) If the direction, notice or order imposed an obligation on the person immediately before the commencement, the obligation continues to apply according to its terms as if this Act had not been enacted.
- (3) If the direction, notice or order stated a period for doing something—
  - (a) the stated period continues to apply for doing the thing; and
  - (b) the period continues to have started from when the period started under the previous provision of the repealed Act or the amended Act.
- (4) If the direction, notice or order stated a day before which, or by which, a thing is to be done (however expressed), the thing must be done by the stated day.

**64 Existing approvals and other authorities**

- (1) This section applies to an approval or other authority given before the commencement to a person under a previous provision of a repealed Act or the amended Act, whether or not the person had received the approval or other authority before the commencement, if there is no corresponding provision for the previous provision.



- (2) If the approval or other authority granted a right to the person immediately before the commencement, the approval or other authority continues to apply according to its terms as if this Act had not been enacted.
- (3) If conditions were imposed on the approval or other authority before the commencement, the conditions continue to apply to the approval or other authority.
- (4) If the approval or other authority stated a period for doing something—
  - (a) the stated period continues to apply for doing the thing; and
  - (b) the period continues to have started from when the period started under the previous provision of the repealed Act or the amended Act.
- (5) If the approval or other authority stated a day before which, or by which, a thing is to be done (however expressed), the thing must be done by the stated day.

## 65 **Continuing obligation to give a person notice of existence of a fact**

- (1) This section applies if—
  - (a) a person is required under a previous provision of a repealed Act or the amended Act to give a person notice of the existence of a fact; and
  - (b) there is no corresponding provision for the previous provision; and
  - (c) immediately before the commencement, the person had not given the notice.
- (2) The obligation to give the notice continues to apply according to its terms as if this Act had not been enacted.

*Example in the context of subsection (1)(b)—*

Under the *Apiaries Act 1982*, previous section 23, a beekeeper is required to notify an inspector of the presence of a disease as defined under that Act within 48 hours after becoming aware of or suspecting the existence of the disease. If the disease is not prohibited matter or category 1 or category 2 restricted matter under this Act, and the

*Apiaries Act 1982* is repealed before the 48 hours ends, the obligation to report the presence of the disease continues to apply to the beekeeper despite the repeal of the *Apiaries Act 1982* and even though the beekeeper is not required to report the presence of the disease under this Act.

## **66 Proceedings for recovery of costs and charges**

If, immediately before the commencement, an entity has a right under a previous provision of a repealed Act or the amended Act to recover from another entity costs or charges payable by the other entity, the right continues as if this Act had not been enacted.

## **67 Proceedings for payment of compensation**

If, immediately before the commencement, an entity has a right under a previous provision of a repealed Act or the amended Act to claim compensation from another entity for loss or expenses incurred by the entity, the right continues as if this Act had not been enacted.

## **68 Existing guidelines**

A guideline prepared or issued under a repealed Act or the amended Act in relation to a previous provision of the repealed Act or the amended Act is, from the commencement, taken to be a guideline made by the chief executive under this Act for the corresponding provision for the previous provision.

## **69 Record-keeping requirements**

- (1) This section applies if—
  - (a) a previous provision of a repealed Act or the amended Act requires a document to be kept; and
  - (b) there is no corresponding provision for the previous provision.

- (2) The document must be kept under the previous provision as if this Act had not been enacted.
- (3) If a previous provision of the repealed Act or the amended Act states a way of keeping the document, the document must be kept in the way stated.
- (4) If a previous provision of the repealed Act or the amended Act states a period for keeping the document—
  - (a) the stated period continues to apply for doing the thing; and
  - (b) the period continues to have started from when the period started under the previous provision of the repealed Act or the amended Act.

## **70 Warrants**

A warrant issued under a repealed Act, or under the amended Act in relation to a previous provision of the amended Act, and in force immediately before the commencement is taken to be a warrant validly issued under this Act and continues in force, subject to any condition or limitation on its issue and with necessary changes.

## **71 Offences**

- (1) Proceedings for an offence against a previous provision of a repealed Act or the amended Act may be continued or started despite the repeal of the repealed Act or of a previous provision of the amended Act, and the provisions of the repealed Act or the amended Act necessary or convenient to be used in relation to the proceedings continue to apply as if this Act had not been enacted.
- (2) For subsection (1), the *Acts Interpretation Act 1954*, section 20 applies, but does not limit the subsection.

## **72 Protection of officials from liability continues**

- (1) The protection under a previous provision of a repealed Act or the amended Act that an official does not incur civil liability

for an act done, or omission made, honestly and without negligence under the repealed Act or the amended Act continues under this Act if the protection applied to the official immediately before the commencement.

- (2) If subsection (1) prevents a civil liability attaching to an official, the liability attaches instead to—
- (a) if the official was the chief executive officer of a local government, an authorised person appointed by the chief executive officer of a local government or a person acting under the direction of an authorised person appointed by the chief executive officer of a local government—the local government; or
  - (b) if the official was an employee of a pest operational board—the building authority for the barrier fence part that is in the same area as the declared pest fence the pest operational board built or maintained; or
  - (c) otherwise—the State.
- (3) For this section, it does not matter what is the form of appointment or employment of a person who is a public service officer or public service employee.
- (4) In this section—

***civil liability*** includes liability for the payment of costs ordered to be paid in a proceeding for an offence against a repealed Act or the amended Act.

***official*** means—

- (a) the Minister; or
- (b) the chief executive; or
- (c) a chief executive officer; or
- (d) an authorised officer; or
- (e) a person acting under the direction of an authorised officer; or
- (f) a director of a pest operational board; or
- (g) an employee of a pest operational board; or

- (h) a person acting under the direction of an employee of a pest operational board; or
- (i) a public service officer or public service employee, including a public service officer or public service employee acting under the repealed Act or a previous provision of the amended Act in substantially the same or equivalent role as an auditor or accredited certifier under this Act.

***pest operational board*** means a pest operational board under the amended Act, section 213.

### 73      **Reviews and appeals**

- (1) A review or appeal under a previous provision of a repealed Act or the amended Act relating to a matter under the previous provision that has started but not been finalised before the commencement may continue as if this Act had not been enacted.
- (2) A right of appeal under a previous provision of a repealed Act or the amended Act relating to a decision on a review mentioned in subsection (1) continues as if this Act had not been enacted.
- (3) If, immediately before the commencement, a person has a right of review or appeal under a previous provision of a repealed Act or the amended Act relating to a matter under the previous provision, the right continues as if this Act had not been enacted.

### 74      **References in Acts and documents**

A reference in an Act or document to a previous provision of a repealed Act or the amended Act may, if the context permits, be taken as a reference to the corresponding provision for the previous provision.

## **Part 3**                      **Transitional provisions about particular matters for repealed provisions of Acts**

### **Division 1**                      **Preliminary**

#### **75**            **Pt 3 prevails over ch 19, pt 2, div 1, sdiv 2 of the Act and pts 1 and 2**

Part 3 applies despite anything to the contrary in chapter 19, part 2, division 1, subdivision 2 of the Act or part 1 or 2.

#### **76**            **Definitions for pt 3**

In this part—

***amended Act*** means—

- (a) for division 4—the *Chemical Usage (Agricultural and Veterinary) Control Act 1988*; or
- (b) for division 7—the *Fisheries Act 1994*; or
- (c) for division 10—the *Stock Route Management Act 2002*.

***repealed Act*** means—

- (a) for division 2—the repealed *Agricultural Standards Act 1994*; or
- (b) for division 3—the repealed *Apiaries Act 1982*; or
- (c) for division 5—the repealed *Diseases in Timber Act 1975*; or
- (d) for division 6—the repealed *Exotic Diseases in Animals Act 1981*; or
- (e) for division 8—the repealed *Plant Protection Act 1989*; or
- (f) for division 9—the repealed *Stock Act 1915*.

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## **Division 2                      Transitional provisions for Agricultural Standards Act 1994**

### **77       Standards about agriculture**

A standard about agriculture made by the chief executive under the repealed Act, section 5, and in force immediately before the commencement is, from the commencement, taken to be of no effect.

### **78       Persons appointed as analysts**

- (1) This section applies if—
  - (a) a person was appointed before the commencement by the chief executive under the repealed Act, section 15, as an analyst; and
  - (b) the person still held the appointment immediately before the commencement.
- (2) On the commencement, the person's appointment as an analyst under the repealed Act ends.

### **79       Destruction of agricultural requirement**

- (1) This section applies if—
  - (a) an inspector enters a place under the repealed Act, section 36, and requires the occupier of the place to make the agricultural requirement, within the meaning of the repealed Act, harmless; and
  - (b) immediately before the commencement, the person had not complied with the inspector's requirement.
- (2) On the commencement, the inspector's requirement is taken to be a biosecurity order given by an inspector under section 373 in the same terms as the requirement given under the amended Act.

## **Division 3                      Transitional provisions for Apiaries Act 1982**

### **80            Delayed application of ch 7, pt 2 to registered beekeepers**

- (1) A person who is a registered beekeeper under the repealed Act immediately before the commencement continues from the commencement to be a registered beekeeper until 31 March first occurring after the commencement unless the person's registration is sooner cancelled under the repealed Act, section 10, or otherwise ends.
- (2) From the commencement, the repealed Act, section 7(7) continues to apply to the certificate issued to the person under that section while the registration remains in force.
- (3) The requirement to be registered under chapter 7, part 2 does not apply to a person in relation to the keeping of bees while the person's registration as a registered beekeeper for the keeping of approximately the same number of bees continues under subsection (1).

### **81            Permit granted under repealed Act, s 8**

A permit granted under the repealed Act, section 8, and in force immediately before the commencement, continues in force from the commencement for the period stated in the permit, unless it is sooner cancelled, as if this Act had not been enacted.

### **82            Applications for permits, and existing permits, to bring bees or hives into Queensland**

- (1) Subsection (2) applies to an application made under the repealed Act, section 9 for a permit to bring bees or hives into Queensland and not decided immediately before the commencement.
- (2) From the commencement, the repealed Act, section 9, continues to apply to the application as if this Act had not been enacted.



- (3) A permit granted under the repealed Act, section 9, and in force immediately before the commencement, continues in force from the commencement for the period stated in the permit as if this Act had not been enacted.
- (4) From the commencement, the repealed Act, section 9 continues to apply to the permit while it remains in force.

### **83 Classification of apiaries certificates**

A certificate issued under the repealed Act, section 11, and in force immediately before the commencement, is of no effect from the commencement.

### **84 Encroachment of apiary class A upon another apiary**

- (1) This section applies if the chief executive prohibits under the repealed Act, section 12(1) or 13(1) the establishment of an apiary class A in or upon premises or a place and the prohibition is in force immediately before the commencement.
- (2) From the commencement, the prohibition is of no effect.

### **85 Permit to establish apiary—repealed Act, s 13(2)**

- (1) A permit issued under the repealed Act, section 13(2), and in force immediately before the commencement, continues in force from the commencement for the period stated in the permit as if this Act had not been enacted.
- (2) From the commencement, the repealed Act, section 13 continues to apply to the permit while it remains in force.

### **86 Continuing obligation to give chief executive notice of sale of apiary or part of apiary**

- (1) This section applies if—
  - (a) a person is required under the repealed Act, section 16 to give the chief executive notice of the sale of an apiary or part of an apiary owned by the person; and

- (b) immediately before the commencement, the person had not given the notice.
- (2) From the commencement, the obligation to give the notice within 14 days after selling the apiary, or part of the apiary, continues as if this Act had not been enacted.

## **87 Marking or branding of hives**

- (1) This section applies to a registered mark or number issued under the repealed Act to a person who maintained an apiary immediately before the commencement.
- (2) From the commencement, the mark or number is taken to be the HIN allocated to the person under section 158 for the person's hives.

## **88 Lodging returns and furnishing lists under the repealed Act, s 27**

- (1) Subsection (2) applies if—
  - (a) before the commencement, a person is required under the repealed Act, section 27(6) to lodge a return; and
  - (b) immediately before the commencement, the person has not lodged the return.
- (2) The repealed Act, section 27(6) and (8) continues to apply to the person from the commencement as if this Act had not been enacted, and the period for lodging the return—
  - (a) continues to apply for lodging the return; and
  - (b) continues to have started from when the period started under previous section 27(6).
- (3) Subsection (4) applies if—
  - (a) before the commencement, a person is required under the repealed Act, section 27(7) to furnish a list; and
  - (b) immediately before the commencement, the person has not furnished the list.

- (4) The repealed Act, section 27(8) continues to apply to the person from the commencement as if this Act had not been enacted, and the period stated in the request to furnish the list—
  - (a) continues to apply for furnishing the list; and
  - (b) continues to have started from when the period started under the repealed Act, section 27(7).

## **Division 4                      Transitional provisions for Chemical Usage (Agricultural and Veterinary) Control Act 1988**

### **89            Notice to recall particular prescribed substances**

- (1) This section applies if—
  - (a) before the commencement, the chief executive gives a person a notice under the amended Act, section 14(1), to take the steps and do the acts stated in the notice to recall a prescribed substance under that section; and
  - (b) the prescribed substance has in or on it the residue of a chemical that is a contaminant; and
  - (c) immediately before the commencement, the person has not complied with the notice.
- (2) The requirement to take the steps and do the acts stated in the notice continue to apply from the commencement as if this Act had not been enacted.
- (3) The amended Act, section 14(3) continues to apply to the person.

### **90            Notifying contaminants**

- (1) This section applies if—
  - (a) before the commencement, a person has an obligation under the amended Act, section 15 to notify the standards officer under that Act of a particular fact

stated in that section relating to agricultural produce or manufactured stock food; and

- (b) the obligation relates to the residue of a chemical that is a contaminant in or on the agricultural produce or manufactured stock food; and
  - (c) immediately before the commencement, the person had not complied with the obligation.
- (2) From the commencement—
- (a) the obligation to notify the standards officer of the fact is taken to be an obligation under section 47 to notify an inspector of the fact; and
  - (b) the stated period continues to apply for notifying the inspector; and
  - (c) the period continues to have started from when the period started under the amended Act, section 15.

## **91 Dealing with prescribed substances relating to contaminants**

- (1) This section applies if—
- (a) before the commencement, the standards officer or an inspector gives a person a notice under the amended Act, section 16(1) or (2) not to take particular action other than as permitted by the notice; and
  - (b) the notice relates to a residue of a chemical that is a contaminant; and
  - (c) immediately before the commencement, the person had not complied with the notice.
- (2) From the commencement—
- (a) the notice is taken to be a biosecurity order given by an inspector under section 373 in the same terms as the notice given under the amended Act; and
  - (b) the stated period continues to apply for taking the action; and

- (c) the period continues to have started from when the period started under the amended Act, section 16.

## **92 Approvals relating to contaminants**

- (1) This section applies if—
  - (a) before the commencement, the standards officer gives a person an approval under the amended Act, section 17; and
  - (b) the approval relates to a residue of a chemical that is a contaminant; and
  - (c) immediately before the commencement, the approval was still in force.
- (2) From the commencement—
  - (a) the approval continues to apply according to its terms as if this Act had not been enacted; and
  - (b) if conditions were imposed on the approval before the commencement, the conditions continue to apply to the approval; and
  - (c) the amended Act, section 17(5) continues to apply to the person as if this Act had not been enacted.

## **93 Destruction of things relating to contaminants**

- (1) This section applies if—
  - (a) before the commencement, the chief executive gives a person a notice under the amended Act, section 18 directing the person to cause the things to be destroyed or otherwise disposed of; and
  - (b) the notice relates to a residue of a chemical that is a contaminant; and
  - (c) immediately before the commencement, the person had not complied with the notice.
- (2) From the commencement—