

By Her Excellency's Command,
 AN MacDONALD MLC
 NSW Minister for Agriculture and Fisheries

GOD SAVE THE QUEEN!

PLANT DISEASES ACT 1924

Section 4(1)

PROCLAMATION P128

Proclamation to regulate the importation, introduction and bringing of seed potatoes, soil and other things into the NSW Seed Potato Protected Areas on account of the diseases powdery scab and bacterial wilt and the pest potato cyst nematode.

Her Excellency Professor MARIE BASHIR, A.C.,
 Governor

I, Professor MARIE BASHIR AC, Governor of the State of New South Wales, with the advice of the Executive Council and pursuant to section 4(1) of the Plant Diseases Act 1923, being of the opinion that it is necessary to do so in order to prevent the introduction of the diseases powdery scab (*Spongospora subterranean*) and bacterial wilt (*Ralstonia solanacearum*) ("the diseases"), and the pest potato cyst nematode (*Globodera spp.*) ("the pest") into the NSW Seed Potato Protected Areas:

- A. regulate the importation, introduction and bringing into the NSW Potato Seed Protected Areas of seed potatoes, soil in which potatoes have grown and other things specified in Schedule 2, on account of the diseases powdery scab and bacterial wilt and the pest potato cyst nematode; and
 - B. prohibit the importation, introduction and bringing into the NSW Potato Seed Protected Areas of any second-hand packages, bags or sacks that have previously contained potatoes, soil in which potatoes have grown or any thing of any nature or kind whatsoever if it has come into contact with the diseases or the pest, or if the diseases or the pest is in or on the thing.
1. Seed potatoes which have not come into contact with the diseases or the pest, or which do not have the diseases or pest in or on the thing, may only be brought into the NSW Seed Potato Protected Areas:
 - if they have been brushed and do not have soil attached, and
 - with the approval of the Chief, Division of Plant Industries and in accordance with any conditions specified in that approval.
 2. Any thing specified in Schedule 2 which has not come into contact with the diseases or the pest, or which does not have the diseases or pest in or on the thing, may only be brought into the NSW Seed Potato Protected Areas if it does not have soil attached and is accompanied by:
 - a Plant Health Certificate, or
 - a Plant Health Assurance Certificate
 certifying that one or other of the two Conditions for Entry set out below has been complied with, the date and method of treatment, and the measures taken to guard against the risk of contact with the diseases or the pest.

Conditions for entry

Treatment

- 1 The thing has been treated, stored and transported, in a manner approved by the Chief, Division of Plant Industries, and to remove all soil from the potatoes or thing.
- 2 The thing has been treated by:
 - (a) dipping or drenching with solution of sodium hypochlorite at a strength of 1.0 per cent active chlorine, or
 - (b) subjected to steam at a temperature of not less than 85°C for not less than 1 minute, or
 - (c) fumigation with methyl bromide at 48 grams per cubic metre at 21°C for not less than 12 hours.

Definitions

In this Proclamation the following words and phrases have the meaning indicated.

Chief, Division of Plant Industries means the Chief, Division of Plant Industries of the New South Wales Department of Agriculture.

container means any bin, second-hand package, bag or sack that has previously contained potatoes or soil in which potatoes have grown.

diseases means of the diseases powdery scab (*Spongospora subterranean*) and bacterial wilt (*Ralstonia solanacearum*).

NSW Potato Seed Protected Areas means the parts of New South Wales specified in Schedule 1.

pest means the pest Potato Cyst Nematode (*Globodera spp.*)

Plant Health Assurance Certificate means a Plant Health Assurance Certificate issued by a person authorised by a Department of the State or Territory that is responsible for plant health to issue Plant Health Assurance Certificates.

Plant Health Certificate means a Plant Health Certificate issued by an authorised person of a Department of a State or Territory that is responsible for plant health.

seed potatoes means any potatoes, minitubers, transplants or microtubers for the production of potato crops.

soil includes potting mix, any form of manufactured potting mix, pebbles or gravel.

SCHEDULE 1

NSW Seed Potato Protected Areas

The Local Government Areas of:

Armidale Dumaresq	Gunning
Bathurst	Guyra
Blayney	Mulwaree
Cabonne	Oberon
Crookwell	Orange
Evans	Severn
Glen Innes	Walcha
Goulburn	Wingecarribee (Parish of Murrimba)

The parts of New South Wales are represented in the map titled "NSW Seed Potato Protected Areas".

SCHEDULE 2

- 1 Containers carrying soil in which potatoes have grown, and previously used containers and soil in which potatoes have grown that are not free from soil;
- 2 Any second-hand packages, bags or sacks that have previously contained potatoes;
- 3 Any returnable bins that have previously contained potatoes, unless these are clean and free of soil and have been treated in accordance with one of the conditions of entry clause 2 of the Conditions for entry; and
- 4 Any machinery used for the cultivation, planting, spraying or harvesting of potatoes, unless it has been treated in accordance with the clause 2(b) of the Conditions for entry.

Note: For further information, contact the New South Wales Department of Agriculture on 02 63913593. P128 is the Department's reference.

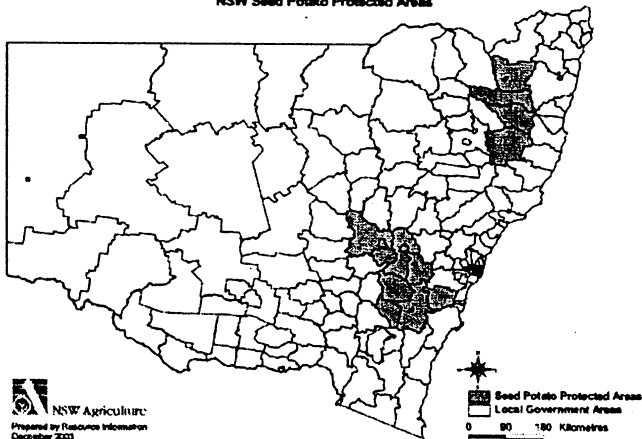
Signed and sealed at Sydney this 14th day of January 2004.

By Her Excellency's Command,

IAN MacDONALD MLC
NSW Minister for Agriculture and Fisheries

GOD SAVE THE QUEEN!

NSW Seed Potato Protected Areas



**WINE GRAPES MARKETING BOARD
(RECONSTITUTION) ACT 2003**

Wine Grapes Marketing Board
(Terms and Conditions of Payment) Order 2004

THE Wine Grapes Marketing Board, for the City of Griffith and the local government areas of Leeton, Carrathool and Murrumbidgee in pursuance of Part 2, Section 5 of the Wine Grapes Marketing Board (Reconstitution) Act 2003, make the following Order.

Dated, this 12th day of January 2004.

Wine Grapes Marketing Board (Terms and
Conditions of Payment) Order 2004
under the
Wine Grapes Marketing Board (Reconstitution)
Act 2003

1. Name of Order

Wine Grapes Marketing Board (Terms and Conditions of Payment) Order 2004.

2. Commencement

This Order commences on 12 January 2004, by motion of the Wine Grapes Marketing Board.

3. Duration

This Order has effect for the 2004 calendar year only.

4. Validity of Order

(1) The making of this Order by the Wine Grapes Marketing Board under Section 5 of the Wine Grapes Marketing Board (Reconstitution) Act 2003 is specifically authorised for the purposes of section 51 of the Trade Practices Act 1974 of the Commonwealth and the Competition Code of New South Wales.

(2) The making of this Order does not limit or remove any obligations parties to this Order may have under the Wine Grapes Marketing Board (Reconstitution) Act 2003.

5. Definitions

In this Order:

Act means the Wine Grapes Marketing Board (Reconstitution) Act 2003.

Board means the Wine Grapes Marketing Board established by the regulation set out in Schedule 1 of the Wine Grapes Marketing Board (Reconstitution) Act 2003.

Board's area of operations means the City of Griffith and the local government areas of Carrathool, Leeton and Murrumbidgee

complying contract means:

(a) a contract that fixes:

(i) the prices to be paid for consignments of MIA wine grapes delivered during the current calendar year only, or the manner in which those prices are to be calculated, and

(ii) the date or dates by which those prices, or the various instalments of those prices, will be paid,

being a contract entered into before the first Monday in December of the previous calendar year, or

(b) a contract that fixes:

(i) the prices to be paid for consignments of MIA wine grapes delivered during both the current calendar year and one or more future calendar years, or the manner in which those prices are to be calculated, and

(ii) the date or dates by which those prices, or the various instalments of those prices, will be paid,

being a contract entered into at any time before the first delivery of winegrapes under the contract, or

(c) a contract the subject of an approval in force under section 13 of the Act.

consignee means a person to or for whom a consignment of MIA wine grapes is delivered.

consignor means a person by or from whom a consignment of MIA wine grapes is delivered.

constituted grower means for any calendar year, the class of primary producers for which the Board is constituted includes all growers within the Board's