

- (b) the consignment is accompanied by a Plant Health Certificate or Plant Health Assurance Certificate certifying that the regulated item is imported, introduced or brought into New South Wales according to the written conditions of movement, as approved from time to time by a designated Director of the Department of Industry and Investment; or
  - (c) a specific written approval has been issued by a designated Director of the Department of Industry and Investment and the regulated item is imported, introduced or brought into New South Wales in compliance with any conditions specified in that approval.
- (3) The Plant Health Certificate or the Plant Health Assurance Certificate must be produced on demand to an inspector appointed under section 11 of the Plant Diseases Act 1924.

#### Definitions

“a designated Director, Department of Industry and Investment” means the person occupying or acting in the position of Principal Director, Biosecurity; or Director, Compliance Operations, or Director, Compliance Standards and Livestock Health & Pest Authorities Alliance.

“Area Freedom Certificate” means a certificate issued by the Chief Plant Health Manager responsible for quarantine in the state or territory declaring that the State or Territory, or part thereof is free from the disease onion smut caused by *Urocystis cepulae*.

“Plant Health Certificate” means a certificate issued by a person authorised to do so by the primary industries department of the relevant state or territory, certifying that the regulated item has been introduced, imported or brought into New South Wales in compliance with Subclause (2).

“Plant Health Assurance Certificate” means a certificate issued by a business accredited under an accreditation scheme authorised by the primary industries department in the relevant state or territory, certifying that the regulated item has been introduced, imported or brought into New South Wales in compliance with Subclause (2).

“soil” includes any natural or artificial medium in which plants are grown or supported.

The genus “Allium” includes crops such as onion, garlic, leek, chives and shallot.

**Note:** The Department of Industry and Investment reference is P203.

For further information contact the Department on (02) 6391 3575 or (02) 6391 3747.

Signed and seal at Sydney this 16th day of September 2009.

By Her Excellency’s Command,

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

GOD SAVE THE QUEEN!

## PLANT DISEASES ACT 1924

### Proclamation P204

Proclamation to regulate the importation, introduction or bringing into New South Wales of regulated items that are likely to introduce the Tropical race 4 of Panama disease

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

I, Professor MARIE BASHIR, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council pursuant to section 4(1) of the Plant Diseases Act 1924 and being of the opinion that the importation, introduction or bringing of the regulated items specified in clause (1) into the State is likely to introduce the pathogen *Fusarium oxysporum* f.sp. *cubense* Tropical race 4 into the State, hereby regulate the importation, introduction or bringing of such items as follows:

- (1) the importation, introduction and bringing into New South Wales of the following regulated items is prohibited:
  - (a) the pathogen (*F. oxysporum* f.sp. *cubense* Tropical race 4) or anything infected with the pathogen; and
  - (b) all plants and parts of plants (excluding fruit) of the family *Musaceae*; and
  - (c) machinery and equipment that has been used to cultivate, harvest or transport banana plants; and
  - (d) used packaging, coverings or any item that has come into contact with the pathogen or has come into contact with anything infected with the pathogen; and
  - (e) soil.
- (2) Clause (1) does not apply if:
  - (a) the regulated item was grown, sourced, packed or used on a property located in a state or territory, or part of a state or territory, for which an Area Freedom Certificate is currently in force; or
  - (b) the consignment is accompanied by a Plant Health Certificate or Plant Health Assurance Certificate certifying that the regulated item is imported, introduced or brought into New South Wales according to the written conditions of movement, as approved from time to time by a designated Director of the Department of Industry and Investment; or
  - (c) a specific written approval has been issued by a designated Director of the Department of Industry and Investment and the regulated item is imported, introduced or brought into New South Wales in compliance with any conditions specified in that approval.
- (3) The Plant Health Certificate or the Plant Health Assurance Certificate must be produced on demand to an inspector appointed under section 11 of the Plant Diseases Act 1924.

#### Definitions

“a designated Director, Department of Industry and Investment” means the person occupying or acting in the position of Principal Director, Biosecurity; or Director, Compliance Operations, or Director, Compliance Standards and Livestock Health & Pest Authorities Alliance.

**“Area Freedom Certificate”** means a certificate issued by the Chief Plant Health Manager responsible for quarantine in the state or territory declaring that the state or territory, or part thereof is free from Panama disease (*Fusarium oxysporum* f.sp. cubense Tropical race 4).

**“Plant Health Certificate”** means a certificate issued by a person authorised to do so by the primary industries department of the relevant state or territory certifying that the regulated item has been introduced, imported or brought in New South Wales in compliance with Subclause (2).

**“Plant Health Assurance Certificate”** means a certificate issued by a business accredited under an accreditation scheme authorised by the primary industries department of the relevant state or territory certifying that the regulated item has been introduced, imported or brought into New South Wales in compliance with Subclause (2).

**“soil”** includes any natural or artificial medium in which plants are grown or supported.

**Note:** The Department of Industry and Investment reference is P204.

For further information contact the Department on (02) 6391 3575 or (02) 6391 3593.

Signed and seal at Sydney this 16th day of September 2009.

By Her Excellency’s Command,

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

GOD SAVE THE QUEEN!