

EXPLANATORY STATEMENT

1989 No 272

Issued by the Authority of the Minister for Resources

QUARANTINE ACT 1908

QUARANTINE (ANIMALS) REGULATIONS

(AMENDMENT)

Section 87 of the Quarantine Act 1908 (the Act) provides that the Governor-General may make regulations, not inconsistent with the Act, prescribing all matters which by the Act are required to be prescribed for carrying out or giving effect to the Act, and in particular for regulating the performance of quarantine.

Forms A,B,C,D and E are prescribed forms under the Quarantine (Animals) Regulations and are contained in Schedule 1 to the

Regulations. Under the existing Regulations any alteration of a form necessitates amendment of the Regulations.

There is now a need to update these forms to bring them into line with current forms design. To effect this and to facilitate any future changes which may become necessary, amendment of the Quarantine (Animals) Regulations is desirable to enable a form to be revised without amendment of the Regulations.

Details of the Quarantine (Animals) Regulations are:

Regulation 1 states that the Principal Regulations are the Quarantine (Animals) Regulations;

Regulation 2 amends Regulation 8 of the Principal Regulations, in which the master of a vessel is required to give notice and a declaration, by omitting reference to Form A and substituting reference to a form approved by the Director of Quarantine. The type of information required by the form is specified as information concerning the animals on board the vessel during the voyage;

Regulation 3 amends Regulation 36 of the Principal Regulations in which a permit for an animal to leave a vessel or a quarantine station is in accordance with Form B, by omitting reference to Form B in subregulation 36(1) and substituting reference to a form approved by the Director of Quarantine;

Regulation 4 similarly amends Regulation 52 of the Principal Regulations, in which the owner of any zoological garden, circus or theatre may apply for registration in accordance with Form C and may be issued with a licence in accordance with Form D, by omitting reference to Form C and Form D and substituting reference to a form approved by the Director of Quarantine in each case;

Regulation 5 amends Regulation 59 of the Principal Regulations which requires the master of a vessel on which there is an animal or the hide or skin of an animal not intended nor permitted to be imported to give notice, by omitting reference

to Form E and substituting reference to a form approved by the Director of Quarantine. The type of information required by the form is specified as information concerning any animals, hides and skins on board the vessel during the voyage and the vessel's ports of call and proposed ports of call;

Regulation 6 amends Regulations 72, 73 and 74 and subregulations 75(1) and 76(1) by omitting the word "Vanuatu" and substituting the words "Vanuatu or" in order to correct a minor omission in a previous amendment and to clarify that those Regulations refer to hides and skins in relation to New Zealand, Fiji, Norfolk Island, Western Samoa, New Caledonia, Tonga, Vanuatu or the Independent State of Papua New Guinea;

Regulation 7 deletes Schedule 1 to the Principal Regulations which sets out the content of the Forms A,B,C,D and E.

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