



Biosecurity (First Point of Entry—Port of Darwin) Determination 2016

made under subsection 229(1) of the

Biosecurity Act 2015

Compilation No. 1

Compilation date: 15 June 2019

Includes amendments up to: F2019L00727

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About this compilation

This compilation

This is a compilation of the *Biosecurity (First Point of Entry—Port of Darwin) Determination 2016* that shows the text of the law as amended and in force on 15 June 2019 (the **compilation date**).

The notes at the end of this compilation (the **endnotes**) include information about amending laws and the amendment history of provisions of the compiled law.

Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Legislation Register (www.legislation.gov.au). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on the Legislation Register for the compiled law.

Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

Editorial changes

For more information about any editorial changes made in this compilation, see the endnotes.

Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on the Legislation Register for the compiled law.

Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

Contents

Part 1—Preliminary	1
1 Name.....	1
3 Authority.....	1
4 Definitions	1
Part 2—First point of entry	1
5 First point of entry—vessels	1
6 First point of entry—goods other than animals	2
7 First point of entry—animals	2
Part 3—Biosecurity entry points	2
8 Biosecurity entry points—vessels	2
9 Biosecurity entry points—goods other than animals.....	2
10 Biosecurity entry points—animals.....	2
Part 4—Conditions	2
Part 5—Period of effect	3
11 Repeal of this instrument	3
Endnotes	4
Endnote 1—About the endnotes	4
Endnote 2—Abbreviation key	5
Endnote 3—Legislation history	6
Endnote 4—Amendment history	7

Part 1—Preliminary

1 Name

This is the *Biosecurity (First Point of Entry—Port of Darwin) Determination 2016*.

3 Authority

- (1) This instrument is made under subsection 229(1) of the *Biosecurity Act 2015*.
- (2) This instrument is made as permitted by subitem 1(1) of Schedule 3 to the *Biosecurity (Consequential Amendments and Transitional Provisions) Act 2015*.

4 Definitions

Note: A number of expressions used in this instrument are defined in the *Biosecurity Act 2015*, including the following:

- (a) animal;
- (b) goods;
- (c) passenger vessel;
- (d) vessel.

In this instrument:

commercial passenger vessel means a passenger vessel other than a non-commercial vessel.

container has the same meaning as in the *Customs Act 1901*.

goods means goods:

- (a) that are subject to biosecurity control; or
- (b) in relation to which an exposed goods order is in force.

non-commercial vessel has the meaning given by section 5 of the *Biosecurity Regulation 2016*.

vessel means vessels that are subject to biosecurity control.

Part 2—First point of entry

5 First point of entry—vessels

Port of Darwin is a first point of entry for vessels.

Part 3 Biosecurity entry points

Section 6

6 First point of entry—goods other than animals

Port of Darwin is a first point of entry for goods, other than animals.

7 First point of entry—animals

Port of Darwin is a first point of entry for domestic cats and domestic dogs brought or imported into Australian territory from New Zealand.

Part 3—Biosecurity entry points

8 Biosecurity entry points—vessels

An area of Port of Darwin specified in column 2 of an item of the following table is a biosecurity entry point for a vessel specified in column 1 of the item.

Biosecurity entry points—vessels		
Item	Column 1 Vessels	Column 2 Area
1	Commercial passenger vessels including cruise ships	Fort Hill Wharf
2	Non commercial vessels including yachts	Cullen Bay Marina

9 Biosecurity entry points—goods other than animals

An area of Port of Darwin specified in column 2 of an item of the following table is a biosecurity entry point for goods specified in column 1 of the item.

Biosecurity entry points—goods other than animals		
Item	Column 1 Goods other than animals	Column 2 Area
1	Containers	East Arm Wharf

10 Biosecurity entry points—animals

There are no specified biosecurity entry points for domestic cats or domestic dogs from New Zealand within Port of Darwin

Part 4—Conditions

Note: There are no specified conditions for Port of Darwin.

Part 5—Period of effect

11 Repeal of this instrument

This instrument is repealed at the end of 15 December 2019.

Endnotes

Endnote 1—About the endnotes

Endnotes

Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

Editorial changes

The *Legislation Act 2003* authorises First Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the endnotes include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe the amendment to be made. If, despite the misdescription, the amendment can be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the abbreviation “(md not incorp)” is added to the details of the amendment included in the amendment history.

Endnote 2—Abbreviation key

ad = added or inserted	o = order(s)
am = amended	Ord = Ordinance
amdt = amendment	orig = original
c = clause(s)	par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)
C[x] = Compilation No. x	pres = present
Ch = Chapter(s)	prev = previous
def = definition(s)	(prev...) = previously
Dict = Dictionary	Pt = Part(s)
disallowed = disallowed by Parliament	r = regulation(s)/rule(s)
Div = Division(s)	reloc = relocated
ed = editorial change	renum = renumbered
exp = expires/expired or ceases/ceased to have effect	rep = repealed
F = Federal Register of Legislation	rs = repealed and substituted
gaz = gazette	s = section(s)/subsection(s)
LA = <i>Legislation Act 2003</i>	Sch = Schedule(s)
LIA = <i>Legislative Instruments Act 2003</i>	Sdiv = Subdivision(s)
(md) = misdescribed amendment can be given effect	SLI = Select Legislative Instrument
(md not incorp) = misdescribed amendment cannot be given effect	SR = Statutory Rules
mod = modified/modification	Sub-Ch = Sub-Chapter(s)
No. = Number(s)	SubPt = Subpart(s)
	<u>underlining</u> = whole or part not commenced or to be commenced

Endnotes

Endnote 3—Legislation history

Endnote 3—Legislation history

Name	Registration	Commencement	Application, saving and transitional provisions
Biosecurity (First Point of Entry—Port of Darwin) Determination 2016	31 May 2016 (F2016L00886)	16 June 2016 (s 2(1) item 1)	
Biosecurity (First Points of Entry Determinations) Amendment (Periods of Effect) Determination 2019	6 June 2019 (F2019L00727)	Sch 1 (item 18): 15 June 2019 (s 2(1) item 1)	—

Endnote 4—Amendment history

Endnote 4—Amendment history

Provision affected	How affected
Part 1	
s 2	rep LA s 48D
Part 5	
s 11	rs F2019L00727