



## **Biosecurity (First Point of Entry—Port of Cairns) Determination 2016**

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I, Daryl Quinlivan, Director of Biosecurity, make the following determination.

Dated

24 May 2016

Daryl Quinlivan  
Director of Biosecurity

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## Part 1—Preliminary

### 1 Name

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

### 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	At the same time as section 3 of the <i>Biosecurity Act 2015</i> commences.	

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

### 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*.

**vessels** means vessels that are subject to biosecurity control.

## Part 2—First point of entry

### 5 First point of entry—vessels

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

### 6 First point of entry—goods other than animals

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

### 7 First point of entry—animals

Port of Cairns is a first point of entry for each of the following classes of animals:

- (a) domestic cats and domestic dogs brought or imported into Australian territory from New Zealand;
- (b) fish (live or dead).

## Part 3—Biosecurity entry points

### 8 Biosecurity entry points—vessels

An area of Port of Cairns 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.

<b>Biosecurity entry points—vessels</b>		
<b>Item</b>	<b>Column 1 Vessels</b>	<b>Column 2 Area</b>
1	Commercial passenger vessels including cruise vessels	Port of Cairns Cruise Terminal, berth 2 Port of Cairns Cruise Terminal, berth 3
2	Non commercial vessels including small vessels and yachts	Marlin Marina, E/F Finger

## 9 Biosecurity entry points—goods other than animals

An area of Port of Cairns 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.

<b>Biosecurity entry points—goods other than animals</b>		
<b>Item</b>	<b>Column 1</b>	<b>Column 2</b>
	<b>Goods other than animals</b>	<b>Area</b>
1	Containers	Wharf 7 Wharf 8

## 10 Biosecurity entry points—animals

There are no specified biosecurity entry points for either domestic cats or domestic dogs from New Zealand, or fish (live or dead) within Port of Cairns.

## Part 4—Conditions

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

## Part 5—Period of effect

### 11 Period of effect

This instrument has effect for 3 years beginning on the date this instrument commences.