

CTO Plants 2013 0003

A CTO decision is required, under section 27(1)(d)(iii) of the Biosecurity Act, to give directions or guidelines to the MPI Inspector that certain measures, different from those set out in the current IHS, be applied to manage the risks set out in the IHS to enable biosecurity clearance.

CONSIDERATIONS UNDER THE BIOSECURITY ACT 1993

Section 27(1)(d)(iii) Requirements for clearances

(1) An inspector must not give a clearance for goods unless satisfied—
(d) that—

- (i) the goods are goods to which an import health standard applies; and
- (ii) the goods do not comply with the requirements in the standard for receiving a clearance; and
- (iii) a chief technical officer has issued guidelines, or given directions, on measures, different from those in the standard, that may be applied to manage effectively risks of the kind arising from the non-compliance; and
- (iv) the measures have been properly applied.

DECISION

It is recommended that Oxamyl be considered an equivalent offshore root treatment for whole plants in Costa Rica to Fenamiphos, due to the following factors:

- Fenamiphos is not available or registered for use in Costa Rica,
- Oxamyl is the next best broad range equivalent nematode chemical to Fenamiphos that is available in Costa Rica
- We have been accepting whole plants treated with Oxamyl offshore from Costa Rica as equivalent to Fenamiphos treatment since 2008
- If whole plants from Costa Rica arrive with no sign of nematode infestation the Oxamyl treatment should be accepted as equivalent to the Fenamiphos treatment
- If whole plants from Costa Rica arrive with evidence of nematode infestation, then normal procedures must be followed in accordance with the Border Clearance Procedure Interception, Identification and Enforcement (BCP-IIE).

RECOMMENDATION

It is recommended that you accept the proposal described below.

That you accept the following recommendations:

1. That Oxamyl be accepted as an equivalent offshore treatment to Fenamiphos in Costa Rica

AGREED / NOT AGREED

2. If consignments of whole plants arriving from Costa Rica show signs of nematode infestation, then the consignment must be handled in accordance with the procedures in the Border Clearance Procedure Interception, Identification and Enforcement (BCP-IIE).

AGREED / NOT AGREED

Team Manager – Plant and Forestry Imports
Acting pursuant to delegated Chief Technical Officer authority

Date 19/9/2013