

## LEGAL

A CTO may give direction, under section 27(1)(d)(iii) of the Biosecurity Act 1993, that measures, different from those set out in the IHS, may be applied to effectively manage the risks set out in the IHS. The MPI Inspector may then give biosecurity clearance to the goods in accordance with section 27(1)(d).

## DECISION

That the requirements described as ELISA laboratory testing for BCMV which will occur prior to export in Canada, are equivalent to the requirement to visually inspect for BCMV and declare Pest Free Place of

Production, as required in standard BNZ-GCFP-PHR, schedule *Phaseolus*. This will effectively manage the risks identified in the IHS

## RECOMMENDATION

It is recommended that you accept the proposal described below.

1. That a permit to import is issued to specify that ELISA laboratory testing will occur prior to export which is equivalent to the requirement to field inspect and declare Pest Free Place of Production in the IHS BNZ\_GCFP-PHR, schedule *Phaseolus*, to effectively manage the risks identified in the IHS.

AGREE / DISAGREE

2. The CTO approved equivalent measures will be identified in the Special Conditions section of the permit to import in the following manner:

**EQUIVALENCE (MPI reference number: CTO - 20130013)**

Equivalence is granted to ... to import *Phaseolus* dry beans for consumption under equivalent phytosanitary measures. The goods imported under this permit to import must be ELISA laboratory tested for BCMV which will occur prior to export which is equivalent to the requirement to field inspect and declare Pest Free Place of Production.

AGREE / DISAGREE

/ acting Team Manager, Plant and Forestry Team, acting pursuant to delegated Chief  
Technical Officer Authority

Date: 15/11/2013