



August 2018

BIOSECURITY ACT 1993 SECTION 52(d) GENERAL PERMISSION

Noting that at the time of this permission, *Austropuccinia psidii* (myrtle rust), is an "unwanted organism" under the Biosecurity Act 1993 (the Act). Accordingly, section 52 of the Act prohibits it knowingly being communicated, released or spread without permission.

PERMISSION

Under section 52(d) of the Act, as a duly-appointed chief technical officer (CTO) I permit:

- (a) any person to -
 - i) communicate Myrtaceous plants, Myrtaceous plant waste and Myrtaceous plant material, infected with or suspected of being infected with myrtle rust,
 - ii) by moving the plants, plant material and plant waste from places infected with, or suspected of being infected with myrtle rust,
 - iii) to a landfill or transfer station as set out in the conditions below.
- (b) This permission revokes and replaces the permission granted by me, under section 52(d) of the Act on 29 May 2018, to communicate Myrtaceous plants, plant waste, and plant material infected with, or suspected of being infected with myrtle rust.
- (c) A CTO or deputy chief technical officer (DCTO) may amend or revoke this permission at any time in writing.
- (d) This permission is valid from the date of signing until revoked or amended.

PERMISSION CONDITIONS

1. A person using this permission themselves, or on behalf of others, must be aware of the permission conditions and understand that compliance with this permission is the **individual responsibility** of all persons using it.
2. Myrtaceous plants, plant material and plant waste infected with, or suspected of being infected, with myrtle rust, must be **securely contained** in a manner that prevents the escape, release or spread of myrtle rust during the communication.
3. Plants, plant material and plant waste infected with, or suspected of being infected with myrtle rust, must be disposed of at a landfill or transfer station in an area where myrtle rust has been positively detected, or within 50 km of a place where myrtle rust has been positively detected.
4. Plants, plant material and plant waste infected with, or suspected of being infected with myrtle rust, must be disposed of as general waste and not green waste.

Signed at Wellington on 29/08/17 August 2018


Veronica Herrera
Chief Technical Officer – Ministry for Primary Industries

Note that:

- i) A person appointed as a CTO under section 101 of the Act, is empowered to give permission under section 52(a)-(d), for actions otherwise prohibited by section 52 of the Act;
- ii) A person appointed as a DCTO under section 102 of the Act, subject to the direction of the CTO concerned, shall have and may exercise all of the powers, duties, and functions of a CTO under the Act.
- iii) The permission given by this notice is given for the purposes of section 52 of the Biosecurity Act 1993 only.
- iv) It does not constitute an exemption from the requirements of any other section of that Act or other relevant legislation (including regulations).
- v) It is the responsibility of any persons exercising this permission to be familiar with and comply with any other applicable legislation.