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Plant Health and Plant Products Act 1995

ORDER PROHIBITING OR RESTRICTING THE ENTRY OR IMPORTATION OF GREEN SNAIL HOST MATERIAL INTO VICTORIA

I, Joe Helper, Minister for Agriculture, make the following Order:

JOE HELPER MP
Minister for Agriculture

Dated 4 June 2007

1. Objective

The objective of this Order is to prevent the importation or entry of the exotic pest green snail into Victoria.

2. Authorising Provision

This Order is made under Section 24 of the **Plant Health and Plant Products Act 1995** (the Act).

3. Revocation

The Order made on 24 May 2006 under section 24 of the Act, and published in Government Gazette G22 on 1 June 2006 (p1051–1052), with a commencement date of 8 June 2006, is revoked.

4. Definitions

In this Order –

“**green snail**” means the exotic pest *Helix aperta* (Born);

“**green snail host material**” means any plant, including any leafy vegetable, cutting, potted plant, bare rooted plant, mature tree, cut flower, foliage, or hay, but excluding plants in tissue culture;

“**Manager Plant Standards**” means the person for the time being occupying or acting in the position of Manager Plant Standards in the Department of Primary Industries.

5. Controls applying to green snail host material

(1) The entry or importation into Victoria of any green snail host material is prohibited.

(2) Sub-clause (1) does not apply if the green snail host material was grown or packed on a property located in a State or Territory, or part of a State or Territory, for which an area freedom certificate, issued by an officer responsible for agriculture for the State or Territory where the green snail host material was grown, is currently in force certifying that the State or Territory, or part of the State or Territory, is free from green snail.

(3) Sub-clause (1) does not apply if the green snail host material:

(a) is accompanied by an assurance certificate issued by a person who is accredited by the department responsible for agriculture in the affected State or Territory or a plant health declaration issued by an authorised person or a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying that –

(i) in the case of leafy vegetables, hay, mature trees and potted plants which have been grown or packed on a property within 25 kilometres of an infestation of green snail but more than 2 kilometres from a green snail infested property –

SPECIAL

- (A) the property on which the host material has been grown or packed has been inspected between the months of April and November within the previous year in a manner approved by the Manager Plant Standards and found free of green snail; and
- (B) the property on which the host material has been grown or packed has been treated in a manner approved by the Manager Plant Standards; or
- (ii) in the case of leafy vegetables, hay, mature trees and potted plants which have been grown or packed on a property within 2 kilometres of a green snail infested property –
 - (A) the property on which the host material has been grown or packed has been inspected between the months of April and November within the previous year in a manner approved by the Manager Plant Standards and found free of green snail; and
 - (B) the property on which the host material has been grown or packed has been treated in a manner approved by the Manager Plant Standards; and
 - (C) the property on which the host material has been grown or packed has a hygiene program in place that is approved by the Manager Plant Standards to prevent the introduction of green snail; and
 - (D) the green snail host material has been treated in a manner approved by the Manager Plant Standards; or
- (iii) in the case of cut flowers, foliage, cuttings, or bare rooted plants which have been grown or packed on a property within 25 kilometres of an infestation of green snail, the green snail host material –
 - (A) has been grown or packed on a property which has been inspected between the months of April and November within the previous year in a manner approved by the Manager Plant Standards and found to be free of green snail; or
 - (B) has been inspected in a manner approved by the Manager Plant Standards and found to be free of green snail; or
 - (C) is being moved into Victoria between the months of December and March; or
- (iv) in any other case, the green snail host material has been grown or packed on a property located more than 25 kilometres from an infestation of green snail; and
- (b) was packed and labelled in accordance with any conditions prescribed by an accreditation program under which the material is certified.

6. **Verification of Consignments**

Where requested by an authorised inspector, green snail host material imported into Victoria in accordance with clause 5(3)(a) and the accompanying certificate must be:

- (a) presented to an authorised inspector for inspection; or
- (b) verified by a person accredited to do so by the Department of Primary Industries.

Note: Section 25 of the **Plant Health and Plant Products Act 1995** provides that a person is guilty of an offence and a penalty not exceeding 50 penalty units, in the case of a natural person, and 200 penalty units, in the case of a body corporate, for knowingly breaching an Importation Order.

Plant Health and Plant Products Act 1995ORDER PROHIBITING OR RESTRICTING THE ENTRY OR
IMPORTATION OF MEDITERRANEAN FRUIT FLY HOST MATERIAL INTO VICTORIA

I, Joe Helper, Minister for Agriculture, make the following Order:

JOE HELPER MP
Minister for Agriculture
Dated 4 June 2007

1. Objective

The objective of this Order is to prevent the entry of the exotic pest Mediterranean fruit fly into Victoria.

2. Authorising Provision

This Order is made under Section 24 of the **Plant Health and Plant Products Act 1995** (the Act).

3. Revocation

The Order made on 24 May 2006 under section 24 of the Act, and published in Government Gazette G22 on 1 June 2006 (p1053–1055), with a commencement date of 8 June 2006, is revoked.

4. Definitions

In this Order –

“**Manager Plant Standards**” means the person for the time being occupying or acting in the position of Manager Plant Standards in the Department of Primary Industries;

“**Mediterranean fruit fly**” means the exotic pest, *Ceratitidis capitata* (Wiedemann);

“**Mediterranean fruit fly host material**” means any fruit or vegetable as listed in the Schedule to this Order;

“**used packaging**” means any packaging that has contained Mediterranean fruit fly host material.

5. Controls applying to Mediterranean fruit fly host material and used packaging

(1) The entry or importation into Victoria of any Mediterranean fruit fly host material and used packaging is prohibited.

(2) Sub-clause (1) does not apply if –

(a) the Mediterranean fruit fly host material was grown and packed on a property located in a State or Territory, or part of a State or Territory, for which an area freedom certificate, issued by an officer responsible for agriculture in the State or Territory where the Mediterranean fruit fly host material was grown, is currently in force certifying that the State or Territory, or part of the State or Territory, is free from Mediterranean fruit fly; or

(b) the Mediterranean fruit fly host material is:

(i) accompanied by an assurance certificate issued by a person who is accredited by the department responsible for agriculture in the affected State or Territory or a plant health declaration issued by an authorised person or a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying that the host material:

(A) has been grown on a property that has been inspected in a manner approved by the Manager Plant Standards and found to be free of Mediterranean fruit fly; or

- (B) has been treated in a manner approved by the Manager Plant Standards; and
- (ii) packed and labelled in accordance with any conditions prescribed by an accreditation program under which the material is certified.
- (3) Sub-clause (1) does not apply in the case of used packaging if it is accompanied by an assurance certificate issued by a person who is accredited by the department responsible for agriculture in the affected State or Territory or a plant health declaration issued by an authorised person or a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying that the used packaging has been treated in a manner approved by the Manager Plant Standards.

6. *Verification of Consignments*

Where requested by an authorised inspector, Mediterranean fruit fly host material imported into Victoria in accordance with clause 5(2)(b) and the accompanying certificate must be:

- (a) presented to an authorised inspector for inspection; or
- (b) verified by a person accredited to do so by the Department of Primary Industries.

Note: Section 25 of the **Plant Health and Plant Products Act 1995** provides that a person is guilty of an offence and a penalty not exceeding 50 penalty units, in the case of a natural person and 200 penalty units, in the case of a body corporate, for knowingly breaching an Importation Order.

Schedule

Abiu	<i>Pouteria caimito</i> (Ruiz & Pavon) Radlk. [Sapotaceae]
Acerola	<i>Malpighia glabra</i> L. [Malpighiaceae] <i>Malpighia emarginata</i> Sessé & Moc. ex DC. [Malpighiaceae]
Apple	<i>Malus domestica</i> Bork L. [Rosaceae]
Apricot	<i>Prunus armeniaca</i> L. [Rosaceae]
Avocado	<i>Persea americana</i> Mill. [Lauraceae]
Babaco	<i>Carica pentagona</i> Heilborn [Caricaceae]
Banana	<i>Musa acuminata</i> Colla [Musaceae]
Black Sapote	<i>Diospyros dignya</i> Jacq. [Ebenaceae]
Blackberry	<i>Rubus fruticosus</i> L. [Rosaceae]
Blueberry	<i>Vaccinium corymbosum</i> L. [Ericaceae]
Brazil Cherry	<i>Eugenia uniflora</i> L. [Myrtaceae]
Breadfruit	<i>Artocarpus altilis</i> (Parkinson) Fosberg [Moraceae]
Caimito (Star Apple)	<i>Chrysophyllum cainito</i> L. [Sapotaceae]
Cape Gooseberry	<i>Physalis peruviana</i> L. [Solanaceae]
Capsicum	<i>Capsicum</i> L. [Solanaceae]
Carambola (Starfruit)	<i>Averrhoa carambola</i> L. [Oxalidaceae]
Cashew Apple	<i>Anacardium occidentale</i> L. [Anacardiaceae]
Casimiro (White Sapote)	<i>Casimiroa edulis</i> Llave & Lex. [Rutaceae]
Cherimoya	<i>Annona cherimola</i> Miller [Annonaceae]
Cherry	<i>Prunus avium</i> L. [Rosaceae]
Chilli	<i>Capsicum annuum</i> L. [Solanaceae]

Choko	<i>Sechium edule</i> (Jacq.) Sw. [Cucurbitaceae]
Citron	<i>Citrus medica</i> L. [Rutaceae]
Coffee Berry	<i>Coffea</i> L. [Rubiaceae]
Cumquat	<i>Fortunella japonica</i> (Thunb.) Swingle [Rutaceae] <i>Fortunella margarita</i> (Lour.) Swingle [Rutaceae]
Custard Apple	<i>Annona reticulata</i> L. [Annonaceae]
Date	<i>Phoenix dactylifera</i> L. [Arecaceae]
Dragon Fruit (Than Lung)	<i>Hylocereus undatus</i> (Haw.) Britt. & Rose [Cactaceae]
Durian	<i>Durio zibethinus</i> Murray [Bombacaceae]
Eggplant	<i>Solanum melongena</i> L. [Solanaceae]
Feijoa	<i>Acca sellowiana</i> (O. Berg) O. Berg [Myrtaceae]
Fig	<i>Ficus carica</i> L. [Moraceae]
Granadilla	<i>Passiflora quadrangularis</i> L. [Passifloraceae]
Grape	<i>Vitis vinifera</i> L. [Vitaceae]
Grapefruit	<i>Citrus x paradisi</i> Macfad. (pro sp.) [Rutaceae]
Grumichama	<i>Eugenia braziliensis</i> Lam. [Myrtaceae]
Guava	<i>Psidium guajava</i> L. [Myrtaceae] <i>Psidium cattleianum</i> Sabine [Myrtaceae] <i>Psidium friedrichsthalianum</i> (O. Berg) Niedenzu [Myrtaceae]
Hog Plum	<i>Prunus umbellata</i> Ell. [Rosaceae]
Jaboticaba	<i>Myrciaria cauliflora</i> (C Martius) O Berg [Myrtaceae]
Jackfruit	<i>Artocarpus heterophyllus</i> Lam. [Moraceae]
Kiwifruit	<i>Actinidia chinensis</i> Planchon [Actinidiaceae]
Lemon	<i>Citrus limon</i> L. Burm. f. [Rutaceae]
Lime	<i>Citrus aurantifolia</i> (Christm.) Swingle [Rutaceae]
Loganberry	<i>Rubus loganobaccus</i> L.H. Bailey [Rosaceae]
Longan	<i>Dimocarpus longan</i> Lour. [Sapindaceae]
Loquat	<i>Eriobotrya japonica</i> (Thunb.) Lindley [Rosaceae]
Lychee	<i>Litchi chinensis</i> Sonn. [Sapindaceae]
Mandarin	<i>Citrus reticulata</i> Blanco [Rutaceae]
Mango	<i>Mangifera indica</i> L. [Anacardiaceae]
Mangosteen	<i>Garcinia mangostana</i> L. [Clusiaceae]
Medlar	<i>Mespilus germanica</i> L. [Rosaceae]
Miracle Fruit	<i>Synsepalum dulcificum</i> (Schumacher & Thonn.) Daniell [Sapotaceae]
Monstera	<i>Monstera deliciosa</i> Liebm. [Araceae]
Mulberry	<i>Morus nigra</i> L. [Moraceae]
Nashi	<i>Pyrus pyrifolia</i> (Burm. F.) Nakai [Rosaceae]
Nectarine	<i>Prunus persica</i> (L.) Batsch var. <i>nucipersica</i> (Suckow) C. Schneider [Rosaceae]
Olive	<i>Olea</i> L. [Oleaceae]
Orange	<i>Citrus sinensis</i> (L.) Osbeck [Rutaceae]

Passionfruit	<i>Passiflora edulis</i> Sims [Passifloraceae]
Pawpaw	<i>Carica papaya</i> L. [Caricaceae]
Peach	<i>Prunus persica</i> (L.) Batsch [Rosaceae]
Peacharine	<i>Prunus persica</i> (rar.) nucipersica
Pear	<i>Pyrus communis</i> L. [Rosaceae]
Pepino	<i>Solanum muricatum</i> Aiton [Solanaceae]
Persimmon	<i>Diospyros kaki</i> L.f. [Ebenaceae]
Plum	<i>Prunus domestica</i> L. [Rosaceae]
Plumcot	<i>Prunus domestica</i> x <i>Prunus ameniaca</i> [Rosaceae]
Pomegranate	<i>Punica granatum</i> L. [Punicaceae]
Prickly Pear	<i>Opuntia stricta</i> (Haw.) Haw. [Cactaceae]
Pummelo	<i>Citrus maxima</i> (Burm. f.) Merr. [Rutaceae]
Quince	<i>Cydonia oblonga</i> P. Mill. [Rosaceae]
Rambutan	<i>Nephelium lappaceum</i> L. [Sapindaceae]
Raspberry	<i>Rubus idaeus</i> L. [Rosaceae]
Rollinia	<i>Rollinia pulchrinervis</i> A. DC. [Annonaceae] <i>Rollinia mucosa</i> (Jacq.) Baill. [Annonaceae]
Santol	<i>Sandoricum indicum</i> Cav. [Meliaceae]
Sapodilla	<i>Manilkara zapota</i> (L.) van Royen [Sapotaceae]
Soursop	<i>Annona muricata</i> L. [Annonaceae]
Sweetsop (Sugar Apple)	<i>Annona squamosa</i> L. [Annonaceae]
Tahitian Lime	<i>Citrus latifolia</i> Tanaka [Rutaceae]
Tamarillo	<i>Cyphomandra betacea</i> (Cav) Sendtner [Solanaceae]
Tangelo	<i>Citrus</i> x tangelo J. Ingram & H. Moore [Rutaceae]
Tomato	<i>Solanum lycopersicum</i> L. [Solanaceae]
Wax jambu (Rose Apple)	<i>Syzygium jambos</i> L. Alston [Myrtaceae]

Plant Health and Plant Products Act 1995**ORDER PROHIBITING OR RESTRICTING THE ENTRY OR
IMPORTATION OF ONION SMUT HOST MATERIAL INTO VICTORIA**

I, Joe Helper, Minister for Agriculture, make the following Order:

JOE HELPER MP
Minister for Agriculture

Date 4 June 2007

1. Objective

The objective of this Order is to prevent the importation or entry of the exotic disease onion smut into Victoria.

2. Authorising Provision

This Order is made under Section 24 of the **Plant Health and Plant Products Act 1995** (the Act).

3. Revocation

The Order made on 24 May 2006 under section 24 of the Act, and published in Government Gazette G22 on 1 June 2006 (p1056), with a commencement date of 8 June 2006, is revoked.

4. Definitions

In this Order –

“**Manager Plant Standards**” means the person for the time being occupying or acting in the position of Manager Plant Standards in the Department of Primary Industries;

“**onion smut**” means the exotic disease caused by the fungus *Urocystis cepulae* (Frost);

“**onion smut host material**” means any plant (excluding plants in tissue culture), bulbs or seed of the genus *Allium*.

5. Controls applying to onion smut host material

(1) The entry or importation into Victoria of any onion smut host material is prohibited.

(2) Sub-clause (1) does not apply:

(a) if the onion smut host material was grown and packed on a property that is located in a State or Territory, or part of a State or Territory, for which an area freedom certificate, issued by an officer responsible for agriculture in the State or Territory where the onion smut host material was grown, is currently in force certifying that the State or Territory, or part of the State or Territory, is free from onion smut; or

(b) if the onion smut host material is:

(i) accompanied by an assurance certificate issued by a person who is accredited by the department responsible for agriculture in the affected State or Territory or a plant health declaration issued by an authorised person or a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying that the host material has been grown, treated and packed in a manner approved by the Manager Plant Standards; and

(ii) packed and labelled in accordance with any conditions prescribed by an accreditation program under which the material is certified.

6. Verification of Consignments

Where requested by an authorised inspector, onion smut host material imported into Victoria in accordance with clause 5(2)(b) and the accompanying certificate must be:

- (a) presented to an authorised inspector for inspection; or
- (b) verified by a person accredited to do so by the Department of Primary Industries.

Note: Section 25 of the **Plant Health and Plant Products Act 1995** provides that a person is guilty of an offence and a penalty not exceeding 50 penalty units, in the case of a natural person and 200 penalty units, in the case of a body corporate, for knowingly breaching an Importation Order.

Plant Health and Plant Products Act 1995ORDER PROHIBITING OR RESTRICTING THE ENTRY OR
IMPORTATION OF CITRUS RED MITE HOST MATERIAL INTO VICTORIA

I, Joe Helper, Minister for Agriculture, make the following Order:

JOE HELPER MP
Minister for Agriculture

Dated 4 June 2007

1. Objective

The objective of this Order is to prevent the importation or entry of the exotic pest citrus red mite into Victoria.

2. Authorising Provision

This Order is made under Section 24 of the **Plant Health and Plant Products Act 1995** (the Act).

3. Revocation

The Order made on 24 May 2006 under section 24 of the Act, and published in Government Gazette S130 on 1 June 2006 (p1049), with a commencement date of 8 June 2006, is revoked.

4. Definitions

In this Order –

“**citrus red mite**” means the exotic pest *Panonychus citri* (McGregor);

“**citrus red mite host material**” means any plant or plant part, excluding fruit, of *Poncirus trifoliata*, hybrids of *Poncirus* species, or species of *Fortunella* or *Citrus*;

“**Manager Plant Standards**” means the person for the time being occupying or acting in the position of Manager Plant Standards in the Department of Primary Industries.

5. Controls applying to citrus red mite host materials

(1) The entry or importation into Victoria of any citrus red mite host material is prohibited.

(2) Sub-clause (1) does not apply if:

(a) the citrus red mite host material was grown and packed on a property that is located in a State or Territory, or part of a State or Territory, for which an area freedom certificate, issued by an officer responsible for agriculture for the State or Territory where the citrus red mite host material was grown, is currently in force certifying that the State or Territory, or part of the State or Territory, is free from citrus red mite; or

(b) the citrus red mite host material is –

(i) accompanied by an assurance certificate issued by a person who is accredited by the department responsible for agriculture in the affected State or Territory or a plant health declaration issued by an authorised person or a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying that the host material:

(A) has been grown on a property that has been inspected in a manner approved by the Manager Plant Standards and found to be free of citrus red mite; or

(B) has been treated in a manner approved by the Manager Plant Standards; and

- (ii) packed and labelled in accordance with any conditions prescribed by an accreditation program under which the material is certified.

6. Verification of Consignments

Where requested by an authorised inspector, citrus red mite host material imported into Victoria in accordance with clause 5(2)(b) and the accompanying certificate must be:

- (a) presented to an authorised inspector for inspection; or
- (b) verified by a person accredited to do so by the Department of Primary Industries.

Note: Section 25 of the **Plant Health and Plant Products Act 1995** provides that a person is guilty of an offence and a penalty not exceeding 50 penalty units, in the case of a natural person and 200 penalty units, in the case of a body corporate, for knowingly breaching an Importation Order.

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