



ANALYSIS

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1970, No. 46

An Act to amend the Agricultural Chemicals Act 1959

[27 November 1970]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Agricultural Chemicals Amendment Act 1970, and shall be read together with and deemed part of the Agricultural Chemicals Act 1959 (hereinafter referred to as the principal Act).

2. Application of Act—The principal Act is hereby amended by repealing section 3, and substituting the following section:

“3. (1) The Minister may from time to time, on the recommendation of the Board, by notice in the *Gazette*—

“(a) Exempt any agricultural chemical from such of the provisions of this Act as may be specified in the notice:

“(b) Prohibit, either generally or in any specified area or areas, the use or application for such period not exceeding 6 months as may be specified in the notice of any specified agricultural chemical.

“(2) Every person who contravenes any notice given under paragraph (b) of subsection (1) of this section commits an offence and is liable on summary conviction to a fine not exceeding \$200, and, if the offence is a continuing one, to a further fine not exceeding \$20 for every day or part of a day during which the offence has continued.”

3. Licensing and registration of persons engaged in application of agricultural chemicals—The principal Act is hereby further amended by repealing section 27, and substituting the following section:

“27. Without limiting the provisions of section 30 of this Act, the Governor-General may from time to time, by Order in Council, make regulations for all or any of the following purposes:

“(a) Providing for the licensing by the Board of persons engaged, for hire or reward, in the application of agricultural chemicals:

“(b) Providing for the registration by the Board of persons qualified to apply agricultural chemicals:

“(c) Prescribing the manner (including the passing of examinations) in which the fitness of applicants for registration is to be ascertained:

“(d) Providing for the subject matter of examinations (if any) to be passed by applicants for registration, the standards required to be obtained by successful candidates, and the terms and conditions under which examinations are to be conducted:

“(e) Prescribing the fees payable in respect of applications for and the grant of licences and registration, and in respect of entry for examinations:

“(f) Authorising the refund or remission, in such circumstances as in accordance with the regulations the Board thinks fit, of any such fees:

“(g) Prescribing the terms and conditions subject to which licences and registration may be granted, refused, renewed, varied, suspended, or revoked:

“(h) Requiring persons who are licensed or registered to be insured against claims in respect of damage to property:

“(i) Providing for such other matters as are necessary for the purpose of ensuring the safe and efficient application of agricultural chemicals by commercial operators.”

4. Regulations—Section 30 of the principal Act is hereby amended by inserting in paragraph (kkk) of subsection (2) (as inserted by section 17 (2) of the Agricultural Chemicals Amendment Act 1967), after the word “restricting”, the words “the harvesting of crops or”.

This Act is administered in the Department of Agriculture.
