



Animal Products (Fees, Charges, and Levies) Amendment Regulations 2006

Dame Sian Elias, Administrator of the Government

Order in Council

At Wellington this 12th day of June 2006

Present:

Her Excellency the Administrator of the Government in Council

Pursuant to section 166 of the Animal Products Act 1999, Her Excellency the Administrator of the Government, acting on the advice and with the consent of the Executive Council, makes the following regulations.

Contents

	Page
1 Title	2
2 Commencement	2
3 Principal regulations amended	2
4 Application	2
5 When fees, charges, and levies payable	2
6 New regulation 5AA inserted	2
5AA Alternative payment of annual charge	2
7 Schedule 1 amended	3
Schedule	3
New items 1, 2, and 3 substituted in Part 6 of Schedule 1	

Regulations

1 Title

These regulations are the Animal Products (Fees, Charges, and Levies) Amendment Regulations 2006.

2 Commencement

These regulations come into force on 1 July 2006.

3 Principal regulations amended

These regulations amend the Animal Products (Fees, Charges, and Levies) Regulations 2002.

4 Application

These regulations apply in relation to verification and other activities occurring on or after 1 July 2006.

5 When fees, charges, and levies payable

Regulation 5 is amended by inserting “and regulation 5AA” after “subclauses (2) and (3)”.

6 New regulation 5AA inserted

The following regulation is inserted after regulation 5:

“5AA Alternative payment of annual charge

- “(1) Despite anything in these regulations, the Director-General may, at the request of the person concerned, calculate an annual charge based on an estimate of the fees and charges set out in Schedule 1 that would be payable by the person for the year.
- “(2) The Director-General must notify the person in writing of the annual charge calculated.
- “(3) An annual charge calculated under this regulation—
- “(a) is payable in equal monthly instalments by the 27th day of each month of the year to which it relates (or by the 27th day of the month following that in which the Director-General gives the person written notice of the calculation, if later); and
 - “(b) is to be subject at the end of the year concerned to reconciliation and an appropriate further payment or

refund once the level of the actual services provided is known.”

7 Schedule 1 amended

- (1) Part 4 of Schedule 1 is amended by omitting “\$0.54” and substituting “\$0.61”.
- (2) Part 6 of Schedule 1 is amended by inserting the following definitions in Note 3 before the definition of **circuit charges**:
 “**after-hours callout charges** refer to charges payable for hours where a veterinary or non-veterinary verifier performs verification functions at any place or premises outside of normal agreed hours of work, and are chargeable for these hours in substitution for any establishment or circuit charges
breakfast shift refers to the situation where the verification functions carried out by a verifier in any day are commenced before 6 am”.
- (3) Part 6 of Schedule 1 is amended by revoking item 1 (establishment charge) and item 2 (circuit charge) and substituting the items 1, 2, and 3 set out in the Schedule of these regulations.

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Schedule
New items 1, 2, and 3 substituted in Part 6 of
Schedule 1

1 Establishment charge

A *Basic hourly charge on export and game sectors*

For each hour normal time (but not penal time hours or 1½ or double time hours) spent by a verifier in verification functions \$32.15

B *Hourly charges for verifiers*

(1) **Veterinary verifier—**

- (a) non-shift rates:
 - per hour \$59.84
 - per hour at 1½ time \$69.54
 - per hour at double time \$92.72
- (b) shift rates the relevant rate specified in paragraph (a), plus an additional rate of—

		(i)	\$30.00 per shift per verifier for evening shift
		(ii)	\$41.00 per shift per verifier for night shift
(c)	penal rates		the relevant rates specified in paragraphs (a) and (b), plus an additional rate of—
		(i)	\$25.18 per hour per verifier for penal time worked at penal rate 0.5
		(ii)	\$46.36 per hour per verifier for penal time worked at penal rate 1.0
(d)	reserve rate		\$46.36 per hour for each hour worked by a reserve verifier
(2)	Supervising veterinary verifier—		
(a)	non-shift rates:		
	per hour		\$63.81
	per hour at 1½ time		\$75.49
	per hour at double time		\$100.66
(b)	shift rates		the relevant rate specified in paragraph (a), plus an additional rate of—
		(i)	\$30 per shift per verifier for evening shift
		(ii)	\$41 per shift per verifier for night shift
(c)	penal rates		the relevant rates specified in paragraphs (a) and (b), plus an additional rate of—
		(i)	\$24.16 per hour per verifier for penal time worked at penal rate 0.5
		(ii)	\$50.33 per hour per verifier for penal time worked at penal rate 1.0
(d)	reserve rate		\$50.33 per hour for each hour worked by a reserve verifier

2 Circuit charge

A *Basic hourly charge on primary processors who slaughter or dress animals other than fish*

Charge for each hour spent by a verifier in verification function for animals other than fish

\$22.40 per hour

B *Basic hourly charge on secondary processors (other than processors of fish and operators of coolstores or other storage premises)*

	Charge for each hour spent by a verifier in verification function	\$22.40 per hour
C	<i>Annual charge for coolstores or other storage premises, and for processors of fish</i> (to be pro-rated on a monthly basis where verification contract for less than a full year)	
	(a) coolstores or other storage premises, per coolstore or other premises	\$980.00 per annum
	(b) primary processing (including on a fishing vessel) of fish other than bivalve molluscan shellfish	\$489.00 per annum
	(c) primary processing of bivalve molluscan shellfish	\$1,379.00 per annum
D	<i>Monthly charge for fishing vessels</i> Charge per vessel (in addition to any relevant charge under item C)	\$18.50 per annum
E	<i>Hourly charges for verifiers</i> (for all verification activities)	
(1)	non-veterinary verifier:	
	(a) non-penal rates:	
	per hour	\$81.00
	per hour at 1½ time	\$106.09
	per hour at double time	\$141.46
	(b) penal rates	the relevant rate specified in paragraph (a), plus an additional rate of—
	(i)	\$35.36 per hour per verifier for penal time worked at penal rate 0.5
	(ii)	\$70.73 per hour per verifier for penal time worked at penal rate 1.0
(2)	veterinary verifier:	
	(a) non-penal rates:	
	per hour	\$81.00
	per hour at 1½ time	\$106.09
	per hour at double time	\$141.46
	(b) penal rates	the relevant rate specified in paragraph (a), plus an additional rate of—
	(i)	\$35.36 per hour per verifier for penal time worked at penal rate 0.5

		(ii)	\$70.73 per hour per verifier for penal time worked at penal rate 1.0
3	After-hours callout charge		
A	<i>Minimum charge</i>		
	Minimum charge for any individual after-hours callout, however long		charge for 3 hours at the relevant rate under item B (plus flat rate \$8.07 breakfast shift charge, if applicable)
B	<i>Hourly charges for verifiers</i>		
	(a) per hour		\$75.00 (plus flat rate \$8.07 breakfast shift charge, if applicable)
	(b) per hour at 1½ time		\$125.00 (plus flat rate \$8.07 breakfast shift charge, if applicable)
	(c) per hour at double time		\$150.00 (plus flat rate \$8.07 breakfast shift charge, if applicable)

Diane Morcom,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 July 2006, amend the Animal Products (Fees, Charges, and Levies) Regulations 2002 to alter various verification charges and levies. New charges are provided for after-hours callouts for veterinary and non-veterinary verifiers.

Issued under the authority of the Acts and Regulations Publication Act 1989.
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These regulations are administered by the Ministry of Agriculture and Forestry.
