



Animal Products (Dairy Industry Fees and Charges) Regulations 2007

Anand Satyanand, Governor-General

Order in Council

At Wellington this 28th day of May 2007

Present:

His Excellency the Governor-General in Council

Pursuant to section 166 of the Animal Products Act 1999, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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Regulations

- 1 Title**
 These regulations are the Animal Products (Dairy Industry Fees and Charges) Regulations 2007.

2 Commencement

These regulations come into force on 1 July 2007.

3 Application

- (1) The fees set out in the Schedule apply only in relation to—
 - (a) dairy processing operations or premises; and
 - (b) the export of dairy material or dairy product.
- (2) These regulations do not apply in respect of matters for which a separate fee is charged under the Animal Products (Fees, Charges, and Levies) Regulations 2007.

4 Fees

- (1) The fees set out in the Schedule are payable in respect of the dairy-related matters to which they relate.
- (2) The fees are inclusive of goods and services tax.

5 Revocation

The Animal Products (Dairy Industry Fees and Charges) Regulations 2005 (SR 2005/105) are revoked.

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Schedule Dairy industry fees

Service area	Type of fee	Fee	When fee payable and by whom
<i>Standards setting</i> Development and maintenance of standards	Quarterly fee	\$395,378	Payable by Fonterra Co-operative Group Limited on 1 July, 1 October, 1 January, and 1 April
	Quarterly fee	\$4,291	Payable by Westland Co-operative Dairy Company Limited on 1 July, 1 October, 1 January, and 1 April
	Quarterly fee	\$1,376	Payable by Tatua Co-operative Dairy Company Limited on 1 July, 1 October, 1 January, and 1 April

Service area	Type of fee	Fee	When fee payable and by whom
	Quarterly fee	\$242	Payable by Dairy Goat Co-operative (N.Z.) Limited on 1 July, 1 October, 1 January, and 1 April
	Quarterly fee	\$1,700	Payable by Open Country Cheese Limited on 1 July, 1 October, 1 January, and 1 April
	Annual fee	\$430 for each registered manufacturing premises receiving less than 316 000 kg of raw milk solids	Payable by the registrant on 1 July each year
Development and maintenance of market access standards and programme	Quarterly fee	\$129,800	Payable by Fonterra Co-operative Group Limited on 1 July, 1 October, 1 January, and 1 April
	Annual fee when first registered	\$345 for each exporter first registered in July, August, or September	Payable by the applicant on application for registration for the year commencing 1 July in the year of registration and ending on 30 June the following year
		\$259 for each exporter first registered in October, November, or December	Payable by the applicant on application for registration for the year commencing 1 July in the year of registration and ending on 30 June the following year
		\$173 for each exporter first registered in January, February, or March	Payable by the applicant on application for the year commencing 1 July of the year immediately before registration and ending on 30 June in the year of registration

Service area	Type of fee	Fee	When fee payable and by whom
		\$86 for each exporter first registered in April, May, or June	Payable by the applicant on application for registration for the year commencing 1 July of the year immediately before registration and ending on 30 June in the year of registration
	Annual fee	\$345 for each exporter	Payable by the registrant on 1 July each year
<i>Approvals</i>			
Application for, evaluation of, and approval or variation of risk management programmes and quota compliance programmes	Application for approval fee	\$137.25 per application plus \$137.25 per hour in excess of 1 hour processing application	\$137.25 payable by the applicant on application for approval and any remainder payable within 1 month of the granting or refusal to grant approval
	Disbursements	Actual cost	
Application for, evaluation of, and approval or variation of approval of laboratories	Application for approval fee	\$137.25 per application plus \$137.25 per hour in excess of 1 hour processing application	\$137.25 payable by the applicant on application for approval and any remainder payable within 1 month of the granting or refusal to grant approval
	Disbursements	Actual cost	
Application for, evaluation of, and approval or variation of codes of practice	Application for approval fee	\$134 per application plus \$134 per hour in excess of 1 hour considering application	\$134 payable by the applicant on application for approval and any remainder payable within 1 month of the granting or refusal to grant approval
	Disbursements	Actual cost	

Service area	Type of fee	Fee	When fee payable and by whom
Application for, evaluation of, and recognition, variation, or renewal of agency or person as recognised agency or recognised person under Part 8 of the Animal Products Act 1999	Application for recognition fee	\$137.25 per application plus \$137.25 per hour in excess of 1 hour processing application	\$137.25 payable by the applicant on application for recognition and any remainder payable within 1 month of granting or refusal to grant recognition
	Disbursements	Actual cost	
Sanitisers and detergents	Application for approval fee	\$374.62 per approval	Payable by the applicant on application for approval
<i>Market access functions</i>			
Application of market access functions	Application fee	\$184.50 per application plus \$184.50 per hour in excess of 1 hour considering application	\$184.50 payable by the applicant on application and any remainder payable within 1 month of provision of notice
	Disbursements	Actual cost	
<i>Compliance and monitoring</i>			
Dairy residue monitoring programme	Quarterly fee	\$323,155	Payable by Fonterra Co-operative Dairy Limited on 1 July, 1 October, 1 January, and 1 April
	Annual fee when first registered	\$407 for each exporter first registered in July, August, or September	Payable by the applicant on application for registration for the year commencing 1 July in the year of registration and ending on 30 June the following year
		\$305 for each exporter first registered in October, November, or December	Payable by the applicant on application for registration for the year commencing 1 July in the year of registration and ending on 30 June the following year

Service area	Type of fee	Fee	When fee payable and by whom
		\$204 for each exporter first registered in January, February, or March	Payable by the applicant on application for the year commencing 1 July of the year immediately before registration and ending on 30 June in the year of registration
		\$102 for each exporter first registered in April, May, or June	Payable by the applicant on application for registration for the year commencing 1 July of the year immediately before registration and ending on 30 June in the year of registration
	Annual fee	\$407 for each exporter	Payable by the registrant on 1 July
Performance monitoring	Quarterly fee	\$101,291	Payable by Fonterra Co-operative Group Limited on 1 July, 1 October, 1 January, and 1 April
	Quarterly fee	\$3,023	Payable by Westland Co-operative Dairy Company Limited on 1 July, 1 October, 1 January, and 1 April
	Quarterly fee	\$930	Payable by Tatua Co-operative Dairy Company Limited on 1 July, 1 October, 1 January, and 1 April
	Quarterly fee	\$116	Payable by Dairy Goat Co-operative (N.Z.) Limited on 1 July, 1 October, 1 January, and 1 April
	Quarterly fee	\$1,163	Payable by Open Country Cheese Limited on 1 July, 1 October, 1 January, and 1 April

Service area	Type of fee	Fee	When fee payable and by whom
	Annual fee	\$119 for each registered manufacturing premises receiving less than 316 000 kg of raw milk solids	Payable by the applicant on 1 July each year
Verification inspection and audits	Inspection and audit fee	\$184.50 per hour	Payable by occupier of the premises subject to verification inspection and audits
	Disbursements	Actual cost	
Application for product disposition	Application fee	\$184.50 per application plus \$184.50 per hour in excess of 1 hour considering application	\$184.50 payable by the applicant on application and any remainder payable within 1 month of granting or refusal to grant approval
	Disbursements	Actual cost	
<i>Certification</i>			
Application for, evaluation of, and issue of IMA certificate	Quarterly fee	\$99,881	Payable by Fonterra Co-operative Group Limited on 1 July, 1 October, 1 January, and 1 April
<i>Official assurances</i>			
Issue of official assurance	Issue fee	\$137.25 per hour or part hour	Applicant
	Disbursements	Actual cost	
<i>Exporter registration</i>			
Application for registration or renewal of registration	Application fee	\$137.25 per application plus \$137.25 per hour in excess of 1 hour processing application	\$137.25 payable by the applicant and any remainder payable within 1 month of granting or refusal to grant approval

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 2007, prescribe the fees payable under the Animal Products Act 1999 for various matters relating to the dairy industry, following the inclusion of that industry within the ambit of that Act on 1 June 2005.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 31 May 2007.

These regulations are administered by the Ministry of Agriculture and Forestry.
