



**THE BIOSECURITY (TRANSITION AND SAVINGS)  
REGULATIONS 1996**

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MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 27th day of May 1996

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to paragraphs (w) and (x) of section 165 of the Biosecurity Act 1993, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Biosecurity (Transition and Savings) Regulations 1996.

(2) These regulations shall come into force on the 28th day after the date of their notification in the *Gazette*.

**2. Interpretation**—In these regulations, unless the context otherwise requires,—

(a) “The principal Act” means the Biosecurity Act 1993; and

(b) Terms defined in subsection (1) of section 2 of the principal Act have the meanings given to them by that subsection.

**3. Saving of Apiaries Act 1969 for limited administrative purposes**—(1) Notwithstanding section 167 (1) of the principal Act, until the close of the 30th day of September 1998 section 46 (a) of the Apiaries

Act 1969 shall continue to apply to the same extent and in the same manner as if, immediately before the commencement of the principal Act, the Third Schedule to the principal Act had been amended by omitting from the item relating to the Apiaries Act 1969 the words “section 46 (aa) and (ab)”, and substituting the words “paragraphs (a), (aa), and (ab) of section 46”.

(2) Notwithstanding section 167 (1) of the principal Act, until the close of the 30th day of September 1998, the Apiaries Act 1969 shall continue in full effect to the extent necessary for the proper administration of section 46 (a).

(3) Subclauses (1) and (2) of this regulation are in addition to section 171 of the principal Act.

**4. Transitional continuance of Orders in Council**—(1) So far as it is not inconsistent with the principal Act, every Order in Council specified in the Seventh Schedule to the principal Act and not revoked before the commencement of these regulations—

(a) Shall be deemed to have been lawfully made by the Governor-General in Council under the principal Act; and

(b) Subject to subclauses (2) to (5) of this regulation, shall continue in force until revoked by regulations made under the principal Act (or by Act).

(2) Every Order in Council (other than the Dog Control and Hydatids Regulations 1985) specified in the Seventh Schedule to the principal Act that—

(a) Is not specified in the First or Second Schedule to these regulations; and

(b) Is still in force at the close of the 30th day of June 1996,—shall then expire and be deemed to have been revoked.

(3) When a regional pest management strategy comes into effect under the principal Act, every Order in Council specified in the First Schedule to these regulations that is then in force shall cease to apply in relation to any pest to which that strategy applies in that part of New Zealand to which that strategy applies.

(4) When a national pest management strategy comes into effect under the principal Act, every Order in Council specified in the First Schedule to these regulations that is then in force shall cease to apply in relation to any pest to which that strategy applies.

(5) Every Order in Council specified in the First or Second Schedule to these regulations that is still in force at the close of the 30th day of September 1998 shall then expire and be deemed to have been revoked.

(6) Subclauses (1) to (5) of this regulation are in place of section 173 of the principal Act.

**5. Expiry of sections 179 to 183 of principal Act**—(1) Sections 179 to 182 of the principal Act shall expire with the close of the 30th day of September 1998.

(2) Section 183 of the principal Act shall expire with the close of the 30th day of June 1996.

(3) Subclauses (1) and (2) of this regulation are in place of section 185 of the principal Act.

**6. Consequential revocations**—Regulations 2 and 3 of the Biosecurity (Transition) Regulations 1995 are hereby consequentially revoked.

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## SCHEDULES

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## FIRST SCHEDULE

ORDERS IN COUNCIL SAVED UNTIL 30 SEPTEMBER 1998  
OR COMMENCEMENT OF STRATEGY

Title	Gazette Reference or Statutory Regulations Serial Number
The Foot and Mouth Disease Control Regulations 1966 ... ..	1966/133
The Cattle Brucellosis and Tuberculosis Control Regulations 1971 ... ..	1971/202
The Foot and Mouth Disease Control Regulations 1966, Amendment No. 1 ... ..	1974/282
The Cattle Brucellosis and Tuberculosis Control Regulations 1971, Amendment No. 4 ... ..	1977/58
The Cattle Brucellosis and Tuberculosis Control Regulations 1971, Amendment No. 7 ... ..	1978/297
The Noxious Plants (Johnson Grass) Order 1979	1979/91
The Cattle Brucellosis and Tuberculosis Control Regulations 1971, Amendment No. 8 ... ..	1979/112
The Agricultural Pests Destruction Regulations 1979	1979/148
The Cattle Brucellosis and Tuberculosis Control Regulations 1971, Amendment No. 9 ... ..	1979/224
The Noxious Plants (Water Hyacinth and Water Lettuce) Order 1981 ... ..	1981/89
The Noxious Plants (Cape Tulip) Order 1982 ... ..	1982/102
The Noxious Plants (Salvinia) Order 1983 ... ..	1983/255
The Deer Tuberculosis Control Regulations 1989	1989/380
The Cattle Brucellosis and Tuberculosis Control Regulations 1971, Amendment No. 11 ... ..	1989/408
The Agricultural Pests Destruction (Northland Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2222
The Agricultural Pests Destruction (Auckland Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2222
The Agricultural Pests Destruction (Waikato Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2222
The Agricultural Pests Destruction (Bay of Plenty Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2223
The Agricultural Pests Destruction (Gisborne Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2223
The Agricultural Pests Destruction (Hawke's Bay Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2223
The Agricultural Pests Destruction (Taranaki Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2224
The Agricultural Pests Destruction (Manawatu-Wanganui Region) Pest Destruction Order 1990	1990 Vol. III, p. 2224
The Agricultural Pests Destruction (Wellington Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2224

FIRST SCHEDULE—*continued*ORDERS IN COUNCIL SAVED UNTIL 30 SEPTEMBER 1998  
OR COMMENCEMENT OF STRATEGY—*continued*

Title	Gazette Reference or Statutory Regulations Serial Number
The Agricultural Pests Destruction (Nelson-Marlborough Region) Pest Destruction Order 1990	1990 Vol. III, p. 2224
The Agricultural Pests Destruction (West Coast Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2225
The Agricultural Pests Destruction (Canterbury Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2225
The Agricultural Pests Destruction (Otago Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2225
The Agricultural Pests Destruction (Southland Region) Pest Destruction Order 1990 ... ..	1990 Vol. III, p. 2225
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Northland) Order 1990	1990 Vol. III, p. 2524
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Auckland) Order 1990 ... ..	1990 Vol. III, p. 2525
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Waikato) Order 1990 ... ..	1990 Vol. III, p. 2525
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Bay of Plenty) Order 1990	1990 Vol. III, p. 2525
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Gisborne) Order 1990 ... ..	1990 Vol. III, p. 2525
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Taranaki) Order 1990 ... ..	1990 Vol. III, p. 2525
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Hawke's Bay) Order 1990	1990 Vol. III, p. 2525
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Manawatu-Wanganui) Order 1990 ... ..	1990 Vol. III, p. 2526
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Wellington) Order 1990	1990 Vol. III, p. 2526
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Nelson-Marlborough) Order 1990 ... ..	1990 Vol. III, p. 2526
The Agricultural Pests Destruction Regulations (Pests of Local Importance—West Coast) Order 1990	1990 Vol. III, p. 2526
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Canterbury) Order 1990	1990 Vol. III, p. 2527
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Otago) Order 1990 ... ..	1990 Vol. III, p. 2527
The Agricultural Pests Destruction Regulations (Pests of Local Importance—Southland) Order 1990 ... ..	1990 Vol. III, p. 2527
The Cattle Brucellosis and Tuberculosis Control Regulations 1971, Amendment No. 12 ... ..	1992/308

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## SECOND SCHEDULE

ORDERS IN COUNCIL SAVED UNTIL 30 SEPTEMBER 1998

Title	Statutory Regulations Serial Number
The Hamster Importation and Control Regulations 1972 ... ..	1972/214
The New Zealand Grown Fruit and Vegetables Regulations 1975 ... ..	1975/57
The Zoological Gardens Regulations 1977 ...	1977/6
The Zoological Gardens Regulations 1977, Amendment No. 1 ... ..	1977/59
The New Zealand Grown Fruit and Vegetables Regulations 1975, Amendment No. 3 ...	1977/209
The Animals (Cleansing of Conveyances) Regulations 1978 ... ..	1978/207
The New Zealand Grown Fruit and Vegetables Regulations 1975, Amendment No. 4 ...	1978/261
The Garbage (Feed for Swine or Poultry) Regulations 1980 ... ..	1980/170
The Honey Export Certification Regulations 1980	1980/263
The New Zealand Grown Fruit and Vegetables Regulations 1975, Amendment No. 5 ...	1985/266
The Animals (Artificial Insemination of Cattle) Regulations 1987 ... ..	1987/362
The New Zealand Grown Fruit and Vegetables Regulations 1975, Amendment No. 8 ...	1991/115
The New Zealand Grown Fruit and Vegetables Regulations 1975, Amendment No. 9 ...	1992/218

MARIE SHROFF,  
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 28 days after notification in the *Gazette* and expire on 1 October 1998, contain transitional and savings provisions relating to the Biosecurity Act 1993. They provide for—

- section 46 (a) of the Apiaries Act 1969 to continue in force until 30 September 1998
- certain regulations made under enactments repealed by the Biosecurity Act 1993 to continue in force until 30 June 1996
- other such regulations to continue in force until 30 September 1998 (in the case of some of them, unless earlier superseded by a pest management strategy)
- sections 179 to 182 of the Biosecurity Act 1993 to expire on 30 September 1998
- section 183 of the Biosecurity Act 1993 to expire on 30 June 1996.

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

Date of notification in *Gazette*: 30 May 1996.

These regulations are administered in the Ministry of Agriculture.