



**THE FOREST DISEASE CONTROL REGULATIONS 1967,
AMENDMENT NO. 2**

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 20th day of October 1993

Present:

THE RIGHT HON. W. F. BIRCH PRESIDING IN COUNCIL

PURSUANT to section 72 of the Forests Act 1949, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Forest Disease Control Regulations 1967, Amendment No. 2, and shall be read together with and deemed part of the Forest Disease Control Regulations 1967* (hereinafter referred to as the principal regulations).

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

2. Interpretation—Regulation 2 of the principal regulations is hereby amended by adding the following definitions:

“Owner”, in relation to a ship, includes—

“(a) Any person who is the legal or equitable owner, or both, of the ship:

“(b) Any person having an interest in, or in possession of, the ship:

“(c) Any charterer, manager, or operator of the ship, or any other person for the time being responsible for the navigation or management of the ship:

“(d) Any agent for the ship:

“‘Ship’ means every description of vessel, boat, ferry, or craft used in navigation, whether or not it has any means of propulsion, and regardless of that means; and includes a barge.”

3. Fee for offshore inspections of ships—The principal regulations are hereby amended by inserting, after regulation 24, the following regulation:

“25. (1) Where, pursuant to the Forests Act 1949 or any regulations made under that Act, any Forestry Officer or any other person carries out an inspection of any ship at an offshore location for the purpose of determining whether or not the ship contains any organism that poses a threat to any trees or forest in New Zealand, the owner of the ship shall be liable to pay to the Secretary an inspection fee of \$6,000.

“(2) The inspection fee fixed by subclause (1) of this regulation is inclusive of any goods and services tax payable under the Goods and Services Tax Act 1985.”

DIANE WILDERSPIN,
Acting for 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 the day after the date of their notification in the *Gazette*, amend the Forest Disease Control Regulations 1967 by fixing a fee of \$6,000 for the inspection of any ship at an offshore location for the purpose of determining whether the ship contains any organism (such as the gypsy moth) that poses a threat to any trees or forest in New Zealand.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 22 October 1993.
These regulations are administered in the Ministry of Forestry.