



**THE INTRODUCTION AND QUARANTINE OF PLANTS  
REGULATIONS 1973, AMENDMENT NO. 4**

---

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 16th day of November 1987

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Plants Act 1970, His 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 Introduction and Quarantine of Plants Regulations 1973, Amendment No. 4, and shall be read together with and deemed part of the Introduction and Quarantine of Plants Regulations 1973\* (hereinafter referred to as the principal regulations).

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

**2. Application of regulations**—These regulations shall apply in respect of plant material and nursery stock imported or introduced into New Zealand on or after the date of commencement of these regulations.

\*S.R. 1973/109  
Amendment No. 1: (Revoked by S.R. 1982/27)  
Amendment No. 2: (Revoked by S.R. 1985/152)  
Amendment No. 3: S.R. 1985/152

**3. Interpretation**—(1) Regulation 2 (1) of the principal regulations is hereby amended by inserting, in their appropriate alphabetical order, the following definitions:

“‘Sample’ means one or more units of product drawn from a lot or batch, the units of the sample being selected at random without regard to their quality; and the number of units in the sample is the sample size:

“‘Unit of product’ means the thing inspected in order to determine its classification as a defective or non-defective or to count the number of defects and it may be a single article, a pair, a set, a length, an area, an operation, a volume, a component of an end product, or the end product itself and the unit of product may or may not be the same as the unit of purchase, supply, production, or shipment:”.

(2) Regulation 2 of the principal regulations is hereby further amended by inserting, after subclause (2), the following subclause:

“(2A) When appropriate, the number of units in a sample shall be selected in proportion to the size of sub-lots or sub-batches, or parts of the lot or batch, identified by some rational criterion. When representative sampling is used, the units from each part of the lot or batch shall be selected at random.”

**4. Quarantine procedure**—Section 20 (a) of the principal regulations is hereby amended by inserting, after the words “by the inspector”, the words “and where such other area is used the fees payable for the inspection and approval thereof shall be those set out in the Ninth Schedule to these regulations”.

**5. Inspection facilities at importer’s expense**—The principal regulations are hereby amended by revoking regulation 26, and substituting the following regulation:

**26.** (1) All labour and facilities connected with the opening and repacking of packages of plant material and other work incurred for the purposes of inspection under these regulations at the port or other place of entry shall be provided at the expense of the importer.

(2) In respect of every consignment of plant material imported there shall be payable the inspection fee set out in the Ninth Schedule to these regulations.

(3) All fees payable under this regulation shall be paid by remitting them to the Director-General of Agriculture and Fisheries or such other person or organisations as the Director-General shall appoint in that behalf.

(4) Where Ministry of Agriculture and Fisheries facilities are used by importers, a rental fee of an amount negotiated between both parties shall be paid by remittance to the Ministry of Agriculture and Fisheries.

**6. Ninth Schedule**—(1) The principal regulations are hereby amended by revoking the Ninth Schedule (as substituted by regulation 2 of the Introduction and Quarantine of Plants Regulations 1973, Amendment No. 3), and substituting the new Ninth Schedule set out in the Schedule to these regulations.

(2) The Introduction and Quarantine of Plants Regulations 1973, Amendment No. 3 are hereby consequentially revoked.

Reg. 6

## SCHEDULE

## NEW NINTH SCHEDULE TO PRINCIPAL REGULATIONS

Regs. 20 (a), 25, 26 (2),  
27, 29 (e)

## "NINTH SCHEDULE

SCALE OF FEES FOR INSPECTION, FUMIGATION, DESTRUCTION AND OTHER  
TREATMENT OF IMPORTED FRUIT, GOODS, PLANTS, AND SEEDS, AND  
INSPECTION OF PLANTS AND NURSERY STOCK IN QUARANTINE

1. Clearance of bulk grain shipments—  
For each port clearance of bulk grain shipments \$35 per hour for each hour or part thereof for each officer engaged in the inspection (minimum charge \$250) and 48 cents per km travelled for that purpose.
2. For the inspection of each unaccompanied imported consignment in excess of 0.5 cubic metres of fruit or vegetable product or plant material (except frozen produce) \$9 per unit of product or material constituting all or part of the sample.
3. For a permit issued for the importation or introduction into New Zealand of any plant, plant material, nursery stock, agricultural seeds, micro-organism, virus, invertebrate animal, or other things and not required to undergo quarantine \$40
4. For a permit issued for the importation or introduction into New Zealand of any plants, nursery stock, or seed required to undergo quarantine \$50
5. For the growing and monitoring of each imported cultivar or clone in a closed quarantine station—
  - (a) Per plant not requiring specific tests for virus diseases \$275
  - (b) Per plant requiring tests for the presence of virus or other disease using only the technique of attempting transfer of pathogens to herbaceous indicator plants \$375
  - (c) Per plant requiring tests (other than the technique stated in paragraph (b) of this clause) for the presence of virus or other diseases \$750
  - (d) Per citrus plant from countries where citrus canker is known to occur; or prunus plant from countries where plum pox is known to occur \$1,000

SCHEDULE—*continued*

- (e) Per treatment of plant material on the presumption that it is diseased, or pathogen elimination from diseased plant material \$850
6. For the post entry quarantine inspection in respect of plant material imported and held in other approved quarantine facilities \$35 per hour or part thereof for each officer engaged in the inspection and 48 cents per km travelled for that purpose.
7. For the examination of seed samples taken from a consignment—  
For each consignment a sampling fee \$20  
In addition the costs of any tests or examination of these samples required to be carried out at the direction of the Director-General shall be charged to the importer at the actual costs of the service at the time
8. For the inspection and approval of a post entry quarantine area—  
For each quarantine area \$35 per hour or part thereof for each officer engaged in the inspection and approval plus 48 cents per km travelled for that purpose.
9. Fees for the fumigation or other treatment of plant material—  
(a) For regulatory treatment:  
For one small individual item \$5  
For each consignment per 0.5 cubic metres or part thereof \$10  
(b) The costs of packaging and forwarding on such treated items shall be met by the importer at the costs of the services at the time  
(c) For destruction of a consignment or part consignment of more than 0.5 cubic metres by Ministry of Agriculture and Fisheries officials  
For each 0.5 cubic metres or part thereof \$10
10. Unaccompanied baggage and personal and household effects arriving at international seaports and airports—

SCHEDULE—*continued*

The following fees are payable in respect of the clearance and inspection of baggage and personal and household effects arriving at international airports and seaports and which are unaccompanied by the owner or his or her agent—

- |  |      |
|--|------|
| (a) Up to and including 0.5 cubic metres | \$10 |
| (b) Over 0.5 cubic metres                | \$35 |

Provided that no fee shall be payable under this clause if equivalent fees are paid under regulation 11 of the Animals (Quarantine and Import Inspection Fees) Regulations 1987\*.

All fees payable under these regulations shall be paid by remitting them to the Director-General of Agriculture and Fisheries or such other person or organisation as the Director-General shall appoint in that behalf or the occupiers of private quarantine stations as appropriate.

MARIE SHROFF,  
Clerk of the Executive Council.

\*S.R. 1987/325

---

## 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 28th day after the date of their notification in the *Gazette*, increase the fees payable under the principal regulations.

---

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 19 November 1987.

These regulations are administered in the Ministry of Agriculture and Fisheries.