



**THE RESOURCE MANAGEMENT (EXEMPTION) REGULATIONS
1996**

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 26th day of August 1996

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 360 (1) (h) of the Resource Management Act 1991, 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 Resource Management (Exemption) Regulations 1996.

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

2. Exemption from section 15 (1) and (2) of Resource Management Act 1991—(1) Any biological insecticide containing *Bacillus thuringiensis* var. *kurstaki* discharged in any manner other than from an aircraft, in accordance with Part VI or Part VII of the Biosecurity Act 1993, is hereby exempted from the provisions of section 15 (1) and (2) of the Resource Management Act 1991.

(2) Any biological insecticide containing *Bacillus thuringiensis* var. *kurstaki* discharged from an aircraft, in accordance with Part VI or Part VII of the Biosecurity Act 1993, is hereby exempted from the provisions of section 15 (1) and (2) of the Resource Management Act 1991 only if that discharge

is authorised in writing jointly by the Minister of Forestry, the Minister of Health, and the Minister of Conservation.

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 on the day after the date of their notification in the *Gazette*, enable a biological insecticide containing *Bacillus thuringiensis* var. *kurstaki* to be discharged as part of a spraying programme under Part VI or Part VII of the Biosecurity Act 1993, notwithstanding the prohibitions contained in section 15 of the Resource Management Act 1991 on discharging contaminants into the environment. Where the insecticide is discharged from an aircraft the discharge must be authorised jointly by the Ministers of Forestry, Health and Conservation. *Bacillus thuringiensis* var. *kurstaki* can be used to eradicate white spotted tussock moth and other similar moths.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 29 August 1996.
These regulations are administered in the Ministry for the Environment.