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PLANT DISEASES (PANAMA DISEASE TROPICAL RACE 4) ORDER 2015

under the

PLANT DISEASES ACT 1924

I, Satendra Kumar, Director Plant Biosecurity, with the delegated authority of the Minister for Primary Industries in pursuance of section 3A of the *Plant Diseases Act 1924* (“the Act”) and in pursuance of sections 3 (2) and 4 of the Act, being of the opinion that the importation, introduction or bringing of certain banana plant material, bananas and other things into New South Wales is likely to introduce the disease Panama Disease Tropical Race 4 into New South Wales, make the following Order regulating and prohibiting the importation, introduction or bringing of certain banana plant material, bananas and other things into New South Wales.

Dated this 20th day of April 2015.

SATENDRA KUMAR
Director Plant Biosecurity
Department of Primary Industries
(an office within the Department of Trade and
Investment, Regional Infrastructure and Services)
by Delegation from the Minister

Notes: The Department’s reference is O-453.

PLANT DISEASES (PANAMA DISEASE TROPICAL RACE 4) ORDER 2015

under the

PLANT DISEASES ACT 1924

1 Name of Order

This Order is the *Plant Diseases (Panama Disease Tropical Race 4) Order 2015*.

2 Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

3 Interpretation

In this Order:

authorised person means an inspector or a person authorised pursuant to section 11 (3) of the Act.

banana means the fruit of any plant belonging to the family Musaceae.

banana plant material means any plant or part of a plant (excluding fruit) belonging to the family Musaceae.

infected property means premises or land at which Panama Disease Tropical Race 4 exists.

Panama Disease Tropical Race 4 means the disease caused by the Tropical Race 4 strain of the fungus *Fusarium oxysporum* f.sp. *cubense*.

Plant Health Certificate means a document (known as a Plant Health Certificate) issued by:

(a) an authorised person; or

(b) a person authorised to issue such a certificate under a law of another State or Territory that relates to plant biosecurity.

suspect property means premises or land containing plants which may have been exposed to the Panama Disease Tropical Race 4.

Act means the *Plant Diseases Act 1924*.

used agricultural equipment means any equipment, machinery or vehicle that has been used in the cultivation, harvesting or transportation of banana plant material or bananas.

used packaging means any covering, packaging or other thing that has come into contact with any of the following:

(a) the Tropical Race 4 strain of the fungus *Fusarium oxysporum* f.sp. *cubense*; or

(b) anything infected with Panama Disease Tropical Race 4.

Note: *covering* or *package* have the same meaning as in the Act.

4 Prohibition on introduction of certain pathogens and anything infected with Panama Disease Tropical Race 4

The importation, introduction or bringing into New South Wales of any of the following is prohibited:

(a) the Tropical Race 4 strain of the fungus *Fusarium oxysporum* f.sp. *cubense*; or

(b) anything infected or likely to be infected with Panama Disease Tropical Race 4; or

(c) used agricultural equipment; or

- (d) used packaging; or
- (e) soil in which bananas have been grown or soil that contains banana plant material.

5 Regulation of the movement of banana plant material

Banana plant material must not be imported, introduced or brought into New South Wales unless the banana plant material is as tissue cultured plantlets in sealed containers from QBAN (Quality Banana Approved Nursery) accredited nurseries.

6 Regulation of the movement of bananas

Bananas from any area outside of New South Wales must not be moved into New South Wales, unless subclauses (a), (b) and (c) below are satisfied:

- (a) the bananas are free of soil, plant residues and other organic matter; and
- (b) any transport vehicles, bins or packaging or coverings containing bananas are free of soil, plant residues and other organic matter; and
- (c) in the case where bananas have originated from or have moved through an infected property or suspect property, the bananas are accompanied by a Plant Health Certificate certifying that the conditions in subclause (a) and (b) above are satisfied.

By Authority