



Queensland

Biosecurity (Tomato/Potato Psyllid) Amendment Regulation 2018

Subordinate Legislation 2018 No. 4

made under the

Biosecurity Act 2014

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[s 1]

1 Short title

This regulation may be cited as the *Biosecurity (Tomato/Potato Psyllid) Amendment Regulation 2018*.

2 Regulation amended

This regulation amends the *Biosecurity Regulation 2016*.

3 Insertion of new s 57A

Chapter 5, part 3, division 1—

insert—

57A Tomato/potato psyllid carrier

- (1) A person must not move a tomato/potato psyllid carrier into the State from a State where tomato/potato psyllid has been found.
- (2) However, a person may move the carrier—
 - (a) if the carrier is seed that is free of other vegetative material; or
 - (b) if the carrier is a packing house prepared carrier; or
 - (c) if—
 - (i) the carrier has come from a certified interstate free area for tomato/potato psyllid and zebra chip (*Candidatus Liberibacter psyllaurous*); and
 - (ii) the person gets an acceptable biosecurity certificate that states the carrier comes from the certified interstate free area, before moving the carrier; and
 - (iii) for a tomato/potato psyllid carrier that is not a plant—the carrier has been continuously located in the certified interstate free area for at least 12

months immediately before being moved; or

(d) if—

(i) the carrier is a plant that is certified as being free of tomato/potato psyllid under—

(A) a corresponding law to the Act; or

(B) an inspection and certification program; and

(ii) the person gets an acceptable biosecurity certificate that states the plant is certified as being free of tomato/potato psyllid under the corresponding law or program, before moving the carrier; or

(e) if the person—

(i) gets an acceptable biosecurity certificate that states the carrier meets the risk minimisation requirements for the carrier, before moving the carrier; and

(ii) ensures, under section 46, that, until the move is completed, the carrier is dealt with in accordance with the risk minimisation requirements for the carrier.

(3) In this section—

inspection and certification program means a program, administered by another State, under which tomato/potato psyllid carriers are inspected and certified as being free of tomato/potato psyllid.

packing house prepared carrier means a fruit or vegetable, other than a plant of the Solanaceae family or Convolvulaceae family, that—

[s 3]

- (a) is prepared, stemmed, processed, graded, sorted or packed in a packing house; and
- (b) is free of other vegetative material, including, for example, a calyx.

permitted plant product means any of the following—

- (a) grain;
- (b) dried plant parts;
- (c) mulch;
- (d) timber;
- (e) chaff or hay.

tomato/potato psyllid means tomato/potato psyllid (*Bactericera cockerelli*).

tomato/potato psyllid carrier means—

- (a) a plant of the Solanaceae family; or

Examples—

- capsicum
- potato
- thornapple
- tobacco
- tomato

- (b) a plant of the Convolvulaceae family; or

Examples—

- sweet potato
- field blindweed

- (c) another plant that is not a permitted plant product; or
- (d) soil that has come into contact with a tomato/potato psyllid carrier mentioned in paragraph (a) or (b); or

- (e) an appliance that has come into contact with a tomato/potato psyllid carrier mentioned in paragraph (a), (b) or (d).

ENDNOTES

- 1 Made by the Governor in Council on 1 February 2018.
- 2 Notified on the Queensland legislation website on 2 February 2018.
- 3 The administering agency is the Department of Agriculture and Fisheries.

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