

TASMANIA

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**SEEDS AMENDMENT BILL 2003**

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# **SEEDS AMENDMENT BILL 2003**

*(Brought in by the Minister for Primary Industries, Water and Environment, the Honourable Bryan Alexander Green)*

## **A BILL FOR**

### **An Act to amend the *Seeds Act 1985***

Be it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

#### **Short title**

1. This Act may be cited as the *Seeds Amendment Act 2003*.

#### **Commencement**

2. This Act commences on the day on which this Act receives the Royal Assent.

#### **Principal Act**

3. In this Act, the *Seeds Act 1985*\* is referred to as the Principal Act.

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\*No. 87 of 1985

**Sections 8 and 9 inserted**

4. After section 7 of the Principal Act, the following sections are inserted:

**Prohibited seeds**

**8. (1)** Unless he or she is exempted under section 9, a person must not –

- (a) be in possession of; or
- (b) cause to germinate or propagate –

any prohibited seeds.

Penalty: Fine not exceeding 40 penalty units.

**(2)** The Secretary by notice in writing served on a person may require the person to –

- (a) destroy any prohibited seeds in the person's possession, custody or control; or
- (b) remove the seeds from Tasmania; or
- (c) otherwise treat the seeds –

in a manner, and within a period, determined by the Secretary and specified in the notice.

**(3)** A person must comply with a requirement under subsection (2).

Penalty: Fine not exceeding 40 penalty units and, in the case of a continuing offence, a further fine not exceeding one penalty unit for each day during which the offence continues.

**Exemptions**

**9.** The Secretary may, in writing, exempt a person or a class of persons from the operation of section 8 on any conditions that the Secretary thinks fit.