

TASMANIA

PLANT QUARANTINE AMENDMENT BILL 2005

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PLANT QUARANTINE AMENDMENT BILL 2005

*(Brought in by the Minister for Primary Industries and Water,
the Honourable Steven Kons)*

A BILL FOR

An Act to amend the *Plant Quarantine Act 1997*

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:

1. Short title

This Act may be cited as the *Plant Quarantine Amendment Act 2005*.

2. Commencement

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

3. Principal Act

In this Act, the *Plant Quarantine Act 1997** is referred to as the Principal Act.

*No. 62 of 1997

4. Section 82A inserted

After section 82 of the Principal Act, the following section is inserted in Division 2:

82A. Payments under certain agreements

- (1) Nothing in section 78(1) is to be taken as preventing the Crown from making, pursuant to a biosecurity (response and cost-sharing) agreement, payments that have the effect of relieving a person from all or part of a liability that the person has incurred, or is likely to incur, under that section.
- (2) Nothing in section 80, 81 or 82 is to be taken as preventing the Crown from making payments to a person pursuant to a biosecurity (response and cost-sharing) agreement.
- (3) In this section –
 - “**biosecurity (response and cost-sharing) agreement**” means an agreement that –
 - (a) the State is a party to; and
 - (b) furthers the objects of this Act; and
 - (c) has been certified by the Minister to be a biosecurity (response and cost-sharing) agreement for the purposes of this section.