

— PART 1 —

AGRICULTURE

AG301*

Plant Diseases Act 1914

Plant Diseases Amendment Regulations (No. 2) 2005

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Plant Diseases Amendment Regulations (No. 2) 2005*.

2. The regulations amended

The amendments in these regulations are to the *Plant Diseases Regulations 1989**.

[* Reprinted as at 20 September 2002.

For amendments to 8 April 2005 see Western Australian Legislation Information Tables for 2003, Table 4, p. 283, and Gazette 16 and 23 January, 18 May, 21 September and 30 December 2004.]

3. Schedule 1 Part A amended

- (1) Schedule 1 Part A is amended by deleting the item commencing “Blueberry”.
- (2) Schedule 1 Part A is amended by inserting the following items in their appropriate alphabetical positions —

“

<i>Gaylussacia</i>	13, 17, 27, 29,	29, 31, 41,	16	4/9E, 31,
spp.	31, 41, 45, 52,	52, 55, 57		41, 52, 55,
(Huckleberries)	55, 57			57
<i>Hugeria</i> spp.	13, 17, 27, 29,	29, 31, 41,	16	57
	31, 41, 45, 52,	52, 55, 57		
	55, 57			

Leucothoe spp.	13, 17, 27, 29, 31, 41, 45, 52, 55, 57	29, 31, 41, 52, 55, 57	16	31, 41, 52, 55, 57
Lyonia spp.	13, 17, 27, 29, 31, 41, 45, 52, 55, 57	29, 31, 41, 52, 55, 57	16	31, 41, 52, 55, 57
Menziesia spp.	13, 17, 27, 29, 31, 41, 45, 52, 55, 57	29, 31, 41, 52, 55, 57	16	31, 41, 52, 55, 57
Oxycoccus spp.	13, 17, 27, 29, 31, 41, 45, 52, 55, 57	29, 31, 41, 52, 55, 57	16	31, 41, 52, 55, 57
Pernettya spp.	13, 17, 27, 29, 31, 41, 45, 52, 55, 57	29, 31, 41, 52, 55, 57	16	31, 41, 52, 55, 57
Pieris spp.	13, 17, 27, 29, 31, 41, 45, 52, 55, 57	29, 31, 41, 52, 55, 57	16	31, 41, 52, 55, 57
<i>Rhododendron</i> spp. (Azalea)	13, 17, 27, 29, 31, 41, 45, 52, 55, 57	29, 31, 41, 52, 55, 57	16	31, 41, 52, 55, 57
<i>Tsuga</i> spp. (Hemlock)	13, 17, 27, 29, 31, 41, 45, 52, 55, 57	29, 31, 41, 52, 55, 57	16	31, 55, 57
<i>Vaccinium</i> spp. (Blueberries and Cranberries)	13, 17, 27, 29, 31, 41, 45, 52, 55, 57	29, 31, 41, 52, 55, 57	16	4/9E, 31, 41, 52, 55, 57

”

4. Schedule 1 Part AA amended

Schedule 1 Part AA is amended in column 2 of the item commencing “Agricultural machinery” by inserting after “42” —

“ , 57 ”.

5. Schedule 1 Part B amended

Schedule 1 Part B is amended by inserting the following item in its appropriate numerical position —

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57. Prevention of Blueberry Rust (*Pucciniastrum vaccinii*)

(1) Application

This procedure applies to —

- (a) the potential carriers of the disease Blueberry Rust (*Pucciniastrum vaccinii*) listed in item 2 that have been grown, packed or used within 200 km of a detection of Blueberry Rust; and

- (b) any agricultural equipment that has been used in association with those listed potential carriers.
- (2) Potential carriers of Blueberry Rust
- (a) Plants, parts of plants and dried plant material (other than seed and dried fruit) of —
- (i) *Vaccinium* spp. (Blueberries and Cranberries);
 - (ii) *Gaylussacia* spp. (Huckleberries);
 - (iii) *Tsuga* spp. (Hemlock);
 - (iv) *Rhododendron* spp. (Azalea);
 - (v) *Lyonia* spp.;
 - (vi) *Menziesia* spp.;
 - (vii) *Pernettya* spp.;
 - (viii) *Hugeria* spp.;
 - (ix) *Leucothoe* spp.;
 - (x) *Oxycoccus* spp.; and
 - (xi) *Pieris* spp.,
- are potential carriers of Blueberry Rust;
- (b) Any agricultural equipment that has been used in association with those listed potential carriers is also a potential carrier of Blueberry Rust.

(3) Potential carriers prohibited, subject to conditions

Potential carriers of the disease Blueberry Rust (*Pucciniastrum vaccinii*) listed in subitem (2) that have been grown, packed or used within 200 km of the detection of Blueberry Rust cannot be brought into Western Australia unless they comply with the conditions in subitems (4), (5) and (6).

(4) Conditions — Fruit

Potential carriers comprising fresh fruit may be brought into Western Australia if an officer from the exporting State or Territory's quarantine authority has certified the following in relation to that fruit —

- (a) that the plants of origin have been inspected no more than 14 days before the fruit is harvested and that no Blueberry Rust was detected;
- (b) that the crop has been sprayed within 14 days of harvest with a fungicide, registered for the treatment of Blueberry Rust, as per the label recommendation, together with the name of the fungicide used, and the date on which it was applied;
- (c) that each consignment is free from soil and plant debris and in new packages;
- (d) that each container bears the name and address of the property where the fruit was grown and the name and address of the pack-house where the fruit was packed.

(5) Conditions — Agricultural equipment

Potential carriers comprising agricultural equipment may be brought into Western Australia if an officer from the exporting State or Territory's quarantine authority has certified the following in relation to that equipment —

- (a) that the equipment is free from soil and plant debris;
- (b) that the equipment is identified with the locality where it was last used;
- (c) that the equipment has been —
 - (i) steam cleaned;
 - (ii) treated with a solution containing not less than 100 ppm available chlorine, used as a spray rinse or dump treatment; or
 - (iii) treated in a manner approved by the Quarantine Plant Pathologist, Department of Agriculture, Western Australia.

(6) Conditions — Plants

- (a) Potential carriers comprising plants may be brought into Western Australia if the entry is approved by the Director General of Agriculture, Western Australia;
- (b) Plants that have entered Western Australia under subitem (1) are to be grown in post-entry quarantine, screened and cannot be released unless they are found to be free of Blueberry Rust;
- (c) If Blueberry Rust is detected on plants growing in post-entry quarantine, the plants must be destroyed in a manner approved by an Inspector.

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By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.
