

Compare between:

[14 Aug 2020, 00-e0-00] and [11 Sep 2020, 00-f0-00]

#### 1. Citation

These regulations are the *Biosecurity and Agriculture Management (Infringement Notices) Regulations 2013.* 

#### 2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations on the day after that day.

#### 3. Infringement notices

- (1) The offences specified in Schedule 1 are offences for which an infringement notice may be issued under section 126 of the Act.
- (2) The modified penalty specified opposite an offence in Schedule 1 is the modified penalty for that offence for the purposes of section 126 of the Act.

#### 4. Forms

For the purposes of sections 126 and 127 of the Act, the forms set out in Schedule 2 are prescribed in relation to the matters specified in those forms.

**Schedule 1** Prescribed offences and modified penalties

**Division 1** Biosecurity and Agriculture Management Act 2007

## Schedule 1 — Prescribed offences and modified penalties

[r. 3]

## Division 1 — Biosecurity and Agriculture Management Act 2007

| Offences Act 2007 | under Biosecurity and Agriculture Management  | Modified penalty \$ |
|-------------------|---|---------------------|
| s. 15(1)          | Importing prohibited organism (other than high impact organism) except in accordance with import permit and regulations                             | 1 000               |
| s. 15(2)          | Importing unlisted organism except in accordance with import permit and regulations   | 400                 |
| s. 15(3)          | Importing prescribed potential carrier (other than of a high impact organism) if import not permitted under, or not in accordance with, regulations | 1 000               |
| s. 19(2)          | Commercial passenger carrier failing to give passengers prescribed import information   | 300                 |
| s. 19(3)          | Commercial passenger carrier failing to provide secure facility to deposit imported organisms and potential carriers                                | 300                 |
| s. 19(4)          | Commercial passenger carrier failing to dispose of organism or potential carrier in accordance with regulations                                     | 400                 |
| s. 20(2)          | Commercial carrier failing to give notice of transport<br>of declared pest or potential carrier in accordance with<br>regulations                   | 300                 |
| s. 21(3)          | Failing to present to inspector imported organism or prescribed potential carrier or import permit, or to provide relevant information              | 400                 |
| s. 23(1)          | Dealing with declared pest (other than high impact organism) in prohibited manner   | 1 000               |
| s. 23(3)          | Contravening regulations in respect of moving declared pest (other than high impact organism) or animal, plant or thing infected or infested with   | 400                 |
|                   | declared pest (other than high impact organism)   | 400                 |

Prescribed offences and modified penalties

Biosecurity and Agriculture Management Act 2007

Division 1

| Offences<br>Act 2007 | under Biosecurity and Agriculture Management  | Modified penalty |
|----------------------|---|------------------|
| s. 24(2)             | Contravening regulations or management plan in relation to introduction of declared pest etc. (other than in relation to high impact organism)  | 400              |
| s. 24(4)             | Contravening regulations or management plan in relation to supply of declared pest etc. (other than in relation to high impact organism)        | 400              |
| s. 25                | Keeping, breeding, cultivating or supplying declared pest (other than high impact organism) contrary to Act or authorisation                    | 400              |
| s. 29                | Failing to comply with pest exclusion notice  | 400              |
| s. 30(2)             | Owner or other person in control of organism or thing failing to take prescribed control measures to control declared pest                      | 400              |
| s. 30(3)             | Owner or occupier of land failing to take prescribed control measures to control declared pest  | 400              |
| s. 32                | Failing to comply with pest control notice (other than in relation to high impact pest)   | 1 000            |
| s. 52(4)             | Using land in contravention of residue management notice  | 1 000            |
| s. 56(1)             | Dealing with chemical product without prescribed qualification or authorisation   | 1 000            |
| s. 56(2)             | Dealing with chemical product without giving notice in accordance with regulations  | 1 000            |
| s. 56(3)             | Dealing with chemical product other than in accordance with regulations   | 1 000            |
| s. 56(4)             | Advising on dealing with chemical product other than in accordance with regulations   | 1 000            |
| s. 56(5)             | Dealing with chemical product when regulations prohibit dealing   | 1 000            |
| s. 56(6)             | Failing to comply with regulations in relation to keeping records about dealing with chemical product   | 1 000            |
| s. 57                | Failing to comply with regulations providing for dealing with thing treated, or not treated, with chemical product or information about dealing | 1 000            |

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**Schedule 1** Prescribed offences and modified penalties

**Division 2** Biosecurity and Agriculture Management Regulations 2013

| Offences under Biosecurity and Agriculture Management<br>Act 2007 |   | Modified penalty \$ |
|---|---|---------------------|
| s. 92   | Contravening section relating to inspectors, directions |                     |
|   | and information   | 400                 |

Division 2 — Biosecurity and Agriculture Management Regulations 2013

| Offences under Biosecurity and Agriculture Management Regulations 2013 |  | Modified penalty \$ |
|--|--|---------------------|
| r. 11(6)   | Keeping certain potential carriers other than as authorised by, and in accordance with, permit   | 100                 |
| r. 24(2)   | Inoculating vertebrate with product containing declared pest   | 200                 |
| r. 26(2)   | Advertising supply of declared pest  | 100                 |
| r. 26(5)   | Failing to comply with requirement to discontinue advertisement or publish notice of advice  | 100                 |
| r. 30(4)   | Removing biosecurity sign  | 200                 |
| r. 32(4)   | Holding or participating in exhibition or sale of vertebrates, or causing gathering of vertebrates, in contravention of prohibition or condition | 400                 |
| r. 33(1)   | Making results of unauthorised test public   | 400                 |
| r. 34(2)   | Moving stock from abattoir without permit  | 200                 |
| r. 34(3)   | Moving stock from feedlot without authority  | 200                 |
| r. 36(4)   | Failing to keep record of search or surveillance   | 100                 |
| r. 36(5)   | Failing to comply with search or surveillance direction  | 100                 |
| r. 40(2)   | Interfering with pest control device   | 200                 |
| r. 45(2)   | Setting trap for vertebrate without permit   | 200                 |
| r. 45(3)   | Failing to take action in relation to trap as required by regulations  | 200                 |
| r. 48  | Using barrier fence without consent  | 200                 |
| r. 49  | Damaging or misusing barrier fence   | 200                 |
| r. 50(1)   | Driving or keeping animal near barrier fence   | 200                 |

Prescribed offences and modified penalties
Biosecurity and Agriculture Management Regulations 2013

Division 2

| Offences under Biosecurity and Agriculture Management<br>Regulations 2013 |  | Modified penalty |
|---|--|------------------|
| r. 51   | Travelling along barrier fence reserve   | 200              |
| r. 54(2)  | Making false claim in relation to detection, removal or destruction of declared pest               | 200              |
| r. 57   | Failing to comply with quarantine notice   | 400              |
| r. 58(1)  | Failing to give notice or advise of quarantine notice  | 400              |
| r. 58(2)  | Person on quarantined place failing to comply  | 400              |
| r. 64(7)  | Failing to comply with direction about warning sign  | 200              |
| r. 64(8)  | Removing or interfering with warning sign  | 200              |
| r. 65(4)  | Entering quarantined place in contravention of direction   | 400              |
| r. 66(5)  | Moving organism in contravention of movement notice  | 400              |
| r. 69(1)  | Interfering with approved movement of organism of concern or potential carrier                     | 400              |
| r. 69(2)  | Interfering with identification on organism of concern or potential carrier                        | 400              |
| r. 70   | Outgoing owner failing to notify Director General and new owner                                    | 200              |
| r. 75(4)  | Failing to give notice of intention to import  | 300              |
| r. 76   | Failing to give notice of intention to import under Commonwealth permit                            | 200              |
| r. 79(6)  | Failing to comply with requirements relating to presentation of organism or carrier for inspection | 400              |
| r. 82(3)  | Failing to comply with requirement of warning sign   | 400              |
| r. 82(4)  | Failing to keep conveyance stationary upon stopping in accordance with warning sign                | 400              |
| r. 83   | Damaging or interfering with warning sign  | 400              |
| r. 84   | Failing to keep conveyance stationary when required to stop by inspector                           | 400              |
| r. 85(2)  | Failing to give copy of direction to person to whom control of thing is transferred                | 400              |
| r. 86(7)  | Failing to comply with direction about untended plants, bees or apiaries                           | 200              |

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**Schedule 1** Prescribed offences and modified penalties

**Division 3** Biosecurity and Agriculture Management (Agriculture Standards) Regulations 2013

| Offences under Biosecurity and Agriculture Management<br>Regulations 2013 |   | Modified penalty \$ |
|---|---|---------------------|
| r. 86A(1)   | Failing to keep bees in hive of approved design                             | 200                 |
| r. 87(1)  | Storing hive without closing entrance                                       | 200                 |
| r. 87(4)  | Failing to comply with notice about storing hive                            | 200                 |
| r. 98   | Contravening condition on permit  | 400                 |
| r. 104(3)   | Permit holder failing to give information as required                       | 100                 |
| r. 105  | Falsely holding out as permit holder  | 400                 |
| r. 115  | Contravening condition of quarantine facility approval                      | 400                 |
| r. 119(9)   | Failing to comply with requirement in closure notice                        | 400                 |
| r. 123(1)   | Altering quarantine facility without approval                               | 400                 |
| r. 124  | Falsely holding out as person in whose name quarantine facility is approved | 400                 |

[Division 2 amended: Gazette 6 Sep 2019 p. 3195.]

Division 3 — Biosecurity and Agriculture Management (Agriculture Standards) Regulations 2013

| Offences under Biosecurity and Agriculture Management (Agriculture Standards) Regulations 2013 |  | Modified penalty |
|--|--|------------------|
| r. 10(6)   | Failing to comply with duty or obligation in residue quarantine notice   | 2 000            |
| r. 20B   | Failing to ensure that cattle treated with HGP is marked as required   | 500              |
| r. 20C(3)  | Failing to ensure that ear punch mark on animal treated with HGP remains permanently identifiable  | 500              |
| r. 20D(4)  | Declaring animal is HGP free if person has treated<br>animal with HGP or not obtained a declaration that<br>animal is HGP free from previous owner | 500              |
| r. 20D(5)  | Making false claim in relation to declaration that animal is HGP free  | 500              |
| r. 25  | Failing to produce animal feed in accordance with approved quality assurance scheme  | 500              |

Prescribed offences and modified penalties Biosecurity and Agriculture Management (Agriculture Standards) Regulations 2013 Schedule 1 Division 3

| Offences under Biosecurity and Agriculture Management (Agriculture Standards) Regulations 2013 |   | Modified penalty |
|--|---|------------------|
| r. 27(1)   | Failing to label manufactured animal feed container (weighing 5 kg or more) in accordance with regulations                                      | 200              |
| r. 27(2)   | Failing to label manufactured animal feed container (weighing less than 5 kg) in accordance with regulations                                    | 200              |
| r. 27(3)   | Failing to include vitamin or mineral information on manufactured animal feed container label   | 200              |
| r. 27(4)   | Failing to label delivery docket (for bulk supply of manufactured animal feed) in accordance with regulations                                   | 200              |
| r. 27(5)   | Failing to label container or docket (for single transaction supply of 500 kg of manufactured animal feed) in accordance with regulations       | 200              |
| r. 27(6)   | Failing to label container or docket (for manufactured<br>animal feed containing veterinary chemical product)<br>in accordance with regulations | 200              |
| r. 29(1)   | Supplying animal feed after expiry date has passed  | 200              |
| r. 29(2)   | Person who is not manufacturer supplying container of manufactured animal feed contrary to label  | 200              |
| r. 29(3)   | Supplying animal feed contrary to export label  | 200              |
| r. 29(4)   | Feeding stock animal feed contrary to export label  | 200              |
| r. 29(5)   | Storing animal feed contrary to instructions on label or delivery docket  | 200              |
| r. 31  | Failing to hold or store manufactured animal feed in a manner which prevents it coming into contact with restricted animal material             | 500              |
| r. 32(4)   | Giving animal feed containing restricted animal material to ruminant  | 500              |
| r. 32(5)   | Putting animal feed for ruminants in container that has<br>been used for packing restricted animal material                                     | 500              |
| r. 33(3)   | Failing to label certain manufactured animal feed as containing restricted animal material  | 200              |
|  |   |                  |

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**Schedule 1** Prescribed offences and modified penalties

**Division 4** Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013

| Offences under Biosecurity and Agriculture Management (Agriculture Standards) Regulations 2013 |  | Modified penalty \$ |
|--|--|---------------------|
| r. 33(4)   | Failing to label certain manufactured animal feed as not containing restricted animal material | 200                 |
| r. 36  | Doing thing in relation to prohibited pig feed in contravention of regulations                 | 500                 |
| r. 39  | Failing to label fertiliser as required by regulations   | 200                 |
| r. 45  | Selling immature citrus fruit intended for consumption as fresh fruit                          | 200                 |
| r. 47  | Selling immature table grapes intended for consumption as fresh fruit                          | 200                 |

[Division 3 amended: Gazette 16 Jun 2015 p. 2072.]

Division 4 — Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013

| Offences under Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013 |  | Modified penalty \$ |
|--|--|---------------------|
| r. 7(1)  | Owning or purchasing stock when not registered   | 200                 |
| r. 10(1)   | Operating a non-farming property when not registered   | 200                 |
| r. 13(1)   | Being or becoming a beekeeper when not registered  | 200                 |
| r. 18  | Failing to give notice of the movement of stock to farming property in certain circumstances                                       | 200                 |
| r. 19(1)   | Registered person failing to give notice of change of address  | 200                 |
| r. 19(2)   | Registered beekeeper failing to give notice of change of place of residence or business  | 200                 |
| r. 38(8)   | Permit holder failing to comply with requirement   | 200                 |
| r. 39  | Failing to give to inspector unused device or identification equipment after registered identifier ceases to be allotted to person | 500                 |
| n 40(1)  | •  | 300                 |
| r. 40(1)   | Possessing device or identification equipment when not registered owner of the identifier  | 200                 |

Prescribed offences and modified penalties Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013 Schedule 1 Division 4

| Offences under Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013 |   | Modified penalty \$ |
|--|---|---------------------|
| r. 40(2)   | Having on property a device or identification equipment contrary to regulations                                     | 500                 |
| r. 40(4)   | Removing device or identification equipment from  | 300                 |
|  | property contrary to regulations  | 500                 |
| r. 49(1)   | Failing to give NLIS device to inspector  | 200                 |
| r. 62(5)   | Failing to retain confirmation of registration record where person supplied with device or identification equipment | 200                 |
| r. 62(7)   | Failing to comply with direction to give record made under this regulation to approved person                       | 500                 |
| r. 65(2)   | Failing to retain confirmation of registration record where person supplied with NLIS device                        | 200                 |
| r. 65(4)   | Failing to comply with direction to give record made under this regulation to approved person                       | 500                 |
| r. 67(5)   | Failing to retain confirmation of registration record where person supplied with NLIS tag                           | 200                 |
| r. 67(7)   | Failing to comply with direction to give record made under this regulation to approved person                       | 500                 |
| r. 70(7)   | Failing to retain identification exemption certificate for specified time   | 200                 |
| r. 73(1)   | Possessing or controlling live animal not identified in accordance with regulations                                 | 500                 |
| r. 76(1)   | Failing to identify certain cattle or buffalo in the south-west of the State in accordance with regulations         | 200                 |
| r. 76(2)   | Failing to identify certain cattle or buffalo in accordance with regulations  | 200                 |
| r. 88(2)   | Failing to keep animal without NLIS separate from other animals   | 200                 |
| r. 89(2)   | Failing to give information to saleyard operator as required  | 500                 |
| r. 104(1)  | Saleyard operator failing to apply NLIS post breeder device to animal or update NLIS database                       | 500                 |

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Schedule 1 Prescribed offences and modified penalties

**Division 4** Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013

|            | nder Biosecurity and Agriculture Management<br>ion and Movement of Stock and Apiaries)<br>s 2013 | Modified penalty \$ |
|------------|--|---------------------|
| r. 104(3)  | Saleyard operator failing to hold animals at saleyard and inform inspector                       | 200                 |
| r. 105     | Saleyard operator failing to comply with direction of inspector                                  | 500                 |
| r. 108(1)  | Saleyard operator moving animal from saleyard contrary to regulations                            | 500                 |
| r. 110(2)  | Abattoir operator failing to comply with direction of inspector                                  | 500                 |
| r. 116(2)  | Export depot operator failing to comply with direction of inspector                              | 500                 |
| r. 128     | Moving sheep or goat from farming property contrary to regulations                               | 500                 |
| r. 129A(1) | Moving pig less than 25 kg from farming property contrary to regulations                         | 500                 |
| r. 129A(2) | Moving pig 25 kg or more from farming property contrary to regulations                           | 500                 |
| r. 135(2)  | Failing to give information to saleyard operator as requested                                    | 500                 |
| r. 143(2)  | Holding yard operator failing to comply with direction given by inspector                        | 500                 |
| r. 148(2)  | Saleyard operator failing to apply NLIS post breeder tag to animal                               | 500                 |
| r. 149(2)  | Saleyard operator failing to comply with direction given by inspector                            | 500                 |
| r. 150     | Saleyard operator failing to apply NLIS post breeder tag to animal born at saleyard              | 500                 |
| r. 152(1)  | Saleyard operator failing to record movement of consignment of animals to or from saleyard       | 500                 |
| r. 154(2)  | Abattoir operator failing to comply with direction given by inspector                            | 500                 |
| r. 161(2)  | Export depot operator failing to comply with direction given by inspector                        | 500                 |

Prescribed offences and modified penalties Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013 Schedule 1 Division 4

| Offences u<br>(Identifica<br>Regulation | Modified penalty  |     |
|---|---|-----|
| r. 165(1)                               | Owner of deer (other than imported deer or deer from pound) failing to identify it in accordance with regulations   | 200 |
| r. 165(2)                               | Owner of imported deer failing to identify it in accordance with regulations  | 200 |
| r. 165(3)                               | Owner of deer from pound failing to identify it in accordance with regulations  | 200 |
| r. 170(1)                               | Owner of horse or donkey kept on property in south-west of State failing to identify it in accordance with regulations  | 200 |
| r. 170(2)                               | Owner of horse or donkey kept on property not in south-west of State failing to identify it in accordance with regulations  | 200 |
| r. 170(3)                               | Owner of imported horse or donkey failing to identify it in accordance with regulations   | 200 |
| r. 170(4)                               | Owner of horse or donkey from pound failing to identify it in accordance with regulations   | 200 |
| r. 181(1)                               | Owner of South American camelid (other than imported South American camelid or South American camelid from pound) failing to identify it in accordance with regulations | 200 |
| r. 181(2)                               | Owner of imported South American camelid failing to identify it in accordance with regulations  | 200 |
| r. 181(3)                               | Owner of South American camelid from pound failing to identify it in accordance with regulations  | 200 |
| r. 189                                  | Causing or permitting animal to be moved from property or land without giving carrier a waybill   | 500 |
| r. 190(5)                               | Failing to retain copy of waybill or other transport document for specified time  | 200 |
| r. 192(1)                               | Purchaser failing to give carrier copies of waybill in certain circumstances  | 500 |
| r. 192(2)                               | Carrier failing to attach waybill from purchaser to other waybill   | 200 |

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**Schedule 1** Prescribed offences and modified penalties

**Division 5** Biosecurity and Agriculture Management (Quality Assurance and Accreditation) Regulations 2013

| Offences under Biosecurity and Agriculture Management (Identification and Movement of Stock and Apiaries) Regulations 2013 |   |     |  |  |
|--|---|-----|--|--|
| r. 196(9)  | Failing to comply with direction to give to inspector movement permit or copy     | 500 |  |  |
| r. 199(1)  | Possessing or controlling animal being moved without transport document           | 500 |  |  |
| r. 200(3)  | Carrier failing to retain copy of transport document for specified time           | 200 |  |  |
| r. 201(3)  | Property operator failing to retain copy of transport document for specified time | 200 |  |  |
| r. 202   | Beekeeper failing to identify hives with registered identifier                    | 200 |  |  |
| r. 207   | Possessing unidentified hive  | 200 |  |  |
| r. 208(1)  | Beekeeper failing to display notice   | 200 |  |  |
| r. 209(3)  | Beekeeper failing to retain record of establishment, or removal, of apiary        | 200 |  |  |
| r. 210(2)  | Beekeeper failing to retain recording confirming registration of other person     | 200 |  |  |

[Division 4 amended: Gazette 27 Jun 2019 p. 2452.]

Division 5 — Biosecurity and Agriculture Management (Quality Assurance and Accreditation) Regulations 2013

| Offences<br>(Quality A | Modified penalty                               |     |
|------------------------|--|-----|
| r. 15(3)               | Failing to return accreditation document       | 100 |
| r. 17                  | Contravening accreditation condition           | 200 |
| r. 18(1)               | Giving assurance certificate without authority | 400 |

Prescribed offences and modified penalties Biosecurity and Agriculture Management (Agricultural Chemical Record Keeping) Regulations 2020 Schedule 1 Division 6

| <b>Division 6</b> – | Biosecurity and Agriculture Management (Agricultura | l |
|---------------------|---|---|
|                     | Themical Record Keeping) Regulations 2020           | _ |

[Heading inserted: SL 2020/130 r. 7.]

Offence under Biosecurity and Agriculture Management
(Agricultural Chemical Record Keeping) Regulations 2020

Modified penalty

<u>r. 4(1)</u> Failing to ensure record of use of agricultural chemical product is made no later than 7 days after the use and to keep record for 2 years

400

[Division 6 inserted: SL 2020/130 r. 7.]

## Schedule 2 — Forms

[r. 4]

## Form 1 — Infringement notice (section 126)

| Biosecurity and Agriculture Management<br>Act 2007 section 126 |                         |          | ement                 | Infringement notice no.                                     |
|--|-------------------------|----------|-----------------------|---|
| INF  | RINGEMEN                | T NOTION | C <b>E</b>            |   |
| Alleged<br>offender  | Name                    |          |                       |   |
|  | Address                 |          |                       |   |
| Details of alleged   | Date or period          |          |                       |   |
| offence  | Place                   |          |                       |   |
|  | Written law contravened |          |                       |   |
|  | Details of offence      |          |                       |   |
| Date   | Date of notice          |          |                       |   |
| Inspector  | Name                    |          |                       |   |
|  | Signature               |          |                       |   |
| Modified penalty   | \$                      |          |                       |   |
| Penalty  | Individual              | \$       |                       | ot have to pay this This is the maximum                     |
|  | Body<br>corporate       | \$       | fine that care prosec | can be imposed if you cuted in a court and of this offence. |

| TAKE       | It is alleged that you have committed the above offence.  |  |  |  |
|------------|---|--|--|--|
| NOTICE     | If you do not want to be prosecuted in court for the offence, pay the modified penalty to the Director General within 28 days after the date of this notice.  |  |  |  |
|            | If you do not pay the modified penalty within 28 days, you may be prosecuted or enforcement action may be taken under the <i>Fines, Penalties and Infringement Notices Enforcement Act 1994</i> . Under that Act, some or all of the following action may be taken — your driver's licence may be suspended; your vehicle licence may be suspended or cancelled; your details may be published on a website; your vehicle may be immobilised or have its number plates removed; and your property may be seized and sold. |  |  |  |
|            |   | ed more time to pay the modified penalty, you ntact the Director General at the address below. |  |  |
|            | Paying the modified penalty will not be regarded as an admission for the purposes of any civil or criminal court case.  |  |  |  |
|            | -   | ant this matter to be dealt with by prosecution sign and date here:                            |  |  |
|            | and post this notice to the Director General at the address below within 28 days after the date of this notice.   |  |  |  |
|            | If you consider that you have good reason to have this notice withdrawn, you can write to the Director General at the address below requesting that this notice be withdrawn and setting out the reasons why you consider that this notice should be withdrawn. Your letter must be received not later than 28 days after the date of this notice.  |  |  |  |
| How to pay | By post   | Tick the relevant box below and post this notice to:   |  |  |
|            |   |  |  |  |
|            |   | [Insert address]   |  |  |

|                   |        | ☐ I want to pay the modified penalty. A cheque or money order (payable to the Director General, Department of Agriculture and Food) for the modified penalty is enclosed. |  |  |
|-------------------|--------|---|--|--|
|                   |        | ☐ I want to pay the modified penalty by credit card. Please debit my credit card account.   |  |  |
|                   |        | Card type   |  |  |
|                   |        | Cardholder name   |  |  |
|                   |        | Card number   |  |  |
|                   |        |   |  |  |
|                   |        | Expiry date of card/  |  |  |
|                   |        | Amount \$   |  |  |
|                   |        | Signature   |  |  |
|                   |        |   |  |  |
|                   |        | Complete all details  |  |  |
|                   | In     | Pay the cashier at:   |  |  |
|                   | person | [Insert address]  |  |  |
|                   |        |   |  |  |
| Method of service |        | Date of service   |  |  |

## Form 2 — Withdrawal of infringement (section 127)

| Biosecurity and Agriculture Management Act 2007 section 127 WITHDRAWAL OF |                         |   | Withdrawal no. |
|---|-------------------------|---|----------------|
|   | NGEMENT                 | _ |                |
| Alleged<br>offender   | Name                    |   |                |
|   | Address                 |   |                |
| Details of infringement   | Infringement notice no. |   |                |
| notice  | Date of issue           |   |                |
| Details of  | Date or period          |   |                |
| alleged<br>offence  | Place                   |   |                |
| orience   | Written law contravened |   |                |
|   | Details of offence      |   |                |
| Signature of<br>Director<br>General or                                    | Name                    |   |                |
| delegate  | Signature               |   |                |
| Date  | Date of                 |   |                |

| Withdrawal of infringement notice [*Delete whichever is not applicable] | The above infringement notice issued against you for the above alleged offence has been withdrawn.  If you have already paid the modified penalty for the alleged offence, you are entitled to a refund.  *Your refund is enclosed  or  *If you have paid the modified penalty but a refund is not enclosed, you may claim your refund by signing and dating this notice and posting it to:  [Insert address] |
|---|---|
| Your<br>signature   | Date  |

## Notes

This is a compilation of the *Biosecurity and Agriculture Management (Infringement Notices) Regulations 2013* and includes amendments made by other written laws. For provisions that have come into operation see the compilation table. For provisions that have not yet come into operation see the uncommenced provisions table.

#### **Compilation table**

| Citation  | Published                 | Commencement   |
|---|---------------------------|--|
| Biosecurity and Agriculture<br>Management (Infringement Notices)<br>Regulations 2013              | 24 Sep 2013<br>p. 4417-35 | r. 1 and 2: 24 Sep 2013<br>(see r. 2(a));<br>Regulations other than r. 1 and 2:<br>25 Sep 2013 (see r. 2(b)) |
| Biosecurity and Agriculture<br>Management (Infringement Notices)<br>Amendment Regulations 2015    | 16 Jun 2015<br>p. 2072    | r. 1 and 2: 16 Jun 2015<br>(see r. 2(a));<br>Regulations other than r. 1 and 2:<br>17 Jun 2015 (see r. 2(b)) |
| Biosecurity and Agriculture<br>Management Regulations Amendment<br>Regulations (No. 2) 2019 Pt. 3 | 27 Jun 2019<br>p. 2407-54 | 28 Jun 2019 (see r. 2(b))  |
| Biosecurity and Agriculture<br>Management Regulations Amendment<br>Regulations 2019 Pt. 3         | 6 Sep 2019<br>p. 3195     | 7 Sep 2019 (see r. 2(b))   |

## **Uncommenced provisions table**

To view the text of the uncommenced provisions see *Subsidiary legislation as made* on the WA Legislation website.

| Citation  | <b>Published</b>           | Commencement              |
|---|----------------------------|---------------------------|
| Biosecurity and Agriculture<br>Management (Agricultural Chemical<br>Record Keeping) Regulations 2020<br>Pt. 3 | SL 2020/130<br>14 Aug 2020 | 11 Sep 2020 (see r. 2(b)) |