

Agricultural Compounds and Veterinary Medicines Amendment Bill (No 2)

Government Bill

As reported from the committee of the whole House

This bill was formerly part of the New Organisms and Other Matters Bill as reported from the Education and Science Committee. The committee of the whole House has further amended the bill and has divided it into the following bills:

- The Hazardous Substances and New Organisms Amendment Bill, comprising clause 1, Parts 1 and 2, and the Schedule
- This bill, comprising Part 3
- The Medicines Amendment Bill (No 2), comprising Part 4
- The Biosecurity Amendment Bill (No 2), comprising Part 5

Hon Marian Hobbs

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The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Agricultural Compounds and Veterinary Medicines Amendment Act (No 2) **2003**.

- (2) In this Act, the Agricultural Compounds and Veterinary Medicines Act 1997¹ is called “the principal Act”.

¹ 1997 No 87

2 Commencement

This Act comes into force on 30 October 2003.

52 Director-General to withhold information

- (1) Section 12(2) of the principal Act is amended by omitting the words “immediately notify”, and substituting the words “make all reasonable efforts to contact and notify immediately”.

- (2) Section 12 of the principal Act is amended by repealing subsection (4), and substituting the following subsection:

“(4) The Director-General may release the information or withhold the information in accordance with the Official Information Act 1982 if—

“(a) the Director-General has complied with subsection (2);
and

“(b) the time limit specified in subsection (3) has expired.”

53 Waiver of notification

Section 15 of the principal Act is amended by repealing subsection (2), and substituting the following subsections:

- “(2) The Director-General may waive the requirement to notify an application in accordance with section 14 if, in the Director-General’s opinion, a trade name product is likely to be required for use in—
- “(a) a biosecurity emergency declared under section 144 of the Biosecurity Act 1993; or
- “(b) a special emergency declared under **section 49B** of the Hazardous Substances and New Organisms Act 1996.
- “(3) The Director-General may waive the requirement to notify an application in accordance with section 14 if—
- “(a) the trade name product is not, and does not contain, a hazardous substance or new organism (within the meaning of the Hazardous Substances and New Organisms Act 1996); and
- “(b) the Minister has advised the Director-General in writing that—
- “(i) an emergency has arisen under this Act; and
- “(ii) the Minister agrees to the Director-General considering whether to grant a waiver; and
- “(c) the Director-General is of the opinion that the trade name product is likely to be required for use in the emergency.”

Legislative history

9 October 2003

Divided from New Organisms and Other Matters Bill
(Bill 47–2) as Bill 47–3B
