



Animal Products (Fees, Charges, and Levies) Amendment Regulations 2010

Anand Satyanand, Governor-General

Order in Council

At Wellington this 21st day of June 2010

Present:

His Excellency the Governor-General in Council

Pursuant to section 166 of the Animal Products Act 1999, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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**New clause 2 substituted in Schedule 2 of principal
regulations**

Regulations**1 Title**

These regulations are the Animal Products (Fees, Charges, and Levies) Amendment Regulations 2010.

2 Commencement

These regulations come into force on 1 July 2010.

3 Principal regulations amended

The regulations amend the Animal Products (Fees, Charges, and Levies) Regulations 2007.

4 Schedule 1 amended

- (1) Part 1 of Schedule 1 is amended by omitting item 16 and substituting the corresponding item set out in Schedule 1 of these regulations.
- (2) Part 1 of Schedule 1 is amended by omitting item 18 and substituting the corresponding item set out in Schedule 1 of these regulations.
- (3) Part 1 of Schedule 1 is amended by omitting items 19 and 25.
- (4) Item 26 of Part 1 of Schedule 1 is amended by omitting “list” and substituting “register”.
- (5) Item 27 of Part 1 of Schedule 1 is amended by omitting “listing” and substituting “registering”.
- (6) Item 1A of Part 7 of Schedule 1 is amended by omitting “\$38.04” and substituting “\$41.04”.

5 Schedule 2 amended

- (1) Note 1 of Schedule 2 is amended by revoking paragraph (c) and substituting the following paragraph:
“(c) operators of fishing vessels who are operating under—

- “(i) a risk management programme and who undertake primary processing of fish and bivalve molluscan shellfish; or
- “(ii) the regulated control scheme set out in the Animal Products (Regulated Control Scheme—Limited Processing Fishing Vessels) Regulations 2001.”
- (2) Schedule 2 is amended by revoking clause 2 and substituting the corresponding clause set out in Schedule 2 of these regulations.

Schedule 1

r 4

New items substituted in Part 1 of Schedule 1 of principal regulations

16	Reissue of official assurance under section 64(2) if replacement insurance demanded by importing country	\$412 per replacement certificate plus assessment charge on hourly basis specified in Part 2 for any hours exceeding 3 hours to a maximum of \$1,000, plus disbursements at cost
18	Registration of transport operator, vehicle docking facility operator, or wharf operator under notice issued under section 40	\$137.25 per application plus assessment charge on hourly basis specified in Part 2

Schedule 2

r 5(2)

New clause 2 substituted in Schedule 2 of principal regulations2 *Annual levies for fish*

The following levies are payable on the basis of greenweight tonnage of fish or bivalve molluscan shellfish processed on the fishing vessel:

- | | | |
|-----|---|---|
| (a) | primary processors of fish other than bivalve molluscan shellfish | \$0.42 per tonne of fish— |
| | | (a) processed on a fishing vessel that are— |
| | | (i) filleted at sea for consumption in New Zealand; or |
| | | (ii) otherwise processed at sea for consumption in New Zealand and that are not delivered to an onshore primary processor (except for the purposes of storage or transport); or |
| | | (b) processed by an onshore processor except for fish that are— |
| | | (i) filleted at sea for consumption in New Zealand; or |
| | | (ii) otherwise processed at sea for consumption in New Zealand and that are only transported or stored by the onshore processor; or |

- \$0.82 per tonne of fish—
- (a) processed on a fishing vessel that are—
 - (i) filleted at sea for export; or
 - (ii) otherwise processed at sea for the purposes of export and are not delivered to an onshore primary processor (except for the purposes of storage or transport); or
 - (b) processed by an onshore processor except for fish that are—
 - (i) filleted at sea for export; or
 - (ii) otherwise processed at sea for the purposes of export and that are only transported or stored by the onshore processor
- (b) primary processors of bivalve molluscan shellfish
- \$3.88 per tonne of bivalve molluscan shellfish processed (if an operator processes only for consumption in New Zealand); or
- \$5.65 per tonne of bivalve molluscan shellfish processed (if an operator processes wholly or partly for export)

Michael Webster,
for Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 July 2010, amend the Animal Products (Fees, Charges, and Levies) Regulations 2007,

which provide for fees, charges, and levies payable under the Animal Products Act 1999 (the **principal Act**).

The amendments—

- substitute *new items 16 and 18* of Part 1 of Schedule 1, which relate to the fee for a reissue of official assurance under section 64(2) of the principal Act if replacement assurance is demanded by an importing country and the fee for the registration of transport operators, vehicle docking facility operators, or wharf operators under a notice issued under section 40 of the principal Act:
- omit items 19 and 25 of Part 1 of Schedule 1, which relate to the annual registration fee for transport operators and applications to list as a certified supplier of pet food:
- reword items 26 and 27 of Part 1 of Schedule 1, which relate to the fee for an application to register a limited processing vessel and the annual limited processing vessel registration fee:
- increase the basic hourly charge on export and game sectors specified in item 1A of Part 7 of Schedule 1 (which relates to New Zealand Food Safety Authority verification charges) from \$38.04 to \$41.04 (excluding GST):
- substitute *new note 1(c) and clause 2* of Schedule 2, which relate to annual levies for fish to clarify the point at which the levies are payable.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 24 June 2010.

These regulations are administered by the New Zealand Food Safety Authority.
