

South Australia

# Biological Control (Miscellaneous) Amendment Act 2016

An Act to amend the *Biological Control Act 1986*.

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**The Parliament of South Australia enacts as follows:**

## Part 1—Preliminary

### 1—Short title

This Act may be cited as the *Biological Control (Miscellaneous) Amendment Act 2016*.

### 2—Commencement

This Act will come into operation on a day to be fixed by proclamation.

### 3—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

## **Part 2—Amendment of *Biological Control Act 1986***

### **4—Amendment of section 3—Interpretation**

- (1) Section 3(1), definitions of *kind* and *organism*—delete the definitions and substitute:
- kind*, in relation to live organisms, viruses or sub-viral agents, means species, sub-species or variety;
- organism* means—
- (a) an organism (whether alive or dead and whether or not indigenous to Australia) other than a human; or
  - (b) a part of, or matter discharged from, an organism within the meaning of paragraph (a); or
  - (c) a virus or sub-viral agent;
- (2) Section 3(1), definition of *prescribed live organisms*—delete the definition and substitute:
- prescribed organisms* means organisms that are—
- (a) live organisms; or
  - (b) viruses or sub-viral agents,
- but does not include live vaccines or resistant cultivars;

### **5—Amendment of section 4—Biological control**

Section 4—delete "live" and substitute:  
prescribed

### **6—Amendment of section 19—Agent organisms**

Section 19(1)—delete "live"

### **7—Amendment of section 20—Agent application**

Section 20(1)—delete "live"

### **8—Amendment of section 24—Notice of proposed agent organisms**

Section 24(1)—delete "live"

### **9—Amendment of section 28—Emergency declarations**

Section 28(1)(b)—delete "live"

### **10—Amendment of section 29—Declaration of existing released organisms**

Section 29(1)(a)—delete "live"

### **11—Amendment of section 32—Declaration of organisms declared under a relevant law**

Section 32(2)(a)—delete "live"

**12—Amendment of section 35—No legal proceedings to be instituted in respect  
of release of agent organisms under a relevant law**

Section 35(2)—delete "live"