

**House of Assembly—No 157**

As laid on the table and read a first time, 22 September 2016

South Australia

**Biological Control (Miscellaneous) Amendment  
Bill 2016**

A BILL FOR

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

- 5 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

- 10 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

- 15 (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"