



Biosecurity (Fees, Charges, and Penalties) Regulations 2025

Sir Tom J. Marsters, KBE

King's Representative

Order in Executive Council

At Avarua, Rarotonga this 28th day of January, 2025

Present:

His Excellency the King's Representative in Executive Council

Pursuant to section 96(2) and 104 of the Biosecurity Act 2008, His Excellency the King's Representative, acting on the advice and with the consent of the Executive Council, makes the following regulations—

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Schedule 1

Fees and charges

Part 1

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Section 96(2) of the Biosecurity Act 2008

Regulations

- 1 Title**
These regulations are the Biosecurity (Fees, Charges, and Penalties) Regulations 2025.
- 2 Commencement**
These regulations come into force on the day after the date on which they are made.
- 3 Interpretation**
(1) In these regulations, **Act** means the Biosecurity Act 2008.
(2) Any term or expression that is defined in the Act and used, but not defined, in these regulations has the same meaning as in the Act.

Fees and charges

- 4 Fees and charges**
(1) The fees and charges set out in Schedule 1 are payable for the matters provided in the schedule.
(2) The fees and charges are exclusive of value added tax.
- 5 When fees and charges payable**
The fees and charges set out in Schedule 1 are payable on the making of the relevant application or on the performance of the relevant service.
- 6 Director may grant exemption, waiver, or refund**
The Director may grant an exemption from, or waive or refund, any fee or charge set out in Schedule 1 in whole or in part, in any particular case or class of cases.

Penalties

- 7 Penalties**
(1) The fixed penalties (instant fines) set out in Schedule 2 are payable for the offences provided in the schedule.
(2) A fixed penalty is payable at the place and time required in the fixed penalty order (*see* section 96(5)(a) of the Act).

Schedule 1
Fees and charges

Part 1
Clearance fees

Section	Nature of fee	Unit of charge	Amount of fee or charge (\$)	
15(2)(b), 19(1)(c)	Fee for biosecurity landing clearance or port quarantine clearance for vessel or aircraft:		Normal working hours	After hours
	<i>Vessels</i>			
	Vessel that is boarded in port and is of the following type:			
	cruise liner	Per vessel	100	200
	fishing boat	Per vessel	100	200
	launch	Per vessel	100	200
	regional security vessel	Per vessel	100	200
	yacht	Per vessel	50	75
	other type (for example a container ship or tanker)	Per vessel	100	200
	Vessel that must be boarded out of port	Per vessel	300	500
	<i>Aircraft</i>			
	Aircraft that is scheduled and is of the following type:			
	commercial aircraft—fewer than 60 persons on board	Per aircraft	50	100
	commercial aircraft—no fewer than 60 and no more than 200 persons on board	Per aircraft	100	200
	commercial aircraft—more than 200 persons on board	Per aircraft	200	300

		private aircraft	Per aircraft	100	200
		regional security aircraft	Per aircraft	100	200
		Aircraft that is unscheduled	Per aircraft	200	300

Part 2 Other fees and charges

Item	Section	Nature of fee or charge	Unit of charge	Amount of fee or charge (\$)
1	23(3)(b)	Fee for inspection of article or consignment at biosecurity point of entry	Per inspection	100
2	24(2)(b)	Application fee for biosecurity import clearance of regulated article or consignment:		
		Commercial freight (by air or sea) that is fresh produce, is not transported in a container or occupies less than 1 container, and is a consignment comprising—		
		no more than 20 articles	Per consignment	20
		more than 20 articles and no more than 50 articles	Per consignment	50
		more than 50 articles and no more than 100 articles	Per consignment	75
		more than 100 articles	Per consignment	100
		Container cargo (for which a fee is not otherwise specified)	Per container (split between consignees)	100
		Imported new vehicle that weighs—		
		less than 3,500 kg	Per vehicle	20
		3,500 kg or more	Per vehicle	25
		Imported used vehicle that weighs—		

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			less than 3,500 kg	Per vehicle	50
			3,500 kg or more	Per vehicle	75
			Heavy machinery	Per item	100
			Personal effects	Per consignment	60
3	27(3)		Application fee for biosecurity specification under section 26	Per application	200
4	28(1)(c)		Application fee for biosecurity import permit— single importation of plants—non-commercial	Per permit	100
			single importation of plant seeds—non-commercial	Per permit	50
			single importation of plants—commercial	Per permit	200
			single importation of plant seeds—commercial	Per permit	200
			multiple importations of plants for 3-year period	Per permit	350
			single importation of live animals during 6-month period	Per permit	200
5	31(5)(b)		Fee for request for exemption from biosecurity import specifications or requirements	Per importation	500
6	32(5)(b)		Fee for request for waiver of requirement for certificate for regulated articles in transit	Per consignment	500
7	33(4)(b)		Fee for release of article or consignment from biosecurity point of departure after inspection (not applicable to checked-in luggage or carry-on luggage for passengers or crew)— Article or consignment that is released in the standard time frame and is of the following kind:		
			plants	Per inspection	100
			personal effects	Per inspection	100

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			less than container load container	Per container (split between consignees)	100
			full container load	Per container (split between consignees)	200
			used vehicles	Per inspection	100
			heavy machinery	Per inspection	100
			used machinery (other than heavy machinery) or equipment	Per inspection	100
			sand, soil, or aggregates	Per inspection	100
			live animals	Per inspection	100
			Article or consignment that, on request, is released urgently	Per inspection	250
8	35(1)(b), 35(2)(c)		Fee for the issue of sanitary and phytosanitary certificates in respect of article----		
			Air passengers	Per application	20
			Persons departing by sea	Per application	20
			Replacement phytosanitary certificate	Per certificate	50
			Nursery stocks	Per application	50
			Large fruit trees (more than 1 metre high)	Per application	50
			Cut flowers	Per application	50
			Live animals	Per application	20
			Other plant products	Per application	100
			Commercial articles	Per application	50
9	37(1)		Application fee for biosecurity export clearance of article or consignment----		
			Vehicles	Per application	50
			Heavy machinery—non-agricultural	Per application	50
			Heavy machinery—agricultural	Per application	50

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		Other regulated articles	Per application	50
10	41(2)	Fees and charges for keeping items in biosecurity quarantine:		
		Rugby boots	Per pair	25
		Other sports equipment (for example, golf shoes, sets of golf clubs, and hiking shoes)	Per pair or set (as applicable)	50
		Plants	Per consignment	200
		Used vehicles	Per vehicle	30
		Heavy machinery—non-agricultural	Per item	50
		Heavy machinery—agricultural	Per item	50
11	50(7)	Fee for detention of incoming or outgoing regulated article	Per article	20
12	51(10)	Fee for taking and analysis of sample	Per sample	50
13	52(8)	Fee for testing incoming or outgoing regulated article	Per test	50
14	53(12)	Charge for treatment of article—incoming or outgoing—		
		Plants or plant products	Per treatment	150
		Animals or animal products	Per treatment	300
15	55(10)	Fee for biosecurity-supervised destruction of article	Per destruction	500
16	78(1)	Fee for inspection of biosecurity register	Per inspection	20
17	78(1)	Fee for copy of biosecurity register	Per copy	50
18	88(1)	Application fee for approving premises for inspecting, testing, and treating, and taking other actions in relation to, regulated articles	Per premises	110

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20		Any application made to the Secretary or Director for which no other fee is prescribed	Per application	100

Schedule 2 Fixed penalties

Section 96(2) of the Biosecurity Act 2008

Provision of Act	General description of offence	Fixed penalty (\$)	
		Individual	Body corporate
10(2)	Master or captain causing or permitting incoming vessel or aircraft to berth or land other than at biosecurity point of entry	500	N/A
10(5)	Master or captain causing or permitting vessel or aircraft to leave other than from biosecurity point of departure	500	N/A
14(1), (3), 92(e)	Master or captain failing to make or making a false or incomplete biosecurity arrival declaration	500	N/A
15(1)(a), (5)	Master or captain refusing to take vessel or aircraft to biosecurity port holding area as directed	500	N/A
15(1)(b), (5)	Master or captain refusing to permit biosecurity officer to board and search vessel or aircraft	500	N/A
15(1)(d), (5)	Master or captain failing to complete incoming conveyance biosecurity certificate	500	N/A
15(6)	Master or captain landing crew, cargo, or passengers without biosecurity landing clearance or permission	500	N/A
22(6)(a)	Arriving passenger or crew member failing to make biosecurity declaration	400	N/A
23(2)(a)	Importer failing to make imported goods available for biosecurity entry inspection	500	1,000
24(5)(a)	Importer failing to comply with requirements for clearance	500	1,000
33(2)	Exporter failing to make goods available for biosecurity export inspection	500	1,000
51(3)	Importer refuses to allow samples to be taken or to provide samples	500	1,000

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57(6)(b)	Person refusing to submit to search	250	N/A
85(2)	Operator failing to keep biosecurity premises and facilities free from weeds and vermin	500	1,000


Clerk of the Executive Council

These regulations are administered by the Ministry of Agriculture.
These regulations were made on the 28th day of January 2025.