

**Hazardous Substances and New Organisms (Organisms Prescribed as Not New Organisms)  
Regulations 2009**

Anand Satyanand, Governor-General

**Order in Council**

At Wellington this 18th day of May 2009

Present:

His Excellency the Governor-General in Council

Pursuant to section 140(1)(ba) of the Hazardous Substances and New Organisms Act 1996, 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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**Regulations**

- 1 Title
  - These regulations are the Hazardous Substances and New Organisms (Organisms Prescribed as Not New Organisms) Regulations 2009.
- 2 Commencement
  - These regulations come into force on the 28th day after the date of their notification in the *Gazette*.
- 3 Schedule
  - The organisms in the Schedule are prescribed as not new organisms for the purposes of the Hazardous Substances and New Organisms Act 1996.

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**Schedule**

**Organisms prescribed as not new organisms**

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The strain of the fungal organism *Puccinia myrsiphylli* that has the accession number DQ015697 in the United States National Center for Biotechnology Information GenBank

Michael Webster,  
for Clerk of the Executive Council.

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**Explanatory note**

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

These regulations provide that the organisms specified in the schedule are not new organisms for the purposes of the Hazardous Substances and New Organisms Act 1996.

Organisms that were not present in New Zealand before 29 July 1998 are “new organisms” under the Act. This means that anyone who, for example, knowingly releases them commits an offence. The commission of an offence is avoided only if the organisms are managed in accordance with an approval granted by the Environmental Risk Management Authority or are specified in the schedule of these regulations.

Bridal creeper is a serious plant pest that is attacked by the fungus bridal creeper rust. The schedule specifies that a particular strain of bridal creeper rust is not a new organism. The strain established itself in New Zealand after 29 July 1998 and is spreading naturally.

The regulations come into force 28 days after they are notified in the *Gazette*.

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

Date of notification in *Gazette*: 21 May 2009.

These regulations are administered by the Ministry for the Environment.