



Queensland

*Plant Protection Act 1989*

# **Plant Protection (Cucumber Green Mottle Mosaic) Quarantine Notice 2014**

**Current as at 25 November 2014**

## Information about this reprint

This reprint shows the legislation current as at the date on the cover and is authorised by the Parliamentary Counsel.

A new reprint of the legislation will be prepared by the Office of the Queensland Parliamentary Counsel when any change to the legislation takes effect. This change may be because a provision of the original legislation, or an amendment to it, commences or because a particular provision of the legislation expires or is repealed.

When a new reprint is prepared, this reprint will become a historical reprint. Also, if it is necessary to replace this reprint before a new reprint is prepared, for example, to include amendments with a retrospective commencement, an appropriate note would be included on the cover of the replacement reprint and on the copy of this reprint at [www.legislation.qld.gov.au](http://www.legislation.qld.gov.au).

The endnotes to this reprint contain detailed information about the legislation and reprint. For example—

- The table of reprints endnote lists any previous reprints and, for this reprint, gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it.
- The list of legislation endnote gives historical information about the original legislation and the legislation which amended it. It also gives details of uncommenced amendments to this legislation. For information about possible amendments to the legislation by Bills introduced in Parliament, see the Queensland Legislation Current Annotations at [www.legislation.qld.gov.au/Leg\\_Info/information.htm](http://www.legislation.qld.gov.au/Leg_Info/information.htm).
- The list of annotations endnote gives historical information at section level.

All Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints are not continued.



Queensland

# Plant Protection (Cucumber Green Mottle Mosaic) Quarantine Notice 2014

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# Plant Protection (Cucumber Green Mottle Mosaic) Quarantine Notice 2014

[reprinted as in force on 25 November 2014]

## 1 Short title

This notice may be cited as the *Plant Protection (Cucumber Green Mottle Mosaic) Quarantine Notice 2014*.

*Note*—

Under section 11(9) of the Act, this notice remains in force until whichever of the following first happens—

- (a) the commencement of a regulation under section 11(1) of the Act in relation to the same matter;
- (b) the end of 3 months.

## 2 Definitions

In this notice—

***cucumber green mottle mosaic*** means the *Cucumber green mottle mosaic virus*.

***infested plant*** means a plant of the family *Cucurbitaceae* infested with cucumber green mottle mosaic.

***pest quarantine area*** means the pest quarantine area declared under section 3.

***restricted item*** means any of the following—

- (a) the cucumber green mottle mosaic;
- (b) plants of the family *Cucurbitaceae*;
- (c) soil which has, or may have, come in contact with infested plants;
- (d) an appliance used, or that may have been used, in the harvesting, planting or production of plants of the

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family *Cucurbitaceae*, including, for example, secateurs or other cutting implements;

- (e) packing materials used, or that may have been used, for packing plants of the family *Cucurbitaceae*.

*Examples of plants of the family Cucurbitaceae—*

cucumber, melon, pumpkin, squash

### **3 Declaration of pest quarantine area**

The whole of Queensland is declared to be a pest quarantine area for cucumber green mottle mosaic.

### **4 Objects of quarantine**

The objects of the quarantine are—

- (a) to prevent the introduction of cucumber green mottle mosaic into the pest quarantine area; and
- (b) to prevent the spread of cucumber green mottle mosaic in the pest quarantine area; and
- (c) to control or remove cucumber green mottle mosaic in or from the pest quarantine area.

### **5 Restriction on moving restricted item into pest quarantine area**

- (1) A person must not, without an inspector's approval, move a restricted item into the pest quarantine area.
- (2) An inspector may give an approval under subsection (1), with or without conditions, only if the inspector is satisfied the movement of the restricted item will not pose a significant risk of—
  - (a) introducing cucumber green mottle mosaic into the pest quarantine area; or
  - (b) spreading cucumber green mottle mosaic in the pest quarantine area.

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**6 Restriction on moving restricted item within or out of pest quarantine area**

- (1) A person must not, without an inspector's approval, move a restricted item within or out of the pest quarantine area.
- (2) An inspector may give an approval under subsection (1), with or without conditions, only if the inspector is satisfied movement of the restricted item will not pose a significant risk of—
  - (a) introducing cucumber green mottle mosaic into the pest quarantine area; or
  - (b) spreading cucumber green mottle mosaic in the pest quarantine area.

**7 Obligation to keep documents relating to movement of plant of the family *Cucurbitaceae***

- (1) This section applies if a person moves, after the commencement, a plant of the family *Cucurbitaceae* that was grown on a parcel of land in Queensland to—
  - (a) another parcel of land in Queensland; or
  - (b) outside Queensland.
- (2) The owner of the parcel of land from which the plant is moved must keep a copy of any relevant movement document for the movement for at least 1 year after the plant is moved from the land.
- (3) In this section—

***relevant movement document***, for the movement of a plant of the family *Cucurbitaceae*, means the following—

  - (a) a document that relates to the movement;
  - (b) if the movement is for a sale of the plant—a document that relates to the sale.

**8 Obligation of land owner to allow surveillance**

- (1) If an inspector requires an owner of land in the pest quarantine area to allow the inspector to carry out surveillance on the

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land to look for and monitor the spread of cucumber green mottle mosaic, the owner must not refuse to allow the inspector to carry out surveillance.

- (2) Without limiting subsection (1), an inspector may carry out surveillance on the land by testing a plant or soil which may have come in contact with infested plants and testing the sample, or having another person test the sample, on the land or at another place.
- (3) The inspector may direct the owner to move or remove any thing on the land that would obstruct the inspector carrying out surveillance on the land.

*Examples of things an inspector may direct to be moved or removed—*

machinery, rubbish, scrap metal, vegetation

- (4) When making the requirement or direction, the inspector must give the person an offence warning.
- (5) In this section—

***land*** does not include a dwelling house on the land.

## Endnotes

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### 2 Key

#### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised version
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2012
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

### 3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further

Endnotes

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details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3003 9601 or email [legislation.queries@oqpc.qld.gov.au](mailto:legislation.queries@oqpc.qld.gov.au).

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

Current as at 25 November 2014	Amendments included none	Notes
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## 4 List of legislation

### *Regulatory impact statements*

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

### *Explanatory notes*

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

### **Plant Protection (Cucumber Green Mottle Mosaic) Quarantine Notice 2014 SL No. 273**

made by the Minister for Agriculture, Fisheries and Forestry on 25 November 2014  
notfd <[www.legislation.qld.gov.au](http://www.legislation.qld.gov.au)> 25 November 2014

commenced on date of notification

exp on the commencement of a regulation under s 11(1) of the Act in relation to the same matter or the end of 3 months (see s 11(9) of the Act)

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