

LEGISLATIVE COUNCIL

PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2016

(Amendments and New Clauses to be proposed in Committee by Ms PULFORD)

1. Clause 1, page 3, line 20, omit "86A." and insert "86A; and".
2. Clause 1, page 3, after line 20 insert—
 "(g) to make amendments to the **Biological Control Act 1986** required as a result of the Biological Control Amendment Act 2016 of the Commonwealth."
3. Clause 2, line 24, after "Act" insert "(other than Part 8)".

NEW CLAUSES

4. Insert the following Part heading and clauses to follow clause 27—

'Part 8—Amendment of Biological Control Act 1986

AA Definitions

- (1) In section 3(1) of the **Biological Control Act 1986** insert the following definition—
 "*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;"
- (2) In section 3(1) of the **Biological Control Act 1986**, in the definition of *kind*, after "organisms," insert "viruses or sub-viral agents,".
- (3) In section 3(1) of the **Biological Control Act 1986**, in the definition of *organism*—
 (a) in paragraph (b), for "paragraph (a);" substitute "paragraph (a); or";
 (b) after paragraph (b) insert—
 "(c) a virus or sub-viral agent;"
- (4) In section 3(1) of the **Biological Control Act 1986**, the definition of *prescribed live organisms* is repealed.

BB Biological control

In section 4 of the **Biological Control Act 1986**, for "live" substitute "prescribed".

CC Consequential amendments

In sections 19(1), 20(1), 24(1), 28(1)(b), 29(1)(a), 32(2)(a) and 35(3) of the **Biological Control Act 1986**, for "prescribed live organisms" **substitute** "prescribed organisms".'

5. Part heading preceding clause 28, omit "8" and insert "9".
6. Clause 28, line 3, omit all words and expressions on this line and insert—
"This Act is **repealed** on the first anniversary of the first day on which all of its provisions are in operation."

AMENDMENT OF LONG TITLE

7. Long title, omit "and the **Wildlife Act 1975**" and insert ", the **Wildlife Act 1975** and the **Biological Control Act 1986**".