



Pursuant to paragraph 2 of section 69C of the *Agricultural and Veterinary Chemicals (Administration) Act 1992*, notice is hereby given that following the first Conference of Parties to the Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade, amendments to the Agricultural and Veterinary Chemicals (Administration) Regulations 1995 are being prepared. These amendments will alter the export controls imposed on certain chemicals and come into force on 12 June 2006.

**ROTTERDAM CONVENTION ON THE PRIOR INFORMED CONSENT PROCEDURE FOR CERTAIN HAZARDOUS CHEMICALS AND PESTICIDES IN INTERNATIONAL TRADE**

Under the Convention, Parties that export controlled chemicals to other Parties must ensure that exports do not occur when the importing country has indicated that it does not consent to imports of that chemical for a particular purpose.

The *Agricultural and Veterinary Chemicals (Administration) Regulations 1995* prohibit the export of controlled chemicals without written authorisation from the Department of Agriculture, Fisheries and Forestry (contact details at end of notice). This allows the Australian Government to determine whether a particular export corresponds with the requirements of the Rotterdam Convention.

All exporters of controlled chemicals must apply to the Department for a permit. On application to export those chemicals listed below, exporters are required to provide the following additional information which will be provided to the importing country prior to the export being authorised:

- i. name of importing country;
- ii. expected date of export of the chemical;
- iii. name of chemical/s (common and IUPAC name);
- iv. category/s in importing country (if known) [category being pesticide or industrial chemical];
- v. use in importing country (if known) [use being as a pesticide and/or industrial chemical as appropriate];
- vi. mixture/preparation concentration of the chemical/s;

- vii. name and address of importer; and
- viii. precautionary measures to reduce exposure to, and emission of, the chemical.

A person must not export an active constituent for a proposed or existing chemical product, or a chemical product, in contravention of a condition or restriction prescribed by a regulation. Penalty: 300 penalty units.

#### **DETAILS OF AMENDMENTS**

Due to decisions made at the first Conference of Parties, some amendments to the list of chemicals controlled by these Regulations are required. The amendments to the Regulations will consist of the following changes:

<b>Inclusion of salts and esters with particular controlled chemicals</b>
1. "2,4,5-T" will be amended to "2,4,5-T and its salts and esters".
2. Pentachlorophenol will be amended to "Pentochlorophenol and its salts and esters".
3. "Dinoseb and its salts" will be amended to read "Dinoseb and its salts and esters". Dinoseb acetate will no longer be specifically mentioned in the regulations as it is captured by the "dinoseb and its salts and esters" reference.
<b>Removal of additional information requirements for controlled chemicals</b>
4. Moncrotophos will no longer be a severely hazardous pesticide formulation and will not have additional information requirements for its export under section 3.220 of the Agricultural and Veterinary Chemical (Administration) Regulations 1995.
5. Parathion (ethyl) will no longer be a severely hazardous pesticide formulation and will not have additional information requirements for its export under section 3.220 of the Agricultural and Veterinary Chemical (Administration) Regulations 1995.

As further information is available, it will be made available on the Department of Agriculture, Fisheries and Forestry website: [www.daff.gov.au](http://www.daff.gov.au); emailed to subscribers of APVMA news information; and notified in a future Gazette.

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