



# **Agricultural and Veterinary Chemicals Code (Application Requirements) Amendment Instrument 2022**

I, Lisa Croft, Chief Executive Officer of the Australian Pesticides and Veterinary Medicines Authority, make the following legislative instrument.

Dated

Lisa Croft **DRAFT ONLY—NOT FOR SIGNATURE**  
Chief Executive Officer

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## 1 Name

This instrument is the *Agricultural and Veterinary Chemicals Code (Application Requirements) Amendment Instrument 2022*.

## 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. <i>The whole of this instrument</i>	<i>The day after this instrument is registered</i>	<i>The day after this instrument is registered</i>

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under subsection 8B(1) of the Agricultural and Veterinary Chemicals Code, as scheduled to the *Agricultural and Veterinary Chemicals Code Act 1994*.

## 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## 5 Application provision

This instrument applies in relation to an active constituent for an agricultural chemical product, or an agricultural chemical product, that is the subject of an application made on or after the commencement of this instrument.

## Schedule 1—Amendments

### *Agricultural and Veterinary Chemicals Code (Application Requirements) Instrument 2014*

#### 1 Subsection 3(2)

Insert:

**manufacturing law** has the same meaning as in section 4 of the *Agricultural and Veterinary Chemicals Code (Conditions of Approval or Registration) Order 2021*.

#### 2 Amendment of Instrument

Omit “*Quarantine Act 1908*” (wherever occurring) and substitute “*Biosecurity Act 2015*”.

#### 3 At the end of section 8

Insert:

(5) For an active constituent for an agricultural chemical product, or any variation to the particulars or conditions of an approved active constituent for an agricultural chemical product, the application must contain, or be accompanied by, a declaration by the applicant in regard to each person who performs a step in the manufacture of the active constituent that the manufacture of the active constituent does not contravene, or fail to comply with, any manufacturing law of the country, or part of the country, in which it is manufactured.

#### 4 After subsection 14(1)

Insert:

(1A) For an agricultural chemical product, the application must contain, or be accompanied by, a declaration by the applicant in regard to each person who performs a step in the manufacture of the chemical product that the manufacture of the chemical product does not contravene, or fail to comply with, any manufacturing law of the country, or part of the country, in which it is manufactured.

#### 6 After section 22

Insert:

##### 22A Compliance with manufacturing law declaration

(1) The application (so far as it relates to an agricultural chemical product) must contain, or be accompanied by, a declaration by the applicant in regard to each person who performs a step in the manufacture of the repack product that the manufacture of the repack product does not contravene, or fail to comply with, any manufacturing law of the country, or part of the country, in which the repack product is manufactured.

## **7 After section 25**

Insert:

### **25A Information required in relation to compliance with manufacturing law**

- (1) The application (so far as it relates to an agricultural chemical product) must contain, or be accompanied by, a declaration by the applicant in regard to each person who performs a step in the manufacture of the listed chemical product that the manufacture of the listed chemical product does not contravene, or fail to comply with, any manufacturing law of the country, or part of the country, in which the listed chemical product is manufactured.