
Plant Health and Plant Products Act 1995

**ORDER PROHIBITING OR RESTRICTING THE ENTRY OR IMPORTATION OF
GREEN SNAIL HOST MATERIAL INTO VICTORIA**

I, Patrick Sharkey, as delegate of the Minister for Agriculture, make the following Order:

Dated 18 May 2009

PATRICK SHARKEY
Manager Plant Standards

1. Objective

The objective of this Order is to prevent the entry or importation of the exotic pest green snail into Victoria.

2. Authorising Provision

This Order is made under section 24 of the **Plant Health and Plant Products Act 1995** ('the Act').

3. Revocation

This Order made on 28 May 2008 and published in Government Gazette G23 on 5 June 2008 is revoked.

4. Definitions

In this Order –

'accreditation program' means any program under which a person is permitted to issue an assurance certificate, including any procedure available under the Interstate Certification Assurance (ICA) Scheme;

'authorised inspector' means a person authorised as an inspector under the Act;

'green snail' means the exotic pest *Helix aperta* (Born);

'green snail host material' means any plant, including any leafy vegetable, cutting, potted plant, turf, bare rooted plant, mature tree, cut flower, foliage, or hay, but excluding plants in tissue culture;

‘Manager Plant Standards’ means the person for the time being occupying or acting in the position of Manager, Plant Standards in the Department of Primary Industries.

5. Controls applying to green snail host material

- (1) The entry or importation into Victoria of any green snail host material is prohibited.
- (2) Sub-clause (1) does not apply if the green snail host material:
 - (a) was grown or packed on a property located in a State or Territory, or part of a State or Territory, for which an area freedom certificate, issued by an officer responsible for agriculture for the State or Territory where the green snail host material was grown or packed, is currently in force certifying that the State or Territory, or part of the State or Territory, is known to be free from green snail; or
 - (b) is packed, labelled and certified in accordance with any conditions prescribed by an accreditation program, administered by the department responsible for agriculture in the affected State or Territory; or
 - (c) is accompanied by a plant health declaration issued by an authorised person declaring that it has been treated in a manner approved by the Manager Plant Standards; or
 - (d) is accompanied by a plant health certificate issued by an officer of the department responsible for agriculture in the affected State or Territory certifying that it has been treated in a manner approved by the Manager Plant Standards; or
 - (e) it is consigned in any other manner approved by the Manager Plant Standards.

6. Verification of consignments

Where requested by an authorised inspector, green snail host material imported into Victoria in which is required by clause 5(2) to be accompanied by a certificate or declaration, must be:

- (a) presented to an authorised inspector for inspection; or
- (b) verified by a person accredited to do so by the Department of Primary Industries.

Note: Section 25 of the **Plant Health and Plant Products Act 1995** provides that a person is guilty of an offence and a penalty not exceeding 50 penalty units in the case of a natural person, and 200 penalty units in the case of a body corporate, for knowingly breaching an Importation Order.
