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**Plant Health and Plant Products Act 1995****ORDER PROHIBITING OR RESTRICTING THE ENTRY OR IMPORTATION OF  
CITRUS RED MITE 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 citrus red mite 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 23 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 procedures available under the Interstate Certification Assurance (ICA) Scheme;

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

**'citrus red mite'** means the exotic pest *Panonychus citri* (McGregor);

**'citrus red mite host material'** means any plant or plant part, excluding fruit, of *Poncirus trifoliata*, hybrids of *Poncirus* species, or species of *Fortunella* or *Citrus*;

**'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 citrus red mite host material**

- (1) The entry or importation into Victoria of any citrus red mite host material is prohibited.
- (2) Sub-clause (1) does not apply if the citrus red mite host material –

- (a) was grown on, sourced from, or packed on a property that is 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 citrus red mite host material was grown, sourced from 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 citrus red mite; 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 inspected, tested or 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 inspected, tested or treated in a manner approved by the Manager Plant Standards.

**6. Verification of Consignments**

Where requested by an authorised inspector, citrus red mite host material imported into Victoria 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.

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