

Reprint
as at 7 August 2020



Biosecurity (Costs) Regulations 2010 (SR 2010/135)

Anand Satyanand, Governor-General

Order in Council

At Wellington this 31st day of May 2010

Present:

His Excellency the Governor-General in Council

Pursuant to section 165 of the Biosecurity Act 1993, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council and on the advice of the Minister for Biosecurity given after consultation in accordance with section 165(2) of that Act, makes the following regulations.

Contents

	Page
1 Title	2
2 Commencement	2
3 Interpretation	2
<i>General provisions</i>	
3A Restriction on application of regulations	4
4 Costs payable to Director-General	5
5 Costs exclusive of GST	5

Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

These regulations are administered by the Ministry for Primary Industries.

6	Payment of costs	5
	<i>Calculation of costs</i>	
7	Hourly rate costs	5
8	Travel costs	6
9	Waiting-time costs	7
10	Call-out costs	8
10A	Incidental and additional costs	9
10B	Work done by veterinary inspectors outside standard working hours	9
	<i>Other provisions</i>	
11	Inspector to decide whether goods imported for personal use of importer	9
12	Waiver of costs	10
	<i>Revocation</i>	
13	Revocation	10
	Schedule	11
	Costs payable for activities	

Regulations

1 Title

These regulations are the Biosecurity (Costs) Regulations 2010.

2 Commencement

These regulations come into force on 1 July 2010.

3 Interpretation

(1) In these regulations, unless the context otherwise requires,—

Act means the Biosecurity Act 1993

activity means the performance or exercise, by a general inspector, a veterinary inspector, or a biosecurity adviser, of any function, power, or duty prescribed in the second column of the Schedule

animal means anything that is—

- (a) a living stage of an organism that is a member of the animal kingdom; or
- (b) the carcass, egg, or semen of an organism that is a member of the animal kingdom

animal material—

- (a) means organic material that is derived from, or is an excretion or a secretion of, an animal; but

- (b) does not include organic material if an inspector is satisfied that it has been treated so that it is free of any unwanted organism

assistance animal means an animal that is trained to assist a person with a disability

biosecurity adviser means a person whose role includes—

- (a) issuing permits required under import health standards; or
- (b) approving transitional and containment facilities and their operators; or
- (c) undertaking risk assessment of any goods, craft, or people arriving at the border

cleared means given a clearance, under section 26 of the Act, for the entry of goods into New Zealand

consignment means all goods listed on the documentation accompanying the goods

directly, in relation to an animal or animal material imported into New Zealand from a country that is a member of the European Community,—

- (a) includes —
 - (i) an animal or animal material that remains on board the aircraft or vessel transporting the animal or animal material while in transit in a country that is not a member of the European Community en route to New Zealand; and
 - (ii) animal material that disembarks the aircraft or vessel transporting the animal material while in transit in a country that is not a member of the European Community en route to New Zealand and that—
 - (A) remains in the original container; or
 - (B) is not repacked; but
- (b) does not include an animal that disembarks the aircraft or vessel transporting the animal while in transit in a country that is not a member of the European Community en route to New Zealand

European Community has the same meaning as in clause 3(1) of the Diplomatic Privileges (EC) Order 2004

general inspector means an inspector who is not a veterinary inspector

inspector means a person appointed under the Act as a general inspector or a veterinary inspector

machinery means an engine, a motor, or any appliance that provides mechanical energy derived from compressed air, electricity, gas, gaseous products, steam, water, wind, the combustion of fuel, or any other source and includes—

- (a) any plant by or to which the motion of any machinery is transmitted; and

(b) a tractor, a lifting machine, a lifting vehicle, and a machine whose motive power is wholly or partly generated by the human body

moped has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

motor cycle has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

motor vehicle has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986 but does not include—

(a) machinery; or

(b) agricultural vehicles (including tractors, combine harvesters, and other vehicles designed primarily for use on a farm)

pet animal means an animal that is not intended for commercial use

plant means a member of the plant kingdom

reasonable costs means costs that have been calculated to cover a number of actual business expenses that relate to a particular activity or service (for example, wrapping or packaging)

ruminant protein control programme has the same meaning as **registered programme** in regulation 2 of the Biosecurity (Ruminant Protein) Regulations 1999

veterinary inspector means an inspector who is registered as a veterinarian or a specialist under the Veterinarians Act 2005.

(2) In these regulations, a term or expression used that is defined in the Act and used, but not defined, in these regulations has the same meaning as in the Act.

Regulation 3(1) **biosecurity adviser** paragraph (b): amended, on 1 July 2015, by regulation 4(1) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 3(1) **biosecurity adviser** paragraph (c): inserted, on 1 July 2015, by regulation 4(2) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 3(1) **machinery**: replaced, on 4 April 2016, by section 232 of the Health and Safety at Work Act 2015 (2015 No 70).

General provisions

3A Restriction on application of regulations

These regulations do not apply to an activity that is or is part of processing travellers to which the Airports (Cost Recovery for Processing of International Travellers) Act 2014 applies.

Regulation 3A: inserted, on 15 February 2014, by section 21(2) of the Airports (Cost Recovery for Processing of International Travellers) Act 2014 (2014 No 3).

4 Costs payable to Director-General

Costs payable under these regulations must be paid, on demand, to the Director-General.

5 Costs exclusive of GST

Costs payable under these regulations are exclusive of goods and services tax.

Regulation 5: replaced, on 1 July 2015, by regulation 5 of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

6 Payment of costs

- (1) Costs are payable under these regulations—
 - (a) for any activity prescribed in the second column of the Schedule; and
 - (b) at the rate specified for the activity in the third column of the Schedule; and
 - (c) by the person specified in the fourth column of the Schedule.
- (2) Costs are also payable for—
 - (a) travel, under regulation 8;
 - (b) waiting time, under regulation 9;
 - (c) call-outs, under regulation 10.
- (3) The Director-General may require that,—
 - (a) for any activities specified in any item in the Schedule where the costs are either hourly charges or actual and reasonable costs,—
 - (i) the amount of costs estimated by him or her be paid before the activities are carried out; and
 - (ii) after the activities are carried out, there be a reconciliation followed by an appropriate payment or refund:
 - (b) for the activities specified in any item in the Schedule where the costs are fixed, the costs be paid in advance of the activities being carried out.
- (4) This regulation is subject to regulation 12 (which relates to waiver of costs).

Regulation 6(3): replaced, on 1 July 2015, by regulation 6 of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Calculation of costs

7 Hourly rate costs

- (1) Costs specified in these regulations as payable at an hourly rate must be calculated by—
 - (a) adding together the total number of 15-minute units spent by an inspector or a biosecurity adviser on an activity, travel, waiting, or a call-out, as the case may be; and

- (b) multiplying the total number of units by 25% of the applicable hourly rate.
- (2) To avoid doubt, a minimum charge of 25% of the hourly rate is payable if the time spent by an inspector or a biosecurity adviser is 15 minutes or less.
- (3) In this regulation, **15-minute unit** means any period of 15 minutes or less.

8 Travel costs

- (1) Travel costs are payable for an activity that requires an inspector or a biosecurity adviser to leave his or her base or, in the case of a call-out under regulation 10, any other place.
- (2) Travel costs for a general inspector or a biosecurity adviser are—
 - (a) \$34.86 for an activity at a site that is 4 km radius or less from the base (or an equal share of that cost if more than 1 activity is carried out at the same site):
 - (ab) \$70.75 for an activity at a site that is more than 4 km radius, but not more than 10 km radius, from the base (or an equal share of that cost if more than 1 activity is carried out at the same site):
 - (b) \$109.24 for an activity at a site that is more than 10 km radius, but not more than 25 km radius, from the base (or an equal share of that cost if more than 1 activity is carried out at the same site):
 - (c) \$149.19 for an activity at a site that is more than 25 km radius, but not more than 50 km radius, from the base (or an equal share of that cost if more than 1 activity is carried out at the same site):
 - (d) to be calculated in accordance with subclause (3) for an activity at a site that is more than 50 km radius from the base.
- (3) Travel costs for an activity at a site that is more than 50 km radius from the inspector's or the biosecurity adviser's base must be calculated by adding together—
 - (a) costs calculated at the applicable hourly rate for the time that the inspector or biosecurity adviser has spent away from his or her base (or an equal share of that time if the activity is carried out at more than 1 site); and
 - (b) costs at the rate of 67 cents per kilometre for the distance travelled by the inspector or biosecurity adviser (or an equal share of that distance if the activity is carried out at more than 1 site); and
 - (c) any actual and reasonable costs associated with the activity, including accommodation, airfares, and meals (or an equal share of those associated costs if the activity is carried out at more than 1 site).
- (4) The hourly rate for travel costs for a general inspector or a biosecurity adviser is \$102.27.

- (4A) The hourly rates for travel costs for a veterinary inspector are—
- (a) \$186.30 for a veterinary inspector working at 1 times his or her hourly rate:
 - (b) \$252.17 for a veterinary inspector working at 1.5 times his or her hourly rate:
 - (c) \$318.04 for a veterinary inspector working at 2 times his or her hourly rate.

- (5) Travel costs are payable—
- (a) by the person, specified in the fourth column of the Schedule, responsible for paying the costs of the activity; and
 - (b) in addition to any other costs required to be paid under these regulations.

Regulation 8(2): amended, on 1 July 2015, by regulation 7(1) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 8(2)(a): replaced, on 1 July 2015, by regulation 7(2) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 8(2)(ab): inserted, on 1 July 2015, by regulation 7(2) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 8(2)(b): amended, on 1 July 2015, by regulation 7(3) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 8(2)(c): amended, on 1 July 2015, by regulation 7(4) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 8(3)(b): amended, on 1 July 2015, by regulation 7(5) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 8(4): replaced, on 1 July 2015, by regulation 7(6) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 8(4A): inserted, on 1 July 2015, by regulation 7(6) of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

9 Waiting-time costs

- (1) Waiting-time costs are payable for an inspector or a biosecurity adviser who—
- (a) arrives at a site, at a designated time, to undertake an activity; and
 - (b) discovers that the goods that are to be the subject of the activity are not available.
- (2) Waiting-time costs are payable, at the applicable hourly rate,—
- (a) for each inspector or biosecurity adviser involved in the activity; and
 - (b) for the time each inspector or biosecurity adviser spends in waiting for the goods to become available.
- (3) The hourly rates for waiting-time costs are—
- (a) \$102.27 for a general inspector or a biosecurity adviser:
 - (b) \$186.30 for a veterinary inspector.
- (4) Waiting-time costs are payable—

- (a) by the person, specified in the fourth column of the Schedule, responsible for paying the costs of the activity; and
- (b) in addition to any other costs required to be paid under these regulations.

Regulation 9(3): replaced, on 1 July 2015, by regulation 8 of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

10 Call-out costs

- (1) Call-out costs are payable for an inspector or a biosecurity adviser who, having left his or her place of work, has been recalled to duty for the purpose of carrying out an activity.
- (2) Call-out costs are payable,—
 - (a) at the applicable hourly rate, for each inspector or biosecurity adviser recalled for the duration of the recall period:
 - (b) at the applicable daily rate, for each inspector or biosecurity adviser recalled on a public holiday as specified in section 44 of the Holidays Act 2003.
- (3) The hourly rates for call-out costs are—
 - (a) \$116.16 for a general inspector or a biosecurity adviser working at 1.5 times his or her hourly rate:
 - (b) \$130.05 for a general inspector or a biosecurity adviser working at 2 times his or her hourly rate.
- (4) The hourly rates for call-out costs for a veterinary inspector are—
 - (a) \$252.17 for a veterinary inspector working at 1.5 times his or her hourly rate:
 - (b) \$318.04 for a veterinary inspector working at 2 times his or her hourly rate.
- (4A) The daily rate for call-out costs on a public holiday are—
 - (a) \$222.28 per day, in addition to the applicable hourly rate in subclause (3)(a) or (b), for a general inspector or a biosecurity adviser:
 - (b) \$845.13 per day, in addition to the applicable hourly rate in subclause (4)(a) or (b), for a veterinary inspector.
- (5) Call-out costs are payable—
 - (a) by the person, specified in the fourth column of the Schedule, responsible for paying the costs of the activity; and
 - (b) in addition to any other costs required to be paid under these regulations.

Regulation 10(3): replaced, on 1 July 2015, by regulation 9 of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 10(4): replaced, on 1 July 2015, by regulation 9 of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Regulation 10(4A): inserted, on 1 July 2015, by regulation 9 of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

10A Incidental and additional costs

The Director-General may require payment of the Ministry's actual and reasonable costs, including actual and reasonable incidental and additional costs incurred in connection with any matters for which costs are prescribed by these regulations, including—

- (a) the costs of any external review, expert review, notification, product testing, travel, or accommodation:
- (b) disbursements incurred by the Ministry for the performance or exercise of any functions, powers, or duties referred to in the Schedule.

Regulation 10A: inserted, on 1 July 2015, by regulation 10 of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

10B Work done by veterinary inspectors outside standard working hours

- (1) This regulation applies to work and related travel of a veterinary inspector for any activity prescribed in the second column of the Schedule while working at 1.5 times or 2 times his or her hourly rate.
- (2) If this regulation applies,—
 - (a) any related travel costs that would otherwise be payable under regulation 8 are instead payable at the applicable rate set out in subclause (3):
 - (b) any costs that would otherwise be payable at a rate prescribed by the Schedule are instead payable at the applicable rate set out in subclause (3).
- (3) The hourly rates for the work or travel costs are—
 - (a) \$252.17 for a veterinary inspector working at 1.5 times his or her hourly rate:
 - (b) \$318.04 for a veterinary inspector working at 2 times his or her hourly rate.
- (4) However, this regulation does not apply to any costs to which regulation 10 applies.

Regulation 10B: inserted, on 1 July 2015, by regulation 10 of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Other provisions

11 Inspector to decide whether goods imported for personal use of importer

- (1) An inspector must decide whether, in his or her opinion, the goods specified in the second column of items 1, 6, and 7 of the Schedule are goods being imported for the personal use of the importer.

- (2) In forming his or her opinion, an inspector must take into account the following matters:
 - (a) the nature of the goods; and
 - (b) the quantity of the goods; and
 - (c) the intended use of the goods after importation; and
 - (d) the requirements of subclauses (3) and (4).
- (3) An inspector must treat the goods as being imported for the personal use of the importer, if the goods are—
 - (a) personal baggage and effects;
 - (b) household goods that are not intended for any 1 or more of the uses specified in subclause (4).
- (4) An inspector must treat the goods as being imported for a purpose other than for the personal use of the importer, if the goods are being imported for—
 - (a) trade or reward;
 - (b) testing or analysis;
 - (c) distribution to other persons (unless the distribution is in the nature of a personal gift).

12 Waiver of costs

- (1) The Director-General may, if satisfied that either of the circumstances in subclause (2) exists,—
 - (a) waive, in whole or in part, the payment of any costs required by these regulations to be paid; and
 - (b) if all or part of those costs have already been paid, refund all of the amount paid to the person who paid it.
- (2) The circumstances are—
 - (a) that the work actually done does not justify the payment (or full payment) of the costs concerned; or
 - (b) special circumstances that apply to the particular case.

Revocation

13 Revocation

The Biosecurity (Costs) Regulations 2006 (SR 2006/216) are revoked.

Schedule Costs payable for activities

r 6

Schedule: replaced, on 1 July 2015, by regulation 11 of the Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90).

Item	Function, power, or duty for which costs are payable	Costs	Costs payable by
<i>Inspection of goods generally</i>			
1	Inspection of goods (except goods imported for the personal use of the importer) for the purpose of ascertaining whether those goods should be cleared	\$102.27 per hour for each general inspector involved and \$186.30 per hour for each veterinary inspector involved	Importer
<i>Tests, examinations, and treatment of goods that harbour or may harbour organisms</i>			
2	Tests, examinations, and treatments of imported goods, that harbour, or may harbour, an organism, that are—	\$102.27 per hour for each general inspector involved and \$186.30 per hour for each veterinary inspector involved; and actual and reasonable costs of the tests, examinations, and treatments	Importer
	(a) carried out by the Ministry; and		
	(b) necessary to identify the organism, so as to enable an inspector to decide whether the goods should—		
	(i) be cleared; or		
	(ii) be moved from a transitional facility to a containment facility; or		
	(iii) continue to be held in a transitional or containment facility (as the case may be)		
<i>Inspection of motor cycles, mopeds, and motor vehicles at ports approved as places of first arrival</i>			
3	Inspection, and each re-inspection after treatment, of a consignment of a single used motor cycle or moped carried out at ports approved as places of first arrival under section 37 of the Act for the purpose of ascertaining whether the consignment should be cleared	\$18.08 per motor cycle or moped	Importer
4	Inspection, and each re-inspection after treatment, of a consignment of a single used motor vehicle having a gross laden weight not exceeding 3 500 kg (other than a motor cycle or moped) carried out at ports approved as places of first arrival under section 37 of the Act for the purpose of ascertaining whether the consignment should be cleared	\$49.53 per motor vehicle	Importer

Item	Function, power, or duty for which costs are payable	Costs	Costs payable by
5	Inspection, and each re-inspection after treatment, of a consignment of a single used motor vehicle having a gross laden weight exceeding 3 500 kg carried out at ports approved as places of first arrival under section 37 of the Act for the purpose of ascertaining whether the consignment should be cleared	\$60.79 per motor vehicle	Importer
<i>Inspection of unaccompanied goods imported for personal use</i>			
6	Inspection of unaccompanied goods imported for personal use of the importer for the purpose of ascertaining whether those goods should be cleared	\$25.57 for 1 item \$51.13 for 2 to 4 items \$102.27 for 5 to 12 items \$132.95 for 13 to 20 items \$158.52 for 21 to 28 items \$184.08 for 29 to 36 items \$25.57 for each block or part block of 8 items exceeding 36 items	Importer
<i>Inspection of goods not prescribed elsewhere in Schedule</i>			
7	Inspection, and each re-inspection after treatment of any goods (except accompanied goods imported for the personal use of the importer) that are required to be inspected under the Act for the purpose of ascertaining whether the goods should be cleared, and for which costs are not prescribed elsewhere in this Schedule	\$102.27 per hour for each general inspector involved and \$186.30 per hour for each veterinary inspector involved	Importer
<i>Monitoring controls on new organisms and inspection of animals, animal material, or plants</i>			
8	Monitoring controls on new organisms in containment facilities	\$102.27 per hour for each general inspector involved \$186.30 per hour for each veterinary inspector involved	Person holding an approval (issued under the Hazardous Substances and New Organisms Act 1996) to import the organism into containment, or to hold the organism in containment; or (where there is no approval) the importer or owner of the organism or the goods that harbour the organism
9	Inspection of an animal after arrival for the purpose of ascertaining whether the animal should— (a) be cleared; or	\$102.27 per hour for each general inspector involved or \$186.30 per hour for each	Importer

Item	Function, power, or duty for which costs are payable	Costs	Costs payable by
	(b) be directed to be held in a transitional or containment facility for inspection and monitoring (<i>see</i> item 11)	veterinary inspector involved (unless another rate applies under this item) \$49.61 per pet animal unless the pet animal requires veterinary inspection No costs apply in relation to an assistance animal if the animal is accompanying a person who requires animal assistance	
10	Inspection of an animal that— (a) is on board a craft within New Zealand territory; and (b) is not intended to be cleared	\$102.27 per hour for each general inspector involved and \$186.30 per hour for each veterinary inspector involved	Operator of craft
11	Inspection and monitoring of an animal or plant held in a transitional or containment facility for the purpose of ascertaining whether the animal or plant should— (a) be cleared; or (b) be moved from a transitional facility to a containment facility; or (c) continue to be held in a transitional or containment facility, as the case may be	\$102.27 per hour for each general inspector involved \$186.30 per hour for each veterinary inspector involved	Importer
12	Inspection of a consignment of animal material (other than fish meal) for the purpose of ascertaining whether it should be cleared	\$102.27 per hour for each general inspector involved \$186.30 per hour for each veterinary inspector involved	Importer
<i>Treatment, destruction, or disposal of risk goods</i>			
13	Treatment, before being cleared, of risk goods imported— (a) in a person's baggage (whether or not the baggage is accompanied); or (b) through the mail; or (c) among personal effects	Actual and reasonable costs of treatment; and any costs of packaging, storing, forwarding, and returning the goods before and after treatment	Importer
14	Treatment of imported risk goods, other than risk goods specified in item 13	Actual and reasonable costs of treatment; and any costs of packaging, storing, forwarding,	Importer

Item	Function, power, or duty for which costs are payable	Costs and returning the goods before and after treatment	Costs payable by
15	Destruction, transportation, re-shipment, or other disposal of goods	Actual and reasonable costs of destruction, transportation, re-shipment, or other disposal	Importer
16	Supervising, or advising on, destruction, transportation, re-shipment, or other disposal of goods	\$102.27 per hour for each inspector or biosecurity adviser involved	Importer
<i>Permits issued under import health standards</i>			
17	Processing an application for a permit, or amendment to a permit, under import health standards	\$191.95 for each application processed, plus \$102.27 per hour for each biosecurity adviser for processing beyond the first 1.5 hours.	Applicant
<i>Transitional and containment facilities</i>			
18	Processing an application for approval of a transitional or containment facility, or a facility operator	\$887.70 for each application processed, plus \$102.27 per hour for each inspector or biosecurity adviser for processing beyond the first 8 hours	Applicant
19	Inspection and compliance auditing of a transitional or containment facility, to ascertain whether it should be approved, or continue to be approved, under section 39 of the Act	\$102.27 per hour for each inspector or biosecurity adviser involved	Applicant or facility operator (as the case may be)
20	Investigation and compliance auditing of a facility operator, or proposed operator, to ascertain whether the operator or proposed operator should be approved, or continue to be approved, under section 40 of the Act	\$102.27 per hour for each inspector or biosecurity adviser involved	Applicant or facility operator (as the case may be)
21	Assessing results obtained from inspection and compliance auditing of a transitional or containment facility, determining whether to confirm that the facility can continue to be approved under section 39 of the Act and, if appropriate, issuing confirmation documentation	\$298.05 per annum for each registered facility	Facility operator
	Development and maintenance of facility and operator administrative systems and processes, including legal and finance (invoicing) systems		
	Development and maintenance of databases and registers		

Item	Function, power, or duty for which costs are payable	Costs	Costs payable by
	Dealing with general and technical enquiries, including time spent in sourcing requested information and undertaking required research		
	<i>Auditing a ruminant protein control programme</i>		
22	Investigation and compliance auditing of a ruminant protein control programme under regulation 7A of the Biosecurity (Ruminant Protein) Regulations 1999	\$186.30 per hour for each inspector or authorised person involved who is employed under the Public Service Act 2020 or who is an agent of, or contracted to, the Ministry	Operator
	<i>Functions, powers, and duties not prescribed elsewhere in Schedule</i>		
23	Performing or exercising a function, power, or duty— (a) required to be undertaken under the Act or regulations made under the Act; and (b) not prescribed elsewhere in this schedule	\$102.27 per hour for each general inspector or biosecurity adviser involved \$186.30 per hour for each veterinary inspector involved	Person whose actions result in the function, power, or duty being required
24	Carrying out an activity relating to equivalences or Chief Technical Officer directions due to an individual or company's non-compliance with import health standards or other import regulations, or providing advice, beyond an initial 15-minute period, to an importer in relation to the importation of goods	\$102.27 per hour for each biosecurity adviser involved	Importer
25	Technical staff providing support for the delivery of specialist services	\$155.00 per hour, in 15-minute increments, plus actual and reasonable costs incurred	Person whose actions result in the function being required

Schedule item 8: replaced, on 1 July 2018, by regulation 4(1) of the Biosecurity (Costs) Amendment Regulations 2018 (LI 2018/90).

Schedule item 9: replaced, on 1 July 2018, by regulation 4(2) of the Biosecurity (Costs) Amendment Regulations 2018 (LI 2018/90).

Schedule item 11: replaced, on 1 July 2018, by regulation 4(3) of the Biosecurity (Costs) Amendment Regulations 2018 (LI 2018/90).

Schedule item 12: replaced, on 1 July 2018, by regulation 4(4) of the Biosecurity (Costs) Amendment Regulations 2018 (LI 2018/90).

Schedule item 22: amended, on 7 August 2020, by section 135 of the Public Service Act 2020 (2020 No 40).

Rebecca Kitteridge,

Clerk of the Executive Council.

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 3 June 2010.

Reprints notes

1 *General*

This is a reprint of the Biosecurity (Costs) Regulations 2010 that incorporates all the amendments to those regulations as at the date of the last amendment to them.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Public Service Act 2020 (2020 No 40): section 135

Biosecurity (Costs) Amendment Regulations 2018 (LI 2018/90)

Health and Safety at Work Act 2015 (2015 No 70): section 232

Biosecurity (Costs) Amendment Regulations 2015 (LI 2015/90)

Airports (Cost Recovery for Processing of International Travellers) Act 2014 (2014 No 3): section 21(2)