

Version  
as at 17 December 2022



# Animal Products (Fees, Charges, and Levies) Amendment Regulations 2021

(LI 2021/285)

Patsy Reddy, Governor-General

## Order in Council

At Wellington this 27th day of September 2021

Present:

Her Excellency the Governor-General in Council

These regulations are made under sections 117 and 118 of the Animal Products Act 1999—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for Food Safety made after being satisfied that the requirements of sections 113 and 115 of that Act have been met.

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### Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

**These regulations are administered by the Ministry for Primary Industries.**

5 Schedule 2 amended 3

## Regulations

### 1 Title

These regulations are the Animal Products (Fees, Charges, and Levies) Amendment Regulations 2021.

### 2 Commencement

These regulations come into force on 1 November 2021.

Regulations: confirmed, on 17 December 2022, by section 7(a) of the Secondary Legislation Confirmation Act 2022 (2022 No 82).

### 3 Principal regulations

These regulations amend the Animal Products (Fees, Charges, and Levies) Regulations 2007.

### 4 Schedule 1 amended

(1) In Schedule 1, Part 1, table, replace items 1 to 3 with:

1	Application under section 20 for registration of new risk management programme fully based on a template	\$270 per application plus assessment charge on hourly basis after the first 180 minutes as specified in Part 2
1A	Application under section 20 for registration of new customised risk management programme	\$405 per application plus assessment charge on hourly basis after the first 240 minutes as specified in Part 2
2	Application under section 25 for registration of significant amendment to risk management programme fully based on a template	\$202.50 per application plus assessment charge on hourly basis after the first 150 minutes as specified in Part 2
2A	Application under section 25 for registration of significant amendment to customised risk management programme	\$337.50 per application plus assessment charge on hourly basis after the first 210 minutes as specified in Part 2
3	Notification under section 26 of minor update to risk management programme, for update of any technical content	\$135 per notification plus assessment charge on hourly basis after the first 120 minutes as specified in Part 2
3A	Notification under section 26 of minor update to risk management programme, for update of administrative content only	\$67.50 per notification plus assessment charge on hourly basis after the first 90 minutes as specified in Part 2

(2) In Schedule 1, Part 1, table, replace items 13 and 14 with:

13	Application under section 107 for recognition	\$168.75 per application plus assessment charge on hourly basis after the first 135 minutes as specified in Part 2
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14	Application under section 112D for renewal of recognition	\$67.50 per application plus assessment charge on hourly basis after the first 90 minutes as specified in Part 2
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- (3) In Schedule 1, Part 1, table, replace item 16 with:

16	Application under section 112E for substituted notice of recognition	\$67.50 per application plus assessment charge on hourly basis after the first 90 minutes as specified in Part 2
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- (4) In Schedule 1, Part 1, table, replace item 44 with:

44	Approval of any maintenance compound that is required under the Animal Products Act 1999, including under any regulations or notices	\$135 per approval plus assessment charge on hourly basis after the first 120 minutes as specified in Part 2
45	Renewal of an existing approval of any maintenance compound that is required under the Animal Products Act 1999, including under any regulations or notices	\$67.50 per approval plus assessment charge on hourly basis after the first 90 minutes as specified in Part 2

- (5) In Schedule 1, Part 2, replace “beyond the first 15 minutes, the first 30 minutes, the first hour, the first 2 hours and 30 minutes, or the first 3 hours, as the case may be, spent on assessing the matter concerned” with “that is spent on assessing the matter concerned beyond the first period of time specified for that matter in Part 1”.

- (6) In Schedule 1, Part 8, table, replace the items relating to bovine semen, caprine and ovine semen, cervine semen, and embryos and ova with:

Bovine semen (per straw)	0.08, with a maximum charge of \$3,200 per consignment
Caprine and ovine semen (per straw)	7.87, with a maximum charge of \$314,800 per consignment
Cervine semen (per straw)	7.90, with a maximum charge of \$316,000 per consignment
Embryos and ova (only bovine, caprine, cervine, and ovine) (per embryo or ovum)	22.64, with a maximum charge of \$905,600 per consignment

## 5 Schedule 2 amended

In Schedule 2, clause 5, table, item 1, item relating to poultry,—

- (a) second column, replace “\$0.004430 per bird” with “\$0.00507 per bird”;  
and  
(b) third column, replace “\$0.004430 per bird” with “\$0.00507 per bird”.

Michael Webster,  
Clerk of the Executive Council.

## Explanatory note

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 1 November 2021, amend the Animal Products (Fees, Charges, and Levies) Regulations 2007. The effect of the amendments is to—

- increase fees and introduce variable charging for certain applications, notifications, and approvals under the Animal Products Act 1999; and
- increase the unit charges payable for the export of certain semen, embryos, and ova; and
- increase the levy payable per bird for poultry that is processed for export or consumption within New Zealand.

These regulations are a confirmable instrument under section 47B of the Legislation Act 2012. They are revoked at the close of 31 December 2022, unless earlier confirmed by an Act of Parliament. That stated time is the applicable deadline under section 47C(1)(a) of that Act.

Issued under the authority of the Legislation Act 2019.  
Date of notification in *Gazette*: 30 September 2021.

## **Notes**

### **1    *General***

This is a consolidation of the Animal Products (Fees, Charges, and Levies) Amendment Regulations 2021 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

### **2    *Legal status***

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

### **3    *Editorial and format changes***

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

### **4    *Amendments incorporated in this consolidation***

Secondary Legislation Confirmation Act 2022 (2022 No 82): section 7(a)