

# Animal Health Act 1995

## Section 40

### Notice of Restrictions on activities in and movement into, within and from Control Area

I, Roderick Michael Andrewartha, Chief Veterinary Officer, acting pursuant to section 40 of the *Animal Health Act 1995* ('the Act'), hereby give notice that the prohibitions and controls set out in Schedule 1 are to apply with respect to the State of Tasmania, an area subject to a declaration in force under section 39 of the Act to be a Control Area:

#### Schedule 1

1. For the purposes of this Notice:

**“oyster farming equipment”** means any equipment, conveyance and other infrastructure such as trays, baskets, catching materials, post and rail, cables vessels, floats and the like, that is used in the cultivation, farming, harvest and storage of oysters;

**“oyster”** includes the spat or seed of an oyster and includes any part of the flesh or shell of an oyster;

**“oyster product”** means any animal product comprising wholly or partly oysters;

**“primary production of seafood”** has the same meaning as in the *Primary Produce Safety (Seafood) Regulations 2014*;

2. The movement of oysters or oyster products into, within or out of the control area is prohibited unless:
  - a) the oysters or oyster products are moved directly to a premises or place where they are to be sold or served for human consumption, and will not at that premises or place, or during transit, come into contact with any other live oysters being used in the primary production of seafood; or
  - b) the oysters or oyster products are part of a batch or sample that is moved for the purposes of testing or analysis in accordance with the requirements of the Act, the *Primary Produce Safety Act 2011* or another Act; or

- c) the oysters or oyster products are moved by or under the direction of an inspector; or
  - d) the movement of the oysters or oyster products is in accordance with a permit issued by an inspector authorising the movement of the oysters or oyster products into, within or out of the control area.
3. The movement of oyster farming equipment into, within or out of the control area is prohibited unless;
- a) the movement is in accordance with a permit issued by an inspector authorising the movement; or
  - b) the equipment is moved by or under the direction of an inspector.

This notice is made and takes effect on this 9<sup>th</sup> of February 2016 at 3:00 pm and remains in force until revoked, or until the control area to which it relates ceases to be in force.



Signed:

**CHIEF VETERINARY OFFICER**