

Whangarei Controlled Area:



Notice of Declaration of Controlled Area and of Movement Controls on risk items Under Sections 131(2) and 131(3) of the Biosecurity Act 1993, in respect of the Pest, *Pseudomonas syringae* pv. *actinidiae*

1. Pursuant to section 131(2) of the Biosecurity Act 1993, I declare the area set out in the attached schedule to be a controlled area for the purpose of limiting the spread of *Pseudomonas syringae* pv. *actinidiae* (Psa-V), being a pest under the Biosecurity (National Psa-V Pest Management Plan) Order 2013 (the Plan). This area is to be known as the 'Whangarei Controlled Area'.
2. For clarity, the movement controls in this notice apply in addition to the requirements of all other movement control notices issued by KVH. Where there is a difference between the requirements set out in this notice and any other movement control notice issued by KVH, the requirements of this notice shall take precedent.
3. Further information on controlled areas may be found on the Kiwifruit Vine Health website (www.kvh.org.nz).
4. Pursuant to section 131(3) of the Biosecurity Act 1993, I hereby declare that movement controls apply to all 'risk items' (as defined in the Plan) that move within, or out of, the Whangarei Controlled Area, as follows:
 - a) Bee hives placed within kiwifruit orchards within the Whangarei Controlled Area;
 - i. May be moved to another kiwifruit orchard within a 'recovery' region or to other kiwifruit orchards in any 'containment' region, subject to meeting the conditions set out under clause (6);
 - ii. Require KVH permission to move to other kiwifruit orchards within the Whangarei Controlled Area;
 - iii. May not be moved to another kiwifruit orchard in other parts of the 'Whangarei Psa-V Region' outside the Whangarei Controlled Area or to orchards in any other 'exclusion' region.
 - b) The following movements are allowed, subject to meeting the conditions set out under clause (7):
 - i. All movements of orchard infrastructure and equipment between orchards within the Whangarei Controlled, and to 'recovery' regions.
 - ii. All movements of kiwifruit plant material to a 'recovery' region.
 - c) The following movements are prohibited:
 - i. All movements of kiwifruit plant material, other than kiwifruit fruit that has been processed and packaged for domestic consumption or export, to any 'exclusion' region.
 - ii. All movements of orchard infrastructure and equipment from within the Whangarei Controlled Area to any other 'exclusion' region.
 - d) The following movements are restricted and may only be carried out with a permission issued by KVH, including:
 - i. All movements of orchard infrastructure and equipment between orchards within the Whangarei Controlled Area, out of the Whangarei Controlled Area to other parts of the 'Whangarei Psa-V Region' and to any 'containment region'.
 - ii. All movements of kiwifruit plant material, other than kiwifruit fruit that has been processed and packaged for domestic consumption or export, between orchards within the Whangarei Controlled Area, and out of the Whangarei Controlled Area to other parts of the 'Whangarei Psa-V Region', or to any 'containment' region.
 - iii. All bin movements onto kiwifruit orchards within the Whangarei Controlled Area.

5. Where reference is made to 'containment' and 'exclusion' regions under clause 4, this refers to areas declared as controlled areas in the **Notice of Declaration of Controlled Areas Under Section 131(2) of the Biosecurity Act 1993, in Respect of the Pest, *Pseudomonas syringae* pv. *actinidiae***.
6. The following conditions apply to movement of bee hives under sub-clause (4)(a):
 - a) Every person moving beehives onto, or from, a kiwifruit orchard within the Whangarei Controlled Area must adhere to the 'KVH Protocol: Pollination with Bees' (www.kvh.org.nz/beekeepers) and the 'KVH Protocol: Orchard Hygiene' (www.kvh.org.nz/hygiene), including the requirement that hives, palettes and vehicles must be cleaned prior to entering and leaving a kiwifruit orchard to ensure that any physical debris is removed, and sanitised using a sanitiser included on the 'KVH list of recommended sanitisers'.
7. The following conditions apply to movement of orchard infrastructure, equipment and fruit bins allowed under sub-clause (4)(b):
 - a) Every person moving kiwifruit orchard infrastructure and equipment (other than fruit bins) between orchards must adhere to the 'KVH Protocol: Orchard Infrastructure and Equipment' and the 'KVH Protocol: Orchard Hygiene' available on the KVH website (www.kvh.org.nz/hygiene), including the following requirements:
 - i. All infrastructure and equipment must be cleaned of visible plant material and sanitised using a sanitiser included on the 'KVH list of recommended sanitisers', prior to movement onto an orchard, and when moving off an orchard. The KVH list of recommended sanitisers can be found on the KVH website (www.kvh.org.nz/hygiene) "*KVH Best Practice: Orchard Hygiene*".
 - b) Every person or entity moving fruit bins into, within, or out of, the Whangarei Controlled Area must adhere to the 'KVH Protocol: Fruit Bins' available on the KVH website (www.kvh.org.nz/KVH_Protocols) and meet the following requirements:
 - i. All movements of fruit bins onto kiwifruit orchards within the Whangarei Controlled Area, and moving from a kiwifruit orchard out of the Whangarei Controlled Area, must be notified to KVH on **0800 665 825** at least 24 hours prior to the movement being carried out.
 - ii. All bins must be cleaned so that they are free of any visible kiwifruit leaf and other plant material, and sanitised (100% bin coverage is required) using a sanitiser included on the 'KVH list of recommended sanitisers', prior to movement onto any kiwifruit orchard.
 - iii. All bins must have traceability, with records for each load of bins moved to or from a pack-house, and supplied to growers and processors.
 - iv. Records shall be maintained for at least five years, and must be made available to KVH within 7 days of request by KVH.
8. For clarity, movement of 'risk items' into the Whangarei Controlled Area are not covered by this notice.
9. Every occupier of an orchard within the Whangarei Controlled Area must, if that person is responsible for the management of the orchard, monitor their orchard in accordance with best practice (www.kvh.org.nz/vdb/document/675) at least once every fortnight, and report the results of that monitoring to KVH within 48 hours.
10. If the occupier of an orchard is not responsible, or for any reason cannot be made responsible, for the management of the orchard or cannot be identified, the owner of the orchard must comply with the requirements of sub clause (9).
11. Any kiwifruit plant material moved in contravention of this notice may be seized by an authorised person and destroyed, treated or otherwise dealt with.
12. Failure to comply with the requirements of this notice may result in a prosecution under the Biosecurity Act 1993. If convicted an individual could be liable to a term of imprisonment not

exceeding 3 months, or a fine not exceeding \$50,000 or both. A corporation convicted of an offence under this notice is liable to a fine not exceeding \$100,000.

Signed at Tauranga on 1 October, 2015

A handwritten signature in blue ink, appearing to read 'Barry O'Neil', with a stylized flourish at the end.

Barry O'Neil
Chief Executive Officer, Kiwifruit Vine Health

Schedule 1- Boundary map for Whangarei Controlled Area

