

**AG316**

PLANT DISEASES ACT 1914

**PLANT DISEASES AMENDMENT REGULATIONS (NO. 3) 1994**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Plant Diseases Amendment Regulations (No. 3) 1994*.

**Commencement**

2. These regulations come into operation on or before 30 June 1994.

**Principal regulations**

3. In these regulations the *Plant Diseases Regulations 1989\** are referred to as the principal regulations.

[\* *Published in Gazette of 30 June 1989 at pp. 1980-93.*  
*For amendments to 13 June 1994 see 1993 Index to Legislation of*  
*Western Australia, Table 4, pp. 204-6.]*

**Part 4 amended**

4. Part 4 of the principal regulations is amended by inserting —
- (a) after the heading to Part 4 and before *Division 1* the following division —

“

***Division 1A — Prescribed diseases under  
section 10 of the Act***

**Prescribed diseases for the purposes of  
section 10 of the Act**

**15A.** The diseases or classes or groups of diseases specified in Schedule 7 are prescribed for the purposes of section 10 of the Act.

”;

- (b) after *Division 2* by inserting the following division —

“

***Division 3 — Prescribed manner of appeal under  
section 22 (5) of the Act***

**Appeal against a notice under section 22 (1) (a)  
of the Act**

**19G.** (1) The owner or occupier of an orchard who receives a notice under section 22 (1) (a) of the Act may, within the time specified in the notice for the removal of the neglected plants, appeal to the Minister to review the order in accordance with subregulation (2).

- (2) An appeal must be in writing and —

- (a) provide grounds as to why the plants are not likely to spread disease; or
- (b) detail the action (if any) which will be taken by the owner or occupier to ensure the plants are not likely to spread disease.

”.

**Schedule 7 added**

5. After Schedule 6 to the principal regulations the following Schedule is added —

“

**SCHEDULE 7**

[Regulation 15A]

***Prescribed Diseases under section 10 of the Act***

American Onion Smut (*Urocystis cepulae*)  
 American Rib Fluked Snail (*Pseudosuccinea columella*)

Apple Scab (*Venturia inaequalis*)  
Avocado Cercospora Leaf Spot (*Pseudocercospora purpurea* synonym *Cercospora purpurea*)  
Banana Bunchy Top Virus  
Banana Weevil Borer (*Cosmopolites sordidus*)  
Citrus Leaf Miner (*Phyllocnistis citrella*)  
Codling Moth (*Cydia pomonella*)  
Cotton Verticillium Wilt (*Verticillium dahliae* and *V. alboatrum*)  
Dothistroma Needle Blight (*Dothistroma septospora*)  
Elm Leaf Beetle (*Pyrrhalta luteola*)  
European Red Mite (*Panonychus ulmi*)  
Grape Downy Mildew (*Plasmopara viticola*)  
Grape Phylloxera (*Daktulosphaira vitifoliae*)  
Hibiscus Erineum Mite/Leaf Crumpling Mite (*Eriophyes hibisci* Nalepa)  
Lucerne Bacterial Wilt (*Clavibacter* (*Corynebacterium*) *michiganense* subsp. *insidiosum*)  
Maize Boil Smut (*Ustilago maydis*)  
Mango Seed Weevil (*Sternochaetus mangiferae*)  
Melon Thrips (*Thrips palmi*)  
Mungbean Tan Spot (*Curtobacterium flaccumfaciens*)  
Mushroom Bubble Disease (*Verticillium fungicola*)  
Onion Rust (*Puccinia allii*)  
Onion White Rot (*Sclerotium cepivorum*)  
Palm Leaf Beetle (*Brontispa longissima*)  
Panama Disease (*Fusarium oxysporum* f. sp. *cubense*)  
Papaya Black Spot (*Asperisporium caricae*)  
Papaya Ringspot Virus Type P  
Poplar Leaf Spot (*Marssonina brunea* and *M. castagnei*)  
Potato Bacterial Wilt (*Pseudomonas solanacearum*)  
Potato Cyst Nematode (*Globodera rostochiensis*)  
Potato Late Blight (*Phytophthora infestans*)  
Potato Spindle Tuber Viroid  
Queensland Fruit Fly (*Bactrocera tryoni*)  
Sorghum Midge (*Contarinia sorghicola*)  
Soybean Black Leaf Blight (*Arkoala nigra*)  
Soybean Stem Rot (*Phytophthora megasperma* f.sp. *glycinea*)  
Stonefruit Brown Rot (*Monilinia* (*Sclerotinia*) *fructicola* and *M. laxa*)  
Sugar Cane Fiji Disease  
Sugarcane Ratoon Stunting Virus  
Warehouse Beetle (*Trogoderma variabile*)

By Command of the Lieutenant-Governor and deputy of the Governor.

D. G. BLIGHT, Clerk of the Council.