



**NOTICE UNDER SECTION 131(3) OF THE BIOSECURITY ACT 1993 OF
MOVEMENT CONTROLS ON KIWIFRUIT PLANTS AND ANY PART OF A
KIWIFRUIT PLANT USED IN PLANT PROPAGATION (INCLUDING SEED AND
BUDWOOD/CUTTINGS USED FOR PLANT PROPAGATION OR GRAFTING) BY
NURSERIES**

1. Pursuant to section 131(3) of the Biosecurity Act 1993, I hereby give notice that the following controls apply to all kiwifruit (*Actinidia* spp including *Actinidia arguta*) rootstock, plants and any part of a kiwifruit plant used in plant propagation (including seed, budwood/cuttings used for plant propagation or grafting) by Nurseries being moved into, out of, within or between areas declared as controlled areas for the purpose of managing the spread of *Pseudomonas syringae* pv. *actinidiae* under the National Psu-V Pest Management Plan.
2. These controls apply to all 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*.**
3. Movement controls apply to kiwifruit rootstock, plants and any part of a kiwifruit plant used in plant propagation (including seed, budwood used for plant propagation or grafting) by nurseries
4. No kiwifruit plants or part of a kiwifruit plant, including budwood/cuttings and/or seed, used in plant propagation may be moved into, within or from any area referred to in clause (2), above, except if these:
 - a) meet all requirements of the KVH "Kiwifruit Plant Certification Scheme" (KPCS), available on the KVH website at www.kvh.org.nz/indNurseries; or
 - b) meet all KVH "Grow for Your Own Use" requirements, available on the KVH website at www.kvh.org.nz/indNurseries, including that all growers who "grow for your own use" must:
 - i) register with KVH; and
 - ii) have, and implement, a KVH Biosecurity Risk Management Plan; or
 - c) are plants moved within a kiwifruit orchard; or
 - d) are kiwifruit seed for propagation and meet all the requirements at clause (8) below.
 - e) are budwood/cuttings used for propagation or grafting and meet all the requirements in [KVH Protocol: Budwood](#) and the requirements of the KPCS.
 - f) are mature producing kiwifruit plants for transplanting and meet all the requirements in the [KVH Protocol: Nursery stock and propagation material used by nurseries](#).
5. **Movement controls for KPCS "Full Certification" plants** - Movement controls apply to kiwifruit plants that meet "Full Certification" requirements of the Kiwifruit Plant Certification Scheme, as referred to in clause (4)(a) above, as follows:
 - a) The following movements are allowed:
 - i) All movements within an Exclusion, Containment or Recovery Region; and
 - ii) All movements from an Exclusion to a Containment or Recovery Region; and
 - iii) All movements from a Containment Region to a Recovery Region;
 - b) The following movements are prohibited:
 - i) All movements from a Recovery Region to a Containment Region or an Exclusion Region; and
 - ii) All movements from a Containment Region to an Exclusion Region;

c) The following movements are restricted, and may only be carried out with a permission issued by KVH:

- i) All movements from outside of Exclusion Regions, Containment Regions or Recovery Regions, into an Exclusion Region, Containment Region or Recovery Region; and
- ii) All movements from an Exclusion Region to another Exclusion Region; and
- iii) All movements from a Containment Region to another Containment Region;

6. **Movement controls for KPCS "Restricted Certification" plants** - Movement controls apply to kiwifruit plants that meet "Restricted Certification" requirements of the Kiwifruit Plant Certification Scheme, as referred to in clause (4)(a) above, as follows:

a) The following movements are allowed:

- i) All movements within the same Recovery Region;

b) The following movements are prohibited:

- i) All movements to a Psa Not Detected site.
- ii) All movements from Recovery regions to Containment or Exclusion Regions.

7. **Movement controls for KVH "Grow for own use" plants** - Movement controls apply to kiwifruit plants that meet KVH "Grow for Own Use" requirements, as referred to in sub-clause (4)(b) above, as follows:

a) The following movements are allowed:

- i) All movements of 1000 plants or less per year between properties under the same legal ownership, within the same Recovery, Containment or Exclusion Region;

b) The following movements are prohibited:

- i) All movements of **more** than 1000 plants per year between properties under the same legal ownership within the same Recovery, Containment or Exclusion Region; and
- ii) All movements between properties under different legal ownership within the same Recovery, Containment or Exclusion Region; and
- iii) All movements from Recovery, to Containment or Exclusion Regions; or from Containment to Exclusion regions; and
- iv) All movements from outside of Exclusion Regions, Containment Regions or Recovery Regions, into an Exclusion Region or a Containment Region or Recovery Region; and
- v) All movements from a Psa-V positive orchard to a Not Detected orchard.

8. **Movement controls for kiwifruit seed and/or budwood/cuttings used for propagation.** Movement controls apply that meet the requirements referred to in sub-clause (4) (d) and (e) above, as follows:

a) The following movements are allowed:

- i) All movements within an Exclusion, Containment or Recovery Region; and
- ii) All movements from an Exclusion to a Containment or Recovery Region; and
- iii) All movements from a Containment Region to a Recovery Region;

b) The following movements are prohibited:

- i) All movements from a Recovery Region to a Containment Region or an Exclusion Region; and
- ii) All movements from a Containment Region to an Exclusion Region; and
- iii) All movements from a Psa-V positive orchard to a Not Detected orchard.

c) The following movements are restricted, and may only be carried out with a permission issued by KVH:

- i) All movements from outside of Exclusion Regions, Containment Regions or Recovery Regions, into an Exclusion Region, Containment Region or Recovery Region; and
- ii) All movements from an Exclusion Region to another Exclusion Region; and
- iii) All movements from a Containment Region to another Containment Region.

9. **Movement for mature producing kiwifruit plants.** Movement controls apply that meet the requirements referred to in sub- clause (4) (f) above, as follows:

a) The following movements are allowed:

- i) All movements within the same orchard.

b) The following movements are prohibited:

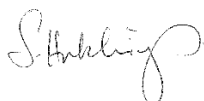
- i) All movements from a Recovery Region to a Containment Region or an Exclusion Region;and
- ii) All movements from a Containment Region to an Exclusion Region;
- iii) All movements from a Psa-V positive orchard to a Not Detected orchard.

c) All other movements that are not covered under sub-clause (9) (a) or (b) above are restricted and may only be carried out with a permission issued by KVH.

10. Any kiwifruit rootstock, plants or part of a kiwifruit plant used in plant propagation moved in contravention of this notice may be seized by an inspector or authorized person and destroyed, treated or otherwise dealt with.

11. 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 31 October 2018



Stu Hutchings
Chief Executive, Kiwifruit Vine Health