



Animal Products Waiver

Waiver of Fees, Charges and Levies for Animal Products

22 June 2018

TITLE

Animal Products Waiver: Waiver of Fees, Charges and Levies

COMMENCEMENT

This Animal Products Waiver comes into force on 1 July 2018.

REVOCATION

This Animal Products Waiver revokes:

- a) the Animal Products Exemption: Waiver of Fees, Charges and Levies for Animal Products, dated 30 June 2015;
- b) the Animal Products Notice: Waiver of Fees, Charges and Levies for Animal Products, dated 31 October 2016;
- c) the Animal Products Waiver: Waiver of Fees, Charges and Levies for Animal Products: Farmed Leporidae, dated 11 April 2018.

ISSUING AUTHORITY

This Animal Products Waiver is issued under regulation 9 of the Animal Products (Fees, Charges, and Levies) Regulations 2007 and regulation 15 of the Animal Products (Dairy Industry Fees, Charges, and Levies) Regulations 2015.

Dated at Wellington this 22nd day of June 2018.

Debbie Morris
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Ministry for Primary Industries
(acting under delegated authority of the Director-General)

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Introduction

This introduction is not part of the Animal Products Waiver, but is intended to indicate its general effect.

Purpose

In this Waiver, the Director Performance, Oversight & Approvals, under delegated authority from the Director-General, is exercising the power under:

- regulation 9 of the [Animal Products \(Fees, Charges, and Levies\) Regulations 2007](#) and
- regulation 15 of the [Animal Products \(Dairy Industry Fees, Charges, and Levies\) Regulations 2015](#),

to waive certain fees, charges and levies.

Background

Annual levy for operators of premises that process deer

This waiver no longer contains provisions for a partial waiver on the following levies payable under the Animal Products (Fees, Charges, and Levies) Regulations 2007 as amended by the Animal Products (Fees, Charges, and Levies) Amendment Regulations 2018:

- a) levy payable by operators of premises that process deer wholly or partly for export; and
- b) levy payable by operators of premises that process deer only for consumption within New Zealand.

This ensures that operators are subject to the new levy that comes into effect on 1 July 2018 which reduces the prescribed fee from \$1.38 per head to \$0.872 per head.

Annual levy for hides and skins processors and dual operator butchers

The waiver contains provisions for a full waiver of the following levies payable under the Animal Products (Fees, Charges, and Levies) Regulations 2007.

- a) annual levy for hides and skins processors
- b) annual levy for dual operator butchers

The waiver for processors of hides and skins and dual operator butchers ensures that operators are not charged the annual levy until the levy regime for this sector is fully implemented.

Levy payable by operators of premises that slaughter and dress farmed Leporidae

Levy payable by operators of premises that slaughter and dress farmed Leporidae

The waiver provides for a partial waiver on the following levy payable under the Animal Products (Fees, Charges, and Levies) Regulations 2007 as amended by the Animal Products (Fees, Charges, and Levies) Amendment Regulations 2018.

- a) levy payable under Schedule 2, item 1 of the regulations by operators of premises which slaughter and dress farmed Leporidae.

The partial waiver for operators of premises that slaughter and dress farmed Leporidae ensures that these operators are charged more equitably.

Fee for the Reissue of an Official Assurance

This Waiver also contains provisions for a partial waiver of the following fees payable both under the Animal Products (Fees, Charges, and Levies) Regulations 2007 and the Animal Products (Dairy Industry Fees, Charges, and Levies) Regulations 2015:

- a) fees payable by exporters of animal material and animal products for the re-issue of an official assurance where such re-issue is demanded by an importing country;

The partial waiver of fee payable by exporters for the re-issue of an official assurance where the re-issue is demanded by an overseas country is in recognition of the fact that under certain circumstances, MPI might have contributed to the need to have the official assurance re-issued. In this Waiver, the fee payable would be waived under the following circumstances:

- a) where the re-issue is due to requirements not previously notified under section 60 of the Animal Products Act 1999; or
- b) where the re-issue is due to the non-application of the MPI authorised person's seal, signature, or date of signature.

This waiver ensures that, in the above circumstances, exporters will pay the same amount payable for the original issue of an official assurance, which is substantially less than the amount payable for a re-issue.

Animal Products E-cert User Charges

This Waiver also contain provisions for a partial waiver of the following fees payable both under the Animal Products (Fees, Charges, and Levies) Regulations 2007 and the Animal Products (Dairy Industry Fees, Charges, and Levies) Regulations 2015:

- a) charges payable by users of MPI's Animal Products Electronic Export Certification System.

The main purpose of the waiver on Animal Products E-cert charges is to avoid over-recovery.

Who should read this Animal Products Waiver?

This Waiver applies-

- a) to the following persons to the extent specified in Schedules 1 and 2-
 - i) Processors of hides and skins; and
 - ii) Dual Operator Butchers; and
 - iii) Operators of premises that slaughter and dress farmed Leporidae; and
 - iv) Exporters of animal material, animal products, dairy material and dairy products
- b) to users of Animal Products E-cert.

Why is this important?

To ensure operators, processors and exporters are aware of the fees, charges and levies they will incur.

Document History

Version Date	Section Changed	Change(s) Description
30 June 2015, 31 October 2016 and 11 April 2018		Three waiver documents
22 June 2018	All	<ul style="list-style-type: none">• Amalgamation of the three waivers into one document• Update of effective date and addition of expiry date• Removal of deer waiver

Part 1: Waiver of fees, charges and levies

1.1 Waiver granted under the Animal Products (Fees, Charges, and Levies) Regulations 2007

- (1) The waiver of fees, charges, and levies set out in Schedule 1 applies in respect of the matters specified in that schedule.
- (2) The waiver of fees, charges, and levies set out in Schedule 1 applies on and after 1 July 2018.
- (3) Any charges payable by Animal Products E-cert users for any Animal Products E-cert transactions relating to animal material and animal products, other than dairy material and dairy products, in a given period shall be waived or refunded as a whole or in part if the waiver or refund is necessary to prevent over-recovery of Animal Products E-cert revenue.

1.2 Waiver granted under the Animal Products (Dairy Industry Fees, Charges, and Levies) Regulations 2015

- (1) The waiver of fees, charges, and levies set out in Schedule 2 applies in respect of the matters specified in that schedule.
- (2) The waiver of fees, charges, and levies set out in Schedule 2 applies on and after 1 July 2018.
- (3) Any charges payable by Animal Products E-cert users for any Animal Products E-cert transactions relating to dairy material and dairy products in a given period shall be waived or refunded as a whole or in part if the waiver or refund is necessary to prevent over-recovery of Animal Products E-cert revenue.

1.3 Goods and Services Tax

- (1) The fees, charges, and levies that are payable after the waiver in Schedules 1 and 2 are exclusive of goods and services tax.

1.4 Definition of Leporidae

- (1) Leporidae are defined as belonging to the family *Leporidae* which includes rabbits, hares and jackrabbits.

1.5 Expiry date

- (1) this waiver expires on the close of 30 June 2023 unless revoked earlier.

Schedule 1: Waiver of fees, charges, and levies payable under the Animal Products (Fees, Charges, and Levies) Regulations 2007

Matter in respect of which fee payable is waived	Prescribed fee	Fee waived	Fee payable after waiver
Levy payable under Schedule 2 of the regulations by hides and skins processors	\$136.00 per annum	\$136.00 per annum	\$0.00 per annum
Levy payable under schedule 2 of the regulations by dual operator butchers	\$256.50 per annum	\$256.50 per annum	\$0.00 per annum
Levy payable under Schedule 2, item 1 of the Animal Products (Fees, Charges, and Levies) Regulations 2007 as amended by the Animal Products (Fees, Charges, and Levies) Amendment Regulations 2018 by operators (not being homekill providers) of premises or places which slaughter and dress farmed Leporidae.	\$0.27 per head	\$0.23 per head	\$0.04 per head
Re-issue of official assurance under item 18 of Part 1 of Schedule 1 of the regulations where the re-issue is due to requirements not previously notified under section 60 of the Animal Products Act 1999.	\$465.00 per official assurance plus assessment charge on hourly basis after the first 3 hours as specified in Part 2 of Schedule 1 of the regulations	\$433.00 per official assurance plus any assessment charge on hourly basis after the first 3 hours as specified in Part 2 of Schedule 1 of the regulations	\$32.00 per re-issued official assurance
Re-issue of official assurance under item 18 of Part 1 of Schedule 1 of the regulations where the re-issue is due to the non-application of the authorised person's seal, signature, or date of signature.	\$465.00 per official assurance plus assessment charge on hourly basis after the first 3 hours as specified in Part 2 of Schedule 1 of the regulations	\$433.00 per official assurance plus any assessment charge on hourly basis after the first 3 hours as specified in Part 2 of Schedule 1 of the regulations	\$32.00 per re-issued official assurance
Re-issue of official assurance under item 18 of Part 1 of Schedule 1 of the regulations where two or more official assurances (export certificates) are required to be reissued at the same time, for the same exporter, shipment and destination and- (a) the reason for the re-issue is identical in each case; and (b) no case-specific negotiation is required between the Ministry for Primary Industries and the importing country to facilitate reissue of the official assurances	\$465.00 per official assurance plus assessment charge on hourly basis after the first 3 hours as specified in Part 2 of Schedule 1 of the regulations	\$232.50 per official assurance plus any assessment charge on hourly basis after the first 3 hours as specified in Part 2 of Schedule 1 of the regulations	\$232.00 per reissued official assurance

Schedule 2: Waiver of fees, charges, and levies payable under the Animal Products (Dairy Industry Fees, Charges, and Levies) Regulations 2015

Matter in respect of which fee payable is waived	Prescribed fee	Fee waived	Fee payable after waiver
Re-issue of official assurance under Part 1 of the Schedule to the regulations where the re-issue is due to requirements not previously notified under section 60 of the Animal Products Act 1999.	\$465.00 per replacement certificate plus assessment charge on hourly basis after the first 3 hours as specified in Part 2 of the Schedule to the regulations	\$433.00 per official assurance plus any assessment charge on hourly basis after the first 3 hours as specified in Part 2 of the Schedule to the regulations	\$32.00 per re-issued official assurance
Re-issue of official assurance under Part 1 of the Schedule to the regulations where the re-issue is due to the non-application of the authorised person's seal, signature, or date of signature.	\$465.00 per official assurance plus assessment charge on hourly basis after the first 3 hours as specified in Part 2 of the Schedule to the regulations	\$433.00 per official assurance plus any assessment charge on hourly basis after the first 3 hours as specified in Part 2 of the Schedule to the regulations	\$32.00 per re-issued official assurance
Re-issue of official assurance under Part 1 of the Schedule to the regulations where two or more official assurances (export certificates) are required to be reissued at the same time, for the same exporter, shipment and destination and- (a) the reason for the re-issue is identical in each case; and (b) no case-specific negotiation is required between the Ministry for Primary Industries and the importing country to facilitate reissue of the official assurances.	\$465.00 per official assurance plus assessment charge on hourly basis after the first 3 hours as specified in Part 2 of the Schedule to the regulations	\$232.00 per official assurance plus any assessment charge on hourly basis after the first 3 hours as specified in Part 2 of the Schedule to the regulations	\$232.00 per re-issued official assurance