

Commercial Harvest of *Undaria pinnatifida* - Application Form

In accordance with section 52 and/or section 53 of the Biosecurity Act 1993

Ministry for Primary Industries
Manatū Ahu Matua



Please read this important information on making your application to the Ministry for Primary Industries (MPI) for permission under section 52 and / or section 53 permission of the Biosecurity Act 1993 to commercially harvest *Undaria pinnatifida*. This information is only relevant to the Biosecurity Act 1993 and it is your responsibility as the Applicant to seek permission under any other relevant legislation that may be required.

Failure to provide information as requested in this form may result in delays in processing and/or rejection of your application. Expected processing time for this type of application is approximately 20 working days, upon receipt of completed information. Your application will not proceed until all information is provided. An incomplete application form will be returned to sender for completion.

- Prior to completing this application, please familiarise yourself with the new Commercial Use Policy for undaria, available at <https://www.mpi.govt.nz/growing-and-producing/fish-and-shellfish/aquaculture/setting-up-a-marine-farm/>
- The information in the application form is required for MPI to prepare the permission decision document for the commercial harvest of *Undaria pinnatifida* that would otherwise be prohibited under sections 52 and or 53 of the Biosecurity Act 1993:
 - *Under section 52 of the Biosecurity Act 1993 - No person shall knowingly communicate, cause to be communicated, release, or cause to be released, or otherwise spread any pest or unwanted organism except*
 - (a) *In the course of and in accordance with a pest management strategy; or*
 - (b) *As provided in an emergency regulation made under section 150 of the Act; or*
 - (c) *For a scientific purpose carried out with the authority of the Minister; or*
 - (d) *As permitted either generally or specifically by a chief technical officer.*
 - *Under section 53 of the Biosecurity Act 1993 –*
 - (1) *The owner or person in charge of an organism which that person knows or suspects constitutes, contains, or harbours a pest or unwanted organism must not*
 - (a) *Cause or permit that organism to be in a place where organisms are offered for sale or are exhibited; or*
 - (b) *Sell or offer that organism for sale; or*
 - (c) *Propagate, breed, or multiply the pest or unwanted organism or otherwise act in such a manner as is likely to encourage or cause the propagation, breeding, or multiplication of the pest or unwanted organism.*
 - (2) *A chief technical officer may permit an owner or person in charge of an organism to carry out an act otherwise prohibited by this section.*
- If you breach section 52 and/or section 53 of the Biosecurity Act 1993 or if you do not comply with the conditions of a permission issued to you, you commit an offence under the Biosecurity Act and if convicted you may be liable to imprisonment for a term not exceeding 5 years or a fine up to \$100,000 (individuals), or \$200,000 (corporation).
- The application form has a description of what is required from the applicant. Please take the time to complete every section of this form electronically providing as much detail as possible (see italics in each section for what is required by MPI). A section 52 and/or section 53 permission is a statutory decision made by the Chief Technical Officer that is not made lightly; it is an authorisation to carry out an act that is normally prohibited. Therefore, full, frank and accurate disclosure of all relevant information by applicants is required, and any uncertainty regarding such information must be declared in the application. If incorrect or incomplete information is given, this permission may be denied or revoked.
- Questions relating to the completion of this form and the application process should be directed to: info.biosecurity@mpi.govt.nz . Completed paper copies of the form should be sent to Response Group, MPI, PO Box 2526, Wellington 6041, New Zealand.

Application form

1. Applicant Contact Details <i>[all boxes are required to be filled in]</i>	
Name of Applicant:	<i>[This is the name of the person that the MPI adviser can contact to query information in this application form.]</i>
Applicant contact details:	<i>[List contact details for the person named above.]</i> Work contact number: Mobile contact number: Email address:
Individual/Organisation:	<i>[Record whether this is an individual application or if you are carrying out this activity for an organisation, i.e. company, regional council, Government department or research facility. If carrying out the activity for an organisation, provide the name and address of the organisation].</i>
Physical and postal address:	<i>[Include all relevant addresses. This includes the address of the research facility, containment facility, storage/experimental or harvesting locations and applicant holder locations etc.]</i>
Is <i>Undaria pinnatifida</i> included in a Regional Pest Management Strategy in the proposed harvest location?	<i>[If unsure, check with the local regional council(s)]</i>
Is <i>Undaria pinnatifida</i> included in the regions Coastal Plan or other recognised biosecurity management activity?	<i>[If unsure, check with the local regional council(s)]</i>

2.0 Location of harvest

2.1 Where is the proposed harvest location

[Explain the geographic location in which you wish to harvest the undaria e.g. coasts, bays etc. Provide a map if applicable.]

2.2 What sites within the above proposed harvest location do you wish to harvest undaria?

[Explain in detail the sites from which you wish to harvest undaria e.g. beach cast, natural or artificial substrates. Provide a map if applicable.]

2.3 Describe the location of any recognised high value areas within the vicinity of the proposed harvesting site e.g. marine reserves, customary fishing areas.

3.0 Method of harvest

3.1 What method of harvest/equipment will be used in this activity?

[Explain in detail the method of harvest, any equipment used, and whether this equipment will be new or used. Explain how you will mitigate the risk of inadvertent transfer of undaria. Provide photos if possible and declare any areas of uncertainty.]

3.2 How will the undaria be transported or transferred?

[Explain in detail how the undaria will be securely transported or transferred from the harvest site to the end location. Explain how you will mitigate the risk of inadvertent transfer of undaria.]

4.0 Containment

4.1 Describe all facilities in which the undaria is to be contained throughout the proposed activity.

Please provide a full description of where the organism is to be contained, including physical address, what the facility looks like, provide photos if possible, and what measures the facility has to stop viable undaria being returned to the marine environment. What is the vicinity of the processing facility to the aquatic environment? Ensure you declare any areas of uncertainty]

4.2 How will the undaria be disposed of, processed or used?

[Explain how you will dispose of, process or use the harvested Undaria to ensure no viable Undaria is returned to the marine environment.. Ensure you declare any areas of uncertainty.]

4.3 What is the proposed end use or purpose of the harvested undaria?

5.0 Potential benefits and risks

5.1 What biosecurity benefits could result from allowing this activity to occur?

[Set out the potential benefits to any natural and physical resources, such as land, water, plants, animals, structures etc. or human health]

5.2 What adverse biosecurity effects could result from allowing this activity to occur?

[Set out the potential risks of harm to any natural and physical resources, such as land, water, plants, animals, structures etc. or human health]

6.0 Other potential public benefits and risks

6.1 What public benefits could result from allowing this activity to occur?

[Set out any potential benefits to New Zealand e.g.. environmental, economic, social,, health or cultural benefits]

6.2 What other adverse effects could result from allowing this activity to occur?

[Set out any potential risks e.g. environmental, economic, social, health or cultural risks]

7.0 Other Matters

7.1 What is the duration of the permission and activity?

[What is the start and finish date of your activity. Ensure you incorporate disposal or processing at the completion of the project in the duration dates].

7.2 Are there any implications for Māori and/or their taonga?

[What taonga species and/or customary management tools could be positively or negatively affected by the proposed activity? Could this activity adversely impact indigenous species? If so, how?]

8.0 Supporting information

8.1 Is there any additional information or comments that you wish to provide?

[Please attach literature, maps, photos or internet links that apply to this application form or that you have referred to or used as references in this application.]

9.0 Applicant Declaration

- I understand that it is my responsibility to ensure that this application complies with any other relevant legislation.
- I understand the permission system and agree to abide by the conditions of any permission granted.
- I declare that the information provided in this application is true, complete and accurate to the best of my knowledge.

Signature of Applicant:
(*electronic signature is acceptable*)

Date:
(day/month/year)

Print name:

10.0 Collection of Information

Privacy Act 1993

The information on this form is being collected to enable a chief technical officer to consider whether or not to issue permission for undaria to be harvested under section 52 and/or section 53 of the Biosecurity Act 1993. The agency collecting and holding this information is: Ministry for Primary Industries, Pastoral House, 25 The Terrace, PO Box 2526, Wellington. Ph: 0800 00 83 33. You have rights of access to, and to request correction of, personal information supplied in this form as provided by the information privacy principles set out in section 6 of the Privacy Act 1993.

Official Information Act 1982

All information provided to MPI for the purposes of considering whether or not to issue permission for undaria to be harvested under section 52 and/or section 53 of the Biosecurity Act 1993 is official information and subject to the Official Information Act 1982. If a request is made under that Act for information you have provided in this application, MPI will consider any such request taking into account its obligations under the Official Information Act 1982 and any other applicable legislation.