



# **Hazardous Substances and New Organisms (Personnel Qualifications) Amendment Regulations 2012**

Jerry Mateparae, Governor-General

## **Order in Council**

At Wellington this 24th day of September 2012

Present:

The Right Hon John Key presiding in Council

Pursuant to sections 76 and 140 of the Hazardous Substances and New Organisms Act 1996, His Excellency the Governor-General makes the following regulations, acting—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for the Environment given in accordance with section 141 of that Act.

## **Contents**

		Page
1	Title	2
2	Commencement	2
3	Principal regulations	2
4	Regulation 6D amended (Suspension of licence)	2

**Hazardous Substances and New Organisms  
(Personnel Qualifications) Amendment  
Regulations 2012**

r 1

2012/283

5	Regulation 7 amended (Qualifications for hazardous substances enforcement officers)	2
6	Regulation 8 revoked (Transitional qualification for hazardous substances enforcement officers)	2
7	Regulation 9 amended (Qualifications for new organisms enforcement officers)	3
8	Regulation 10 amended (Transitional qualification for new organisms enforcement officers)	3
9	Regulation 11 amended (Qualifications for test certifiers)	3

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**Regulations**

**1 Title**

These regulations are the Hazardous Substances and New Organisms (Personnel Qualifications) Amendment Regulations 2012.

**2 Commencement**

These regulations come into force on 1 November 2012.

**3 Principal regulations**

These regulations amend the Hazardous Substances and New Organisms (Personnel Qualifications) Regulations 2001 (the **principal regulations**).

**4 Regulation 6D amended (Suspension of licence)**

In regulation 6D(4)(a), replace “6A” with “6A”.

**5 Regulation 7 amended (Qualifications for hazardous substances enforcement officers)**

- (1) Revoke regulation 7(2).
- (2) In regulation 7(4), delete “, (2),”.

**6 Regulation 8 revoked (Transitional qualification for hazardous substances enforcement officers)**

Revoke regulation 8.

- 7 Regulation 9 amended (Qualifications for new organisms enforcement officers)**
- (1) Revoke regulation 9(1)(a).
  - (2) Replace regulation 9(3) with:
  - “(3) The person must also know the procedures for determining—
    - “(a) the nature of the organism; and
    - “(b) whether or not the organism is a new organism.”
- 8 Regulation 10 amended (Transitional qualification for new organisms enforcement officers)**
- In regulation 10(1), after “came into force”, insert “ (being 8 December 2000)”.
- 9 Regulation 11 amended (Qualifications for test certifiers)**
- Replace regulation 11(3)(a) with:
- “(a) a minimum of 2 years of practical experience of actively undertaking—
    - “(i) the testing, inspection, enforcement, or handling of substances or equipment, or the design of equipment, regulated under the Hazardous Substances and New Organisms Act 1996; or
    - “(ii) the operation of systems or equipment for which the test certifier may issue test certificates; or”.

Rebecca Kitteridge,  
Clerk of the Executive Council.

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### **Explanatory note**

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 1 November 2012, amend the Hazardous Substances and New Organisms (Personnel Qualifications) Regulations 2001.

**Hazardous Substances and New Organisms  
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Explanatory note

2012/283

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The amendments—

- remove certain criteria for test certifiers and enforcement officers that are now considered to be unnecessary; and
- broaden the requirement for practical experience for test certifiers to allow recognition of design and overseas experience; and
- delete a provision that is now spent; and
- correct a minor typographical error.

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Issued under the authority of the Acts and Regulations Publication Act 1989.  
Date of notification in *Gazette*: 27 September 2012.  
These regulations are administered by the Ministry for the Environment.

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