NORTHERN TERRITORY OF AUSTRALIA

PLANT HEALTH AMENDMENT REGULATIONS 2026

Subordinate Legislation No. 32 of 2026

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NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 32 of 2026

Plant Health Amendment Regulations 2026

I, David Robert Connolly, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Plant Health Act 2008*.

Responsible Minister:

G. P. MALEY
Minister for Agriculture and Fisheries

D. R. CONNOLLY
Administrator

Date of making: 25 November 2026

1 Title

These Regulations may be cited as the *Plant Health Amendment Regulations 2026*.

2 Commencement

These Regulations commence on the day after the day on which they are made.

3 Regulations amended

These Regulations amend the *Plant Health Regulations 2011*.

4 Regulation 7 amended (Ants in potting mix)

(1) Regulation 7(2)(b)(i)

omit

was inspected

insert

has undergone an approved inspection

(2) After regulation 7(2)

insert

(3) A person must not introduce potting mix into the Territory unless:

(a) the potting mix:

(i) was produced and packed in an area where an area freedom certificate for the declared pests is in force; and

(ii) was not, at any time before it is introduced, stored in an area other than an area mentioned in subparagraph (i); or

(b) a government certificate or interstate assurance certificate certifies that:

(i) the potting mix was given an approved inspection and found not to be infested with the declared pests before it is introduced; or

(ii) each place where the potting mix was produced, packed or stored is more than 5 km from the boundary of any area infested with the declared pests; or

(iii) the potting mix was given an approved treatment for the declared pests before it is introduced; or

(c) the potting mix is introduced in accordance with a permit for introduction.

Note for subregulation (3)

See regulation 25(4) for additional requirements relating to potting mix that is packaged or in bulk.

(4) For subregulation (3), potting mix is not stored in a place if:

(a) the potting mix is only transiting through the place; and

(b) reasonable measures are taken during transit to prevent the potting mix from becoming infested by the declared pests.

5 Regulations 13 and 13A inserted

After regulation 12, in Part 2, Division 2

insert

13 Control of tomato brown rugose fruit virus

(1) This regulation provides for the control of the declared pest *Tobamovirus fructirugosum*, also known as tomato brown rugose fruit virus.

(2) A person must not introduce into the Territory a declared host plant for tomato brown rugose fruit virus unless:

(a) the plant:

(i) was grown and packed in an area where an area freedom certificate for tomato brown rugose fruit virus is in force; and

(ii) was not, at any time before it is introduced, stored in an area other than an area mentioned in subparagraph (i); or

(b) a government certificate or interstate assurance certificate certifies that the area where the plant was grown and packed is free of tomato brown rugose fruit virus; or

(c) the plant is introduced in accordance with a permit for introduction.

(3) For this regulation, a plant is not stored in a place if:

(a) the plant is only transiting through the place; and

(b) reasonable measures are taken during transit to prevent the plant from becoming affected by tomato brown rugose fruit virus.

13A Control of polyphagous shot-hole borer

(1) This regulation provides for the control of the declared pest *Euwallacea fornicatus*, also known as polyphagous shot-hole borer.

(2) A person must not introduce a polyphagous shot-hole borer carrier into the Territory unless:

(a) the carrier:

(i) was grown in, or sourced from, and packed in an area where an area freedom certificate for polyphagous shot-hole borer is in force; and

(ii) was not, at any time before it is introduced, stored in an area other than an area mentioned in subparagraph (i); or

(b) a government certificate or interstate assurance certificate certifies that the carrier, before it is introduced:

(i) underwent an approved inspection for polyphagous shot-hole borer and was found not to be infested with, and to be free of any signs or symptoms of, that pest; or

(ii) was given an approved treatment for polyphagous shot-hole borer; or

(c) the carrier is introduced in accordance with a permit for introduction.

(3) For this regulation, a polyphagous shot-hole borer carrier is not stored in a place if:

(a) the carrier is only transiting through the place; and

(b) reasonable measures are taken during transit to prevent the carrier from becoming affected by polyphagous shot-hole borer.

(4) In this regulation:

polyphagous shot-hole borer carrier means either of the following:

(a) a plant identified as a host for polyphagous shot-hole borer in the document entitled 'Western Australian *Euwallacea fornicatus*, Polyphagous Shot-Hole Borer (PSHB) Host List' published by the WA Department of Primary Industries and Regional Development, as in force from time to time;

(b) plant-related material identified as being capable of being infested with polyphagous shot-hole borer in the document entitled 'Northern Territory Plant Health Manual' published by the Agency, as in force from time to time.

Notes for definition ***polyphagous shot-hole borer carrier***

1 The document mentioned in paragraph (a) may be viewed at https://www.agric.wa.gov.au/borer.

2 The document mentioned in paragraph (b) may be viewed at https://daf.nt.gov.au/publications/publications-search/publications-database/primary-industry/plants/plant-health-manual.pdf.

6 Repeal of Regulations

These Regulations are repealed on the day after they commence.