



Queensland

Chemical Usage (Agricultural and Veterinary) Control Amendment Regulation (No. 1) 2012

Subordinate Legislation 2012 No. 162

made under the

Chemical Usage (Agricultural and Veterinary) Control Act 1988

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[s 1]

1 Short title

This regulation may be cited as the *Chemical Usage (Agricultural and Veterinary) Control Amendment Regulation (No. 1) 2012*.

2 Regulation amended

This regulation amends the *Chemical Usage (Agricultural and Veterinary) Control Regulation 1999*.

3 Amendment of s 9 (Definitions for div 1)

Section 9—

insert—

‘statement of attainment see the Vocational Education, Training and Employment Act 2000, schedule 3.’.

4 Insertion of new s 11C

Part 4, division 1—

insert—

‘11C Restricted chemical products containing copper, chromium and arsenic

‘(1) This section applies to a restricted chemical product with a formulation containing all 3 of the following as active constituents—

- (a) copper;
- (b) chromium;
- (c) arsenic.

‘(2) For subsection (1), an active constituent mentioned in subsection (1)(a), (b) or (c) includes the active constituent in any of its various chemical forms.

‘(3) A person must not use the product unless the person—

- (a) is authorised to use the product; or

- (b) holds a statement of attainment issued by a registered training organisation stating that the person has successfully completed—
 - (i) the competency FPISAW3201A—(Treat Timber); or
 - (ii) the competency FPISAW3201B—(Treat Timber); or
- (c) holds a qualification or has successfully completed training for using the product that the chief executive reasonably considers is substantially equivalent to a statement of attainment mentioned in paragraph (b).

Maximum penalty—40 penalty units.’.

5 Amendment of s 12 (Other restricted chemical products)

Section 12(1), from ‘containing’ to ‘virus’—

omit, insert—

‘to which any of sections 10 to 11C apply’.

6 Replacement of pt 8 hdg

Part 8 heading—

omit, insert—

‘Part 8 Transitional provisions

‘Division 1 Transitional provisions for Chemical Usage (Agricultural and Veterinary) Control Amendment Regulation (No. 1) 2009’.

7 Insertion of new pt 8, div 2

Part 8, division 2—

insert—

[s 7]

**‘Division 2 Transitional provision for Chemical
Usage (Agricultural and Veterinary)
Control Amendment Regulation
(No. 1) 2012**

**‘32 Deferral of requirements for using restricted chemical
products containing copper, chromium and arsenic**

- ‘(1) This section applies to a person for using a restricted chemical product to which section 11C applies.
- ‘(2) Despite section 11C, the person is not required to comply with section 11C(3)(a), (b) or (c).
- ‘(3) This section stops applying on 1 January 2013.’.

ENDNOTES

- 1 Made by the Governor in Council on 20 September 2012.
- 2 Notified in the gazette on 21 September 2012.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Agriculture, Fisheries and Forestry.

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