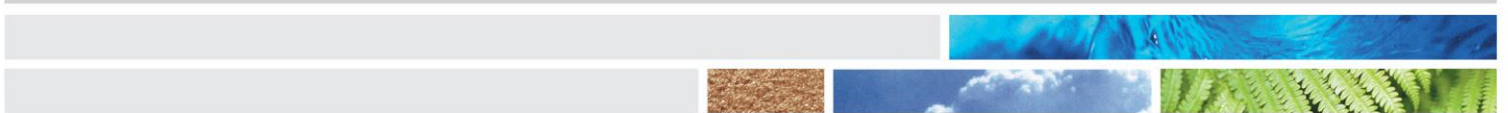




Environmental  
Protection Authority  
*Te Mana Rauhi Taiao*

# Hazardous Substances (Importers and Manufacturers Information) Amendment Notice 2017

JULY 2017



## EPA NOTICE

UNDER THE HAZARDOUS SUBSTANCES AND NEW ORGANISMS ACT 1996

New Zealand Government



Environmental  
Protection Authority  
*Te Mana Rauhi Taiao*

## Hazardous Substances and New Organisms Act 1996

### Hazardous Substances (Importers and Manufacturers Information) Amendment Notice 2017

This notice is issued by the Environmental Protection Authority (the Authority) under section 76A of the Hazardous Substances and New Organisms Act 1996 (the **Act**). It is issued in accordance with section 76C of the Act, having had regard to the matters specified in section 76C(2). The Authority now approves it for publication in the Gazette.

Signed at Wellington

This 27<sup>th</sup> day of July 2017

By Kerry Prendergast

A handwritten signature in black ink, appearing to read 'Kerry Prendergast', written over a light blue background.

Chair  
Environmental Protection Authority

## Hazardous Substances (Importers and Manufacturers Information) Amendment Notice 2017

This notice is issued by the Environmental Protection Authority (the **Authority**) under section 76A of the Hazardous Substances and New Organisms Act 1996 (the **Act**). It is issued in accordance with section 76C of the Act, having had regard to the matters specified in section 76C(2).

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*Administrative information: Date of notification in New Zealand Gazette: .....*

## Objective of notice

The objective of this notice is to amend the Hazardous Substances (Importers and Manufacturers Information) Notice 2015 by adding a further requirement on importers. The requirement is to provide certain information to the New Zealand Customs Service when uplifting certain explosive substances (Class 1 substances). The requirement is an existing one that is being moved from the Hazardous Substances (Tracking) Regulations 2001 into this Notice.

## Extent of consultation

The Authority publicly notified its intention to issue this Notice on 19 September 2016 by publishing a proposal document on its website. It invited comments by 14 October 2016. The paper was also sent to relevant persons in accordance with section 76C(1)(c) of the Act, and other interested parties. Comments were received and taken into account by the Authority during the drafting of this Notice.

## Further information about EPA notices

EPA notices are tertiary instruments that are administered by the Authority. They are classed as disallowable instruments under the Legislation Act 2012 (the **Legislation Act**). This means that the notice must be tabled in the House of Representatives who may, by resolution, disallow the notice. The Regulations Review Committee is the select committee responsible for considering instruments such as this notice under the Legislation Act.

## Part A: General

### 1 Title

This is the Hazardous Substances (Importers and Manufacturers Information) Amendment Notice 2017.

### 2 Commencement

This notice comes into force on 1 December 2017.

### 3 Principal notice amended

This notice amends the Hazardous Substances (Importers and Manufacturers Information) Notice 2015 (the **principal notice**).

### 4 Title of principal notice amended

The title of the principal notice is amended by omitting “Information”.

## Part B: Amendment

### 5 New clause added to principal notice

The following clause is added after clause 9 of the principal notice:

#### “10 Obligation to provide information and certificate

- (1) This clause applies to all class 1 substances (explosives), other than the following:
  - (a) safety ammunition, including pre-primed cartridges and primers, of class 1.4S:
  - (b) airbag initiators and seatbelt pre-tensioners of classes 1.4G and 1.4S:
  - (c) cable cutters of class 1.4S (UN 0070):
  - (d) power device cartridges of class 1.4S (UN 0323):
  - (e) signal or shock tubes of class 1.4 (UN 0349):
  - (f) cassette degradation devices of class 1.4S (UN 0432).
- (2) Before a class 1 substance to which this clause applies may be uplifted following importation, the importer must give to the New Zealand Customs Service—
  - (a) written notice of the quantity of the substance to be uplifted, and the date and place of uplifting; and
  - (b) a certificate, signed by or on behalf of the Authority, that the substance has an approval under section 29 of the Act.”



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