

Biosecurity Amendment (Strengthening Penalties) Act 2021

No. 58, 2021

An Act to amend the *Biosecurity Act 2015*, and for related purposes

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Biosecurity Amendment (Strengthening Penalties) Act 2021

No. 58, 2021

An Act to amend the *Biosecurity Act 2015*, and for related purposes

[*Assented to 29 June 2021*]

The Parliament of Australia enacts:

1 Short title

This Act is the *Biosecurity Amendment (Strengthening Penalties) Act 2021*.

2 Commencement

(1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information | | |
| --- | --- | --- |
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this Act | The day after this Act receives the Royal Assent. | 30 June 2021 |

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

(2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

3 Schedules

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendments

Biosecurity Act 2015

1 Amendments of listed provisions—offences and civil penalty provisions

The provisions listed in the following table are amended as set out in the table.

| Amendments relating to offences and civil penalty provisions | | | |
| --- | --- | --- | --- |
| Item | Provision | Omit | Substitute |
| 1 | Subsection 124(2) (penalty) | 120 | 300 |
| 2 | Subsection 125(4) (penalty) | 120 | 300 |
| 3 | Subsection 126(2) (penalty) | 120 | 300 |
| 4 | Subsection 127(3) (penalty) | 120 | 300 |
| 5 | Subsection 128(2) (penalty) | 120 | 300 |
| 6 | Subsection 129(2) (penalty) | 120 | 300 |
| 7 | Subsection 130(2) (penalty) | 120 | 300 |
| 8 | Subsection 139(3) (penalty) | 120 | 300 |
| 9 | Subsection 140(2) (penalty) | 300 | 1,000 |
| 10 | Subsection 140(3) (penalty) | 120 | 300 |
| 11 | Subsection 141(3) (penalty) | 300 | 1,000 |
| 12 | Subsection 141(4) (penalty) | 120 | 300 |
| 13 | Subsection 185(2) (penalty) | 300 | 1,000 |
| 14 | Subsection 185(3) (penalty) | 120 | 1,000 |
| 15 | Subsection 185(4) (penalty) | 2,000 | 5,000 |
| 16 | Subsection 185(5) (penalty) | 600 | 2,000 |
| 17 | Subsection 186(2) (penalty) | 300 | 1,000 |
| 18 | Subsection 186(3) (penalty) | 120 | 1,000 |
| 19 | Subsection 186(4) (penalty) | 2,000 | 5,000 |
| 20 | Subsection 186(5) (penalty) | 600 | 2,000 |
| 21 | Subsection 187(1) (penalty) | 300 | 1,000 |
| 22 | Subsection 187(2) (penalty) | 120 | 1,000 |
| 23 | Subsection 187(3) (penalty) | 300 | 1,000 |
| 24 | Subsection 187(4) (penalty) | 120 | 1,000 |
| 25 | Subsection 428(2) (penalty) | 300 | 1,000 |
| 26 | Subsection 428(3) (penalty) | 120 | 1,000 |
| 27 | Subsection 429(5) (penalty) | 300 | 1,000 |
| 28 | Subsection 429(6) (penalty) | 120 | 1,000 |

2 Application of amendments

The amendments made by item 1 of this Schedule apply in relation to conduct engaged in on or after the commencement of this item.

[*Minister’s second reading speech made in—*

*House of Representatives on 18 February 2021*

*Senate on 21 June 2021*]

(10/21)