

Biological Agents and Toxins Act 2005
(No. 36 of 2005)

Table of Contents

Long Title

Enacting Formula

Part I PRELIMINARY

1 Short title and commencement

2 Interpretation

Part II ADMINISTRATION AND APPLICATION

3 Administration of Act

4 Act not to apply in relation to use of biological agents or toxins for certain purposes

Part III BIOLOGICAL AGENTS AND INACTIVATED BIOLOGICAL AGENTS

Division 1 — General

5 Prohibition against use of biological agents for non-peaceful purpose, etc.

Division 2 — First Schedule biological agents

Subdivision 1 Possession and use

6 Prohibition against possession of First Schedule biological agents without approval

7 Prohibition against large-scale production of First Schedule biological agents without approval

Subdivision 2 Import and transhipment

8 Prohibition against import or transhipment of First Schedule biological agents without permit

9 Notification of failure of receipt of import

10 Storage of First Schedule biological agents upon import or pending transhipment

Subdivision 3 Transfer

11 Prohibition against transfers of First Schedule biological agents except by certain persons

12 Notifications relating to transfers of First Schedule biological agents

Subdivision 4 Transportation

13 Prohibition against transportation by certain means

Division 3 — Second Schedule biological agents

Subdivision 1 Possession and use

14 Prohibition against use of Second Schedule biological agents without special approval

15 Prohibition against possession of Second Schedule biological agents without approval

16 Prohibition against large-scale production of Second Schedule biological agents

Subdivision 2 Import and transhipment

17 Prohibition against import or transhipment of Second Schedule biological agents without permit

18 Notification of failure of receipt of import

19 Storage of Second Schedule biological agents upon import or pending transhipment

Subdivision 3 Transfer

20 Prohibition against transfers of Second Schedule biological agents except by certain persons

21 Notifications relating to transfers of Second Schedule biological agents

Subdivision 4 Transportation

22 Prohibition against transportation by certain means

Division 4 — Third Schedule biological agents

23 Prohibition against large-scale production of Third Schedule biological agents without approval

24 Prohibition against transportation by certain means

Division 5 — Fourth Schedule biological agents

25 Prohibition against import of Fourth Schedule biological agents without permit

26 Prohibition against transportation by certain means

Division 6 — Inactivated biological agents

27 Prohibition against inactivation of biological agents

28 Prohibition against import of inactivated biological agents without permit

29 Prohibition against transportation by certain means

Part IV TOXINS

Division 1 — General

30 Prohibition against use of toxins for non-peaceful purpose, etc.

Division 2 — Possession and use

31 Prohibition against possession of Fifth Schedule toxins without approval

Division 3 — Import and transshipment

32 Prohibition against import or transshipment of Fifth Schedule toxins without permit

33 Notification of failure of receipt of import

34 Storage of Fifth Schedule toxins upon import or pending transshipment

Division 4 — Transfer

35 Prohibition against transfers of Fifth Schedule toxins except by certain persons

36 Notifications relating to transfers of Fifth Schedule toxins

Division 5 — Transportation

37 Prohibition against transportation by certain means

Part V DUTIES AND OBLIGATIONS IN RELATION TO BIOLOGICAL AGENTS AND TOXINS

Division 1 — Duties and obligations of operators, biosafety committees, biosafety co-ordinators and staff of facilities

38 Application

39 Appointment of biosafety committee and biosafety co-ordinator

40 Maintaining facilities and equipment

41 Activities and staff

42 Visitors

43 Use of animals

44 Records and reporting requirements

45 Failure to perform duties and obligations

Division 2 — Duties and obligations of carriers of biological agents and toxins

46 Application

47 Transportation of biological agents and toxins

48 Packaging and labelling of biological agents and toxins

49 Failure to perform duties and obligations

Part VI APPROVALS, PERMITS AND CERTIFICATION OF FACILITIES

50 Approvals and permits

51 Certification of facilities

Part VII ENFORCEMENT