



Biosecurity (Reportable Biosecurity Incidents) Determination 2026

I, Victoria Anderson, Director of Biosecurity, make the following determination.

Dated 17 August 2026

Victoria Anderson
Director of Biosecurity

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Part 1—Preliminary

1 Name

This instrument is the *Biosecurity (Reportable Biosecurity Incidents) Determination 2026*.

2 Commencement

- (1) Each provision of this instrument 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 instrument	1 October 2026.	1 October 2026

Note: This table relates only to the provisions of this instrument as originally made.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

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

3 Authority

This instrument is made under sections 154 and 157 of the *Biosecurity Act 2015*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

5 Definitions

Note: A number of expressions used in this instrument are defined in the Act, including the following:

- (a) animal;
- (b) conditionally non-prohibited goods;
- (c) conveyance;
- (d) disease agent;
- (e) environment;
- (f) exposed goods;
- (g) exposed goods order;
- (h) exposed to;
- (i) goods;
- (j) pest;
- (k) plant;

Section 5

- (l) premises;
- (m) prohibited goods;
- (n) subject to biosecurity control;
- (o) suspended goods.

In this instrument:

Act means the *Biosecurity Act 2015*.

container has the same meaning as in the *Customs Act 1901*.

import permit means a permit granted under section 179 of the Act that authorises a person to bring or import particular goods into Australian territory.

manifest means a document (however described and in whatever format) that specifies a list of goods that are intended to be brought or imported into Australian territory.

relevant goods means:

- (a) goods that are subject to biosecurity control; or
- (b) exposed goods in relation to which an exposed goods order is in force.

Note: Section 161 of the Act deals with the effect of an exposed goods order being in force in relation to exposed goods.

Part 2—Reportable biosecurity incidents

6 Reportable biosecurity incidents arising from the biosecurity risk associated with relevant goods

Events relating to relevant goods that are only prohibited goods, conditionally non-prohibited goods or suspended goods

- (1) Each of the following events is a reportable biosecurity incident in relation to relevant goods that are prohibited goods, conditionally non-prohibited goods or suspended goods:
 - (a) the goods are not as described in a manifest, or an import permit, relating to the goods;
 - (b) the goods are in a container, a conveyance or other premises, or packaging where:
 - (i) there is damage to the container, conveyance, other premises or packaging; and
 - (ii) as a result of the damage, the goods are no longer secure; and
 - (iii) as a result of the damage, there is a risk of harm to human, animal or plant health or to the environment;
 - (c) the goods are damaged and, as a result of the damage, there is a risk of harm to human, animal or plant health or to the environment;
 - (d) the goods have been lost or stolen;
 - (e) the goods have been destroyed in circumstances other than in compliance with a direction given by a biosecurity officer.

Additional event relating to relevant goods that are only conditionally non-prohibited goods

- (2) A change to the intended use of relevant goods that are conditionally non-prohibited goods is a reportable biosecurity incident in relation to the goods.

7 Reportable biosecurity incidents arising from the interaction between relevant goods and other goods or things

Relevant goods etc. exposed to contamination, infestation or infection from other goods or to a live pest or disease agent

- (1) An event is a reportable biosecurity incident in relation to any relevant goods if:
 - (a) the goods; or
 - (b) any container holding the goods; or
 - (c) the conveyance or other premises in which the goods are being held; or
 - (d) the packaging for the goods;
 has been, or is likely to have been, exposed to:
 - (e) contamination, infestation or infection from prohibited goods, conditionally non-prohibited goods or suspended goods; or
 - (f) a live pest or disease agent that results in infestation or infection of the relevant goods.

Section 8

Relevant goods infested with a live pest, infected with a disease agent or contaminated with animal material, plant material or soil

- (2) An event is a reportable biosecurity incident in relation to any relevant goods if:
- (a) the goods are infested with a live pest (for example, an insect, invertebrate or other animal), except if the goods, as so infested, were authorised to be brought or imported into Australian territory by an import permit; or
 - (b) the goods are infected with a disease agent, or are contaminated with animal material, plant material or soil, except if the goods, as so infected or contaminated, were authorised to be brought or imported into Australian territory by an import permit.

8 Requirements for reporting reportable biosecurity incidents

Information that must be included in a report

- (1) The following information must be included in a report of a reportable biosecurity incident in relation to goods that is required by subsection 155(1) or 156(1) of the Act:
- (a) details of the goods;
 - (b) the location of the goods;
 - (c) a description of the incident;
 - (d) if known, when and where the incident occurred;
 - (e) when the person making the report became aware of the incident;
 - (f) whether the goods have been moved since the incident occurred;
 - (g) the name and contact details of:
 - (i) the person making the report; and
 - (ii) any other person who may have information about the incident;
 - (h) details of any steps taken to manage the incident.

How a report must be made

- (2) A report of a reportable biosecurity incident required by subsection 155(1) or 156(1) of the Act must be made orally or in writing.

Part 3—Application, saving and transitional provisions

9 Application and saving provisions

- (1) Sections 6 and 7 apply in relation to a reportable biosecurity incident that occurs on or after the commencement of this section.
- (2) The *Biosecurity (Reportable Biosecurity Incidents) Determination 2016*, as in force immediately before the commencement of this section, continues to apply on and after that commencement in relation to a reportable biosecurity incident that occurred before that commencement.

Schedule 1—Repeals

Biosecurity (Reportable Biosecurity Incidents) Determination 2016

1 The whole of the instrument

Repeal the instrument.