

I certify that this is a copy of the authorised version of this Statutory Rule as at 8 November 2024, and that it incorporates all amendments, if any, made before and in force as at that date and any reprint changes made under any Act, in force before the commencement of the *Legislation Publication Act 1996*, authorising the reprint of Acts and statutory rules or permitted under the *Legislation Publication Act 1996* and made before 8 November 2024.

K Woodward  
Chief Parliamentary Counsel  
Dated 11 November 2024

## TASMANIA

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# INDUSTRIAL HEMP REGULATIONS 2016

## STATUTORY RULES 2016, No. 9

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## **INDUSTRIAL HEMP REGULATIONS 2016**

I, the Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, acting with the advice of the Executive Council, make the following regulations under the *Industrial Hemp Act 2015*.

Dated 23 February 2016.

C. WARNER  
Governor

By Her Excellency's Command,

JEREMY ROCKLIFF  
Minister for Primary Industries and Water

### **1. Short title**

These regulations may be cited as the *Industrial Hemp Regulations 2016*.

### **2. Commencement**

These regulations take effect on the day on which the *Industrial Hemp Act 2015* commences.

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**3. Interpretation**

In these regulations –

*Act* means the *Industrial Hemp Act 2015*.

**4. Certified hemp seed**

Certified hemp seed means seed that –

- (a) has been tested in accordance with a quality assurance program approved by the Secretary; and
- (b) will, or is likely to, produce cannabis plants with a THC concentration in the leaves and flowering heads of not more than 0.5%.

**5. Corresponding laws**

For the purposes of the Act, a law of another State or a Territory that corresponds, or substantially corresponds, to the following laws is declared to be a corresponding law:

- (a) the *Criminal Code Act 1924*;
- (b) the *Misuse of Drugs Act 2001*;
- (c) the *Poisons Act 1971*.

6. . . . .

## **7. Testing of hemp**

Any hemp grown under a licence is to be tested at any appropriate time or times during the growing season to determine the concentration of THC in the hemp.

### **7A. Determining application for special research licence**

The Secretary must not grant a special research licence to an applicant unless the Secretary is satisfied that the applicant has demonstrated the following:

- (a) that the research to be conducted under the licence will use a scientifically valid research method and approach;
- (b) the potential benefits of the research to the industrial hemp industry;
- (c) that appropriate safety and security measures will be put in place to ensure that the hemp is secured against theft, loss or unauthorised interference.

## **8. Infringement offences**

- (1) For the purposes of section 32 of the Act, an offence under a provision of the Act specified in column 2 of the table set out in Schedule 1 is an offence in respect of which an infringement notice may be issued.
- (2) The penalty specified in column 3 of the table set out in Schedule 1 in respect of an offence in

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column 2 of that Schedule is the penalty payable under an infringement notice issued in respect of that offence.

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**SCHEDULE 1 – INFRINGEMENT NOTICE OFFENCES  
AND PENALTIES**

<b>Item</b>	<b>Section of Act</b>	<b>Regulation 8</b>
		<b>Penalty</b> <b>(Penalty units)</b>
1.	26	10
2.	27	10
3.	28(1)	10
4.	28(2)	10

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Printed and numbered in accordance with the *Rules Publication Act 1953*.

Notified in the *Gazette* on 2 March 2016.

These regulations are administered in the Department of Primary Industries, Parks, Water and Environment.

**NOTES**

The foregoing text of the *Industrial Hemp Regulations 2016* comprises those instruments as indicated in the following table. Any reprint changes made under any Act, in force before the commencement of the *Legislation Publication Act 1996*, authorising the reprint of Acts and statutory rules or permitted under the *Legislation Publication Act 1996* and made before 8 November 2024 are not specifically referred to in the following table of amendments.

Citation	Serial Number	Date of commencement
<i>Industrial Hemp Regulations 2016</i>	S.R. 2016, No. 9	2.3.2016
<i>Industrial Hemp Amendment Act 2024</i>	No. 22 of 2024	8.11.2024

**TABLE OF AMENDMENTS**

Provision affected	How affected
Regulation 6	Rescinded by No. 22 of 2024, s. 23
Regulation 7A	Inserted by No. 22 of 2024, s. 24