

## PART VII—INSPECTION AND MONITORING

Appointment of biosafety inspectors.

**43.** The Minister may, on the recommendation of the Authority, and by notice in the Gazette, appoint duly qualified persons whether by name or by title of office, to be biosafety inspectors of the Authority, for such jurisdictional units as may be specified in the notice of appointment.

Functions of biosafety inspectors.

**44.** A biosafety inspector shall—

- (a) monitor compliance with this Act and regulations made thereunder;
- (b) undertake inspections and submit reports thereof to the Authority;
- (c) perform such other functions as the Authority may deem necessary.

Powers of biosafety inspectors.

**45.** (1) A biosafety inspector may, in the performance of his duties under this Act, at all reasonable times and without a warrant—

- (a) enter any premises, facility, vessel or property which the inspector has reason to believe it is necessary for him to enter in order to ascertain whether the requirements of this Act or any approval under this Act are being complied with, and may take with him any person duly authorized by the Authority;

- (b) take with him any equipment or material required for any purpose for which the power of entry is being exercised;
- (c) carry out such tests and inspections, and make such recordings as may be necessary in the circumstances;
- (d) direct that any part of premises which he has power to enter, or anything in such premises, shall be left undisturbed for so long as is reasonably necessary for the purpose of any test or inspection;
- (e) take appropriate samples of any organisms, articles or substances found in any premises which he has power to enter for analysis or any other relevant purpose under this Act;
- (f) in the case of anything found in the premises which he has power to enter, which appears to him to contain genetically modified organisms which pose biosafety risk, cause it to be dismantled or subjected to any process or test but not so as to damage or destroy it, unless it is necessary;
- (g) require the production of any records which may be required to be kept under this Act.

(2) When exercising his powers under this Act, a biosafety inspector shall suitably identify himself.