



***Local Government Act 1995  
Agriculture and Related Resources Protection Act 1976***

**CITY OF ROCKINGHAM  
PEST PLANTS LOCAL LAW 2000**

*Note: This is a compilation of the City of Rockingham Pest Plants Local Law 2000 which was published in the Government Gazette No. 14 on 12 January 2001, as amended and published in the Government Gazette No. 172 on 10 September 2010.*

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**Local Government Act 1995  
Agriculture and Related Resources Protection Act 1976**

**CITY OF ROCKINGHAM**

**PEST PLANTS LOCAL LAW 2000**

Under the powers conferred by the abovementioned Acts and under all other powers enabling it, the Council of the City of Rockingham resolved on 28 November 2000 to make the following local law.

**PART 1 - PRELIMINARY**

**1.1 Citation**

This local law may be cited as the City of Rockingham Local Government Pest Plants Local Law 2000.

**1.2 Repeal**

The City of Rockingham Local Law relating to Pest Plants published in the Government Gazette on 7 June 1985 is repealed.

**1.3 Definitions**

In this local law, unless the context otherwise requires -

“district” means the district of the local government;

“local government” means the City of Rockingham;

“pest plant” means a plant described as a pest plant by clause 2.1 of this local law;

**1.4 Application**

This local law applies throughout the district.

**PART 2 - DESCRIPTION OF PEST PLANTS**

**2.1 Description of Pest Plants**

Every plant described in Schedule 1 to this local law is a pest plant.

**PART 3 - SERVING OF NOTICES**

**3.1 Serving of Notices**

(a) The local government may serve on the owner or occupier of private land within the district a duly completed notice in the form of Schedule 2 to this local law requiring the destruction, eradication or otherwise control of any pest plant on that land.

(b) A person served with a notice under sub clause (a) shall comply with that notice within the time and in the manner specified therein.

## **PART 4 - OFFENCES**

### **4.1 Penalties**

- (a) Where a person fails to comply with a notice served under clause 3.1 of this local law, the local government may –
  - (i) without payment of any compensation in respect thereof, destroy, eradicate or control, as the case may, be any pest plant the destruction, eradication or control of which was required by the notice; and
  - (ii) recover in a court of competent jurisdiction from the person to whom the notice is directed, the amount of the expense of such destruction, eradication or control.

## SCHEDULE 1 - PEST PLANTS

<b>Common Name</b>	<b>Scientific Name</b>
Caltrop	Tribulus terrestris
Brazilian/Japanese Pepper Tree	Schinus terebinthifolius
Peruvian Pepper Tree	Schinus molle
Morning Glory	Impomea indica
Fountain Grass	Pennisetum setaceum ( <i>Government Gazette 10 September 2010</i> )
Coastal Tea Tree	Leptospermum laevigatum
Tree of Heaven	Ailanthus altissima ( <i>Government Gazette 10 September 2010</i> )
Pampas Grass	Cortaderia selloana
Olive Tree	Olea Africana
Baboon Flower	Babiana stricta ( <i>Government Gazette 10 September 2010</i> )
Red or Yellow Soldier	Lachenalia spp. ( <i>Government Gazette 10 September 2010</i> )
Arab Eyes	Ornithogalum thysoides ( <i>Government Gazette 10 September 2010</i> )
Watsonia	Watsonia bulbillifera

**SCHEDULE 2 - PEST PLANT NOTICE**

No.: .....

To .....  
(Full name)

of .....  
(Address)

You are hereby given notice that under the City of Rockingham Pest Plants Local Law 2000 you are required to

.....  
(here specify whether required to destroy, eradicate or otherwise control)

the pest plant –

.....  
(Common Name)

.....  
(Scientific Name)

on .....  
(here specify the land)

of which you are the .....  
(owner or occupier)

This notice may be complied with by .....  
.....  
(here specify manner of achieving destruction, eradication or control)

Such measures shall be commenced not later than .....  
(date)

and shall be completed by .....  
(date)

Upon failure to comply with this notice within the times specified, the local government may destroy, eradicate or control, as the case may be, any specified pest plant at your expense, and if necessary recover the same in a court of competent jurisdiction.

Date of service of notice .....

.....  
Signature of authorised person

Dated 19 December 2000

The Common Seal of the )  
City of Rockingham )  
was affixed by )  
authority of a resolution )  
of the Council in the )  
presence of - )

C S ELLIOTT  
MAYOR

G G HOLLAND  
CHIEF EXECUTIVE OFFICER