



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

City of Rockingham

Pest Plants Local Law 2000

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This version is an administrative version and while every attempt to ensure it is correct, only the Gazetted version as amended should be relied on. In particular, text boxes and notes in this version do not form part of the local law.

CITY OF ROCKINGHAM
PEST PLANTS LOCAL LAW 2000

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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The City of Rockingham Local Law relating to Pest Plants published in the Government Gazette on 7 June 1985 is repealed.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
(Clause 2.1)**

Common name	Scientific name
Tree of Heaven	Ailanthus altissima
Baboon Flower	Babiana stricta
Fountain Grass	Cenchrus setaceus
Pampas grass	Cortaderia selloana
Narrowleaf Cotton Bush	Gomphocarpus fruticosus
Morning Glory	Ipomoea indica
Red Cape Cowslip	Lachenalia bulbifera
Yellow Soldier	Lachenalia reflexa
Coastal Tea Tree	Leptospermum laevigatum
Wild Olive	Olea europaea subsp. cuspidata
Chincherinchee	Ornithogalum thyrsoides
Peruvian Pepper Tree	Schinus molle
Brazilian Pepper Tree	Schinus terebinthifolius
Caltrop	Tribulus terrestris
Watsonia	Watsonia meriana var. bulbifera

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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