



**PEST PLANTS  
LOCAL LAW 2009**

Gazetted 28 August 2009



**AGRICULTURE AND RELATED RESOURCES PROTECTION ACT 1976  
LOCAL GOVERNMENT ACT 1995**

**Shire of Bridgetown-Greenbushes  
Pest Plants Local Law 2009**

Under the powers conferred by the *Agriculture and Related Resources Protection Act 1976* and the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Bridgetown-Greenbushes resolved on 25 June 2009 to make the following local law.

**PART 1 – PRELIMINARY**

(1.1) Citation

This local law may be cited as the *Shire of Bridgetown-Greenbushes Pest Plant Local Law 2009*.

(1.2) Definitions

In this local law, unless the contrary intention appears:—

"**district**" means the district of the local government;

"**local government**" means the Shire of Bridgetown-Greenbushes; and

"**pest plant**" means a plant described as a pest plant by clause (2.1) of this local law.

(1.3) Application

This local law applies throughout the district.

**PART 2- DESCRIPTION OF PEST PLANTS**

(2.1) Description of Pest Plants

Every plant described in the First Schedule of this local law is a pest plant.

**PART 3 – SERVING OF NOTICES**

(3.1) Serving of Notices

The Council may serve on the owner or occupier of private land within the district a duly completed notice in the form of the Second Schedule to this local law requiring the destruction, eradication or otherwise control of any pest plant on that land and any person so served shall comply with that notice within the time and in the manner specified therein.

**PART 4 – OFFENCES**

(4.1) Penalties

Where a person fails to comply with that notice under clause (3.1) of this local law, the Council may:—

- (a) without payment of any compensation in respect thereof, destroy, eradicate or control, as the case may be, any pest plant the destruction, eradication and control of which was required by the notice; and
- (b) 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.

**First Schedule**  
***Agriculture and Related Resources Protection Act 1976***  
***Local Government Act 1995***  
**Shire of Bridgetown-Greenbushes**  
**Pest Plants Local Law 2009**

**PEST PLANTS**

<b>Common Name</b>	<b>Scientific Name</b>
Coastal (Victorian) tea-tree	<i>Leptospermum laevigatum</i>
Pampas grass	<i>Cortaderia selloana</i>
Flaxleaf broom	<i>Genista linifolia</i>
Montpellier broom	<i>Genista monspessulana</i>
Evening primrose	<i>Oenothera spp</i>
Myrtle-leaved milkwort	<i>Polygala myrtifolia</i>
Milkwort	<i>Polygala virgata</i>
Sweet pittosporum	<i>Pittosporum undulatum</i>
Taylorina	<i>Psoralea pinnata</i>
Tagasaste	<i>Chamaecytisus palmensis</i>
Afghan/pie/camel melon	<i>Citrullus lanatus</i>
Prickly paddy melon	<i>Cucumis myfiocarpus</i>

**Second Schedule**  
**Agriculture and Related Resources Protection Act 1976**  
**Local Government Act 1995**  
**Shire of Bridgetown-Greenbushes**  
**Pest Plants Local Law 2009**

**PEST PLANT NOTICE**

No:

\_\_\_\_\_

To \_\_\_\_\_ (full name)

of \_\_\_\_\_ (address).

You are hereby given notice under the Bridgetown-Greenbushes Pest Plant Local Law 2008 you

are required to \_\_\_\_\_ (specify: destroy, eradicate, or control) the pest plant

\_\_\_\_\_ (Common Name),

\_\_\_\_\_ (Scientific Name),

on \_\_\_\_\_ (specify the land)

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

This notice may be complied with by \_\_\_\_\_

\_\_\_\_\_

(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 Council 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).

The Common Seal of the Shire of Bridgetown-Greenbushes was hereto affixed by authority of a resolution of the Council in the presence of:—

BRIAN MOORE, Shire President. \_\_\_\_\_ Date: \_\_\_\_\_

TIM CLYNCH, Chief Executive Officer. \_\_\_\_\_ Date: \_\_\_\_\_