



ANALYSIS

Title
1. Short Title

2. Prohibition against planting exotic
or introduced plants

1975, No. 77

An Act to amend the Harbours Act 1950

[9 October 1975]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Harbours Amendment Act 1975, and shall be read together with and deemed part of the Harbours Act 1950 (hereinafter referred to as the principal Act).

2. Prohibition against planting exotic or introduced plants—The principal Act is hereby amended by inserting, after section 244, the following section:

“244A. (1) No person shall plant on any tidal lands or in any tidal waters, or in or on the bed or bottom of any harbour, navigable lake, or navigable river, any exotic or introduced plant, except in accordance with the prior written permission of the Minister.

“(2) The Minister may give any permission under subsection (1) of this section unconditionally or subject to such conditions as he may specify.

“(3) Every person who plants any exotic or introduced plant without obtaining the Minister’s permission as required by subsection (1) of this section, or without complying with

each condition imposed by the Minister under subsection (2) of this section, shall remove each such plant (and the natural increase, if any, thereof), or comply with such conditions in relation to the plants as may be specified, forthwith upon the receipt of notice in writing under the hand of the Minister requiring him to do so. If any person fails to comply with the terms of any such notice within 1 month after it is received by him, the Minister may do all such things as may be necessary to effect compliance with the notice, and the cost of so doing shall be recoverable from the person concerned in any Court of competent jurisdiction as a debt due to the Crown.

“(4) Every person who does any act in contravention of the provisions of this section or fails to comply with any requirement imposed by or pursuant to this section commits an offence against this Act.

“(5) Section 14 of the Summary Proceedings Act 1957 shall not apply to the laying of any information for an offence against this section.”

This Act is administered in the Ministry of Transport.
