

Litter (Increased Infringement Fee) Amendment Bill

Member's Bill

Explanatory note

General policy statement

Under the Litter Act 1979 (the **principal Act**), every person commits an offence if they deposit litter in or on a public place, or in or on private land without the consent of its occupier.

This offending can be dealt with by a territorial authority through an infringement notice, or through the courts. Providing for an infringement notice for relatively low-level offending under section 13(4) of the principal Act is appropriate. However, the current maximum fine of \$400 is low.

By increasing the maximum fine for an infringement offence from \$400 to \$1,000 there will be a greater deterrent for littering.

Clause by clause analysis

Clause 1 is the Title clause.

Clause 2 is the commencement clause. It provides that the Bill comes into force on the day after the date on which it receives the Royal assent.

Clause 3 provides that the Bill amends the Litter Act 1979 (the **principal Act**).

Clause 4 sets out the purpose of the Bill, which is to increase the maximum infringement fee from \$400 to \$1,000.

Clause 5 amends section 13(4) in order to increase the maximum infringement fee from \$400 to \$1,000.

Hon Scott Simpson

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Contents

	Page
1 Title	1
2 Commencement	1
3 Principal Act	1
4 Purpose	1
5 Section 13 amended (Territorial authorities may adopt infringement notice provisions)	1

The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Litter (Increased Infringement Fee) Amendment Act **2018**.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent. 5

3 Principal Act

This Act amends the Litter Act 1979 (the **principal Act**).

4 Purpose

The purpose of this Act is to increase the maximum infringement fee for offences from \$400 to \$1,000. 10

5 Section 13 amended (Territorial authorities may adopt infringement notice provisions)

In section 13(4), replace “\$400” with “\$1,000”.

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Wellington, New Zealand:

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