

## **LITTER OFFENCE SCALE**

Adopted by Council on 9th December 2009

### **A) Minor Littering Infringement fee \$100**

Minor littering is defined as depositing in or on a public place or in or on private land without the consent of the occupier:

- Cigarette butts\*;
- Wrappers / paper;
- Chewing gum;
- Small food waste;
- Take- away food /drink containers;
- Fish & chip papers;
- Plastic drink bottle(s); and Aluminium can(s).

\* For cigarette butt littering, this is a two step enforcement process. First step: Educate / warning – offender advised this is not acceptable. Second step: If a person is found depositing cigarette butt litter having already been warned, an infringement fee of \$100 will be issued.

### **B) Medium Littering Infringement fee \$200**

Medium littering is defined as depositing in or on a public place or in or on private land without the consent of the occupier:

- Single used disposable nappy or nappies;
- Small dumping (e.g. shopping bags) – domestic/commercial waste in, or by, public litter bins;
- Small dumping in or by commercial waste bins / clothing bins / recycling stations;
- Persistent use of unofficial (non- council) refuse bags; and
- Small insecure load from truck or trailer.

*Small dumping defined as up to two supermarket size bags or one refuse bag or single items.*

*Small insecure load: paper, single item, grass clippings, dust that has come off a truck or trailer.*

### **C) Major Littering Infringement fee \$400.**

Major littering is defined as depositing in or on a public place or in or on private land without the consent of the occupier: –

- Two or more refuse bags of household waste, commercial waste or green waste.
- Car parts; or any other litter as defined in the Litter Act 1979 not defined as a minor or medium littering above.

*NB: Sections 15(2) and 16 of the Litter Act 1979 define the depositing of glass or glass bottles (or broken glass or bottles) as a dangerous form of litter and thus considered by Council as a major littering offence. The decision whether to issue an infringement notice for major littering or to refer the matter to the District Court will be determined on a case by case basis, based on the severity and malicious intent of the alleged offence.*