

LITTERING INFRINGEMENT FEES FOR 2018/2019



All fees include GST and are payable under the Litter Act 1979.

Minor littering	Fee
Infringement fee	\$100
<p>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).</p> <p>Note: For cigarette butt littering, this is a two-step enforcement process.</p> <ul style="list-style-type: none"> 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 \$100.00 will be issued. 	
Medium littering	Fee
Infringement fee	\$200
<p>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 (eg 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.</p> <p>Note: Small dumping is defined as up to four shopping bags or two refuse bags or single items. Small insecure load is defined as paper, a single item, grass clippings and dust that has come off a truck or trailer.</p>	
Major littering	Fee
Infringement fee	\$400
<p>Major littering is defined as depositing in or on a public place or in or on private land without the consent of the occupier: household waste; commercial waste; green waste; car parts; and any other litter as defined in the Litter Act 1979 not defined as minor or medium littering above.</p> <p>Note: The Litter Act 1979 defines the depositing of glass or glass bottles (or broken glass or bottles) as a dangerous form of litter and thus it is 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.</p>	
Maximum infringement	
<p>Any infringement notice cannot exceed \$400. For cases taken to Court the maximum fine is \$5,000 for an individual, or \$20,000 for a body corporate. For litter considered to be dangerous, toxic and/or infectious the maximum fine is \$7,500 and/or imprisonment for a term not exceeding one month. In the case of a body corporate, the maximum fine is \$30,000.</p>	

Litter Infringement Terms and Late payment

If the first infringement notice remains unpaid after 28 days (or has not been appealed), a 28 day reminder is issued under the Summary Proceedings Act 1957.

If this remains unpaid (and has not been appealed) the matter is referred to the Ministry of Justice for collection, and costs will be incurred.