

# Illawarra District Noxious Weeds Authority

## Obligations and Responsibilities

### Private Owners and Occupiers of Land

Private owners and occupiers are responsible for –

- Controlling all noxious weeds on their land according to the specified control class.
- Notifying Local Control Authorities of any occurrence of any Class 1, 2 and 5 noxious weeds.
- Every home owner, land owner, occupier or person/s leasing or renting properties must be aware of their obligations and responsibilities to control noxious weeds. The person/s who has the care, control and use of the land is the occupier. He/she is responsible for the control of noxious weeds. If a private occupier of land fails to comply with the obligations under a weed control order, those obligations may be enforced against the owner of the land as well as the occupier by a weed control notice issued under section 18.
- There are many other areas such as watercourses, unfenced roads, laneways etc and adjoining owners should enquire with the IDNWA to determine their responsibilities.
- Each owner or occupier who fails without reasonable excuse to take reasonable and practical measures to control noxious weeds from their property shall be liable to heavy penalties.

### IDNWA

Local Control Authorities (LCAs) are responsible for –

- Controlling all noxious weeds on Council-owned land and certain roadsides.
- Undertaking a private property inspection program to ensure landholders are controlling noxious weeds as classified.
- Issuing notices and if necessary carrying out prosecutions of private landholders who do not comply with provisions of the Noxious Weeds Act 1993.
- Liaising with public authorities concerning noxious weed control on public authority lands and informing NSW DPI where weed control on public authority lands is unsatisfactory.

### Public Authorities

Public Authorities are responsible for –

- Controlling noxious weeds as required under the control classes, to the extent necessary to prevent the weeds from spreading to adjoining land.
- Notifying Local Control Authorities of any occurrence of any Class 1, 2 and 5 noxious weeds.