

**NOXIOUS WEEDS.**

8° Elizabeth II., No. XXVII.

---

**No. 27 of 1959.**

---

**AN ACT to amend the Noxious Weeds Act, 1950-1958.**

[Assented to 15th October, 1959.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title  
and citation.

1. (1) This Act may be cited as the *Noxious Weeds Act Amendment Act, 1959.*

(2) In this Act the Noxious Weeds Act, 1950-1958, is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Noxious Weeds Act, 1950-1959.

2. The principal Act is amended by adding after section twenty-three the following section:—

S. 23A  
added.  
Power of  
Protection  
Board  
to delegate  
powers.

23A. (1) The Board may, from time to time with the written approval of the Minister, by written authorisation under the seal of the Board, delegate to any local authority, power to exercise any of the powers conferred, or to carry out any of the duties imposed on the Board by the provisions of sections twenty-two and twenty-three of this Act in relation to any private land situate within the district of the local authority and the owner or occupier thereof, except this power of delegation.

(2) A delegation of power conferred by this section has the effect and may be exercised according to its tenor, but is revocable at the will of the Board and does not preclude the Board from exercising the power.

(3) Where an owner or occupier of private land fails to comply with the requirements of a direction given to him under this Division, by a local authority under the powers conferred on it by delegation under the provisions of this section, if the local authority carries out the requirements of the direction, the expense of so doing—

Power of  
local  
authority to  
expend  
moneys and  
recover  
them.

(a) may, at the discretion of the local authority, be paid wholly out of its ordinary revenue or wholly out of the revenue made up by the noxious weeds rate referred to in section fifty-two of this Act, or partly out of each; and

(b) is a debt due by the owner or occupier served with the notice of direction and if both are served, by them jointly and each of them severally, to the local authority, and the debt is recoverable in proceedings in a Court of competent jurisdiction.

(4) The provisions of this section are in addition to and not in derogation of any of the provisions of section twenty-five A of this Act.