

# **Litter (Amendment) Act 1999**

**FIJI ISLANDS**

**LITTER (AMENDMENT) ACT  
NO. 24 OF 1999**

I assent.

[L.S]

K.K.T. MARA  
President

[20.9.99]

**AN ACT**

**TO AMEND THE LITTER DECREE 1991**

**ENACTED** by the Parliament of the Fiji Islands-

*Short title etc.*

**1.**-(1) This Act may be cited as the Litter (Amendment) Act 1999.

(2) In this Act, the Litter Decree 1991 is referred to as the "principal Act."

*Interpretation*

**2.** Section 2 of the principal Act is amended-

(a) in the definition of "dangerous litter" by deleting paragraph (e) and substituting-

"(e) any oil, diesel, fuel, grease spill or similar discharge";

(b) in the definition of "litter" by-

(i) deleting "includes" and substituting "means";

(ii) adding "gravel, sand, mud," after "stones,"; and

(iii) adding at the end "and includes dangerous litter";

(c) by repealing the definition of "offensive litter"; and  
(d) by inserting before "site for the disposal of litter" the following definition-  
"receptacle" means a bin or other suitable similar container designed for the deposit of  
litter;"

*Powers and duties of litter prevention officers*

**3.** Section 5 of the principal Act is amended in subsection (2)(b) by deleting "a place approved of by the officer" and substituting "a site for the disposal of litter".

*Public authorities to provide receptacles in public places*

**4.** Section 7 of the principal Act is amended by deleting "of suitable construction and design for the deposit of litter".

*Depositing litter in a public place*

**5.** Section 8 of the principal Act is amended-

- (1) in subsection (1) by inserting ",either directly or indirectly," after "who";
- (2) (a) in subsection 2 by-
  - (i) inserting ",either directly or indirectly," after "who";
  - (ii) deleting "or offensive litter";
- (3) in subsection (3) by deleting "or offensive litter and" and substituting "but";
- (4) in subsection (4) by deleting "dangerous litter of offensive litter";
- (5) by adding after subsection (4) the following new subsections:  
"(5) An individual who commits a second or subsequent offence under this section is liable on conviction-
  - (a) for an offence under subsection (1) - to imprisonment for one year and to a fine of \$2000;
  - (b) for an offence under subsection (2) - to a fine of \$800.
- (6) An body corporate that commits a second or subsequent offence under this section is liable on conviction-
  - (a) for an offence under subsection (1) - to a fine of \$4,000;
  - (b) for an offence under subsection (2) - to a fine of \$2,000."

*Constructive deposit of litter*

**6.** Section 10 of the principal Act is amended-

- (a) by adding "and abandoned" after "deposited" in the first line;

(b) by deleting "litter to be deposited" and substituting "or permits litter to be deposited and abandoned, either directly or indirectly," in paragraph (a);

(c) by adding "and abandon" after "deposit" in paragraph (b).

*Offender may be ordered to clear area*

**7.** Section 12 of the principal Act is amended in subsection (1) by deleting "and to such place as may be specified in the order" and substituting "to a site for the disposal of litter".

*Damaging receptacles*

**8.** Section 14 of the principal Act is amended in subsection (1) by deleting "litter bin" where it twice appears and substituting "receptacle".

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Passed by the House of Representatives this 20th day of August 1999

Passed by the Senate this 13th day of September 1999.