

GOVERNMENT AMENDMENT

AMENDMENTS TO BILL 23

A1 Agreed to November 3, 2008

WEED CONTROL AMENDMENT ACT, 2008

The Bill is amended as follows:

A Section 13(2) is struck out and the following is substituted:

(2) If an inspector finds prohibited noxious weeds that have not been destroyed, the inspector shall give an inspector's notice requiring the prohibited noxious weeds to be destroyed.

B Section 18 is amended by adding “, or any person authorized by an inspector,” before “may take any action”.

C Section 19 is amended

(a) **in subsection (1) by striking out “inspector’s notices and local authority’s notices” and substituting “inspector’s notices, local authority’s notices and debt recovery notices”;**

(b) **in subsections (2) and (3) by striking out “inspector’s notice or local authority’s notice” and substituting “inspector’s notice, local authority’s notice or debt recovery notice”.**

D Section 21 is amended

(a) **in subsection (2)(b) by striking out “object within 30 days of being given” and substituting “appeal”;**

(b) by striking out subsections (3) to (5) and substituting the following:

(3) A local authority may recover the debt due in accordance with subsection (4) from any person who is given a debt recovery notice if

- (a) the person has agreed in writing to repay the debt due,
- (b) the person's rights of appeal and review of the debt recovery notice under sections 19 and 20 have expired, or
- (c) the appeal and review of the debt recovery notice have been determined.

(4) A local authority may recover the debt due from any person who is given a debt recovery notice in either or both of the following manners:

- (a) in the same manner as property taxes against land to which the inspector's notice or local authority's notice relates;
- (b) by filing a certificate with the clerk of the Court of Queen's Bench at any judicial district certifying the amount owing.

(5) A certificate filed under subsection (4)(b) becomes an order of the Court of Queen's Bench and may be enforced as a judgment of that court.

E Section 25(3) is amended by adding "active" before "notices".