

PRIVATE SERVICES

1. Introduction

- 1.1 The purpose of this Policy is to regulate the installation of privately owned services upon, over or under roads.
- 1.2 This Policy does not apply to State Highways.
- 1.3 This Policy shall apply from the date of its adoption by Council.
- 1.4 A separate policy applies to private irrigation scheme culverts

2. Law

- 2.1 Local Government Act 1974. Section 357 - Damage to Roads
Every person commits an offence who, not being authorised by the Council, or by or under any Act, -
(a) Encroaches on a road by making or erecting any building, fence, ditch or other obstacle or work of any kind upon, over, or under the road, or by planting any tree or shrub thereon.

3. Council Approval

- 3.1 Persons wishing to install a service upon, over, or under a road shall apply to the Council in writing for permission to do so. Applications shall include well drawn and scaled location and site plans. Appropriate conditions will be applied to each approval.
- 3.2 Approval shall be in the form of a letter of approval from the Council. The approval may be amended or revoked by the Council at any time. If revoked the service owner shall immediately remove the reticulated service from the road reserve without compensation.
- 3.3 The approval will be granted in the name of the applicant who shall be personally responsible for ensuring all conditions of the approval are complied with.
- 3.5 Council approval must be granted before any physical works commence.

4. Installation Requirements

- 1 No new pipes or cables shall be installed in drainage culverts. Existing pipes and cables shall be removed when the opportunity arises. The Council accepts no responsibility for damage to existing pipes or cables installed in drainage culverts resulting from road maintenance activities.
- 2 Trenching across roads shall be carried out by a competent contractor approved by the Council. On sealed roads the Council's trench reinstatement policy shall apply. The applicant will be responsible for the repair of any subsequent subsidence of the trench.
- 3 Specific conditions will apply to over-head wires and pipes.