

Infrastructure Policy 6

Removal of Objects on Public Land



AMRShire Infrastructure Policy

This policy was adopted by Council to set governing principles in place that align the strategic direction of the organisation with community values and aspirations.

Objectives

To effectively remove objects with a system of authorisation and payment for such works.

Policy

1. For the purpose of this policy an object is defined as any object, being natural or built and being either owned or managed by the Shire.
2. Objects within the road reserve or any other land that belongs to, or is vested in, or is under the care, control or management of the Shire, shall be the responsibility of the Shire.
3. No objects on or across public land shall be removed by un-authorised persons.
4. Objects within land not owned/managed by the Shire, shall be the responsibility of the land owner(s).
5. Unless otherwise agreed to by the Shire, the cost to reinstate damaged caused to infrastructure such as fence lines, paths, etc., allegedly caused by an obstruction not owned by the Shire, shall be referred to the owner of that obstruction.
6. Any claims provided to the Shire requesting payment for the cost of damages to property allegedly caused by Shire owned objects shall be referred to the Shire's insurers. The Shire shall not accept liability for any alleged damage.
7. The Shire shall pay reasonable expenses and remuneration to persons who are requested to remove objects across roads, on the basis that the removal site has been inspected, approval given and the required safety and protection signs shall be in place.
8. The Shire shall not pay expenses on accounts lodged by people who have removed objects without receiving permission or arranging the level of payment to be made prior to such work being carried out.
9. The Shire reserves the right to remove any objects, including works or trees, shrubs, plantings or landscaping etc., deemed to present a safety hazard and/or maintenance or construction problem, and the Shire shall not be responsible for reinstatement of items removed.

Application

Responsibility for the implementation of this policy rests with the Chief Executive Officer. The Policy is to be reviewed every three years

Document and version control table

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