

GATES AND GRIDS ON PUBLIC ROADS POLICY



Responsible Department: Infrastructure Delivery
Responsible Section: Infrastructure Delivery
Responsible Officer: Design Services Manager

Objective

The objective of this policy is to reduce the exposure of the landowner and Council to the possibility of a compensation or damages claim, associated with Public Gates and Grids. This shall be achieved by developing and maintaining a systematic approach to approval, inspection, evaluation, maintenance and repair of all Public Gates and Grids as identified in the Public Gate and Bypass register.

Specifically this Gates and Grids on Public Roads policy aims to:

- Document a transparent system for the approval.
- Identify standards for the construction.
- Define maintenance responsibilities for Owners.
- Define registration and recording procedures.
- Provide a framework through which the Policy can be enforced.
- Ensure that the location of Gates & Grids provides a safe road for use by road users.

Definitions

"Policy" means Gates & Grids on Public Roads

"AADT" means Annual Average Daily Traffic

"Council" means authorised Council Officer from Narrabri Shire Council

"Gate" means a Public Gate as defined under the Roads Act 1993.

"Grid" means a motor 'By-pass' in association with a Public Gate under the Roads Act 1993.

"Owner" means Occupier or Licensee that owns the Gate or Grid and/or holds a valid Permit.

Policy

Council is authorised to issue Gate and Grid Permits under the Roads Act 1993 and the Roads (General) Regulation 2000. For reasons of public safety, road maintenance and risk management, Council's preference is for Gates and Grids not to be installed on public roads and where they are installed to be removed as soon as possible after they are no longer required.

Applications for gates and grids will be considered by Council on their merits, under the following guidelines:

- (i) The location must meet the safety requirements of the Director of Engineering Services.
- (ii) Gates are not permitted on formed public roads. (not withstanding that a gate shall be installed as an adjunct to any approved grid).
- (iii) The applicant must show that fencing the road is not a viable alternative to the provision of a gate or grid.

A Gate and Grid permit can only be granted in accordance with the Gate and Grids on Public Roads procedure. The procedure ensures:

1. Safety is maintained for all road users (vehicles and pedestrians);
2. No viable alternative such as fencing exists;
3. The Gate is placed at a point where the road intersects a boundary fence;
4. Gates and Grids are not placed on a road classified as a State or Regional Road;
5. Gates are not placed on formed public roads (not withstanding that a gate shall be installed as an adjunct to any approved grid)..
6. The owner shall at their own expense keep the structure in a state of repair and condition satisfactory to the Council, and shall at the like expense affect such repairs to the structure that Council may require.
7. Council staff are to act in the best interest of the road user when determining requirements in relation to Gates and Grids.
8. All of Councils costs associated with the maintenance or removal of structures will be recovered from the Owner and all materials salvaged shall remain the property of Council.
9. The responsibility for the Public Gate and Grid is transferred with the sale of the land.
10. The Owner shall indemnify Council against all claims and demands.
11. Encourage the removal of Gates and Grids from Public Roads
12. Unauthorised Gates and Grids be removed as illegal obstructions
13. The minimum width of a gate adjoining a grid shall be 7.3 metres.
14. Grids and associated side fences and signage must comply with R.M.S. standards and with any special requirements of the Director of Engineering Services.
15. Construction, maintenance, and removal of gates and grids shall be carried out at the applicants expense.
16. Owners of gates and grids be informed of their obligations to maintain them and seal and maintain the roads approaches (to the satisfaction of Council) for a distance of 20 metres each side of the a grid.

References

- *Local Government Act (NSW) 1993.*
- *Roads Act, 1993.*
- Gates & Grids on Public Roads Procedure.
- Gates & Grids on Public Roads Application Form.

History

MINUTE NUMBER	MEETING DATE	DESCRIPTION OF CHANGE
612/95	20 June 1995	Adopted
244/97	15 April 1997	Amended
536/99	21 September 1999	Amended
4/2008	5 February 2008	Amended
514/2010	17 August 2010	Amended
210/2013	2 April 2013	Reviewed
164/2017	15 August 2017	Reviewed