

# Grazing Road Reserves Policy

## 1 Document Information

<b>Version Date</b> <i>(Draft or Council Meeting date)</i>	24 July 2018
<b>Author</b>	Director of Engineering & Technical Services
<b>Owner</b> <i>(Relevant director)</i>	Director of Engineering & Technical Services
<b>Status –</b> <i>Draft, Approved, Adopted by Council, Superseded or Withdrawn</i>	Adopted by Council
<b>Next Review Date</b>	Within 12 months of Council being elected
<b>Minute number</b> <i>(once adopted by Council)</i>	18/07/14

## 2 Summary

To provide an effective management process to permit safe sustainable grazing use of Council's owned Road Reserves.

## 3 Approvals

Title	Date Approved	Signature
Director of Engineering & Technical Services		

## 4 History

Minute No.	Summary of Changes	New Version Date
92/06/44		15/06/92
93/7/110-3		19/07/93
2/7/27		15/07/02
06/08/20-8		07/08/06
	Reviewed November 2010 – updated name of Government authority.	
10/11/11	Adopted at November Council Meeting	15 November 2010
13/09/30	Readopted as per s165(4)	17 September 2013
18/07/14	Updates made to Associated Legislation. Livestock Health and Pest Authority changed to Local Land Services. Readopted as per s165(4)	24 July 2018

Version Date: **Error! Reference source not found.**

## 5 Reason

Maximise Road User Safety and protect the Road Asset and Environment.

## 6 Scope

Complete Cabonne Council's owned Road Reserve Network.

## 7 Associated Legislation

Rural Lands Protection Act 1998

Rural Lands Protection (General) Regulation 2010

Stock and Diseases Act 1923

Roads Act 1993

## 8 Definitions

## 9 Responsibilities

### 9.1 General Manager

Authorise "Concurrence Permit" to Local Land Services to issue "Grazing Permit".

### 9.2 Directors and Managers

Monitor issued permit sites.

### 9.3 Supervisors

Report observed hazardous grazing.

## 10 Related Documents

Document Name	Document Location

## 11 Policy Statement

The policy document for Grazing Stock on Council owned road reserves be adopted as Cabonne's policy.

### Policy for the Grazing of Stock on Council Owned Road Reserves

In accordance with the Roads Act 1993, Section 5, paragraph 1; 'a member of the public is entitled, as of right, to pass along a public road (whether on foot, in a vehicle or otherwise) and to drive stock or other animals along the public road'.

In order for Council to allow the grazing of livestock alongside its road/s, the following conditions must be adhered to;

1. The applicant must obtain, from the Local Land Services, a permit for "roadside grazing" issued in accordance with section 101 of the Rural Lands Protections Act 1998;
2. Whilst within the road reserve stock must be supervised at all times by a responsible person;
3. Stock may only be grazed within the road reserve during daylight hours only i.e. between sunrise and sunset. Stock must be paddocked outside of these hours;

Version Date: **Error! Reference source not found.**

Stock must be kept off the formed section of the road at all times unless the stock are purposely being transferred from one side of the road to the other;

4. The owner of the stock must provide, to the LLS, documentary evidence of and maintain Public Liability Insurance to the value of \$20 million with Council named as an interested party;
5. Council has the right to recover costs from the permit holder for any damage incurred to the road asset or road furniture. For example, damage to recently completed road works, guideposts, signs etc;
6. Council will not be held liable for any damage to person or property as a result of any incident occurring while the stock are in the road reserve and the permit holder must accept all risks associated with the stock being in the road reserve;
7. Unless prior approval has been obtained from council the maximum length of road covered by the “mob” under the permit is 1 kilometre.
8. The applicant shall determine any grazing hazards and will bear the potential risks of such hazards to the stock. For example any chemicals used and any withholding period on the proposed grazing area;
9. All consideration is given to the travelling public in that signage must be erected according to an approved Traffic Control Plan (TCP) designed in accordance with the RTA Traffic at Worksites Manual.
10. The permit holder must be in compliance with the following:
  - a. Rural Lands Protection Act 1998
  - b. Rural Lands Protection Regulation 2010
  - c. Stock Diseases Act 1923
  - d. Roads Act 1993