

# Leasing Unnecessary Roads 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Draft, Approved, Adopted by Council, Superseded or Withdrawn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

Addresses leasing of unnecessary roads.

## 3 Approvals

Title	Date Approved	Signature
Director of Engineering & Technical Services		

## 4 History

Minute No.	Summary of Changes	New Version Date
7603/1		21/04/87
91/10/12		21/10/91
92/11/79 & 91/11/80	Amending (5)	18/11/91
93/7/110-3		19/07/93
93/11/2	New Act Provisions	01/11/93
	Revised October 2010 – Public Liability cover increased to \$20M. Roads are not subject to Operational/community property implications (reference deleted).	
10/11/11	Adopted by Council at November Meeting	15 November 2010
13/09/30	Readopted as per s165(4) plus name tidied from “Leasing Unnecessary Roads - ss153 157 Roads Act 1993 Policy”	17 September 2013

18/07/14	Readopted as per s165(4)	24 July 2018
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## 5 Reason

Land Management Private use of unnecessary road reserves is good land management and reduces Council's maintenance costs.

## 6 Scope

Throughout Cabonne LGA

## 7 Associated Legislation

Roads Act 1993

## 8 Definitions

LGA – Local Government Area

## 9 Responsibilities

### 9.1 General Manager

The General Manager is responsible for the overall control and implementation of the policy.

### 9.2 Directors and Managers

Directors and Managers are responsible for the control of the policy and procedures within their area of responsibility.

## 10 Related Documents

Document Name	Document Location

## 11 Policy Statement

THAT:

- i. Road leasing be considered individually in accordance with s153 and s157 of the Roads Act 1993 after receiving a report from the Director of Engineering and Technical Services.
- ii. A minimum rental per annum applies unless otherwise determined by Council. This rental is detailed in Council's Fees and Charges.
- iii. A standard form of lease document be prepared for each contract.
- iv. Lessees of unnecessary roads be required to produce a Certificate of Currency for Public Liability Insurance on which the interest of Cabonne Council is noted and allowed. The minimum amount of Public Liability cover required be \$20,000,000.