

<b>DA</b>	<b>REQUIREMENT TO CONSTRUCT OR REPAIR CROSSING</b>
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<b>DIVISION:</b>	Operations
<b>BUSINESS UNIT:</b>	Operations and Maintenance
<b>SERVICE UNIT:</b>	Civil Infrastructure
<b>RESPONSIBLE OFFICER:</b>	Head of Operations
<b>FILE NO.:</b>	083/006
<b>DATE FIRST ADOPTED:</b>	10 December 2020
<b>DATE LAST REVIEWED:</b>	
<b>POLICY REF.:</b>	N/A
<b>VERSION NO.</b>	1

<b>Dates of Amendments / Reviews:</b>	
DAP Meeting:	26 November 2020
OCM:	

#### **FUNCTION DELEGATED:**

Giving a Notice to an owner or occupier of private land requiring the person to construct or repair a crossing from a public thoroughfare managed by the City of Cockburn to the private land.

#### **CONDITIONS/GUIDELINES:**

- (1) All reasonable attempts to resolve disputes in accordance with this delegation shall be pursued prior to the issuing of a Notice under this delegation.
- (2) If the person fails to comply with the Notice following reasonable attempts by the City of Cockburn, the City may construct or repair the crossing to the required specifications and recover 50% of the cost from the person as a debt due.
- (3) All transactions utilising this delegation are to be recorded in the Electronic Content Management (ECM) System by the delegated officer or by another officer directed by the delegated officer.

#### **AUTONOMY OF DISCRETION:**

As provided by legislative requirements and conditions (1) to (3) above.

#### **LEGISLATIVE REQUIREMENTS/COUNCIL POLICY:**

Section 5.42 and 5.44 of the Local Government Act 1995 refer

Schedule 9.1 Clause 7 (3) of the Local Government Act 1995 and Clause 13 of the Local Government (Uniform Local Provisions) Regulations 1996 refer

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**DELEGATE:**

Chief Executive Officer (CEO)

Note: The CEO will sub delegate this authority to:-

**DELEGATE/S AUTHORISED:**

Chief of Operations

Head of Operations and Maintenance