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| DA | LOCAL GOVERNMENT ACT (UNIFORM LOCAL PROVISIONS) REGULATIONS, 1996 – OBSTRUCTION OF STREETS | LGAEW5 |
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| DELEGATED AUTHORITY CODE: | LGAEW5 |
| DIRECTORATE: | Engineering & Works |
| BUSINESS UNIT: | Engineering |
| SERVICE UNIT: | Engineering |
| RESPONSIBLE OFFICER: | Manager, Engineering |
| FILE NO.: | 086/003 |
| DATE FIRST ADOPTED: | 1997 |
| DATE LAST REVIEWED: | 13 June 2019 |
| ATTACHMENTS: | N/A |
| VERSION NO. | 9 |

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|---------------------------------------|--------------|--------------|
| Dates of Amendments / Reviews: | | |
| DAPPS Meeting: | 24 May 2012 | 26 May 2016 |
| | 23 May 2013 | 18 May 2017 |
| | 22 May 2014 | 24 May 2018 |
| | 2 June 2015 | 23 May 2019 |
| OCM: | 9 June 2011 | 11 June 2015 |
| | 14 June 2012 | 9 June 2016 |
| | 13 June 2013 | 8 June 2017 |
| | 12 June 2014 | 14 June 2018 |

FUNCTION DELEGATED:

Serving of Notice on owner of object obstructing or encroaching on Street or Road Reserve under Reg.6 and 7 of the Local Government (Uniform Local Provisions) Regulations, 1996.

CONDITIONS/GUIDELINES:

- (1) Priority consideration will be given to those issues which are likely to cause injury or harm to persons or property.
- (2) All reasonable attempts to resolve disputes in accordance with this delegation shall be pursued prior to the issuing of a Notice under these provisions.
- (3) If notification is not complied with, the obstruction is to be removed and costs recovered from the person upon whom the Notice was served.
- (4) All transactions utilising this delegation are to be recorded in the Recording of Delegations Decisions Register by the officer responsible for initiating the action taken, or by another officer under the direction of the initiating officer.

AUTONOMY OF DISCRETION:

As provided by Legislative requirements and conditions (1) to (4) above.

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LEGISLATIVE REQUIREMENTS/COUNCIL POLICY:

Local Government Act, 1995, s5.42 and s5.44

DELEGATE:

Chief Executive Officer

Note: The Chief Executive Officer will sub-delegate this authority to:-

SUB-DELEGATE/S:

Director, Engineering & Works
Manager, Engineering
Transport Engineer