

REGISTER OF SUBORDINATE LOCAL LAWS
LOCAL GOVERNMENT ACT 1993 - SECTION 895

(This Register must contain the particulars prescribed by Section 34(1) of the Local Government Regulation 1994)

1. **LAW NAME:** Local Law Policy No. 24 - Gates and Grids
2. **PURPOSE AND GENERAL EFFECT:** The objects of this Local Law Policy are to provide detailed information called upon by Local Law No. 24 - Gates and Grids to ensure that gates and grids across public roads do not interfere with-
 - (a) Safe movement of pedestrians and vehicles; or
 - (b) Proper maintenance of the public road.
3. **LAW NAME ALLOWING THE MAKING:** Local Law No. 24 - Gates and Grids
4. **DATE OF COUNCIL RESOLUTION:** 9 June 1999
5. **PUBLIC NOTICE PUBLISHED IN THE QUEENSLAND TIMES:** 19 June 1999
6. **DATE OF COMMENCEMENT OF LOCAL LAW POLICY:** 19 June 1999

IPSWICH CITY COUNCIL
LOCAL LAW POLICY NO. 24 - GATES AND GRIDS

Citation

1. This local law policy may be cited as Local Law Policy No. 24 (Gates and Grids)

Objects

2. The objects of this local law policy are to provide detailed information called upon by Local Law 24 (Gates and Grids) to ensure gates and grids across public roads do not interfere with-
 - (a) the safe movement of pedestrians and vehicles, or
 - (b) the proper maintenance of the public road.

Local Law — section 5(3)(a)

3. For the purposes of section 5(3)(a) of the Local Law, the term of a permit will be for 12 months, unless otherwise specified or cancelled prior to the expiration of the permit.

Local Law — section 6(4)

4. For the purposes of section 6(4) of the Local Law, the conditions that will ordinarily be imposed in a permit are—

Generally

- (1) A permit shall be valid for 12 months, unless otherwise specified in the permit or cancelled prior to the expiration of the permit.
- (2) Prior to the construction or use of the gate/grid warning signs are to be erected and thereafter maintained in accordance with the Manual of Uniform Traffic Control Devices (MUTCD) at the expense of the permit holder. The cost of installing the relevant signs shall be paid by the permit holder prior to the installation by Council. The Traffic Act 1949 provides that only Council may install such signs.
- (3) The permit holder is to clear and maintain free of long grass, weeds and obstructions the road for a distance of 20 metres either side of the gate or grid.
- (4) The permit holder shall indemnify the Council in writing, prior to the construction or use of the gate/grid, against any claim which may be made against the Council by any person in respect of any injury, loss, or damage occasioned to any person, vehicle, goods or thing passing or being conveyed over or through the gate/grid as a consequence of the permit and existence of the gate/grid.
- (5) The permit holder shall provide Public Liability Insurance to the value of 5 million dollars and shall furnish, prior to the construction of the gate/grid, or on renewal of the approval as the case may be, a Certificate of Currency noting Council's interest with respect to the gate/grid at the relevant location. Such insurance shall be continuously maintained while the gate/grid remains.

Conditions specific to Gates

- (6) A gate shall have a minimum opening of 4 metres and shall be constructed to a high standard, of durable materials and maintained in a safe condition acceptable to Council. Such gate shall be hinged and shall open and close freely and be fitted with an easily operated latching device or system.
- (7) The gate shall be fitted with an appropriate device or system to enable the gate to be held open to allow a vehicle to pass through the opening without the gate closing regardless of the weather condition.
- (8) The gate must be open to the use of the public at all times and must not be locked.
- (9) The gate shall be fitted with appropriately sized signs stating "public gate please close".

- (10) This permit includes the construction of fencing to facilitate the effective use of the gate.

Conditions specific to Grids

- (11) The grid must be constructed to comply with Council's standard plans or those of the Department of Main Roads as at the time of construction. Grids existing prior to the coming into force of this Local Law shall be subject to inspection and approval by Council.
- (12) Grids shall be maintained in a safe condition acceptable to Council.
- (13) The width of the grid shall generally comply with the minimum gravel road standard.
- (14) This permit includes the construction of fencing and/or gates in respect of the grid.

Local Law — section 12(1)

- 5. For the purposes of section 12(1) of the Local Law, a responsible person who has obtained a permit authorising the use or benefit of a gate or grid under the local law must take out and maintain the following insurance:

Public Liability Insurance to the value of \$5 million against any claim which may be made against the Council by any person for personal injury and property damage resulting from the existence of the grid.