

## **Schedule 22 Undertaking regulated activities on local government controlled areas and roads— (a) driving or leading of animals to cross a road**

Section 11

### **1 Prescribed activity**

Undertaking regulated activities on local government controlled areas and roads— (a) driving or leading of animals to cross a road.

### **2 Activities that do not require approval under the authorising local law**

An approval under the authorising local law is not required for –

- (a) leading of 10 or less animals across a road between 6am and 6pm, other than declared dangerous animals; or
- (b) a person who has been granted approval for installation of a gate or grid on a road adjacent to the person's land; or
- (c) driving or leading of animals that are not livestock animals.

### **3 Documents and materials that must accompany applications for approval**

An application for approval must be accompanied by –

- (a) the prescribed fee; and
- (b) full details of the proposed use of the local government controlled area or road; and
- (c) details of how the applicant plans to carry out the activity and the regularity and duration of the activity; and
- (d) details of the location where the activity will be carried out by way of plan or drawing and showing the location of any warning notices for the safety of road users; and
- (e) details of the type and number or appropriate number of animals that will be involved; and
- (f) any other documentation or materials requested by the local government in writing.

#### **4 Additional criteria for the granting of approval**

The additional criteria for approval are that –

- (a) the leading of animals would not unduly interfere with the proper use of the road or create a safety hazard for users of the road; and
- (b) the physical suitability of the road or footway for the proposed use; and
- (c) the likelihood of the use causing undue nuisance, inconvenience or annoyance to the occupiers of the adjoining land, vehicular traffic or pedestrians; and
- (d) the likely effect on the amenity of the surrounding area; and
- (e) the likely effect on the local environment and any possible pollution or other environmental damage.

#### **5 Conditions that must be imposed on approvals**

The conditions that must be imposed on an approval are that the approval holder must comply with the standard public liability insurance condition.

#### **6 Conditions that will ordinarily be imposed on approvals**

The conditions that will ordinarily be imposed on an approval are that the approval holder must –

- (a) comply with the approved times of day that animals may be led across the road; and
- (b) comply with the approved number of animals that may be driven or led across the road; and
- (c) comply with specified safety requirements; and
- (d) exhibit specified warning notices and to take other specified precautions for the safety of users of the road or area.

#### **7 Term of approval**

The term of an approval shall be the term stated in the approval.

#### **8 Term of renewal of approval**

The term of a renewal of the approval shall be term stated in the renewal.