
Schedule 23 Undertaking regulated activities on local government controlled areas and roads— (b) depositing of goods or materials

Section 11

1 Prescribed activity

Undertaking regulated activities on local government controlled areas and roads— (b) depositing of goods or materials.

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

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

- (a) depositing of goods and materials pertaining to a project approved by the local government, where depositing of goods or materials has been agreed to by the Chief Executive Officer or delegate, and subject to any conditions imposed by the Chief Executive Officer or delegate; or
- (b) a self-assessable activity provided the applicant complies with the standard requirements and conditions as determined by the local government.

3 Documents and materials that must accompany applications for approval

An application for approval must be accompanied by –

- (a) the prescribed fee; and
- (b) details of the proposed depositing of goods and materials on the local government controlled area or road; and
- (c) details of the quantity or volume and type of goods or materials that will be deposited; and
- (d) details of the duration of the depositing of the goods or materials; and
- (e) evidence of compliance with the standard public liability insurance condition; 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 –

- (a) the depositing of goods or materials would not unduly interfere with the usual use or the amenity of the road or area; and
- (b) the physical sustainability of the road or footway for the proposed use; and
- (c) the likelihood of the use causing 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; and
- (f) whether the activity will have an adverse effect on an existing service in, on or over a road.

5 Conditions that must be imposed on approvals

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

- (a) compliance with the standard public liability insurance condition; and
- (b) agree to pay all expenses incurred in the reinstatement to the local governments standards, any damage caused to the road, local government controlled area, public infrastructure or public services as a result of the activities associated with the work, whether by their own operations or those of their sub-contractors, agents, manufacturers, cartage contractors or other delivering or removing any materials to or from the site; and
- (c) comply with approved dates and times stated in the approval; and
- (d) ensure goods and materials are only deposited in the location stated on the approval; and
- (e) ensure the goods and materials are neatly stacked or piled and equipment positioned to take up as little area as possible; and
- (f) ensure approval is available for inspection by an authorised person upon request; and
- (g) ensure compliance with any notice of the local government or its authorised person; and
- (h) comply with specified safety requirements; and
- (i) comply with the standard public liability insurance condition; and
- (j) not adversely obstruct the movement of vehicles and pedestrians along the road; and

- (k) ensure the activity does not cause a nuisance to neighbouring residents; and
- (l) must take all reasonable steps to minimise the effects of the activity on the amenity of the surrounding area (for example, by ensuring the goods or materials are kept in a tidy and orderly manner); and
- (m) not interfere with existing services located in, on or over a road.

6 Conditions that will ordinarily be imposed on approvals

(1) The conditions that will ordinarily be imposed on an approval are –

- (a) The approval holder may be required to deposit with the local government, security in the sum fixed by the local government, to cover the cost of repairing any damage to public infrastructure resulting from the operation of the approved activity; and
- (b) Obtain additional local government approvals relevant to the depositing of goods and materials on a local government controlled area or road, such as a –
 - (i) road closure approval; or
 - (ii) hoardings and gantries approval; or
 - (iii) temporary use of footway.

7 Term of approval

The term of the 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 the term stated in the renewal.