

ADOPTED		VERSION NO	1.1
COUNCIL MEETING MIN	192/23	REVIEW DATE	AUGUST 2027
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## Objective

To control and regulate the erection of protective fencing and overhead protective structures in public places in the Mid-Western Regional local government area.

## Policy

1. No person shall erect a protective fencing and overhead protective structures in any public place within the Mid-Western Regional local government area without first obtaining written approval from the Council. An approval to erect a temporary hoarding may be granted under S94 of the Local Government Act 1993 and s138 and s139 of the Roads Act 1993
2. An application to erect protective fencing and overhead protective structures shall be in writing and shall include:-
  - a) Details of the construction and location of the proposed protective fencing and overhead protective structures;
  - b) The length of time the protective fencing and overhead protective structures will be in place;
  - c) A copy of a \$20 million Public Liability Policy endorsed to cover Council;
  - d) An undertaking that the protective fencing and overhead protective structures will be temporarily or permanently, altered or removed, if directed to do so by the Council
  - e) Council may require the relevant documents demonstrating compliance SafeWork NSW Codes of Practice for hoardings and or details of fencing to be submitted with any application.
  - f) The proposed structure maybe required to come with fully engineered and certified structural documentation.

## Council Regulations

### 1. Protective Fencing and Overhead Protective Structures.

The erection and maintenance of any protective fencing or overhead protective structures must be in accordance with the relevant Codes of Practice, including but not limited to the Code of Practice – Overhead Protective Structures from SafeWork NSW, Construction Work – Code of Practice from Safe Work Australia and any specification from Council.

### 2. Encroachments on footpaths.

Where it is proposed to fence off a section of the footpath, a minimum 1.2m width shall be Signs directing pedestrians to the thoroughfare shall be provided on the fence.

The Council may restrict this projection to provide appropriate pedestrian footway or for the protection of the public.

### **3. The Protection of Public Infrastructure**

- a) Prior to the erection of the Protective Fencing and Overhead Protective structure a full photographic record and audit shall be submitted and approved by Council at all public infrastructure footpaths, drainage and the like, that may be impacted by the erection.
- b) All public infrastructure shall be restored to the pre-erection condition to the full satisfaction of Council.

### **4. Maintenance.**

- a) Protective fencing and overhead protective structures shall remain in place until the construction of the building is completed or building completely demolished;
- b) Hydrants, manholes or other footpath boxes shall not be covered in any way or access to them impeded;
- c) Uprights shall not be inserted into the footpath or roadway but shall be tenoned into sole plates;
- d) Vehicles shall not cross the footpath to gain access to the site except with permission from the Council and a temporary planked crossing constructed;
- e) If an office is positioned upon the roof of a overhead protection structure the roof is to be sloped away from the footpath;
- f) Cranes shall not be placed upon the public way unless a permit has been obtained from the Council;
- g) Protective fencing and overhead protective structures permits do not allow the use of the roadway for the loading and unloading of vehicles;
- h) The use of the roadway for the storage of materials is not permitted without prior approval from the Council;
- i) metre clearance required for pedestrian and disabled requirement;
- j) Offset distance from man holes, hydrants and svcs etc required minimum distance to be stated.