



Ku-ring-gai Council

Draft Policy

Temporary Access Over Community Land

Version Number 2

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Temporary Access Over Community Land Policy

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Controlled Document Information

Authorisation Details

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Related Document Information, Standards & References

Related Legislation:	- Local Government Act 1993 - Local Government (General) Regulation 2005 - Crown Land Management Act 2016 - Protection of the Environment Operations Act 1997 - Environmental Planning and Assessment Amendment Act 2017 - Threatened Species Conservation Act 1995
Related Policies (Council & Internal)	- Urban Forest Policy (2019) - Biodiversity Policy (2016)
Related Documents:	- Temporary Access Over Community Land Application Form - Ku-Ring-Gai Council Schedule of Fees and Charges

Version History

Version Number	Version Start Date	Version End Date	Author	Details and Comments
1	2/12/2003	N/A	Director Community	(first version)
2	3/10/2019	23/10/2023	Director Operations	Reviewed and updated to reflect changes in legislation using current Policy template.

Policy

Purpose and Objectives

The purpose of this policy is to manage access over community land under the *Local Government Act 1993*, *Local Government Regulations 2005* and/or any other relevant Act within the Ku-Ring-Gai Local Government Area.

Objectives

The objectives of the policy are:

- To ensure compliance with the requirements of the *Local Government Act 1993*
- To protect and manage community land in the care and control of Council
- To manage Council's risks and liabilities associated with temporary access over community land and;
- To provide guidelines and conditions for the consideration and provision of this temporary access

Scope

The policy applies to all Council officials and to all public land and reserves under the care and management of Council (including Crown Land) within the Ku-Ring-Gai Local Government Area; with the exception of Road Reserves.

Responsibilities

This policy is the responsibility of the Manager Technical Services – Operations.

Implementation of the policy is the responsibility of the General Manager, all Directors, Managers and Supervisors.

Policy Statement

Council permits temporary access over community land for the purposes of transporting materials and equipment in relation to building work under *The Local Government Act 1993* and *The Local Government (General) Regulations 2005*.

Land to which this Policy Applies

- Open Space
- Community Land
- Operational Land and;
- Crown Land under the care, management and control of Council

Temporary Access Application

All proposed access over community land not covered by an existing approval will require the lodgement of a “Temporary Access Over Community Land” application form, along with the payment of any necessary fees and charges per Council’s Schedule of Fees and Charges, both obtainable from Council’s website. Standard conditions of approval may be varied as required to suit the scope of works proposed during the application. This may involve the inclusion of special conditions of consent or the payment of a returnable bond.

Hours of Access

Access is restricted to Monday to Friday 7am to 5pm and Saturday from 7 am to 12 noon. These times may vary depending on circumstances and will be outlined in the conditions of approval for access.

No access will be allowed on Sundays and Public Holidays.

When Access Will Not Be Permitted

Requests for temporary access will not be permitted in the following instances:

- Where requests for temporary access is across bushland
- Where there are threatened species, populations and ecological communities identified
- If the proposed access area is identified for an event or major works at the same time temporary access is requested
- Where the proposed works have potential impact on substantial trees or vegetation