

POLICY No: I/RR/5

FORMER POLICY NO:

**RURAL ROAD RESERVE VEGETATION MANAGEMENT – TREES ACROSS
FENCES AND BOUNDARIES POLICY**

DIVISION	BUSINESS UNIT	RESPONSIBILITY AREA
Works and Services	Infrastructure	Roads and Reserves

OBJECTIVE

To provide guidelines for property owners that have been affected by a tree or branch from rural road reserves, falling into their property.

POLICY

1. Scope

Where trees and/or branches fall from rural road reserves onto fences and/or into properties, fence reinstatement is the responsibility of the adjacent property owner as, pursuant to the Dividing Fences Act 1961, the Shire is not classified as an owner for the purposes of the Act.

2. Legislation

Dividing Fences Act 1961

Dividing Fences Regulations 1971

3. Application of Policy

3.1 The property owner is responsible for removing and disposing of the fallen tree within their property.

3.2 The tree debris remaining on the rural road reserve may be retained as roadside vegetation to provide habitat for wildlife, unless otherwise determined by the Manager Works and Services.

3.3 Repair of damage to crossovers or private assets, caused by trees falling from a road reserve, is the responsibility of the property owner.

ADOPTED: 3 FEBRUARY 2015

LAST REVIEWED: 20 JUNE 2017