

Fact Sheet

Gates and Grids



WHAT IS A GRID?

A structure designed to permit the movement of pedestrian or vehicular traffic along a road, but prevent the passage of livestock.

Who is responsible for a gate or grid?

Under the local law, a responsible person for a gate or grid installed across a road means:

- the person who installed the gate and/or grid; and/or
- the person for whose use or benefit the gate and/or grid were installed; and/or
- the person who has the benefit of the gate and/or grid installed across the road,

An approved grid must be installed with an accompanying gate.

How to apply?

The applicant must complete and return an application form. On receipt of a completed application and payment of the lodgement fees, council will review the application. After which, the applicant will receive a written notice regarding the decision. If council approves the application, the approval will be subject to relevant conditions.

Ongoing maintenance

The owner is responsible for all ongoing maintenance of the:

- structures;
- signage;
- planted vegetation; and
- road for the full width of the grid and a distance of five (5) metres on each side of the gate and/or grid, to ensure it is in good and sufficient repair:

Prior to commencing any maintenance

The owner must lodge an application to carry out works in a road reserve prior to undertaking any maintenance to remedy the condition or remove the gate and/or grid and/or signage.

Council undertaking works

If council is:

- unable to identify a responsible person; or
- unable to take enforcement action; or
- of the opinion that maintenance of the structures or signage is urgent,

then council may undertake any urgent maintenance or remove the gate and/or grid and seek reimbursement of its costs from the owner.

SUBORDINATE LOCAL LAW (NO. 1) 2014

Local Government Controlled Areas, Facilities and Roads (Amendment) Subordinate Local Law (No. 1) 2014

Central Highlands Regional Council (council) is responsible for the control, care and management of all local government public roads within the local government area, including a number of rural roads.

However, when it comes to approved grids and/or gates on council's rural road network, the responsibility for installation, ongoing maintenance and removal shifts to the landholder.



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Removal of gate and/or grid

Council will authorise or direct the owner to remove the gate and/or grid and/or signage if:

- it is not effective for its intended purpose; and/or
- it is causing a nuisance or poses a risk of a nuisance; and/or
- it constitutes an actual or potential safety hazard; and/or
- it withdraws its consent to the gate and/or grid.

Unless stated otherwise, the owner must remove the gate and/or grid and/or signage and complete the works within thirty (30) days of notice by the council.

Costs

The owner is responsible for all costs relating to:

- applying for a gate and/or grid; and
- installing the gate and/or grid; and
- ongoing maintenance of the gate and/or grid and surrounding areas, including five (5) metres either side of the gate and/or grid; and
- removal of the gate and/or grid.

Council reserves right

Council reserves its right to extend the licence, amend the conditions or withdraw its approval at any time for any reason.

Transfer of ownership

Upon sale of land, the ownership of the grid and or gate can be transferred to the new owner. The new landholder must notify council of their intention to either keep or remove the grid and or gate.

More information

Council Customer Service
1300 242 686

Council's website: Gate and grids

Department of Transport and Main Roads
www.tmr.qld.gov.au

