



A FRAMES AND MERCHANDISING SIGNS ON ROADS AND PUBLIC PLACES

PURPOSE

To control and order the removal of unauthorised merchandising and advertising signs ("A" Frames) and banners from Council owned and controlled public roads.

This policy applies to all residents, visitors, councillors and staff within the municipality of Hunter's Hill.

SCOPE

This policy relates to all Council owned or controlled or managed roads and public places, including roadways, footpaths, nature strips, verges, and structures and fences thereon.

DEFINITIONS

Objects and/or Materials - means any advertising or merchandising signs (including "A" frames and pointer signs), banners, planter boxes or other articles placed on a road.

Road - includes any footway, nature strip, tree, bridge, culvert, drain, fencepost, sign post, monument or other work or property of the council located within the road reserve.

POLICY STATEMENT

BACKGROUND

Legislation specifically prohibits the unauthorised placement of anything on a road which interfere with the public safety or public convenience.

POLICY STATEMENT AND GUIDELINES

LEGISLATION

Under the Roads Act 1993 and the Roads Regulations 2008, it is an offence to:

- a) Place on a road anything that is likely to injure any person or damage any vehicle.
- b) Place on a road anything that is likely to restrict or endanger the use of a road by the public or interfere with public convenience.

The Council specifically prohibits the placement of any objects or materials or other items on a road, and any contravention of this policy shall be a breach of the abovementioned legislation.

Enforcement Protocol

Initial offence advice

1. A person who places any unauthorised sign, object, material or article on a road in breach of this policy and the provisions of the Roads Act and Regulations made thereunder shall be issued with a written advice (Attachment A).
2. Subsequent Offence

Where a person to whom an initial offence advice has been issued is observed to have committed a further breach of this policy, that person shall be issued with an Infringement Notice with advice (Attachment B).



When Policy Does Not Apply

This policy does not apply to:

- a) The placement of any obstruction on a road if its presence is authorised, and remains authorised, under any other council policy, specifically Outdoor Eating policy (DRC-Pol.01), Building Waste Bins (Skips) and Containers policy (DRC-Pol.08), Filming Protocol and Manual policy (WS-Pol.01), Work Zones policy (WS-Pol.17), Hoardings and Barricades policy (WS-Pol.19) and the Charitable Collections and Promotions on Council Controlled Land (DRC-Pol. 07).
- b) The placement on a road of a building waste storage container, to the extent to which its placement is authorised by or under the Local Government Act 1993. or
- c) The placement on a road of a garbage bin, bag or other receptacle or of other refuse collectible by the council, to the extent to which its placement is authorised by or under the Local Government Act 1993, so long as it is placed:
 - beside the carriageway of the road, and
 - out of the line of traffic, or
- d) The doing of anything on a road with the consent of the Council, or
- e) The temporary placement of anything on a road as a result of the breakdown of the vehicle by which it is being carried.

RELATED RESOURCES

Hunter's Hill Outdoor Eating Policy (DRC-Pol.01)

Hunter's Hill Building Waste (Skips) and Containers Policy (DRC-Pol.08)

Hunter's Hill Filming Protocol and Manual Policy (WS-Pol.01)

Hunter's Hill Work Zones Policy (WS-Pol.17)

Hunter's Hill Hoardings and Barricades Policy (WS-Pol.19)

Hunter's Hill Charitable Collections and Promotions on Council Controlled Land (DRC-Pol.07)

Roads Act 1993

Roads Regulations 2008

Local Government Act 1993

POLICY OWNER

The policy authority is the General Manager.

AUTHORISATION AND REVIEW

The policy authority is the General Manager.

This policy is to be reviewed in 2018 or with any changes to relevant legislation or council policies.

HUNTER'S HILL COUNCIL POLICY REGISTER



Version Control Table

Date	Version	Res. No.	Key Changes	Author
11/11/13	1.0	368/13	Adoption of original policy	Barry Smith



690/01

To;

Attention;

Dear Sir / Madam

Footpath Obstructions and Unauthorised Advertising Signs

It is an offence against the Roads Act, 1993, to place signboards or items of any kind on the road, footway, nature strip, tree, bridge, culvert, drain, fencepost, power pole, monument or other work or property of the Council, or to attach items to shop fronts which overhang the footpath, or to hang any article or signboard beneath any awning which, in the opinion of Council, is dangerous to passers by or which may interfere with the public convenience

Due to the fact that many shopkeepers wish to put signs, blackboards, "A" frames, goods for sale, telephones, milk crates and other items on public footpaths, particularly in front of business premises, this Council has resolved that all footpath obstructions and unauthorised signage be prohibited.

I confirm the verbal notice given toby Council's Law Enforcement Officer on that signs, goods and any other items are prohibited on footpaths and public land in the Municipality of HUNTER'S HILL.

Council has a duty to preserve the safety and convenience of members of the public using our roads and footways and patrols are now being undertaken throughout the municipality on a regular basis at varying times, seven days a week. Your co-operation is sought in observing the above requirements.

Placing items on the Road, Footway and Nature Strip area is an infringement under the Roads Act 1993 and is subject to an "On-the-Spot" Penalty Notice being issued to offenders. No further warnings will be issued.

For further enquiries please contact me on telephone 9879 9447.

Yours faithfully

Senior Community Law Enforcement Officer



Attachment B

690/01

Dear

Footpath Obstructions and Unauthorised Advertising Signs

I refer to the verbal advice given to you onand a letter dated advising that signs, goods and any other items are prohibited on footpaths and public land in the Municipality of Hunters Hill.

An inspection at on revealed that an "A" frame was sighted on the footpath outside of your premises at.....

Enclosed is an Infringement Notice for the offence of "Place on road thing likely interfere with public".

Also enclosed is a photograph of the sign taken at the time of inspection.

For further enquiries please contact me on telephone 9879 9447.

Yours faithfully

Senior Community Law Enforcement Officer

Hunters Hill Council