



10. PROPERTY MANAGEMENT

Policy 10.11

CROWN ROADS AND PRIVATE ROADS – MAINTENANCE

Version 4

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OBJECTIVE:

To outline Council's position in relation to the maintenance of Crown and private roads.

DEFINITIONS:

"Crown Road" means a road that is vested in the Crown which is owned and managed by the State Government.

A "private road" is any road that is not under the care and control of a road authority.

INTRODUCTION

Crown roads generally provide lawful access to freehold and leasehold land where little or no subdivision has occurred since the original Crown subdivision of NSW, early in the nineteenth century.

Private roads are not under the care and control of a road authority and instead, serve to benefit a number of private land holders.

Crown roads are part of the State's public road network, and the majority have not been formed or constructed to Council's standard. Crown public roads are managed under the *Roads Act 1993*, as are all other public roads in the State.

Only the Minister may, by order published in the Gazette, transfer a specified Crown Road to another roads authority (i.e. Council).

POLICY:

Council will not maintain or upgrade Crown Roads or private roads within its local government area. Should the landholder receiving the benefit of the Crown Road require work to be done on the Crown Road or private road, the Director Infrastructure Services may approve Council's involvement in such works provided the landholder agrees to the following:

1. Obtaining written permission from the Department of Lands, or the road owner, to carry out works on the road. This permission is to specifically note that such works will be a 'one-off' and does not constitute any agreement by Council to assume ownership or responsibility for ongoing maintenance of the Crown or private road; and
2. Enters into a Work at Owners Cost agreement for Council to undertake the work as a 'one-off' project.

Appeals to this policy or its application can only be made by Council resolution through written submission to Council for consideration at a meeting of Council, or verbally during public forum at a Council meeting.

Maintained by Department:	Infrastructure Services	Approved by:	Council		
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