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1. PURPOSE

The purpose of this procedure is to define the circumstances of when West Tamar Council will contribute to the construction or repair of boundary fences adjoining Council property.

2. SCOPE

This policy applies to all side boundaries adjoining Council owned property. This does not apply to fence boundaries adjoining a road as defined in the *Boundary Fences Act 1908*.

3. DEFINITION

Ruling rate per metre is to be calculated by the Parks and Reserves Supervisor every second financial year, or as cost escalations require, by averaging quotations from three (3) contractors.

4. RESPONSIBILITIES

Manager Works/Parks and Reserves Supervisor – responsible for liaising with owner/occupiers of neighbouring properties and ensuring implementation and adherence of this procedure.

5. PROCEDURE

- 5.1 Council will contribute to the replacement and/or repair of common boundary fencing up to the extent of one half of the ruling rate per metre for the construction of a 3 rail 1.5 metre high timber lapped paling fence with galvanised iron posts set in concrete.
- 5.2 If a fence of a lesser standard is required the level of contribution will be equal to half the costs of construction.
- 5.3 If a fence of a higher standard is required the contribution will not exceed half the set ruling rate per metre for a 1.5 metre fence described in 1 above.
- 5.4 Council will not retrospectively pay for boundary fencing work.
- 5.5 No contribution will be made:
 - (a) Where the fence bounds a road as defined in the *Boundary Fences Act 1908*.
 - (b) Where a fence is in sound condition (as determined by an Accredited Building Practitioner) but the owner wishes to upgrade it or alter its style.

- (c) Where the negligent actions of the owner/occupier have caused unnecessary damage to the fence.
- 5.6 Where the Council requires a fence type higher than 1.5 metres for amenity reasons Council will pay the difference between the standard set ruling rate for a 1.5 metre fence and the higher fence.
- 5.7 Where the landowner and Council agree that a best practice solution is a fence higher than 1.5 metres then the cost will be shared equally.
- 5.8 Where a fence is required because of any new roads being formed by Council the cost of this work shall be borne fully by Council.

6. LEGISLATION AND REFERENCES

Boundary Fences Act 1908.

7. APPROVAL

Approved by the General Manager on 5 April 2023

Signed:



General Manager