

# PUBLIC GATE PERMIT APPLICATION FORM

All Communications to be addressed to:

**The General Manager  
Kyogle Council  
PO Box 11  
Kyogle NSW 2474**

Administrative Office:  
**Stratheden Street  
Kyogle NSW 2474  
Telephone: 6632 0221  
Facsimile: 6632 2632**

## APPLICATION FOR PERMIT TO ERECT OR ALTER A PUBLIC GATE OR BYPASS (CATTLE GRID)

Sections 128 & 133 Roads Act 1993

To: The General Manager  
Kyogle Council  
PO Box 11  
KYOGLLE NSW 2474

As an occupier of land through which an unfenced public road passes, I hereby apply for permission to erect a Public Gate/Grid across;

.....at a distance of.....km from  
(Road Name)

.....  
(Nearest cross road)

On the boundary of Lot.....Section.....DP.....

and Lot.....Section.....DP.....Parish.....

### Location of Public Gate/Grid:

At the site of the proposed Public Gate/Grid wooden pegs or stakes are to be placed either side of the road and marked "Public Gate". The application is to be accompanied by 2 copies of the following;

- Plan of Site:** The site plan is to be drawn to scale and show locations of the proposed Public Gate, Grid, road reserve, boundary fences, connecting fences, distance along road from property boundaries, road drainage, natural features (eg steep slopes, bogs, trees) and any obstacles which could affect use of the proposed Public Gate.
- Locality Plan:** The site of the proposed grid and gate is to be clearly marked on a photocopy of a Parish map or 1:25,000 topographical map.
- Attachments to Application to Erect a Public Gate/Grid:** This attachment is to be signed by all adjoining land owners showing their consent to the application.

Name:.....

Signature of Applicant:.....

Date: ..... Address.....

**Note:** If this application is approved the Gate is to be constructed to Council specifications and if Council deems that a by-pass is required then the by-pass is to be constructed as per Council's Public Gates and Bypasses Policy.

### 2021/22 FEES AND CHARGES:

- Application/inspection for installation/registration of 1 gate only: \$ 531 (GST INCL)
- Application/inspection for installation or registration of additional gate when installing 2 or more gates on one property; \$ 183 (GST INCL)
- Construction bond (to be refunded upon satisfactory completion of construction) \$ 531 (GST N/A)
- Application for Public Gate Permit for pre-existing structures only (Council to verify) \$ no charge
- Council also has standard fees and charges for the supply and/or installation of signage required for Public Gates and Grids, refer to Councils Management Plan for details.

### **OFFICE USE ONLY**

Assessed by: ..... Date:...../...../.....  
Application fees: ..... Job No: 1200.100.0143  
Construction Bond: ..... Job No: 19208.9141.1900  
Total Fee: .....  
Date Received: .....  
Receipt No: .....

***I understand that the application and approval (if granted) will be subject to the conditions set out below.***

- ❖ Provision of adequate description and sketch for consideration of this application.
- ❖ The applicant indemnifies Council against any Claims made against Council and which arises directly from the acts or omissions of the applicant, its employees, agents, contractors, and/ or invitees on Council's property.  
    **"Claims"** means all claims, demands, proceedings, litigation, or other action a party is entitled to bring in relation to all losses (including profits & consequential losses), damages, costs, expenses, fees and charges of any nature whatsoever suffered or incurred by that party.
- ❖ Payment of a fee as listed in Council's Management Plan.
- ❖ Following approval;
  - Provide engineering plans for approval
  - Provide a Certificate of Currency, from an authorised Insurer; Confirming Public Liability Insurance in the sum of \$20 million noting cover for the public gate and motor bypass subject of this application and noting Council's interests
- ❖ During construction the applicant will;
  - Accept responsibility and indemnify Council, as per 2. above, for damage to power lines, water mains, telephone/ communication lines, road surfaces or other services,
  - Undertake all work in compliance with Occupational Health & Safety legislation and Roads Act in force in NSW at the time and Australian Standards for signage.
- ❖ Following construction the applicant agree to;
  - Insurance
    - Maintain insurance as described above.
    - Provide Council with a Certificate of Currency following each renewal period, or annually.
  - Maintenance
    - maintain the public gate and motor bypass in line the approved plans and standards.
    - maintain signage in line with Australian Standards
    - undertake maintenance, or other work, on the public gate and motor bypass as directed by Council.
  - The applicant agrees to pay Council for any work done on the public gate and motor bypass as a result of the applicant's failure to maintain or undertake work as required/ directed.

If the Applicant fails to pay fees and charges on the due date, the Applicant agrees to pay all legal costs and collection charges incurred in the recovery of the debt. If the Applicant fails to pay fees and charges on the due date Council may also charge the Applicant a commercial rate of interest on any amount owing.

I have read and understand the conditions set out above and wish to proceed with my application under those conditions.

.....

Signature of Applicant

.....

Date