

| | Direct Delegation from Council | Conditions/ Limitations | Sub-Delegation from CEO |
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| INSTRUMENT OF DELEGATION UNDER THE FENCES ACT 1975 | | | |
| 1. NOTICE OF INTENTION TO PERFORM FENCING WORK | | | |
| 1.1 The power pursuant to Section 5(1) of the Fences Act 1975 (“the Act”) to serve notice, in accordance with Section 5(2) of the Act, on an adjoining land owner of a proposal to erect a fence to divide the Council’s land (being land of less than one hectare) from the land of the adjoining land owner. | CEO | NIL | Director Corporate Services Manager Property Services Director Strategy & Development Director Engineering & Assets Manager Waste, Health & Regulatory Services Team Leader Regulatory Services Manager Development Services |
| 1.2 The power pursuant to Section 5(3) of the Act to serve notice in accordance with Section 5(4) of the Act on an adjoining land owner of a proposal to perform any replacement, repair or maintenance work in relation to a fence dividing the Council’s land (being land of less than one hectare) and the adjoining owner’s land. | CEO | NIL | Director Corporate Services Manager Property Services Director Strategy & Development Director Engineering & Assets Manager Waste, Health & Regulatory Services Team Leader Regulatory Services Manager Development Services |
| 2. Cross-notice | | | |
| 2.1 The power pursuant to Section 6(1) of the Act to serve in the prescribed form and to determine the criteria under Section 6(2) of the Act, a cross-notice on an adjoining land owner, objecting to and/or putting forward counter-proposals in relation to fencing work to divide the Council’s land (being land of less than one hectare) from the land of the adjoining land owner. | CEO | NIL | Director Corporate Services Manager Property Services Director Strategy & Development Director Engineering & Assets Manager Waste, Health & Regulatory Services Team Leader Regulatory |

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| | | | Services Manager Development Services |
| 2.2 The power pursuant to Section 6(3) of the Act to object and serve notice on the adjoining owner to any counter-proposal contained in any cross-notice under Section 6(2) of the Act. | CEO | NIL | Director Corporate Services Manager Property Services Director Strategy & Development Director Engineering & Assets Manager Waste, Health & Regulatory Services Team Leader Regulatory Services Manager Development Services |
| 3. Agreement upon Basis of Proposals and Counter-proposals | | | |
| 3.1 The power pursuant to Section 7 of the Act to authorise payment of part or all of the cost of constructing or maintaining a fence adjacent to Council land, (being land which is less than one hectare in area). | CEO | NIL | Director Corporate Services Manager Property Services Director Strategy & Development Director Engineering & Assets Manager Waste, Health & Regulatory Services Team Leader Regulatory Services Manager Development Services |
| 4. Performance of Fencing Work | | | |
| 4.1 The power pursuant to Section 8 of the Act to authorise the commencement and completion of fencing work to divide the Council's land (being land of less than one hectare) from the land of the adjoining land-owner. | CEO | NIL | Director Corporate Services Manager Property Services Director Strategy & Development Director Engineering & Assets Manager Waste, Health & |

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