

THE BAROSSA COUNCIL DELEGATIONS REGISTER

INSTRUMENT OF DELEGATION UNDER THE FENCES ACT 1975

Preamble

1. To identify when these delegations were made, reviewed or amended, refer to the relevant Council resolution in the Schedule of Amended Delegations on Council's website at www.barossa.sa.gov.au.
2. To identify when the sub-delegations were made, reviewed or amended, refer to the Instrument of Sub-delegation for the individual officer's position in Council's Electronic Document Records Management System.
3. Sub-delegates by Title:
 - DCCS : Director, Corporate and Community Services
 - DDES: Director, Development and Environmental Services
 - DWES: Director, Works and Engineering Services
 - GI: General Inspector
 - MCP: Manager, Community Projects
 - MES: Manager, Engineering Services
 - MO: Manager, Operations
 - MRS: Manager, Regulatory Services

Provision	Item Delegated by Council to the Chief Executive Officer	Conditions and Limitations	Sub-delegate
s5(1)	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.		DCCS , DDES, DWES, GI, MCP, MES, MO, MRS
s 5(3)	1. Notice of Intention to Perform Fencing Work 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.		DCCS , DDES, DWES, GI, MCP, MES, MO, MRS

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s6(1)	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.		DCCS , DDES, DWES, GI, MCP, MES, MO, MRS
s6(3)	2. Cross-notice 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.		DCCS , DDES, DWES, GI, MCP, MES, MO, MRS
s 7	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).		DCCS , DDES, DWES, GI, MCP, MES, MO, MRS
s8	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.		DCCS , DDES, DWES, GI, MCP, MES, MO, MRS



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