

1. Policy Intent

To ensure that the existing level of access provided by driveways, crossovers and access from Tablelands Regional Council (TRC) controlled roads to private property is maintained by TRC if the level of access provided by these driveway crossovers is diminished, worsened or adversely affected by works undertaken by TRC.

2. Scope

This policy applies to all existing driveway crossovers connecting TRC controlled roads to private property regardless of these driveway crossovers being permitted by TRC and being compliant with TRC approval conditions and Far North Queensland Regional Organisation of Council (FNQROC) development manual standards applicable at the time the TRC works are being conducted.

Driveway crossovers located between private property and National and State controlled roads, private roads and access easements are not covered by this policy.

3. Background & Supporting Information

TRC is responsible for managing the safety and efficiency of the TRC controlled road network.

A driveway crossover is a vehicular crossing that provides safe and reasonable access to a property. The crossover is the section of the driveway that crosses the verge/footpath from the kerb/road edge to the property boundary.

Driveway crossovers located between TRC controlled roads and private property are considered ancillary works along the road.

The following legislation provides the head of power to TRC to ensure it can meet its responsibility for the safety and efficiency of the TRC controlled road network.

- Local Government Act 2009
- Tablelands Regional Council Local Law 1
- Tablelands Regional Council Local Law 8

Construction of driveway crossovers located between TRC controlled roads and private property is a prescribed activity under Local Law 1 and requires TRC permit approval with conditions.

The property owner is responsible for ensuring the driveway crossover is permitted by TRC, complies with all permit conditions including the standard of construction and all maintenance of the driveway crossover at their cost.

The standard of construction is provided in the FNQROC development manual.

Works in this policy means maintenance and construction of roads, road furniture, roadside drainage and TRC utilities (i.e. water and sewerage).

4. Policy Statement

4.1 Maintenance of existing access to private property

- 4.1.1 When works delivered by or on behalf of TRC is expected to diminish, worsen or adversely affect the existing level of access provided by a driveway crossover to a private property TRC will undertake any works required to ensure the existing level of access to the private property is maintained at the completion of the works.
- 4.1.2 To ensure the safe operation of the road TRC will re-construct the driveway crossover impacted by the works in accordance with the applicable standards included in the FNQROC development manual.
- 4.1.3 TRC officers will notify the property owner in advance of the works of the intended re-construction of the driveway crossover.
- 4.1.4 TRC will not re-construct driveway crossovers that are not diminished, worsened or adversely affected at completion of the works, regardless of the driveway crossovers being permitted or compliant with the standards.
- 4.1.5 A suitably qualified TRC officer will determine if a driveway crossover is diminished, worsened or adversely affected by the works.
- 4.1.6 TRC officers will notify property owners with unapproved or non-compliant driveway crossovers of their responsibility to apply for a driveway crossover permit and to construct and maintain the driveway crossover in accordance with permit conditions and FNQROC development manual standards.

5. Responsibility

Council is responsible for the adoption, amendment and repeal of the policy and the Chief Executive Officer is responsible for the development and amendment of any associated procedures and guidelines relevant to the policy.

6. Review

It is the responsibility of the Manager Roads and Projects to monitor the adequacy of this policy and recommend appropriate changes. This policy will be formally reviewed every three years or as required by Council.

This policy is to remain in force until otherwise amended or repealed by resolution of Council.