

ILLEGAL VEHICULAR PASSAGE ON FOOTPATHS POLICY

Purpose

To provide an avenue for complaints regarding unauthorised passage of vehicles on footpaths.

Scope

Under the provisions of the Australian Road Rules 1999, Local Governments are able to exercise powers over the parking of vehicles, including parking on footpaths and nature strips. Council's have no jurisdiction over vehicles being driven on footpaths, and is purely a function for the Police.

General Principles

In the event of complaint concerning unauthorised passage of vehicles on footpaths, the matter may be referred to Council's Rangers to make initial investigations into the matter.

Such investigation shall include the possible identification of any offender(s), the possibility of damage occurring to Council's infrastructure, or actual damage caused to Council's infrastructure.

Where an offender is identified, a verbal caution in relation to the provisions of the Australian Road Rules regarding parking and driving on paths shall be given, and where applicable, reference made to possible damage that may occur as a result of their actions.

If the above steps fail to produce a satisfactory result, and further complaints are received, the Ranger shall lodge an official complaint with the NSW Police Service requesting appropriate action.

Where investigations reveal damage has been caused to any of Council's infrastructure as a result of vehicles being driven on any path, the Ranger may, dependant upon the extent of damage caused and with consultation with Council's Infrastructure Department, issue a caution to the offender, issue a penalty notice under the provisions of Clause 12 (a) of the Roads (General) Regulations, 2000 - (protection of roads), or take further legal action.

Associated Policies & Documents

Nil

Policy Details

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