

**Local Law No. 1 Neighbourhood Amenity 2012**

<b>Name of Applicant:</b>	
<b>Postal Address:</b>	
<b>Phone Number (home):</b>	<b>Phone Number (business):</b>
<b>Phone Number (mobile):</b>	<b>Email:</b>

**Permit required (please tick box)**

<b>1. New Regular Movement Permit</b>	<input type="checkbox"/>	<b>2. Renewal of existing Regular Movement Permit</b>	<input type="checkbox"/>
<b>3. New Droving Permit</b>	<input type="checkbox"/>	<b>4. Renewal of existing Droving Permit</b>	<input type="checkbox"/>
<b>5. New Grazing Permit</b>	<input type="checkbox"/>	<b>6. Renewal of existing Grazing Permit</b>	<input type="checkbox"/>

**Application Details**

<b>Location of Activity:</b>	
<b>Number of Cattle to be moved:</b>	
<b>Date/s:</b>	<b>Duration:</b>
<b>Copy of Current Public Liability Insurance (10,000,000 minimum)</b>	<b>Y / N</b>
<b>Detailed plan of proposal (all applications)</b>	<b>Y / N</b>
<b>Signed Indemnity Form (all applications)</b>	<b>Y / N</b>
<b>Copy of Vic Roads Manual for Traffic Control at Stock Crossings (all applications)</b>	<b>Y / N</b>
<b>VicRoads permission letter to use a VicRoads Road (where applicable)</b>	<b>Y / N</b>

Signature: \_\_\_\_\_ Date: \_\_\_\_ / \_\_\_\_ /20\_\_\_\_



# Form of Indemnity

(Schedule 4 Local Law No. 1 Neighbourhood Amenity 2012)

This Personal Information is held in accordance with the Privacy and Data Protection Act 2014 Principles

I.....(Name of person)  
of .....(Address of person)  
in the State of Victoria, holding position of ..... (Role or Position in Business)  
in the business named ..... (Business Name)  
with ABN or ACN ..... (Australian Business or Company Number)  
of ..... (Business Address)  
for which business I am duly authorised to sign this indemnity, in consideration of the Permit for  
..... (nature of permit) on the Footpath or Road being granted to  
..... (Name of Person or Incorporated Business Name on the Permit)  
(hereinafter referred to as “the Permit Holder”)

HEREBY COVENANTS with BASS COAST SHIRE COUNCIL (hereinafter referred to as “Council”) that unless caused by a breach of employees or contractors, the Permit Holder agrees to indemnify Council and keep Council indemnified from and against all and any damage, loss, cost or liability incurred or suffered by any person as a result of the Permit Holder’s failure to comply with any conditions of the Permit granted by Council, or any other failure to comply with any relevant law, lawful duty or obligation giving rise to any damage, loss, cost or liability incurred or suffered by any person as a result of or in any way associated with the exercise of this Permit.

SIGNED SEALED AND DELIVERED by

\_\_\_\_\_  
(Print name)

\_\_\_\_\_  
(Sign)

\_\_\_\_\_  
(Print Position)

\_\_\_\_\_  
(Date)

in Victoria in the presence of:

\_\_\_\_\_  
(Print Witness Name)

\_\_\_\_\_  
(Witness Sign & Date)

## Site Plan

Applicant Name:	
Name of Business:	
Business Address:	

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## Permit Conditions – Regular Movement

A person in charge of livestock being moved across or along a road must ensure that:

- (a) the livestock are supervised and under effective control by a person who is competent in the management of livestock;
- (b) signs conforming to the Road Safety Rules 2009 or other specified VicRoads' requirements are in place and are removed or deactivated following completion of the movement;
- (c) the livestock are not moved other than in daylight hours, except that where any movement or part of any movement takes place before daylight hours commence or after daylight hours end, suitable warning lights conforming to the guidelines prepared by VicRoads and referred to in the Regulations are in place;
- (d) the livestock are moved promptly;
- (e) the length of travel is minimised as far as is practicable;
- (f) the location of any road crossing is chosen having regard to the safety of all road users;
- (g) if, due to the nature of the terrain, volume of traffic or visibility, drivers' vision may be restricted, additional warning is given to such other road users;
- (h) where livestock are to be moved across or along any road in fog or other than in daylight hours, there is compliance with whichever of the livestock crossing guidelines prepared by VicRoads and referred to in the Regulations as is appropriate to the circumstances of the crossing;
- (i) any livestock deposits on any road pavement likely to cause danger to other road users must be removed as soon as practicable;
- (j) areas of high or medium conservation status are avoided or protected; and
- (k) the livestock are healthy and free of disease.

## Permit Conditions – Grazing Permit

- (a) A permit must not be issued unless any part of the road can be grazed without threat to areas of high conservation status;
- (b) A permit may be issued if the road or part of the road proposed to be grazed can be grazed without threat to areas of medium to low conservation value subject to any conditions relating to seasonality, duration and intensity of the grazing;
- (c) the applicant for the permit must provide evidence to the satisfaction of the Council:
  - (i) that the livestock will be adequately supervised and effectively controlled; and
  - (ii) that there will be compliance with all of the conditions of a permit; and

- (iii) of an ability to adequately feed and water the livestock on the roads proposed.
- (d) at the time proposed, the road or any part of the road is suitable for grazing and can be undertaken without damage to surface, plants or adjacent structures;
- (e) in respect of any declared VicRoads' road, the permission of VicRoads has been obtained;
- (f) a person who is in charge of livestock which are being grazed on a road must ensure all of the following:
  - (i) the livestock are supervised and under effective control at all times by a person who is competent in the management of livestock;
  - (ii) the carcass of any livestock under that person's charge which dies on a road is properly disposed of;
  - (iii) the livestock are grazed only during daylight hours;
  - (iv) signs conforming to the Road Safety Road Rules 2009 are in place;
  - (v) appropriate precautions are taken to ensure that no damage occurs to road surfaces, furniture, drains, culverts, bridges and private entrance ways or to trees and shrubs growing within the road reserve and that erosion is not caused by excessive grazing;
  - (vi) in the event that livestock are causing damage, including where overgrazing occurs, they are removed from the road reserve;
  - (vii) the livestock are enclosed by an appropriate form of fencing or other control or removed from the road before daylight hours finish, unless an authorised officer agrees to some other level of supervision or overnight arrangement;
  - (viii) the person has a current public liability policy of insurance covering the grazing of livestock on roads and that proof of such policy is produced to the Council prior to the commencement of the grazing;
  - (ix) an inspector of livestock administering the Livestock Disease Control Act 1994 is notified if the person in charge of such livestock becomes aware or suspects that livestock (or any of them) have a disease or has died of a disease listed as a notifiable disease under that Act; and
  - (x) he or she complies with the provisions of the Livestock Disease Control Act 1994 and the Prevention of Cruelty to Animals Act 1986.
- (g) any other matter the authorised officer or the delegated officer reasonably believes is relevant to the circumstances of the application.

## **Permit Conditions – Droving Permit**

- (a) A permit may only be issued if the droving of livestock includes all of the following circumstances:
  - (i) there are no bulls in the herd;
  - (ii) there are 1,000 or less sheep;
  - (iii) there are 150 or less large cattle;
  - (iv) there are 100 or less of any other livestock.

- (b) Livestock must not to be camped in any area that is a declared or designated area of high or medium conservation status.
- (c) Appropriate reflective signs or flashing lights are to be erected in front of, and at the rear of, any livestock camped overnight on a road.
- (d) The permit holder must have a current public liability policy of insurance, covering risks relevant to the droving of livestock and for an amount sufficient to meet any liability of the Council.
- (e) Livestock are to be healthy and free of disease.
- (f) Signs conforming to VicRoads guidelines need to be in place while livestock is being moved. All signs must be removed directly after.
- (g) Livestock are only to be driven on any road during daylight hours.
- (h) Council reserves the right to notify any other government department or agency it believes relevant, of the details of the application and/or the permit.
- (i) A person who is in charge of livestock which are being driven on a road must ensure that:
  - (i) the livestock are supervised and under effective control at all times, by a person who is competent in the management of such livestock;
  - (ii) livestock camped overnight are enclosed by a substantial and secure barrier, so as to prevent escape or danger to other road users;
  - (iii) proper disposal takes place of any carcass of any livestock that die on the road and are under that person's charge;
  - (iv) the livestock are only driven on any road during daylight hours;
  - (v) an inspector of livestock administering the *Livestock Disease Control Act 1994* is notified if the person in charge of the livestock becomes aware or suspects that any of the livestock have a disease or has died of a disease listed as a notifiable disease under that Act; and
  - (vi) he or she complies with the provisions of the *Livestock Disease Control Act 1994* and the *Prevention of Cruelty to Animals Act 1986*.
  - (vii) Any livestock waste deposited on the roads or pavements which could cause a hazard to other road users must be removed as soon as possible.
- (j) An Authorised Officer of Council may vary this permit; the permit may be withdrawn or amended at any time by the Local Laws Coordinator and/or Manager Community Safety, if the conditions of the permit are not complied with.