


Crown Road Management

Date policy was adopted:	22 September 2021	CEO Signature and date 
Resolution number:	278/21	
Next Policy review date:	September 2025	
Reference number:	52.5.4	
Strategic Pillar	Community Connections	
Responsible Branch	Community Connections	23/09/2021

Crown Road Management

1. OUTCOMES

- 1.1 To provide a consistent approach to the management of Crown Roads within the QPRC local government area.
- 1.2 To provide guidance to other sections of Government on Council involvement in Crown Roads.

2. POLICY

- 2.1 To establish Councils position on the transfer and maintenance of Crown Roads.

3. SCOPE OF THE POLICY

- 3.1 This policy applies to all council officials who manage construction, maintenance and transfer enquiries emanating from development application and requests from the public.
- 3.2 This policy will be a guiding document for NSW Crown Lands.

4. DEFINITIONS

Council official — includes Councillors, Council staff, administrators, Council committee members and delegates of Council.

Crown Road — means a road that is vested in the Crown which is owned and managed by the State Government.

Public Road – means a road that is vested in the Council which is owned and managed by the Council.

Maintained by Council – A Public Road or nominated Crown Road that was maintained by Council prior to 1 April 2018 or such other road that has since been constructed to Councils minimum construction standard and gifted to Council or otherwise resolved by Council to maintain.

Transfer – means the administrative process to transfer a crown road to Council as a public road after which Council is the Roads Authority for that road.

Roads Authority – means a person or body that is, by or under the *Roads Act 1993*, declared to be a roads authority and, in relation to a particular public road, means the roads authority for that road.

5. LEGISLATIVE OBLIGATIONS AND/OR RELEVANT STANDARDS

- *Roads Act 1993*
- Unsealed Road Maintenance – Grading Policy - June 2018

6. CONTENT

- 6.1 Council does not maintain, construct or upgrade crown roads that were not maintained by Council prior to 1 April 2018 or provide funds for such works on crown roads.
- 6.2 Council will only accept the transfer of a crown road to Council if:

Crown Road Management

- 6.2.1 Council resolves to transfer the road, or where Council would normally transfer the road as the result of an approved development using authority delegated to staff, and;
 - 6.2.2 It has been constructed to Councils minimum construction standard as detailed in the *Unsealed Road Maintenance – Grading* policy or to a higher standard as determined by Council and;
 - 6.2.3 The road will provide access to more than two dwellings where the dwellings are located on separate parcels of land.
- 6.3 When Council places a condition on a development consent to upgrade a crown road to a specified standard, Council staff may assess the construction work to ensure it meets the specified Council standard without Council being the road authority for that road.
- 6.4 Historic development consent conditions to transfer a crown road to Council will only be enacted if all the conditions of 6.2 above have been met.

7. REVIEW

- 7.1 This policy will be reviewed every four years or earlier as necessary if:
- (a) legislation requires it, or
 - (b) Council's functions, structure or activities change.