

Boundary fencing of controlled Travelling Stock Reserves managed by Local Land Services.

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Policy Statement:

Local Land Services (LLS) does not contribute to the construction, replacement or maintenance of boundary fences between controlled Travelling Stock Reserves (TSRs) and adjoining private property, in accordance with Part 6, Division 6 of the *Local Land Services Act 2013*.

Scope:

This policy applies to controlled TSRs managed by LLS.

Background:

Income to manage TSRs is generated primarily from grazing permits and grazing leases. Periodic grants and other miscellaneous permit fees make smaller contributions.

The TSRs are comprised of long, linear reserves as well as fragmented, isolated patches. This creates a network that has a disproportionately high length of boundary fence to reserve area ratio.

Compared to the revenue generated, this ratio makes the cost of contributing to construction, replacement or maintenance of boundary fences prohibitive.

Part 6, Division 6 of the *Local Land Services Act 2013* excludes the *Dividing Fences Act 1991* and legally exempts LLS from contributing to the construction, replacement or maintenance of boundary fences adjoining controlled TSRs.

Additional information:

LLS recognises that extraordinary circumstances may apply. Contribution to fences adjoining private property in extraordinary circumstances, for specific management requirements or for safety reasons may be considered on a case by case basis. Further information is included in Attachment 1.

Definitions:

Controlled Travelling Stock Reserve means:

1. a travelling stock reserve the care, control and management of which is vested in Local Land Services or
2. a travelling stock reserve that is a stock watering place for which Local Land Services is the controlling authority

Attachments

Attachment 1 – Information on LLS co-contribution to fencing costs.

LLS contribution to fencing costs

LLS may, at its sole discretion, contribute towards fence construction, replacement or maintenance of boundary fences between controlled TSRs and adjoining private property in extraordinary circumstances, for specific management requirements or for safety reasons.

Co-contribution to fencing

Where LLS co-contribution is approved by the regional General Manager it is limited to a maximum of 50% of the total cost, or equivalent, as mutually agreed between LLS and the adjoining landholder. LLS will not contribute to ongoing maintenance of fences where co-contribution has been agreed to.

In the event of a major natural disaster this limit may be varied at the sole discretion of LLS.

Approval for contribution to fencing costs

Only regional General Managers are authorised to approve contribution to fencing.

Decisions on co-contribution to boundary fencing

A framework to guide decision making may be prepared to support implementation of this policy. In the absence of any framework the regional General Manager must ensure decisions are documented.

LLS may require the owner of land adjoining a controlled TSR to carry out fencing work.

Part6, Division 6 of the *Local Land Services Act 2013* sets out the circumstances, and conditions, by which LLS may direct the owner of land adjoining a controlled TSR to carry out fencing work.

Revision history

Version	Date Issued	Notes	By
1.0	24/02/2020	LLS – Permitting of TSRs	Chief Executive Officer, Local Land Services

Contact

State Partnerships and Programs – TSR Business Partner – 02 5852 1203