



# GENERAL LOCAL LAW (No. 1 of 2015)

## Application for Grazing Permit

Name of applicant:

Postal address:

Email address:

Contact phone:

Business Name:

Business Address:

I wish to make application to graze on the undermentioned road reserve or related area:

Name of Road:

Locality:

Please draw/provide a map including nearest cross road or intersection including name and address of abutting landowners if you wish to graze in front of their land.

Are you the adjoining property owner of the roadside to be grazed?  
If NO

YES / NO

↳ Do you have the adjoining property owner's approval to graze adjoining the property?

YES / NO

Please include a copy of your \$10 million Livestock Public Liability Insurance Cover.

Insurance Company:

Policy Number:

Please provide details of the proposed fencing. If using electric fencing please refer to the Guidelines for the Issue of Permits for Roadside Grazing of Livestock within the Moyne Shire Municipal District (as attached)- *NO new fencing is to be erected until the grazing area and fencing plan is inspected by the Council's Local Laws Officer & approval granted via a permit.*

Grazing Details

Road Details:

Nearest Intersection:

Type of Livestock to Graze:

Approx. No.

Fence Details:

I undertake to indemnify the Shire or Vic Roads against any claims arising from any loss or damage to any person or property whatsoever caused by or through the grazing of animals and I will maintain my public liability insurance for the period of the Permit.

In accepting the Permit I will abide with the conditions imposed by the Permit.

I understand that the Permit may be withdrawn or amended at any time if the Moyne Shire Council so decides

Signature:

Date:

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Return completed form to:

Moyne Shire Council  
Po Box 51  
Port Fairy VIC 3284

Annual Permit Fee: \$10.00\* (Permits expire on 31 July each year)

Note your application will not be processed until payment has been received.

\* 2018/2019 fees and charges, subject to change with new financial year.

The information requested on this form will be used solely by the Moyne Shire Council. We will not use your personal information for any other purpose without first seeking your consent, unless authorized or required by law. The Council may not be able to process your request unless sufficient information is given. You may apply to the Moyne Shire Council for access to and/or amendment of the information on 5568 0555

### **VicRoads in the Moyne Shire municipality**

VicRoads is the authority responsible for managing the arterial road network, which includes all roads classified as “highways” and “main roads”

Council is unable to issue permits for the following roads as VicRoads manage them.

#### **These Roads include-**

#### **Four (4) Highways (VicRoads will not issue grazing permits on Highways)**

- Great Ocean Road
- Hamilton Highway
- Hopkins Highway
- Princes Highway

#### **Sixteen (16) Main Roads(VicRoads may issue conditional permits for some areas on main roads)**

- |  |   |
|--|---|
| <input type="checkbox"/> Ayresford Road            | <input type="checkbox"/> Myamyn- Macarthur Road     |
| <input type="checkbox"/> Cobden- Warrnambool Road  | <input type="checkbox"/> Peshurst- Port Fairy Road  |
| <input type="checkbox"/> Hamilton-Port Fairy Road  | <input type="checkbox"/> Peshurst- Warrnambool Road |
| <input type="checkbox"/> Koroit – Port Fairy Road  | <input type="checkbox"/> Spencer Road               |
| <input type="checkbox"/> Koroit – Woolsthorpe Road | <input type="checkbox"/> Terang- Mortlake Road      |
| <input type="checkbox"/> Macarthur- Peshurst Road  | <input type="checkbox"/> Timboon- Nullawarre Road   |
| <input type="checkbox"/> Mailors Flat- Koroit Road | <input type="checkbox"/> Warrnambool- Caramut Road  |
| <input type="checkbox"/> Mortlake – Ararat Road    | <input type="checkbox"/> Woolsthorpe- Heywood Road  |

Please draw your map here (indicate nearest cross road or intersection, name and address of abutting land owners – if different from applicant, and clearly show area to be grazed). Include a scale on the sketch map to calculate area to be grazed.



# GUIDELINES FOR THE ISSUE OF PERMITS FOR ROADSIDE GRAZING OF LIVESTOCK WITHIN THE MOYNE SHIRE MUNICIPAL DISTRICT.

## 1. INTRODUCTION

- 1.1 These guidelines are the policy of Council to be considered prior to the issue of a grazing Permit within the Moyne Shire Municipal District.
- 1.2 Failure to obtain a permit and pay the prescribed fee prior to commencing grazing of livestock within the Municipal District shall attract penalties as described in General Local Law No.1 of 2015.

## 2. SYNOPSIS

Grazing of road reserves is considered to be an important extension to many farming enterprises. It provides access to substantial areas for grazing and provided it is undertaken within Council's guidelines and with a permit it is seen to be a benefit to both the farmers and the Shire by reducing fire hazards and thus saving slashing expenses.

Council has imposed restrictions on the issue of grazing permits. These restrictions are to ensure safety of road users, prevent damage to Council property and to reduce the likelihood of damage to other farming enterprise.

The restriction on issuing grazing permits for horses and prohibiting the issue of grazing permits for bulls are in place to help meet these concerns.

## 3. DEFINITIONS

Council: means the Moyne Shire Council

Grazing of Livestock: means allowing livestock to enter and remain on a road or Council Reserves for the purpose of feeding rather than for purposes of droving or movement of livestock. It relates to grazing a particular or designated area and not to indiscriminate droving for purposes of or including supplementing feeding.

Permit: means a Permit in writing granted under the provision of Council Local Law No. 1 of 2015

#### **4. OBJECTIVES**

- 4.1 To control and regulate the grazing of livestock on roadsides to maintain the safety of vehicular traffic along the roads.
- 4.2 Preserve and protect Council's assets from damage.
- 4.3 Preserve and protect areas of native vegetation and rare and threatened species of flora and fauna on road reserves.
- 4.4 Reduce the likelihood of interfering with other farming enterprises.

#### **5. GENERAL CONDITIONS**

- 5.1 A permit must be applied for not less than 7 days before the time it is proposed to commence grazing livestock on a roadside.
- 5.2 A permit application must specify the location of the area to be grazed, type and number of animals to be grazed, name and address of owners of abutting land, address and phone number of applicant.
- 5.3 No person shall handfeed any livestock which are being grazed under permit on a roadside.
- 5.4 No permit shall be issued to graze if it is considered that such grazing will result in any damage to Council property including any road, drain, post or sign.
- 5.5 Any livestock found to be outside the temporary fencing referred to in the Livestock Grazing Application shall be considered to be straying and may be impounded and the permit holder prosecuted.
- 5.6 No person shall permit any livestock to remain unattended on any road or reservation within the Municipal District unless such livestock is secured by fencing and confined to an area in accordance with a valid grazing permit.
- 5.7 No grazing shall be permitted between sunset and sunrise.
- 5.8 No permit shall be issued for the grazing of horses unless such horses are tethered or otherwise controlled to the satisfaction of the Authorised Officer.
- 5.9 No permit shall be issued for the grazing of bulls.
- 5.10 Permits will only be issued for Municipal roads, managed by Moyne Shire Council.
- 5.11 The Council shall not be responsible or liable for any loss or theft or death or for any injury or damage to or by or straying of any livestock grazing under permit, nor for the supply or sufficiency of feed or water.
- 5.12 Council reserves the right to amend or add additional conditions to permits when considered necessary.

## **6. SPECIFIC CONDITIONS**

### **Native Vegetation**

- 6.1 Permits shall not be issued for an area which has remnant native vegetation and/or rare and threatened species of flora (Medium or High value areas defined in the Moyne Shire Roadside Conservation Plan), where grazing will be detrimental to biodiversity values of such areas as determined by the Department of Sustainability and Environment.

### **Standards of Fencing**

- 6.3 The fence should consist of a minimum of two electric wires and comply with Australian Standards Electrical Installations – Electric Fences AS/NZS 3014, unless approved by an authorised officer. Fence must be alive at all times while grazing is occurring.
- 6.4 Electric fences shall be constructed so that posts and wire are clearly visible to motorists and other road users and approved by an authorised officer.
- 6.5 Electric fences shall be erected at a minimum of one (1) metre behind the guide post line where the guide posts are present unless approved by an authorised officer, or a minimum of one (1) metre behind the graded edge of the road pavement where there are no guide posts unless approved by an authorised officer.
- 6.6 Electric fences shall be identified by clearly visible warning signs (symbol or words indicating electric fence) fastened to fence posts or firmly clamped to the fence wire. Warning sign spacings to be not more than 100 metres apart.
- 6.7 An electric fence once erected shall be removed to the satisfaction of an authorised officer of Council before/at expiry of the grazing permit, unless the grazing permit has been renewed for an extended period; or at the direction of an authorised officer of Council. Failure to comply with such condition or direction may result in removal of the fence by the Council at cost to the permit holder, or both.
- 6.8 Boundary fencing must be retained and maintained at all times.
- 6.9 Fencing must be adequate to retain the stock proposed to be grazed. Details of fencing must be provided with the application. The use of star steel posts is only permitted with the approval of an authorised officer. Details of fencing submitted must include the type of posts, numbers of strands of wire or details of electric fencing. The tops of posts may be required to be fitted with a protective cap or be painted in a light colour to improve night time visibility.
- 6.10 All fencing must be kept in good order. Electric fencing must be energised whilst the area is being grazed.

### **Insurance**

- 6.12 A permit holder must provide a current copy of public liability insurance that includes cover for the loss or damage caused by roaming/straying livestock under care, management or ownership of the permit holder, wherever the livestock may roam/stray. The minimum amount of coverage required shall be not less than \$10 million.