

R 4 – Road Resumptions

1 Policy

1.1 Negotiated Land Acquisition (Minor)

The CEO (or nominated Officer) may negotiate and approve minor land acquisitions that involve road improvements, alignment and safety.

Land acquisitions valued up to \$5,000 are considered minor. If the negotiated value exceeds \$5,000 then the acquisition requires Council authorization by resolution.

1.2 Negotiated Land Acquisition (Major)

Council authorise by resolution any major land acquisition in conjunction with the approval of the submitted plans. The CEO (or nominated Officer) may negotiate with the landowner once Council permission is granted.

A land acquisition is considered Major if the estimated value exceeds \$5,000 or is less than \$5,000 but there aren't sufficient funds available in the budget for this acquisition.

1.3 Compulsory Land Acquisition

Council authorise by resolution any compulsory land acquisitions if the negotiated land acquisition has failed and it is seen to be an important resumption for future road requirements.

2 Applicable Legislation and Documents

Statutory Power <i>(Acts, Regulations, Local Laws, TPS)</i>	<i>Local Government Act 1995</i> s.2.7(2)(b) – The council is to determine the local government's policies s.3.55 – Acquisition of land <i>Land Administration Act 1997</i> Part 9 – Compulsory acquisition of interests in land Part 10 - Compensation <i>Land Administration Regulations 1998</i>
Shire Policies	N/A
Related Documents	N/A
Related Procedure	N/A

3 Administration

Original Adoption Date	17 December 1998
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