1. SCOPE

1.1 This policy applies to the road reserves abutting non-council owned land within the Waratah-Wynyard municipal area.

2. PURPOSE

Council is responsible for vegetation and weed management within its road reserves, this policy is;

2.1 To provide a level of consistency when it comes to control of vegetation in road reserves abutting non-council owned land through the use of chemical herbicides to eradicate vegetation within this area.

2.2 To ensure transparency and procedural fairness principles are applied to requests from property owners/ occupiers to desist spraying in front of their properties on public land, in accordance with *Section 26* of the *Code of Practice for Spraying in Public Places*

2.3 To ensure the level of compliance is consistent across the application and management of this policy

3. POLICY STATEMENT

3.1 Council undertakes a minimum of 1 spray cycle per year, covering all urban and rural areas across the municipal area.

3.2 Any contractor or employee must abide by the 'No Spray Register' that is current for the period the works is undertaken.

3.3 Council will ensure any contractor offering a service for fee or reward holds a commercial operator licence

3.4 Request for 'No Spray Zone'

3.4.1 Any request by property owners/ occupiers to desist the chemical spraying of vegetation and weeds ('no spray zone') in road reserves abutting their property must be made in writing, accompanied by a proposed vegetation control plan detailing how they intend to control the area themselves.

3.4.2 A vegetation control plan must detail the proposed method to ensure the following:

- control of all weed species;
- the road frontage is kept clear and/or tidy
- any drainage and or paths are kept free of obstruction and fully operational at all times;
- kerbs, footpaths and gutters are kept free of vegetation growth;
- is applicable to the entire frontage, including the side and rear of the property if abutting a council road reserve;
- permission is obtained from the Council prior to removal of existing trees and vegetation

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3.4.3 Where the property is rented or forms part of a unit/strata complex, the property owner/ occupier must provide evidence of written consent from landlord / body corporate in support of request for 'no spray zone'

3.4.4 A property owner/ occupier may only request one property on a single request.

3.4.5 Council will undertake a review of the request with consideration to the following;

- the adjoining land is used for certified organic vegetable/fruit production;
- the existence of a medical condition in the household which may be exacerbated by exposure to herbicides or associated additives;
- the applicant holding other mitigating circumstances that may warrant an area not being exposed to the use of herbicide chemicals;
- the proposed alternative method for the control of weeds is deemed an achievable method;
- the applicant may have previously been on the no spray register and has / has not undertaken the required obligations to the Council's satisfaction.

3.4.5 Where a request is received after 1 August, Council will assess whether the relevant area has already been scheduled for spraying. Council will notify the applicant in writing, upon approval whether:

a) the request cannot be accommodated because the area is already scheduled to be sprayed; or
b) the request can be accommodated, and the area will be included in the current annual spraying program.

3.4.7 Where a request is not approved, council will provide reasoning and give the property owner/occupier 21 days to dispute the decision or supply additional information to support the request.

3.4.8 Where a request is approved, Council will arrange installation of 'No Spray Zone' signage at the start and end of the zone on each road frontage, in accordance with the approved design specified in Appendix 1. The cost of installation of the signage will be charged to the applicant in accordance with the applicable fee set in Council's adopted Fees and Charges for the relevant financial year.

3.5 Compliance with vegetation control plan

3.5.1 Council shall undertake an inspection every six (6) months to ensure adequate management of the road reserve is being maintained, to the satisfaction of the Council

3.5.2 Council shall undertake an inspection, upon receipt of a public complaint.

3.5.3 Where the 'No spray zone' is not maintained in accordance with the vegetation control plan, Council will provide the property owner/ occupier with a 14 days' notice to the address the issue.

3.5.4 Failure to comply with a notice will result in;

i. the removal from 'No spray register' without further notice
ii. the removal of signage from road reserve

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iii. council resuming the responsibility for the maintenance of the land, using chemical products if necessary

3.6 Maintenance of 'No Spray Register'

3.6.1 Council shall maintain an active 'No Spray register' for a twenty-four (24) month period from 1 August to 30 July.

3.6.2 The 'No Spray register' must include the following details

- Property owner/occupier name
- Property owner/ occupier contact number
- Property owner/ occupier mailing address (if different from no spray location)
- Property Identification Number
- Property / Parcel / Lot Number
- Street Name and Suburb

3.6.3 Council will notify property owners / occupiers on the register within 60 days of registration expiration.

3.6.4 Property Owners/ Occupiers will be required to renew their registration every two (2) years to keep their registration active.

3.6.5 Registrations on the 'No Spray Register' are not transferable and should property ownership or occupancy change, a new registration must be requested.

3.7 Notifications

3.7.1 Council will notify the requestor of the outcome within 21 days of request

3.7.2 Where property forms part of a unit / strata complex, Council will not notify any other residents, this is the responsibility of the property owner/ occupier.

3.7.3 Council will publish annually on the Council's website or by other means as deemed suitable the 'No Spray Register' with the following details included;

- Property Identification Number
- Property / Parcel / Lot Number
- Street Name and Suburb

3.7.4 Council will supply to any approved contractor this policy and the 'No Spray Register' with the following details included ;

- Property Identification Number
- Property / Parcel / Lot Number
- Street Name and Suburb

3.7.5 Contractors supplied with 'No Spray Register' are to acknowledge no spray zones and properties as listed on the Register

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LEGISLATIVE REQUIREMENTS:

- Agricultural and Veterinary Chemicals (Control of Use) Act 1995
- Agricultural and Veterinary Chemicals (Control of Use) Regulations 2022
- Legislative Terminology – Chief Executive Officer/General Manager - At the Waratah-Wynyard Council, the title Chief Executive Officer is a term of reference for the General Manager as appointed by Council pursuant to section 61(1) of the Local Government Act 1993; and carries the same meaning for the purposes of the Local Government Act 1993 and all other legislation administered by or concerning the Council.

RELATED DOCUMENTS:

- Code of Practice for Spraying in Public Places, issued by the Department of Primary Industries, Parks, Water and Environment

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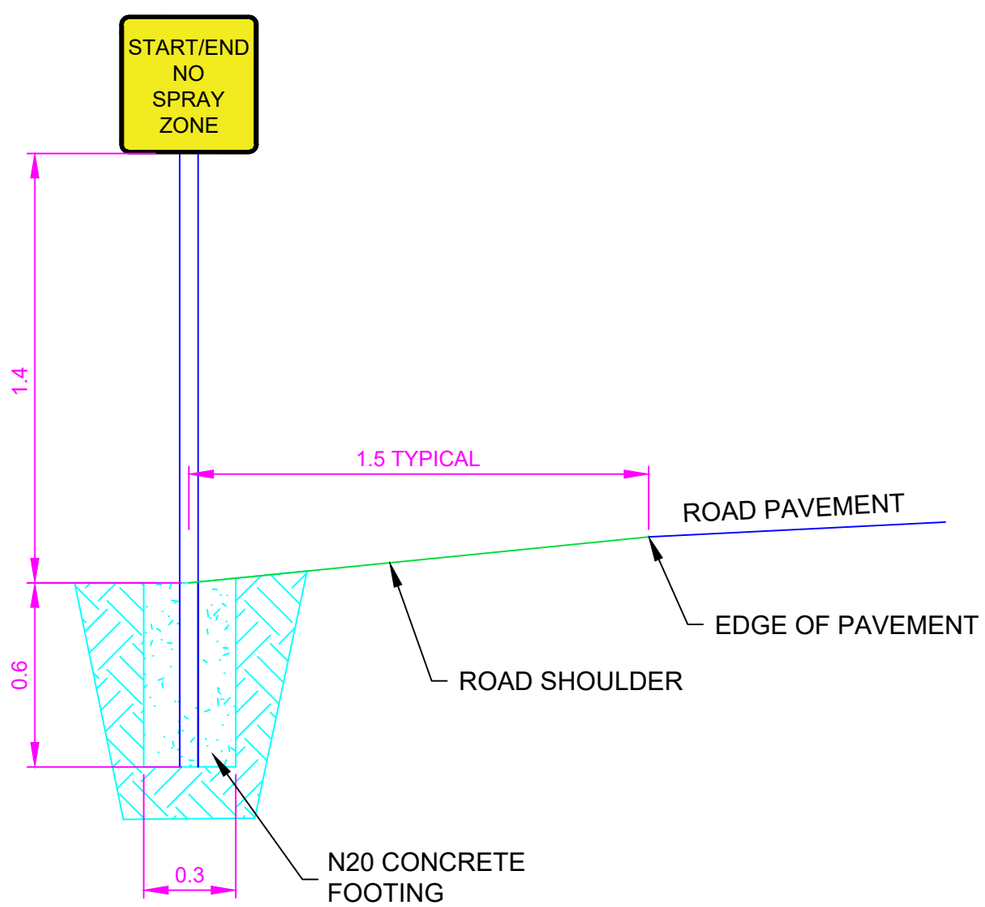

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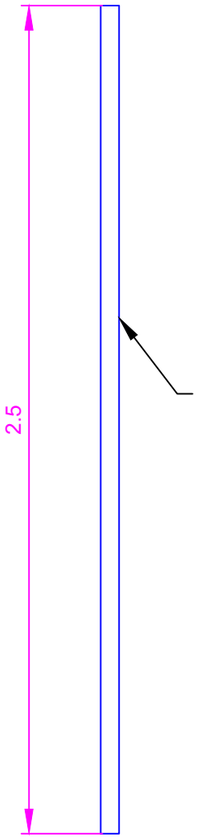

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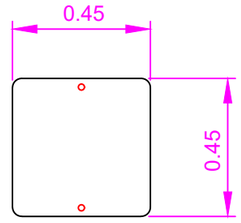

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No	Date	By	Revision Details	Drawing Details
A	19/02/2026	SRS	ORIGINAL ISSUE	Survey:
B				Design:
C				Check:
D				Scale: N.T.S.
E				Datum: A.H.D.
F				Date: 19/02/2026

Plan Approval

Signed:_____

Date: ____ / ____ / _____

WARATAH WYNYARD COUNCIL

NO SPRAY ZONE SIGNAGE
VARIOUS ROADS
TYPICAL INSTALLATION

Plan Ref No.	Sheet	Rev
3349 - 1		A