



DISTRICT COUNCIL OF LE HUNTE

By-law made under the Local Government Act 1999

By-law No. 2 – Moveable Signs

to set standards for moveable signs on streets and roads to provide conditions for and the placement of such signs.

Previous By-law No. 1 – Moveable Signs is hereby repealed.

Definitions

1. In this by-law:

- (1) 'footpath area' means that part of a street or road between the boundary of the street or road and the edge of the carriageway on the same side as that boundary and includes a median strip being that portion of the street or road bounded on each side by a carriageway; and
- (2) 'moveable sign' has the same meaning as in the Local Government Act, 1999.
- (3) 'township limits'- means that area which falls within the limits of the town State speed restriction zone.

Construction

2. A moveable sign displayed on a public street or road:

- (1) shall be of kind known as a 'A' frame or sandwich board sign, an 'inverted "T"' sign, or a flat sign;
- (2) shall:
 - (a) be constructed and maintained in good quality and condition;
 - (b) be of strong construction with no sharp or jagged edges or corners;
 - (c) not be unsightly or offensive in appearance;
- (3) shall:
 - (a) be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials;
 - (b) not exceed 1200mm in height, 600mm in width or 600mm in depth;
- (4) in the case of an 'A' frame or sandwich board sign:
 - (a) shall be hinged or joined at the top;
 - (b) shall be of such construction that its sides shall be securely fixed or locked in position when erected; and
- (5) in the case of an 'inverted "T"' sign, shall contain no struts or members that run between the display area and the base of the sign.

Position

3. A moveable sign shall not be positioned on a public street or road:

- (1) other than abutting the boundary of the street or road;
- (2) on a footpath area that is of less width than 2.5m;
- (3) on a footpath area at a closer distance than 1.9m to any other structure, fixed object, tree, bush or plant;
- (4)
 - (a) within 1m of an entrance to premises adjacent thereto;
 - (b) within 6m of the corner of a building or a street or road:
unless it does not exceed 1200mm in height, 600mm in width and 600mm in depth;
- (5) on the sealed part of any footpath, if there is any unsealed part of that area on which the sign can be placed in accordance with this by-law;
- (6) such that it interferes with the reasonable movement of persons using the area or footpath in the vicinity of or adjacent to where the moveable sign is positioned.

Eyre Highway

4. A moveable sign must not, without the Council's permission, be placed along the Eyre Highway within township limits. Such sign may subject to Council approval be given exemption from the requirements of paragraph 5(1).

Restrictions

- 5 A moveable sign shall not be placed on a public street or road:
 - (1) (a) unless it only displays material which advertises a business being conducted on premises adjacent to the sign, or the products available from that business, but no brand names of products shall be displayed;
 - (b) if another moveable sign which relates to the same business is already displayed on the street or road;
 - (c) unless the business to which it relates is open;
 - (2) in a wind unless it is securely fixed in position such that it cannot be blown over or swept away;
 - (3) in such a position or in such circumstances that the safety of any other user of the street or road is at risk.

Exemptions

6. (1) In accordance with Section 223(3) of the Local Government Act a person may place a moveable sign on a road without being required to comply with the Council by-law if –
 - (a) the sign is placed there pursuant to an authorisation under another Act; or
 - (b) the sign is designed to direct people to the open inspection of any land or building that is available for purchase or lease; or
 - (c) the sign is related to a State or Commonwealth election and is displayed during the period commencing on the issue of the writ or writs for the election and ending at the close of polls or polling day; or
 - (d) the sign is of a prescribed class
- (2) Paragraphs 3 and paragraph 5(1) do not apply to a moveable sign which is used:
 - (a) to advertise a garage sale taking place from residential premises;
 - (b) as a directional sign to an event run by a charitable body, and which is not placed on the carriageway of a street or road.
- (3) Paragraph 5(1) does not apply where permission has been granted for the moveable sign to be displayed contrary to that requirement.

The foregoing by-law was duly made and passed at a meeting of the District Council of Le Hunte held on 17th September 2001, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

AF MCGUIRE
CHIEF EXECUTIVE OFFICER