

**MELBOURNE CITY COUNCIL ('Council')**

**PRESCRIPTION UNDER THE ACTIVITIES LOCAL LAW 2019 ('Local Law')**

1. In exercise of:
  - 1.1. an instrument of delegation from the Council (register number 360) authorised by a resolution of the Council passed on 29 March 2005
  - 1.2. an instrument of sub-delegation 2019-30 dated 5 May 2019
  - 1.3. all other powers held by or delegated to me,and having taken into account the obligations of the Council pursuant to the Charter of Human Rights and Responsibilities.

**THE COUNCIL PRESCRIBES THAT:**

2. All persons are exempted throughout the whole of each year from the requirement to have a permit to install, alter or remove a gate under clause 6(1)(f) of the Local Law where the gate which is proposed to be installed, altered or removed:
  - 2.1. is situated over a road which is neither:
    - 2.1.1. under the care and management of the Council under section 205 of the *Local Government Act 1989*; or
    - 2.1.2. vested in or owned by the Council; and
  - 2.2. building and safety issues arising from the installation, alteration or removal of the gate are addressed to the satisfaction of the Municipal Building Surveyor of the Council; and
  - 2.3. a letter of approval has been issued in regard to the gate by the Council's Municipal Building Surveyor.

DATED this 4th day of June 2019

  
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**Linda Weatherson**  
Director City Operations