

Application for Hoardings, Scaffolding and other Temporary Structures

Under the Roads Act 1993 and Local Government Act 1993

About this form

You can use this form to obtain approval or to amend a previous approval to erect hoardings and other temporary structures including scaffolding in, on or above a public road.

How to complete this form

1. Read the Notes, specifically Note 1. The flowchart on page 10 will assist you in understanding the process for hoarding and scaffolding applications.
2. Ensure that all fields have been filled out correctly before submitting the application.
- 3: Once completed you can submit this form by mail or in person. Please refer to the Lodgement details section in Part 7 for further information.



TYPE OF APPLICATION (X)

New

Amendment to an existing approval

Approval Number

B/

Part 1: Site Details (adjoining the public road)

Property number

Street name

Suburb

Lot number (if known)

DP/SP (if known)

Part 2: Applicant Details

Title

Given name/s

Family name

Organisation name

Postal address

Note: Before this application can be lodged at least one contact number must be supplied.

Business number

Mobile number

Email address

Applicant's name (please print)

Applicant's Signature

Date

Note: If you are signing on behalf of a company please state capacity below.

Capacity within the Company

Part 3: Temporary Structure and Type of Work

Type of Temporary Structure on, above or beneath a public road: (tick as applicable)

- | | |
|---|---|
| <input type="checkbox"/> Installing temporary scaffolding | <input type="checkbox"/> Installing a hoarding (Type A [^]) |
| <input type="checkbox"/> Installing a hoarding (Type B [^]) | <input type="checkbox"/> Installing a cantilevered work platform and/or scaffolding |
| <input type="checkbox"/> Installing a cantilevered materials landing platform/s | |
| <input type="checkbox"/> Other temporary structure ▶ Please specify: | <input type="text"/> |

([^]) Please refer to Note 2 for further information on Hoardings.

Detailed description of the proposed temporary structures and locations. Important: See Note 5 for information regarding structures that are proposed to be installed for more than 52 days.

Description of the proposed work to be carried out on the building or site

Scaffolding: Details of the proposed scaffolding including the type of containment netting and/or mesh (see notes for completing the application)

Estimated cost of work to erect / install the temporary structure/s

Note: The cost of work is the estimated or contract cost inclusive of GST (labour & material). For temporary structures such as hoardings which are re-used, the contract cost is for labour costs only.

When do you wish to commence installation?

How many weeks will the structure/s be in place? See Note 5

Hoarding Graphics

Provide details of the type of graphic display proposed or required to be installed on the hoarding/scaffolding (refer to Note 3 for further information).

There are three options for displaying graphics on hoardings. You need to indicate which type of graphic you intend or are required to use:

- Bespoke** (optional) site specific commissioned artwork - Please provide a brief concept description or draft design of the proposed artwork for consideration as part of the assessment process:

- Historic Images** (mandatory for heritage-listed buildings and significant heritage conservation areas) - A selection of historic images is available on the hoardings and scaffolding webpages. Other images are also available through City Archives for special hoardings/localities/historic buildings.

Part 3: Temporary Structure and Type of Workcont...

'Site Works' - Select three (3) preferred artworks from the collection (refer to the Creative Hoardings webpage for artwork images) by placing numbers (1-3) in the applicable boxes below. You will be advised during the assessment process which artwork is most suitable for your hoarding (Note: you may be required to display an alternative artwork other than the three selected):

- | | |
|---|--|
| <input type="checkbox"/> A Song From Nature | <input type="checkbox"/> Sydney Opera House at Night |
| <input type="checkbox"/> Poly Ubiquitous | <input type="checkbox"/> Birds of Australia |
| <input type="checkbox"/> The Terminal Face of the Perito Moreno Glacier | <input type="checkbox"/> Children Very Upset |
| <input type="checkbox"/> Real Myth | <input type="checkbox"/> Stone Jewels |
| <input type="checkbox"/> Obstacle Course | <input type="checkbox"/> Double-take |

Is this application associated with building work to be undertaken under a Development Approval?

No go to the next question

Yes please provide Consent number ▶ Development Consent number

D/

Some minor works termed 'exempt development' can be carried out without the need to obtain development consent (see Note 4).

Can the work be carried out as exempt development?

Yes Specify the Code under which the work can be carried out

No a Development Application (DA) or Development Application (DA) Exemption - Heritage Works application will need to be lodged.

Are sheds proposed to be placed on the hoarding? No Yes please provide details below

How many sheds?

Total length of the hoarding to be occupied by sheds (lineal metres)

Single stacked sheds

Double stacked sheds

Double row sheds

Are you seeking any variations to the provisions of the City's Guidelines for Hoardings and Scaffolding?

No Complete the checklist/certification form attached. (see page 8)

Yes Complete the checklist/certification form attached (see page 8) and identify the variations and include reasons to support your request for a variation.

Part 4: Public Liability Insurance

The City requires public liability insurance of at least \$20 million. The applicant must be named in the Policy as the insured person/company. A copy of the current Public Liability Insurance Certificate must be supplied with the application.

Name of insurance provider:

Cover: From

To

Notes for completing the application

Note 1: Important information regarding public safety

Before completing and lodging this application you must read the following:

The approval of temporary structures such as hoardings and/or scaffolding systems erected in, on or beneath a public road is controlled through The Roads Act 1993. Additionally, under the Local Government Act 1993 a person can only carry out various activities in relation to public roads with the prior approval of Council.

Any approval granted does not endorse or approve the design or structural adequacy of a structure for the purposes of satisfying an employer's responsibilities under the Work Health and Safety Act 2011 and Regulations particularly the provisions of Clauses 54 and 55 of the Work Health and Safety Regulation 2017 (see below). It is the responsibility of a person conducting a business or undertaking (typically the principal contractor) to ensure that the design and installation of temporary structures (hoarding, scaffolding and other structures) provide effective overhead protection for persons within the road reserve from objects that may fall from the work area. The principal contractor is also responsible for the ongoing satisfactory maintenance of the temporary structures.

Council's *Guidelines for Hoardings and Scaffolding* prescribe minimum design criteria to address public amenity including aspects relating to the visual design and pedestrian access within the public domain area adjoining a worksite. It must be noted that compliance with the Guidelines does not absolve a builder or contractor from any statutory responsibilities under the requirements of the Work Health and Safety Act 2011 and/or Codes of Practice issued or adopted by SafeWork NSW or Safe Work Australia.

Safety Alerts and formal industry directions issued by SafeWork NSW must also be complied with. This includes ensuring that containment netting and mesh used on scaffolding meets minimum performance criteria in relation to flammability as nominated by SafeWork NSW.

The Work Health and Safety Regulation 2017

Clause 54: Management of risk of falling objects

A person conducting a business or undertaking at a workplace must manage, in accordance with Part 3.1, risks to health and safety associated with an object falling on a person if the falling object is reasonably likely to injure the person.

Clause 55: Minimising risk associated with falling objects

1. This clause applies if it is not reasonably practicable to eliminate the risk referred to in clause 54.
2. The person conducting the business or undertaking at a workplace must minimise the risk of an object falling on a person by providing adequate protection against the risk in accordance with this clause.
Maximum penalty:
 - (a) in the case of an individual - \$6,000 or
 - (b) in the case of a body corporate - \$30,000.
3. The person provides adequate protection against the risk if the person provides and maintains a safe system of work including:
 - (a) preventing an object from falling freely, so far as is reasonably practicable, or
 - (b) if it is not reasonably practicable to prevent an object from falling freely - providing, so far as is reasonably practicable, a system to arrest the fall of a falling object.

Examples:

1. Providing a secure barrier.
2. Providing a safe means of raising and lowering objects.
3. Providing an exclusion zone persons are prohibited from entering.

Note 2: Types of Hoardings

The City's *Guidelines for Hoardings and Scaffolding* contains technical details, including images and sketches of typical temporary structures (hoardings).

The two principal forms are:

Type A: a fence located on a public road being generally of plywood attached to a timber or steel frame having a height of at least 2 metres that encloses or separates a construction site or work area, with or without scaffolding, from the public road.

Type B: a steel framed structure that provides overhead protection to the public road and that also encloses or separates the work area from the public road by a site fence incorporated in the temporary structure. The structure allows pedestrian or vehicular movement below the hoarding deck.

Note 3: Creative artwork and historic images on hoardings and scaffolding

Applying creative graphic treatments on hoardings and scaffolding increases:

- creativity in our streetscapes;
- opportunities for artists to present their work to broad audiences;
- visibility of cultural events and art collections outside of galleries and in public areas;
- ways of exploring and celebrating Sydney's history with archival images and historical anecdotes; and
- public participation in shaping the look and feel of the city.

To achieve these outcomes the City's *Guidelines for Hoardings and Scaffolding* require the installation of artwork/images in prescribed circumstances (see Clause 3.4 and Table 1 in the Guidelines).

Where artwork is required to be displayed details must be provided by nominating the type of graphic to be used (refer to the Creative Hoardings webpage for further guidance including guidance regarding bespoke artwork).

Please note that irrespective of your artwork/historic images selection, the City reserves the right to require the display of site-specific artwork and or community information, including, but not limited to, major projects, festivals, special events and other initiatives undertaken by Council. Applicants will be advised during the application assessment process if the City intends to exercise this right.

Note: Artwork/images must be provided where a hoarding is installed for a period exceeding the durations prescribed in Table 1 of the Guidelines. This requirement applies to any number of hoarding approvals granted for a site and also in circumstances where an approval is sought to extend (renew) a Permit where the extension will result in the hoarding installation exceeding the prescribed duration. Additionally, where scaffolding is installed in a prominent or high exposure locality a scaffold wrap (artwork installation) may be required.

Note 4: Minor works to buildings

Some minor works can be carried out without the need to obtain development consent. There are two categories:

- minor work that is specified as 'exempt development' under the NSW 'State Environment Planning Policy (Exempt and Complying Development) Codes 2008'. Further details including other Planning Policies are available on the NSW Department of Planning and Environment's website and legislation website; and
- minor work on heritage items or buildings located in heritage conservation areas. In these cases approval is required from the City and can be obtained by lodging a 'Development Application (DA) Exemption -Heritage Works' form which is available on the City's website.

Works that do not fall within the above categories will require development consent.

Note 5: Development consent required for some types of temporary structures (hoardings, scaffolding, work compounds)

Attention is directed to the following matters in relation to installing temporary structures on roadways/footways:

- (a) where the proposed work on the land or the building is 'exempt development' or 'complying development' (refer to Note 4), a temporary structures approval can be granted through this application without the need for development consent;
- (b) where:
 - (i) proposed works do not meet the requirements in (a); and
 - (ii) proposed temporary structures are not approved as part of the development consent applying to the land or development work; and
 - (iii) the temporary structures are proposed to be installed for more than 52 days,

development consent must be obtained for the following forms and configurations of temporary structures:

- Type B hoardings that propose more than a single layer/level of site sheds installed on the hoarding deck;
- Types A and B hoardings with or without scaffolding that project beyond the side boundaries of adjoining properties;
- fenced work compounds at roadway/footway level; or
- any other large and/or potentially high environmental impact temporary structures, as determined by the City.

Note 6: False or misleading information

It is an offence under Section 665 of the Local Government Act to make any statement, in relation to an application under that Act, that the certifier knows to be false or misleading. An approval granted through reliance on the certificates forming part of this application can be revoked in any circumstances as set out in Section 109 of the Local Government Act (see below) and s140 of the Roads Act 1993.

109 In what circumstances can an approval be revoked or modified?

An approval may be revoked or modified in any of the following circumstances:

- (a) if the approval was obtained by fraud, misrepresentation or concealment of facts,
- (b) for any cause arising after the granting of the approval which, had it arisen before the approval was granted, would have caused the council not to have granted the approval (or not to have granted it in the same terms),
- (c) for any failure to comply with a requirement made by or under this Act relating to the subject of the approval,
- (d) for any failure to comply with a condition of the approval.

665 False or misleading information

(1) A person who, in or in connection with an application under this Act, makes any statement that the person knows to be false or misleading in a material particular is guilty of an offence.

Maximum penalty: 20 penalty units.

Checklist: What you need to include with your application

Digital File Requirements

- All plans and documents, including the application form must be submitted in digital format on a single USB.
- Each group of plan types, e.g. site plan, floor plans, sections, elevations and documents must be supplied as separate PDF files, not larger than 20MB in size and be named in accordance with the Council's Digital Requirements document on the City of Sydney Website.
- Digital files must be virus free

As all information provided on the USB may be publicly available, personal information including credit card details must NOT be copied onto the USB.

Hoardings:

- Site plan to a scale of 1:100 (smaller scale permitted for large sites) showing all footpath detail (width and surface finish), street tree locations (see also Point 4 below), street furniture, parking ticket machines, street lighting poles and traffic control and pedestrian signals.
- Architectural drawings of the hoarding including plan view, elevations and sections to a scale of 1: 100.
- Details of all street trees located within five (5) metres of the proposed hoarding, as well as any other trees where branches will be affected by the hoarding including:
 - diameter, approximate height and extent of canopy;
 - method of tree protection;
 - any required pruning to accommodate the proposed hoarding and site sheds/scaffolding to be placed on the deck of the hoarding;
 - where required by Council, a report from a qualified arborist reporting on the condition of the affected trees and recommendations as to any required pruning and tree maintenance during the period the hoarding is in place and/or after the hoarding is removed, if required.
- Construction details, structural drawings and other details.
- Lighting plan to ensure pedestrian safety is maintained along the footway (Type B hoardings).
- Certification using Council's standard Certification Form (refer to form attached) by an appropriately qualified and experienced practising structural engineer confirming the structural adequacy of the proposed temporary structure. For temporary structures other than hoardings and scaffolding, contact the Construction and Building Certification Services Unit.
- Detail of any proposed or required artwork/historic images for display on the hoarding or scaffolding (refer to Note 3 above).
- Have you checked the site for any likely pedestrian obstructions such as trees, poles, parking ticket machines, seats, litter bins that may result from the installation of the proposed temporary structures? If any street furniture is required to be temporarily removed please include details in your application.
- It would assist Council in the assessment and processing of your application if photographs of the site are provided with the application.

Note: For further information on the details required to be lodged with an application refer to Clause 2.9 in the *Guidelines for Hoardings and Scaffolding*.

Scaffolding:

- Drawings (elevation, plan and sections) of proposed scaffolding.
- Details of any proposed containment netting and/or other mesh products including the product name/s and supplier/s and test certificates/reports verifying compliance with the flammability performance criteria as set out in the Safety Alert issued by SafeWork NSW on 20 August 2018.

Performance Bond:

For some hoarding types a performance bond in the form of cash deposit, bank cheque, documentary performance bond such as a bank guarantee or EFTPOS payment may be required for any of the circumstances set out in Clause 2.12 of the *Guidelines for Hoardings and Scaffolding*. If a bond is required you will be contacted when your application is processed. Any required bond must be lodged before the Approval is issued.

If a documentary performance bond is to be lodged it must comply with the following:

(a) be denominated in Australian dollars; and

(b) be an unconditional undertaking meeting the following requirements:

- be irrevocable, unconditional and non-cancellable as to settlement;
- be issued and signed by an APRA regulated authorised deposit taking institution or an insurer authorised by APRA to conduct new or renewal insurance business in Australia*.
- have at all times an investment grade security rating from an industry recognised rating agency of at least rating agency of at least:
 - BBB+
 - Baa1 (Moody's); or
 - bbb (Bests);

- be issued on behalf of the customer required to lodge the security;
- have no expiry or end date;
- have the beneficiary as the Council of the City of Sydney;
- state either individually, or in total with other lodged compliant unconditional undertakings, the relevant amount required to be lodged as a security; and
- state the purpose of the deposit required in accordance with the contract.

(c) include a reference to the site address and the temporary structures application/permit number.

*The issuers of documentary performance bonds are limited to APRA regulated and authorised institutions only.

Public Liability Insurance (all application types)

An appropriately qualified person must assess the nature of proposed work and the associated risk to public safety (including vehicle users and pedestrians). The certified design documents must incorporate any recommendations of this assessment, if applicable.

Council must be indemnified against any claims for injury to persons, damage to adjoining properties and/or public road, or excess on the policy arising out of any claim during the installation, placement period and removal of temporary structures. Such indemnity must be expressed in the form of a public risk insurance policy with the minimum amount of \$20 million for any individual claim, which may be made.

Checklist and Design Certification (non-structural aspects) - hoardings

This checklist and certificate (see Note 2) must be completed by the hoarding designer / supplier / contractor. Additional to this checklist, hoarding designs must comply fully with all design requirements as set out in the City's **Guidelines for Hoardings and Scaffolding**.

Property address

Permit number (for amended applications only)

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Item No.	Hoarding design element (includes the applicable Guideline clause reference)	Compliance (Yes; No or N/A) If No, you must request a variation	Request for variation to Guidelines Provide detailed reason/s why a variation should be granted (use a separate sheet if necessary)
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General (Type A and Type B hoardings)

1	Footway width: encroachment minimised & the clear pedestrian width maximised - 3.9.3		
2	Drawings: all infrastructure i.e. light poles, parking sign stems, trees, pits, kiosks etc. are accurately shown - 2.9.2		
3	Colour of various elements: is indicated on drawings - 3.9.7		

Type A hoarding

4	Fence height: minimum height 2m - 3.9.3(g) and Fig. 90		
5	Ply-sheet fence: trimming top & bottom is shown on dwgs. - Fig. 90		
6	Access doors: open inward or slide internally - 3.9.8(a)		
7	Public viewing windows: are shown on the drawings (applies where excavations exceed 1.5m in depth) 3.9.3(p)		

Type B hoarding

8	Deck height: 3m min. (3.9.1(a)) except on sloping footways. At truck entries and above roadways, min. 4.5m - 3.9.8(g)		
9	Column/counterweight spacings: along the kerb, not less than 4m (city centre) & 2.5m outside city centre - 3.9.2. Double columns minimised		
10	Counterweights: minimised at kerb & placed vertically (mandatory in city-centre & optional elsewhere). Installed horizontally and not continuous (at least every second bay open) - 3.9.2(d)		
11	Street corners: Column placement minimised and clear of pedestrian ramps & general pedestrian queuing area - 3.9.1 (h)		
12	Site fence (where provided): fixed on the public-side of the rear columns (smooth uninterrupted surface) - 3.9.3(n)		
13	Public viewing windows: shown on the drawings (applies where excavations exceed 1.5m in depth) - 3.9.3(p)		
14	Access gates: at truck entries extend fully to the U/S of the deck & slide or open internally - 3.9.8(a) & (g)		
15	Facias: deck area including end fascia panels at high-bay truck access points and all sheds/permitted equipment, are fully screened - 3.9.5		
16	Supplementary beams/trusses: members are fully covered by fascias including at the ends of hoarding - 3.9.5(c)		
17	Light fittings: shown on drawings including at high-bay truck entries and where fixed to the site fence, mounted high on the fence - 2.9.2 & 3.9.9		
18	Other elements (for variation)		

I, (individual's name)

of (business name of hoarding designer/supplier

contractor):

certify (see Notes 1 & 2 below) that the proposed hoarding design and drawings (excluding structural design - see separate certification form)

comply fully with the **Guidelines for Hoardings and Scaffolding** including the principal design elements listed above, except where a variation is identified for consideration / approval by the City. Note: Separate structural certification must also be completed and lodged - refer to the template certificate in this application form.

Signed

Date

Note 1: If during the assessment of the application it is found that this checklist has not been completed accurately and/or the hoarding design is non-compliant with the Guidelines (except in circumstances where a variation is sought for approval), the City may reject or formally refuse the application without prior notice. Under these circumstances the application fee will not be refunded.

Note 2: Sections 93 and 732 of the Local Government Act 1993 absolves the Council of the City of Sydney of all liability by relying on this certificate. See also Note 6 in 'Notes for completing the application' in relation to false and misleading information.

Design Certification (Structural) - Hoardings and Scaffolding

This certificate is issued under the provisions of Section 93 of the Local Government Act 1993 (see 'Note')

Property Address

Approval (Permit) Number (amended applications only):

I hereby certify that the proposed temporary structure complies with the applicable structural provisions of the City of Sydney Council *Guidelines for Hoardings and Scaffolding* and the SafeWork NSW Code of Practice for Overhead Protective Structures.

Given Name

Family Name

Name of Employer (self or company)

Address

Business Number

Mobile Number

Qualifications *

NER Number *

Certified drawings and details (Please list below, including revisions if applicable)

Comments (if applicable)

Certifier's Declaration

I declare that I am appropriately qualified and experienced to issue this certificate pursuant to the provisions of Section 93 of the Local Government Act 1993 (see 'Note')

Certifier's Name (please print)

Certifier's Signature

Date:

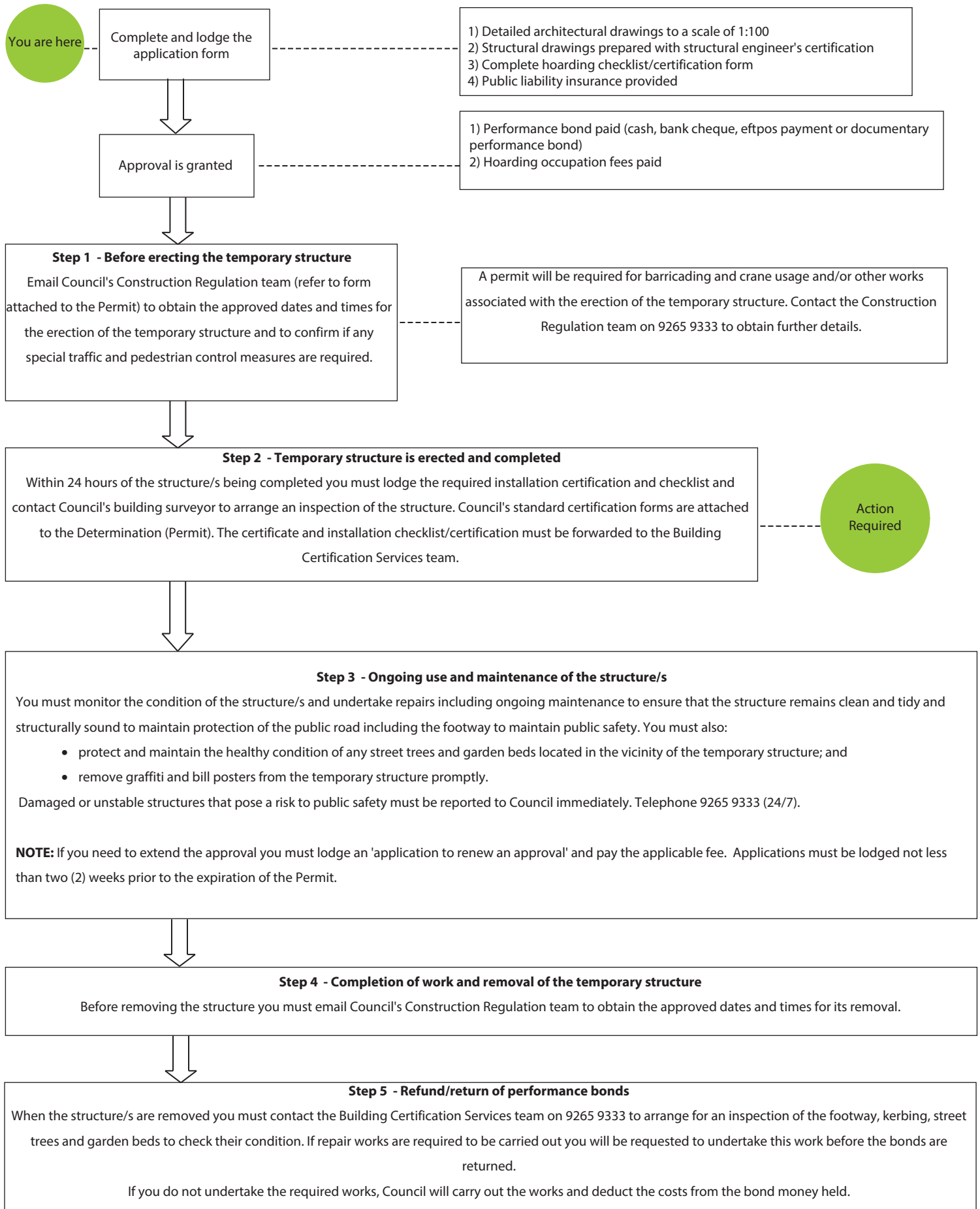
*The certifier must hold:

- tertiary qualifications in structural engineering; and
- chartered membership of Engineers Australia and/or National Engineering Registration (NER).

*Some scaffolding systems and minor Type A hoardings may not require design certification by a structural engineer. Contact the City for further information if necessary.

Note: Sections 93 and 732 of the Local Government Act 1993 absolves the Council of the City of Sydney of all liability by relying on this certificate. See also Note 6 in 'Notes for completing the application' in relation to false and misleading information.

Flowchart - Application and Approval process (hoardings and scaffolding)



List of documents accompanying the application

Document

Document

Part 5: Applicant Checklist & Declaration

I have attached the following:	OSS checked		OSS checked
Applicant's signature	<input type="checkbox"/>	<input type="checkbox"/>	Application fee (\$353 - FY18/19)
Location plan	<input type="checkbox"/>	<input type="checkbox"/>	Public Liability Insurance
Site plan	<input type="checkbox"/>	<input type="checkbox"/>	Structural certification
Elevations and sections	<input type="checkbox"/>	<input type="checkbox"/>	Design checklist/certification
Structural drawings	<input type="checkbox"/>	<input type="checkbox"/>	USB of all plans & documentation
Artwork/historic images details (see note 3)	<input type="checkbox"/>	<input type="checkbox"/>	Completion of Schedule- documents accompanying the application

Checked by CSO (name)

I declare that all information in the application and checklist is to the best of my knowledge, true and correct and the data is not corrupted or does not contain any viruses. Each plan and document is supplied as a PDF file no larger than 20MB and is named in accordance with Council's [Digital Requirements](#) document. I understand that information provided on the USB may be publicly available.

Conflict of Interest

To ensure transparency in Council's decision making process and to avoid potential conflicts of interest applicants are to make a declaration as to whether they are a Council employee or Councillor or are related to a Council employee or Councillor.

I am an employee/Councillor or relative of an employee/Councillor of City of Sydney Council

No Yes If yes, state relationship

Applicant's name (please print)	Applicant's Signature	Date
<input type="text"/>	<input type="text"/>	<input type="text"/>

Part 6: Privacy & Personal Information Protection Notice

Purpose of Collection: For assessment and delivery of approvals for temporary structures in the City of Sydney Council area.
Intended recipients: Council staff and approved contractors of the City of Sydney Council.
Supply: An Application for Hoarding, Scaffolding, and other Temporary Structures is voluntary however a completed application is required for delivery and management of temporary structures in the City of Sydney Council area.
Access/Correction: Contact the City of Sydney Council Customer Service Unit to access or correct this information.
Storage: City of Sydney Council, 456 Kent Street Sydney NSW 2000.

Part 7: Lodgement Details

You can lodge the completed application by:

MAIL: City of Sydney **DX:** 1251 Sydney
GPO Box 1591
Sydney NSW 2001

IN PERSON: Town Hall House - Level 2, 456 Kent Street, Sydney
See our website for details of all customer service centres and opening hours:
<http://www.cityofsydney.nsw.gov.au/customer-service>

WHAT NOW:

Please refer to the flowchart for the outline of steps involved in the application and installation approval process. Once your application is received a Council Officer may contact you to discuss your proposal which may include a request for further information and/or clarification of the proposed work.

For further information regarding your application please contact us by:

TELEPHONE: (02) 9265 9333 or visit our **WEBSITE:** www.cityofsydney.nsw.gov.au