

UNFORMED LEGAL ROADS POLICY

CATEGORY:	Community Assets and Services	STATUS:	FINAL
DATE POLICY ADOPTED:	3 September 2019	APPROVAL BY:	Council
REVIEW PERIOD:	5 years	NEXT REVIEW DUE BY:	2024
DATE PREVIOUSLY ADOPTED:	N/A	REVISION NUMBER:	0

PURPOSE

The purpose of this policy is to provide clear guidelines on Council's practice on applications to stop and purchase unformed legal roads.

APPROVAL

All applications to stop road and purchase will be considered on a case by case basis by Council.

LEGISLATION

All stopping and sale of unformed legal roads will be in accordance with the following acts and Council documentation:

- **Procedure under Public Works Act 1981,**
- **Local Government Act 1974,**
- **Wairoa District Council Property Strategy,**
- **Wairoa District Council Infrastructure Strategy**
- **LINZS15002: Standard for stopping or resumption of road**
- **Any updates/amendments to the above legislation, strategies and standards**

COSTS

All costs for Road Stopping and associated legalisation are to be borne by the applicant. Costs are payable to Council whether or not the Road Stopping is successful.

Applicants are to pay a non-refundable application fee that will be credited as a deposit against Council's costs for processing the application. The application fee will be set and updated in accordance with Council's Schedule of Fees and Charges.

The purchase price of the land is additional to the costs of road stopping.

VALUATION

Council will, at Council's discretion, instruct an independent registered valuer who is a member of the New Zealand Institute of Valuers to determine the market value of the unformed legal road being sold by Council. Council's valuation fees are to be paid by the applicant.