

# THE PUBLIC LAND CONSULTANCY

Independent professional advice and support for managers and users of public land

An on-line professional development course from The Public Land Consultancy



This course is essential learning for asset engineers, governance officers and risk managers



## Our Presenter: Astrid Di Carlo

Bachelor of Laws (Deakin), Master of Laws (Emory [USA]), Bachelor of Arts (LaTrobe), Postgraduate Diploma of Policy and Law (LaTrobe)

Lecturer in Property Law, RMIT University

As a lawyer, Astrid has practised in water law, local government law, planning environment & heritage, and property law

**Cost: \$440 per student**  
including GST, Course Notes, and Certificate of Attendance

## Enquiries and Registrations

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# THE LAW RELATING TO WORKS ON ROADS

## Module 1

### Roads as seen by Lawyers

- Refresher: what we mean by 'the law'
- Types of road under Victorian law
- Disaggregating ownership, control and management

### The Legislation – an Introduction

- the *Road Management Act 2004*,
- the *Road Safety Act 1986*
- the *Local Government Act 1989* and *2020*

### Road Authorities

- VicRoads, Councils, DELWP and utilities
- The roles of road authorities, infrastructure managers, and works managers
- The case *Clarke v Greater Shepparton*

## Module 2

### The Legislation – more detail

- the *Road Management Act 2004*, particularly provisions relating to works, and Schedule 7
- the *Road Safety Act 1986* and the *Road Safety (Traffic Management) Regulations 2009*

### Works Permits and Traffic Management

- Works permits and exemptions;
- Exemptions from the exemptions
- Traffic Management Plans and SWMS

### Works by abutting Owners

- Vehicle crossings and retaining walls
- Encroachments

## Module 3

### Roads as Workplaces

- the *Occupational Health and Safety Act 2004*
- the Supreme Court case *DPP v Downer EDI and VicRoads*

### Duty of Care and Negligence

- *The Wrongs Act 1958*
- Court decisions: *Brodie* and *Monty*

### Other permits that may be required

- *Planning and Environment Act 1987*, planning schemes and planning permits
- *Aboriginal Heritage Act 2006* and CHMPs
- *Disability Discrimination Act 1992* (C'wealth)
- The *Water Act 1989* and other acts governing utilities, including telecommunications

## The Public Land Consultancy

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