



# Public Liability Relating to Trees Policy

Sutherland Shire Council

## Document review and approval

This document has been approved by

	Name	Minute No	Date approved
1	<i>Works &amp; Emergency Services Committee WKS014-05</i>	<i>87</i>	<i>19 July, 2004</i>
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## Revision history

Version	Author	Date	Revision
1	<i>Manager Risk</i>	<i>5 July, 2004</i>	Original Version
2	<i>Manager Legal Services</i>	<i>30 January, 2012</i>	Policy reviewed under annual review process. No changes necessary.
3	<i>Manager Legal Services</i>	<i>5 April, 2013</i>	Policy reviewed under annual review process. No changes necessary.
3	<i>Manager Legal Services</i>	<i>17 March, 2014</i>	Policy reviewed under annual review process. No changes necessary.

## **Public Liability Relating to Trees.**

1. That as a matter of policy staff be authorised to deny claims in respect of Council failing to take precautions against a risk of harm (defined as personal injury, death, property damage or economic loss – Section 5, Civil Liability Act 2002), arising from falling trees, from falling tree branches or encroachment of tree roots unless Council knew or ought to have known of the risk and the risk was not insignificant.
2. That it be acknowledged that the amount of resources available for inspections and maintenance of trees on reserves, not being road reserves, is limited to that amount shown in Council's budget."