



# ELECTION SIGNAGE FACTSHEET

## THE STATE ENVIRONMENTAL PLANNING POLICY (EXEMPT AND COMPLYING DEVELOPMENT CODES) 2008 (SEPP) AND THE HAWKESBURY CITY COUNCIL COMPLIANCE AND ENFORCEMENT POLICY EXEMPTS CERTAIN COMPLIANT ELECTION SIGNAGE.

### ELECTION SIGNAGE DEFINITION

The display of a sign that contains electoral matter in relation to an election held under the Commonwealth Electoral Act 1918 of the Commonwealth, the Electoral Act 2017 or the Local Government Act 1993 is development specified for the purposes of this code.

(2) In this clause—

**electoral matter** means—

- (a) matter that is intended, calculated or likely to affect, or is capable of affecting, the result of an election or that is intended, calculated or likely to influence, or is capable of influencing, an elector in relation to the casting of the elector's vote at an election, or
- (b) the name of a candidate at an election, the name of the party of a candidate and a picture of a candidate, including a photograph of the candidate and a drawing or printed matter that purports to depict the candidate or to be a likeness or representation of the candidate.

**sign** includes a poster, banner, placard and other similar material

### ELECTION SIGNAGE RULES

- a) not be more than the following in area:
  - i. for a sign on land in a rural zone, 3.75m<sup>2</sup> (combined total),
  - ii. otherwise, 0.8m<sup>2</sup> (combined total), and
- b) have the consent in writing of the owner of the land on which the sign is to be located and, if the sign or part of the sign projects over adjoining land, the consent of the owner of the adjoining land, and
- c) be approved under section 138 of the Roads Act 1993, if the sign or part of the sign projects over a public road, including a footway, and
- d) if on the site of a heritage item or draft heritage item, not be attached to a building, and
- e) not be on or within any premises occupied or used by, or under the control or management of the Crown or a NSW Government agency, or any council, county council or joint organisation and
- f) if on a footpath or near an egress, comply with all other applicable acts, regulations and Council requirements, and
- g) be displayed by or on behalf of a candidate at an election referred to in clause 2.106 of the State Environmental Planning Policy (Exempt and Complying Code) 2008 or the party (if any) of any such candidate, and

h) be displayed in accordance with any relevant requirements of the Act under which the election is held, and

i) be displayed only during the following periods:

- i. **8 weeks** immediately preceding the day on which the election is held,
- ii. **the day** on which the election is held,
- iii. **1 week** immediately following the day on which the election is held.

## ENFORCEMENT

**Council retains the right to remove and impound any signs on public land if, in the opinion of Council, a sign poses a risk to public safety or unreasonably interferes with the use of public space.**

**Council retains the right to take additional or alternative enforcement action where, in the opinion of Council, a sign poses a risk to public safety or unreasonably interferes with the use of public space.**

## REQUIREMENT FOR A DEVELOPMENT APPLICATION

For the erection of any other sign that is not an exempt sign, a development application (DA) is required to be lodged addressing the objectives and standards of Council's Development Control Plan. Note, any other sign that is not an exempt sign, cannot be constructed, erected or installed until the lodged development application (DA) is approved.

## FURTHER INFORMATION

For rules relating to electoral material, content and election conduct, please refer to the NSW Electoral Commission and its Electoral Material Regulations and on election signage please refer to:

- General requirements and Division 2 of the State Environmental Planning Policy (Exempt and Complying Code) 2008.
- Division 2, Subdivision 13 Election Signs requirements of the State Environmental Planning Policy (Exempt and Complying Code) 2008.
- Roads Act 1993.
- Clause 356E the Local Government (General) Regulation 2021.
- The Hawkesbury City Council's Local Environmental Plan 2012,
- Hawkesbury City Council's Development Control Plan (DCP) Part B – Section 2, Part C – Section 3,
- The Hawkesbury City Council's Compliance and Enforcement Policy
- The Hawkesbury City Council's Outdoor Dining and A Frame Advertising Signs permit.

For more Information Contact Council staff at [council@hawkesbury.nsw.gov.au](mailto:council@hawkesbury.nsw.gov.au) or **02 4560 4444**

May 2024



Interpreter Service available, call 131 450 131 450 خدمة الترجمة الشفوية متاحة، اتصل على رقم 131 450 可提供傳譯服務，請致電 131 450 Hemm servizz tal-interpretu, cempel 131 450

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 **Hawkesbury  
City Council**