



COMMON DRAINAGE OR INTER-ALLOTMENT **FACTSHEET**

WHAT IS A COMMON DRAINAGE LINE OR INTER-ALLOTMENT DRAINAGE LINE?

A common drainage line (CDL) or inter-allotment drainage line is installed in private easements at the time of construction by the developer. These lines facilitate the draining of stormwater from private properties that are unable to drain into the Council's drainage system.

WHO IS RESPONSIBLE FOR MAINTAINING COMMON DRAINAGE LINES?

Under Section 59A of the Local Government Act 1993, Council is only responsible for maintaining Council installed lines. These private drainage lines and their maintenance are the responsibility of the beneficiaries or property owners and not the responsibility of Council. The property owners (or beneficiaries) are also liable for any damage caused by lack of maintenance and upkeep of these drainage lines.

WHAT ROLE DOES COUNCIL HAVE IN RELATION TO COMMON DRAINAGE LINES?

Council is not responsible for any maintenance or investigations associated with CDLs.

Council does not become involved with any disputes or mediation between property owners related to CDL. The only circumstances where Council becomes involved are:

- where Council is listed as a benefiting authority on the Section 88B Instrument (Planning instrument setting out terms of easements)
- the issue is causing a health and environmental concern that is causing a property to be in an unhealthy or unsafe condition, or
- where the issue involves water pollution matters

HOW DO I FIND OUT INFORMATION ON THE COMMON DRAINAGE LINE ON MY PROPERTY

Information on where CDLs run is shown on your Deposited Plan (DP) and Section 88B Instrument document, which you should have received upon purchasing your property. Alternatively, you can obtain a copy of this instrument by contacting the NSW Land Registry Services at www.nswlrs.com.au

CUSTOMER ADVICE ABOUT COMMON DRAINAGE LINE ISSUES

Organise for a plumber to inspect the drain on your property, to see if they can identify the problem.

- If the plumber is able to identify the issue and it is on your property, you are legally required to undertake any necessary works to ensure the CDL is in good working order.
- If the problem is found, and is not on your property, you will need to speak to the property owner where the issue has been identified.
- If the problem has not been found, or you are unsure which property owner to speak to, you may choose to write to all properties associated with the CDL.
- Should the CDL issue continue to remain unresolved, Council recommends that any property owners or beneficiaries involved attend mediation at the Community Justice Centre. The Community Justice Centre can be contacted on 1800 990 777

Website: www.cjc.justice.nsw.gov.au



Interpreter Service available, call 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