

# Public Toilets Policy



Record number	D16/62733
Responsible Manager	Manager Buildings Assets & Environment
Other key internal stakeholders	Director Assets & Environment Director Community & Cultural Development Manager Recreation & Leisure Services
Last reviewed	18 January 2017
Adoption reference	Governance and Policy Committee
Resolution number	110
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Legal requirement	NA
Due date next review	2020

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## PURPOSE

The purpose of this policy is to state Council's position in regards to the responsibility, maintenance and accessibility of public toilets within the City of Tea Tree Gully on land under the care and control of Council and leased properties.

## POLICY

The provision of public toilet facilities provides a form of infrastructure necessary for the enjoyment of the city by visitors and residents. Council will aim to provide a clean, accessible and safe environment by achieving high standards of hygiene and maintenance.

### Toilets located in Public Parks/Reserves

The following public toilets are open for use during daylight hours including weekends and public holidays:

- Ashley Avenue Reserve
- Balmoral Reserve
- Bentley Reserve
- Civic Park
- Golden Fields
- Heysen Reserve
- Hope Valley Oval
- Illyarrie Reserve
- Jubilee Reserve at Wynn Vale Dam (when constructed)
- Tea Tree Gully Memorial Reserve
- Tilley Park Reserve
- Valley View Reserve (when constructed)

Any upgrades to buildings or facilities in relation to the provision of disability access will be on a priority basis.

Council will be responsible for the maintenance of these facilities and cleaning will be carried out on a daily basis. Additional cleaning will be on an as needs basis.

Council may close any of the nominated toilet facilities for the purpose of upgrading or maintenance or building works for the period those works are in progress. Appropriate signage will be erected on the site in advance of the works and notification of any such closures will be provided on the Council website.

### Toilets located on Leased Reserve Areas and Properties

Toilets located on leased reserve areas or in leased buildings will be the responsibility of the lessee for cleaning purposes, and will be maintained in this regard to Council's satisfaction, unless otherwise endorsed by Council (e.g. Heysen Reserve).

## Toilets located in Council owned/controlled facilities

Toilets in facilities owned/controlled by Council (e.g. Golden Grove Recreation and Arts Centre, Community Centres) will be the responsibility of Council and will only be accessible to the public during the hours that the general facilities are in use.

## Maintenance of Buildings and Facilities

All Council managed public toilets will be maintained by Council, including repairs to all buildings, internal and external fittings, lighting and plumbing. Any damage to leased facilities, where the damage is the result of wilful damage by the lessee, will be the responsibility of the relevant group / organisation.

Council will endeavour to remove or paint over graffiti on any Council public toilets within 24 hours of notification.

## LEGISLATIVE FRAMEWORK

There is no legislative requirement for Council to have a policy relating to this area.

The following legislation applies to this policy:

### [South Australian Public Health Act 2011](#)

Section 37 (2(c)) of the Act relates to Council ensuring that adequate sanitation measures are in place in its area.

### [Disability Discrimination Act 1992 \(Cth\)](#)

The purpose of the Disability Discrimination Act 1992 is to eliminate, as far as possible, discrimination against persons on the ground of disability in a certain areas, including access to premises.

Section 23 of the Act relates to access to premises and provides that it is unlawful for the Council to discriminate against another person on the ground of that person's disability in relation to the provision of means of access to premises. However, pursuant to section 29A of the Act, discrimination in relation to the provision of access to premises on the ground of a disability is not unlawful where the action the Council is required to take to avoid the discrimination (such as making alterations to the premises) would impose an unjustifiable hardship on the Council.

### [Equal Opportunity Act 1984](#)

Section 76 of the Act operates in a similar way to the Disability Discrimination Act 1992 to prohibit discrimination in the provision of services and contains comparable provisions including an exemption for unjustifiable hardship (section 84 of the Act).

### [Council By-Law No. 3 - Local Government Land](#)

Council regulates certain behavior and activities in or near public toilets through its By-Law No 3 – Local Government Land.

## Other references

Council's document including:

- [Council's Fees and Charges Register](#)

## STRATEGIC PLAN/POLICY

### Strategic Plan

Theme	Objective	Comments
HEALTHY AND SAFE	<i>A community where people have easy access to places, spaces and services that support good health.</i>	Our community is healthy and safe
VIBRANT AND LIVEABLE	<i>A city that is made up of places and spaces that are appealing and easy to access.</i>	Our city is a desirable and sustainable place to live

### Organisation Plan

Our Strategic Plan is supported by an Organisation Plan which focuses on five key themes of organisational excellence. The themes most relevant to this report are: People and Leadership; Customers and community relations; Governance; Finance and systems, Continuous improvement

### DEFINITIONS

Nil

### POLICY IMPLEMENTATION

This Policy will be implemented by the Chief Executive Officer or relevant portfolio director and managed in accordance with Council's scheme of delegations.

### ACCESSIBILITY

This Policy and Council's Fees and Charges Register are available to be downloaded free of charge from Council's website: [www.cttg.sa.gov.au](http://www.cttg.sa.gov.au)

Hard copies, for a fee, can be provided in accordance with Council's Fees and Charges Register at Council's Civic Centre at 571 Montague Road, Modbury SA 5092.