



SALDANHA BAAI
BAY
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POLICY

THE ERECTION OF TEMPORARY ROADSIDE MEMORIALS FOR CASUALTIES IN ROAD ACCIDENTS

1. PURPOSE

The purpose of this policy is to outline the procedures and protocols for the placement of temporary roadside memorials within the jurisdiction of Saldanha Bay Municipality.

2. SCOPE

This policy applies to all temporary roadside memorials erected within the boundaries of the jurisdiction of Saldanha Bay Municipality, irrespective of the ownership of the land adjacent to the memorial site.

3. DEFINITIONS

- *Temporary Roadside Memorial*: A temporary cross or similar religious marker placed on the verge next to a public roadway to commemorate an individual who passed away in a traffic accident.
- *Road Authority*: The Saldanha Bay Municipal Roads Engineer responsible for maintenance and regulation of roads within Saldanha Bay Municipality.

4. GUIDELINES FOR ROADSIDE MEMORIAL

The erection of a temporary roadside memorial on the verge of a public road for a deceased accident victim may be approved by the Roads Authority on the following conditions

4.1. Application

A written request is received by the Roads Authority from Individuals or groups wishing to erect a temporary roadside memorial. The request should include details such as the name of the deceased, location of proposed roadside memorial and contact information of the responsible party.

4.2. Location:

- 4.2.1. Roadside memorials should be placed in areas that do not obstruct visibility, impede traffic flow, or pose a hazard for motorists, pedestrians, or maintenance workers.
- 4.2.2. Roadside memorials are not allowed on the road reserve, including sidewalks in residential areas.
- 4.2.3. In the case of the road reserve between land outside build up areas and a public road, the memorial cross should be placed not more than 1,5 meters from road reserve fence, in order not to impede road and pedestrian traffic.
- 4.2.4. No person shall display or allow to be displayed any memorial cross or sign on or attached to a road traffic sign.

4.3. Design:

- 4.3.1. Roadside memorials should be modest in size and design, avoiding excessive decoration or structures that could distract drivers.
- 4.3.2. The maximum height and width of the roadside memorial shall be 600mm and 400mm, respectively and not thicker than 100mm.

4.4. Materials

- 4.4.1. The materials used to construct a roadside memorial should be wood and should be regularly maintained to ensure a tidy appearance.

4.5. Duration of temporary roadside memorial

- 4.5.1. The temporary roadside memorial shall be allowed to remain on the site for a period of 12 months after which period it shall be removed by the applicants who erected the memorial.

4.6. Indemnification of Saldanha Bay Municipality

- 4.6.1. The Municipality is indemnified against all claims, whatsoever, including legal costs that may arise as a result of this permission.

4.7. Removal of the temporary roadside memorials

4.7.1. The Saldanha Bay Municipality reserves the right to move or remove a temporary roadside memorial in the event that any of the following conditions exists:

- 4.7.1.1. The 12-month approval period has expired.
- 4.7.1.2. The temporary memorial poses a road and pedestrian safety hazard.
- 4.7.1.3. Certain construction work became necessary and the temporary memorial is located in the path of such works
- 4.7.1.4. Complaints are received about the temporary memorial and after investigation with all the parties the complaint is found to be justified.

4.8. *Temporary roadside memorials removed by the Municipality will be held for safekeeping for a period of 3 months after which it will be destroyed.*

5. PROCESS OF ESTABLISHMENT

- 5.1. A written application by the individuals or groups wishing to erect a temporary roadside memorial is submitted to the Roads Authority. The request should include details such as the name of the deceased, location of the proposed memorial, and contact information of the responsible party.
- 5.2. The Roads Authority will review the request and assess its compliance with the guidelines outlined in this policy. If the request is approved, the responsible party will be notified and provided with further instructions for installation, including the conditions outlined under item 4.
- 5.3. If the request is denied, the Road Authority will provide justification for the decision.

6. ENFORCEMENT AND COMPLIANCE:

- 6.1. The Road Authority reserves the right to enforce this policy through regular inspections and monitoring of roadside memorial sites.
- 6.2. Violations of this policy, including unauthorized installation or failure to maintain a memorial, may result in removal of the memorial and potential fines or penalties for the responsible party.

7. DISCLAIMER:

Saldanha Municipality assumes no liability for any damages or injuries resulting from the establishment, maintenance, or removal of roadside memorials in accordance with this policy. Individuals erecting or maintaining temporary roadside memorials do so at their own risk.