



# Fact Sheet

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## Fences

Neighbours should reach agreement in writing prior to the commencement of construction of any dividing fence. Fences higher than two meters require Council permits. The agreement should cover all aspects such as height, costs and financial contribution by both parties.

The *Dividing Fences Act of Queensland* was created and is administered by the State Governments Department of Justice. Further enquiries should be directed to the Department's dispute resolution centre on 1800 017 288.

**Please note that Council has no enforcement or dispute resolution role about dividing fences matters. Dividing fences are essentially a civil matter between neighbours.**

If you require advice on a legal matter, please contact your solicitor or Legal Aid on 1300 651 188.

A copy of the [Dividing Fences Act 1953](#) is available from the Queensland Government Legislation website and Standard Building Regulation 1993 can be obtained from: [Office of the Queensland Parliamentary Council website](#).

### Adjoining government land

Local, State and Commonwealth governments are exempt from the *Dividing Fences Act 1953*. You won't be able to claim half of the cost of this section of the fence if your land adjoins land owned by government and/or is a park, reserve, railway line etc. The exception is if Crown land is leased to other people. In that case, they may be liable to contribute to the cost of a dividing fence.

**For further information on this topic, please view the legislation or seek your own, independent legal advice.**