

S6 Instrument of Delegation – Members of Staff



Borough of Queenscliffe Council

Instrument of Delegation

to

Members of Council Staff

Instrument of Delegation

In exercise of the powers conferred by the legislation referred to in the attached Schedule, the Council:

1. delegates each duty and/or function and/or power described in column 1 of the Schedule (and summarised in column 2 of the Schedule) to the member of Council staff holding, acting in or performing the duties of the office or position described opposite each such duty and/or function and/or power in column 3 of the Schedule;
2. record that references in the Schedule are as follows:

CEO	Chief Executive Officer
EHC	Environmental Health Coordinator
MCRS	Manager Community & Regulatory Services
MIE	Manager Infrastructure & Environment
MBS	Municipal Building Surveyor
ND	Not delegated
RIE	Roads & Infrastructure Engineer
SLEO	Senior Law Enforcement Officer
SP	Senior Planner
STP	Strategic Planner

3. declares that:
 - 3.1 this Instrument of Delegation is authorised by a resolution of Council passed on ~~28 August 2024~~27 August 2025; and
 - 3.2 the delegation:
 - 3.2.1 comes into force immediately the common seal of Council is affixed to this Instrument of Delegation;
 - 3.2.2 remains in force until varied or revoked;
 - 3.2.3 is subject to any conditions and limitations set out in sub-paragraph 3.3, and the Schedule; and
 - 3.2.4 must be exercised in accordance with any guidelines or policies which Council from time to time adopts; and
 - 3.3 the delegate must not determine the issue, take the action or do the act or thing:
 - 3.3.1 if the issue, action, act or thing is an issue, action or thing which Council has previously designated as an issue, action, act or thing which must be the subject of a Resolution of Council;
 - 3.3.2 if the determining of the issue, taking of the action or doing of the act or thing would or would be likely to involve a decision which is inconsistent with a
 - (a) policy; or
 - (b) strategyadopted by Council;
 - 3.3.3 if the determining of the issue, the taking of the action or the doing of the act or thing cannot be the subject of a lawful delegation; or

- 3.3.4 if the determining of the issue, the taking of the action or the doing of the act or thing is already the subject of an exclusive delegation to another member of Council staff or delegated committee.

Mayor

Insert Seal

Chief Executive Officer

Signed by the Chief Executive Officer of Council)
in the presence of:)

Witness

Date:

Signed by the Mayor in the presence of:)
)

Witness

Date:

SCHEDULE

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DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
s 41A(1)	Power to declare a dog to be a menacing dog	CEO <u>MCRS Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>SLEO Senior Law</u> <u>Enforcement</u> <u>Officer</u>	Council may delegate this power to a Council authorised officer

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19(2)(a)	Power to direct by written order that the food premises be put into a clean and sanitary condition	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	If s 19(1) applies
s 19(2)(b)	Power to direct by written order that specified steps be taken to ensure that food prepared, sold or handled is safe and suitable	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	If s 19(1) applies
s 19(3)	Power to direct by written order that the food premises not be kept or used for the sale, or handling for sale, of any food, or for the preparation of any food, or for any other specified purpose, or for the use of any specified equipment or a specified process	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	If s 19(1) applies Only in relation to temporary food premises or mobile food premises



FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19(4)(a)	Power to direct that an order made under s 19(3)(a) or (b), (i) be affixed to a conspicuous part of the premises, (ia) displayed at any point of sale, (ib) be published on the food business's Internet site and (ii) inform the public by notice in a published newspaper, on the Internet site or otherwise	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	If s 19(1) applies
s 19(6)(a)	Duty to revoke any order under s 19 if satisfied that an order has been complied with	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	If s 19(1) applies
s 19(6)(b)	Duty to give written notice of revocation under s 19(6)(a) if satisfied that an order has been complied with	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	If s 19(1) applies

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19AA(2)	Power to direct, by written order, that a person must take any of the actions described in (a)-(c).	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority
s 19AA(4)(c)	Power to direct, in an order made under s 19AA(2) or a subsequent written order, that a person must ensure that any food or class of food is not removed from the premises	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Note: the power to direct the matters under s 19AA(4)(a) and (b) not capable of delegation and so such directions must be made by a Council resolution Only in relation to temporary food premises or mobile food premises
s 19AA(7)	Duty to revoke order issued under s 19AA and give written notice of revocation, if satisfied that that order has been complied with	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19CB(4)(b)	Power to request copy of records	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority
s 19E(1)(d)	Power to request a copy of the food safety program	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority
s 19EA(3)	Function of receiving copy of revised food safety program	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19FA(1)	Power to direct a proprietor of a food premises to revise the food safety program for the premises or comply with any requirements specified in the food safety program	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	Where Council is the registration authority Only in relation to temporary food premises or mobile food premises Subject to s 19FA(2), which requires a time limit for compliance to be specified
s 19FA(3)(a)	Power to refuse to approve an application for registration or renewal of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	Where Council is the registration authority Only in relation to temporary food premises or mobile food premises Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
s 19FA(3)(b)	Power to revoke a registration granted in respect of premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	Where Council is the registration authority Only in relation to temporary food premises or mobile food premises

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19FA(3)(c)	Power to suspend the registration of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEEnvironment</u> <u>al Health Coordinator</u>	Where Council is the registration authority Only in relation to temporary food premises or mobile food premises
s 19GB	Power to request proprietor to provide written details of the name, qualification or experience of the current food safety supervisor	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEEnvironment</u> <u>al Health Coordinator</u>	Where Council is the registration authority
s19IA(1)	Power to form opinion that the food safety requirements or program are non-compliant.	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEEnvironment</u> <u>al Health Coordinator</u>	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19IA(2)	Duty to give written notice to the proprietor of the premises	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator	Where Council is the registration authority Note: Not required if Council has taken other appropriate action in relation to deficiencies (see s 19IA(3))
s 19M(4)(a) & (5)	Power to conduct a food safety audit and take actions where deficiencies are identified	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator	Where Council is the registration authority
s 19N(2)	Function of receiving notice from the auditor	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19NA(1)	Power to request food safety audit reports	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority
s 19U(3)	Power to waive and vary the costs of a food safety audit if there are special circumstances	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	
s 19UA	Power to charge fees for conducting a food safety assessment or inspection	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Except for an assessment required by a declaration under s 19C or an inspection under ss 38B(1)(c) or 39

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19W	Power to direct a proprietor of a food premises to comply with any requirement under Part IIIB	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority
s 19W(3)(a)	Power to direct a proprietor of a food premises to have staff at the premises undertake training or instruction	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority
s 19W(3)(b)	Power to direct a proprietor of a food premises to have details of any staff training incorporated into the minimum records required to be kept or food safety program of the premises	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
---	Power to register or renew the registration of a food premises	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
s 36A	Power to accept an application for registration or notification using online portal	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority
s 36B	Duty to pay the charge for use of online portal	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the registration authority
s 38AA(5)	Power to (a) request further information; or (b) advise the proprietor that the premises must be registered if the premises are not exempt	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 38AB(4)	Power to fix a fee for the receipt of a notification under s 38AA in accordance with a declaration under s 38AB(1)	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority
s 38A(4)	Power to request a copy of a completed food safety program template	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority
s 38B(1)(a)	Duty to assess the application and determine which class of food premises under s 19C the food premises belongs	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 38B(1)(b)	Duty to ensure proprietor has complied with requirements of s 38A	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator	Where Council is the registration authority
s 38B(2)	Duty to be satisfied of the matters in s 38B(2)(a)-(b)	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator	Where Council is the registration authority
s 38D(1)	Duty to ensure compliance with the applicable provisions of s 38C and inspect the premises if required by s 39	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 38D(2)	Duty to be satisfied of the matters in s 38D(2)(a)-(d)	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority
s 38D(3)	Power to request copies of any audit reports	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority
s 38E(2)	Power to register the food premises on a conditional basis	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority; not exceeding the prescribed time limit defined under s 38E(5)

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 38E(4)	Duty to register the food premises when conditions are satisfied	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority
s 38F(3)(b)	Power to require proprietor to comply with requirements of this Act	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority
s 38G(1)	Power to require notification of change of the food safety program type used for the food premises	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 38G(2)	Function of receiving notice from proprietor if there is a change of the food safety program type used for the food premises	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	Where Council is the registration authority
s 38G(4)	Power to require the proprietor of the food premises to comply with any requirement of the Act	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	Where Council is the registration authority
s 39(2)	Duty to carry out an inspection of the premises during the period of registration before the registration of the food premises is renewed	<u>EHCEnvironmental Health Coordinator</u>	Where Council is the registration authority
s 39A	Power to register, or renew the registration of a food premises despite minor defects	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	Where Council is the registration authority Only if satisfied of matters in s 39A(2)(a)-(c)

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 39A (6)	Duty to comply with a direction of the Secretary	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	
s 40(1)	Duty to give the person in whose name the premises is to be registered a certificate of registration	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	Where Council is the registration authority
s 40(2)	Power to incorporate the certificate of registration in one document with any certificate of registration under Part 6 of the <i>Public Health and Wellbeing Act 2008</i>	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u>	

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 40C(2)	Power to grant or renew the registration of food premises for a period of less than 1 year	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator	Where Council is the registration authority
s 40D(1)	Power to suspend or revoke the registration of food premises	<u>MCRS</u> Manager Community & Regulatory Services, <u>EH</u> CEnvironment al Health Coordinator	Where Council is the registration authority
s 40E	Duty to comply with direction of the Secretary	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator	

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 40F	Power to cancel registration of food premises	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority
s 43	Duty to maintain records of registration	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority
s 43F(6)	Duty to be satisfied that registration requirements under Division 3 have been met prior to registering or renewing registration of a component of a food business	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u>	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 43F(7)	Power to register the components of the food business that meet requirements in Division 3 and power to refuse to register the components that do not meet the requirements	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	Where Council is the registration authority Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
s 45AC	Power to bring proceedings	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	
s 46(5)	Power to institute proceedings against another person where the offence was due to an act or default by that other person and where the first person charged could successfully defend a prosecution, without proceedings first being instituted against the person first charged	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	Where Council is the registration authority

HERITAGE ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 116	Power to sub-delegate Executive Director's functions, duties or powers	MCRS Manager Community & Regulatory Services	Must first obtain Executive Director's written consent Council can only sub-delegate if the Instrument of Delegation from the Executive Director authorises sub-delegation

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 185L(4)	Power to declare and levy a cladding rectification charge	CEO ¹	

¹ The only member of staff who can be a delegate in Column 3 is the CEO.

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 4B	Power to prepare an amendment to the Victorian Planning Provisions	ND <u>Not delegated</u>	If authorised by the Minister
s 4G	Function of receiving prescribed documents and a copy of the Victorian Planning Provisions from the Minister	MCRS <u>Manager Community & Regulatory Services</u>	
s 4H	Duty to make amendment to Victorian Planning Provisions available in accordance with public availability requirements	MCRS <u>Manager Community & Regulatory Services</u>	
s 4I(2)	Duty to make a copy of the Victorian Planning Provisions and other documents available in accordance with public availability requirements	MCRS <u>Manager Community & Regulatory Services</u>	
s 8A(2)	Power to prepare amendment to the planning scheme where the Minister has given consent under s 8A	ND <u>Not delegated</u>	
s 8A(3)	Power to apply to Minister to prepare an amendment to the planning scheme	ND <u>Not delegated</u>	
s 8A(5)	Function of receiving notice of the Minister's decision	MCRS <u>Manager Community & Regulatory Services</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 8A(7)	Power to prepare the amendment specified in the application without the Minister's authorisation if no response received after 10 business days	MCRSManager Community & Regulatory Services	
s 8B(2)	Power to apply to the Minister for authorisation to prepare an amendment to the planning scheme of an adjoining municipal district	ND Not delegated	
s 12(3)	Power to carry out studies and do things to ensure proper use of land and consult with other persons to ensure co-ordination of planning scheme with these persons	MCRSManager Community & Regulatory Services	
s 12B(1)	Duty to review planning scheme	MCRSManager Community & Regulatory Services	
s 12B(2)	Duty to review planning scheme at direction of Minister	MCRSManager Community & Regulatory Services	
s 12B(5)	Duty to report findings of review of planning scheme to Minister without delay	MCRSManager Community & Regulatory Services	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 14	Duties of a Responsible Authority as set out in s 14(a) to (d)	<u>MCRSManager Community & Regulatory Services</u>	
s 17(1)	Duty of giving copy amendment to the planning scheme	<u>MCRSManager Community & Regulatory Services</u>	
s 17(2)	Duty of giving copy s 173 agreement	<u>MCRSManager Community & Regulatory Services</u>	
s 17(3)	Duty of giving copy amendment, explanatory report and relevant documents to the Minister within 10 business days	<u>MCRSManager Community & Regulatory Services</u>	
s 18	Duty to make amendment etc. available in accordance with public availability requirements	<u>MCRSManager Community & Regulatory Services</u>	Until the proposed amendment is approved or lapsed
s 19	Power to give notice, to decide not to give notice, to publish notice of amendment to a planning scheme and to exercise any other power under s 19 to a planning scheme	<u>NDNot delegated</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19	Function of receiving notice of preparation of an amendment to a planning scheme	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	Where Council is not the planning authority and the amendment affects land within Council's municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority
s 20(1)	Power to apply to Minister for exemption from the requirements of s 19	<u>ND</u> <u>Not delegated</u>	Where Council is a planning authority
s 21(2)	Duty to make submissions available in accordance with public availability requirements	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STP</u> <u>Strategic</u> <u>Planner</u> <u>SP</u> <u>Senior</u> <u>Planner</u>	Until the end of 2 months after the amendment comes into operation or lapses
s 21A(4)	Duty to publish notice	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STP</u> <u>Strategic</u> <u>Planner</u> <u>SP</u> <u>Senior</u> <u>Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 22(1)	Duty to consider all submissions received before the date specified in the notice	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	Except submissions which request a change to the items in s 22(5)(a) and (b)
s 22(2)	Power to consider a late submission Duty to consider a late submission, if directed by the Minister	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 23(1)(b)	Duty to refer submissions which request a change to the amendment to a panel	<u>NÐNot delegated</u>	
s 23(2)	Power to refer to a panel submissions which do not require a change to the amendment	<u>NÐNot delegated</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 24	Function to represent Council and present a submission at a panel hearing (including a hearing referred to in s 96D)	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 26(1)	Power to make report available for inspection in accordance with the requirements set out in s 197B of the Act	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 26(2)	Duty to keep report of panel available in accordance with public availability requirements	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	During the inspection period

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 27(2)	Power to apply for exemption if panel's report not received	<u>MCRSManager Community & Regulatory Services</u>	
s 28(1)	Duty to notify the Minister if abandoning an amendment	<u>MCRSManager Community & Regulatory Services</u>	Note: the power to make a decision to abandon an amendment cannot be delegated
s 28(2)	Duty to publish notice of the decision on Internet site	<u>MCRSManager Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 28(4)	Duty to make notice of the decision available on Council's Internet site for a period of at least 2 months	<u>MCRSManager Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 30(4)(a)	Duty to say if amendment has lapsed	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 30(4)(b)	Duty to provide information in writing upon request	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 32(2)	Duty to give more notice if required	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 33(1)	Duty to give more notice of changes to an amendment	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 36(2)	Duty to give notice of approval of amendment	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 38(5)	Duty to give notice of revocation of an amendment	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 39	Function of being a party to a proceeding commenced under s 39 and duty to comply with determination by VCAT	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 40(1)	Function of lodging copy of approved amendment	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 41(1)	Duty to make a copy of an approved amendment available in accordance with the public availability requirements during inspection period	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 41(2)	Duty to make a copy of an approved amendment and any documents lodged with it available in person in accordance with the requirements set out in s 197B of the Act after the inspection period ends	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 42(2)	Duty to make copy of planning scheme available in accordance with the public availability requirements	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 46AAA	Duty to prepare an amendment to a planning scheme that relates to Yarra River land that is not inconsistent with anything in a Yarra Strategic Plan which is expressed to be binding on the responsible public entity	<u>N</u> <u>Not delegated</u>	Where Council is a responsible public entity and is a planning authority
s 46AW	Function of being consulted by the Minister	<u>MCRSManager</u> <u>Community & Regulatory Services</u>	Where Council is a responsible public entity

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46AX	Function of receiving a draft Statement of Planning Policy and written direction in relation to the endorsement of the draft Statement of Planning Policy Power to endorse the draft Statement of Planning Policy	ND <u>Not delegated</u>	Where Council is a responsible public entity
s 46AZC(2)	Duty not to prepare an amendment to a declared area planning scheme that is inconsistent with a Statement of Planning Policy for the declared area that is expressed to be binding on the responsible public entity	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	Where Council is a responsible public entity
s 46AZK	Duty not to act inconsistently with any provision of the Statement of Planning Policy that is expressed to be binding on the public entity when performing a function or duty or exercising a power in relation to the declared area	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	Where Council is a responsible public entity
s 46GI(2)(b)(i)	Power to agree to a lower rate of standard levy for a class of development of a particular type of land than the rate specified in a Minister's direction	ND <u>Not delegated</u>	Where Council is the planning authority, the municipal Council of the municipal district in which the land is located and/or the development agency
s 46GJ(1)	Function of receiving written directions from the Minister in relation to the preparation and content of infrastructure contributions plans	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 46GK	Duty to comply with a Minister's direction that applies to Council as the planning authority	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GN(1)	Duty to arrange for estimates of values of inner public purpose land	MCRSManager Community & Regulatory Services	
s 46GO(1)	Duty to give notice to owners of certain inner public purpose land	MCRSManager Community & Regulatory Services	
s 46GP	Function of receiving a notice under s 46GO	MCRSManager Community & Regulatory Services	Where Council is the collecting agency
s 46GQ	Function of receiving a submission from an affected owner who objects to the estimated value per hectare (or other appropriate unit of measurement) of the inner public purpose land	MCRSManager Community & Regulatory Services	
s 46GR(1)	Duty to consider every submission that is made by the closing date for submissions included in the notice under s 46GO	MCRSManager Community & Regulatory Services	
s 46GR(2)	Power to consider a late submission Duty to consider a late submission if directed to do so by the Minister	MCRSManager Community & Regulatory Services	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GS(1)	Power to accept or reject the estimate of the value of the inner public purpose land in a submission made under s 46GQ	ND Not delegated	
s 46GS(2)	Duty, if Council rejects the estimate of the value of the inner public purpose land in the submission, to refer the matter to the valuer-general, and notify the affected owner of the rejection and that the matter has been referred to the valuer-general	<u>MCRSManager Community & Regulatory Services</u>	
s 46GT(2)	Duty to pay half of the fee fixed by the valuer-general for arranging and attending the conference	<u>MCRSManager Community & Regulatory Services</u>	
s 46GT(4)	Function of receiving, from the valuer-general, written confirmation of the agreement between the planning authority's valuer and the affected owner's valuer as to the estimated value of the inner public purpose land	<u>MCRSManager Community & Regulatory Services</u>	
s 46GT(6)	Function of receiving, from the valuer-general, written notice of a determination under s 46GT(5)	<u>MCRSManager Community & Regulatory Services</u>	
s 46GU	Duty not to adopt an amendment under s 29 to an infrastructure contributions plan that specifies a land credit amount or a land equalisation amount that relates to a parcel of land in the ICP plan area of the plan unless the criteria in s 46GU(1)(a) and (b) are met	<u>MCRSManager Community & Regulatory Services</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GV(3)	Function of receiving the monetary component and any land equalisation amount of the infrastructure contribution Power to specify the manner in which the payment is to be made	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency
s 46GV(3)(b)	Power to enter into an agreement with the applicant	CEO	Where Council is the collecting agency
s 46GV(4)(a)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the development agency
s 46GV(4)(b)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency
s 46GV(7)	Duty to impose the requirements set out in s 46GV(3) and (4) as conditions on the permit applied for by the applicant to develop the land in the ICP plan area	<u>MCRSManager Community & Regulatory Services</u>	
s 46GV(9)	Power to require the payment of a monetary component or the provision of the land component of an infrastructure contribution to be secured to Council's satisfaction	<u>NDNot delegated</u>	Where Council is the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GX(1)	Power to accept works, services or facilities in part or full satisfaction of the monetary component of an infrastructure contribution payable	ND Not delegated	Where Council is the collecting agency
s 46GX(2)	Duty, before accepting the provision of works, services or facilities by an applicant under s 46GX(1), to obtain the agreement of the development agency or agencies specified in the approved infrastructure contributions plan	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency
s 46GY(1)	Duty to keep proper and separate accounts and records	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency
s 46GY(2)	Duty to keep the accounts and records in accordance with the <i>Local Government Act 2020</i>	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency
s 46GZ(2)(a)	Duty to forward any part of the monetary component that is imposed for plan preparation costs to the planning authority that incurred those costs	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is that planning authority

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GZ(2)(a)	Function of receiving the monetary component	<u>MCRSManager Community & Regulatory Services</u>	Where the Council is the planning authority This duty does not apply where Council is also the collecting agency
s 46GZ(2)(b)	Duty to forward any part of the monetary component that is imposed for the provision of works, services or facilities to the development agency that is specified in the plan as responsible for those works, services or facilities	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan This provision does not apply where Council is also the relevant development agency
s 46GZ(2)(b)	Function of receiving the monetary component	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the development agency under an approved infrastructure contributions plan This provision does not apply where Council is also the collecting agency
s 46GZ(4)	Duty to use any land equalisation amounts to pay land credit amounts under s 46GZ(7), except any part of those amounts that are to be forwarded to a development agency under s 46GZ(5)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GZ(5)	Duty to forward any part of a land equalisation amount required for the acquisition of outer public purpose land by a development agency specified in the approved infrastructure contributions plan to that development agency	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan This provision does not apply where Council is also the relevant development agency
s 46GZ(5)	Function of receiving any part of a land equalisation amount required for the acquisition of outer public purpose land	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the development agency specified in the approved infrastructure contributions plan This provision does not apply where Council is also the collecting agency
s 46GZ(7)	Duty to pay to each person who must provide an infrastructure contribution under the approved infrastructure contributions plan any land credit amount to which the person is entitled under s 46GW	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZ(9)	Duty to transfer the estate in fee simple in the land to the development agency specified in the approved infrastructure contributions plan as responsible for the use and development of that land	<u>MCRSManager Community & Regulatory Services</u>	If any inner public purpose land is vested in Council under the <i>Subdivision Act 1988</i> or acquired by Council before the time it is required to be provided to Council under s 46GV(4) Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is also the development agency

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GZ(9)	Function of receiving the fee simple in the land	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the development agency under an approved infrastructure contributions plan This duty does not apply where Council is also the collecting agency
s 46GZA(1)	Duty to keep proper and separate accounts and records	<u>MCRSManager Community & Regulatory Services</u>	Where Council is a development agency under an approved infrastructure contributions plan
s 46GZA(2)	Duty to keep the accounts and records in accordance with the <i>Local Government Act 2020</i>	<u>MCRSManager Community & Regulatory Services</u>	Where Council is a development agency under an approved infrastructure contributions plan
s 46GZB(3)	Duty to follow the steps set out in s 46GZB(3)(a) – (c)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is a development agency under an approved infrastructure contributions plan
s 46GZB(4)	Duty, in accordance with requirements of the VPA, to report on the use of the infrastructure contribution in the development agency's annual report and provide reports on the use of the infrastructure contribution to the VPA	<u>MCRSManager Community & Regulatory Services</u>	If the VPA is the collecting agency under an approved infrastructure contributions plan Where Council is a development agency under an approved infrastructure contributions plan

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GZD(2)	Duty, within 6 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s 46GZD(2)(a) and (b)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZD(3)	Duty to follow the steps set out in s 46GZD(3)(a) and (b)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZD(5)	Duty to make payments under s 46GZD(3) in accordance with ss 46GZD(5)(a) and 46GZD(5)(b)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZE(2)	Duty to forward the land equalisation amount back to the collecting agency within 6 months after the expiry date if any part of a land equalisation amount paid or forwarded to a development agency for acquiring outer public purpose land has not been expended by the development agency to acquire that land at the date on which the approved infrastructure contributions plan expires	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the development agency under an approved infrastructure contributions plan This duty does not apply where Council is also the collecting agency
s 46GZE(2)	Function of receiving the unexpended land equalisation amount	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is also the development agency

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GZE(3)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s 46GZE(3)(a) and (b)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZF(2)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to use the public purpose land for a public purpose approved by the Minister or sell the public purpose land	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZF(3)	Duty, if land is sold under s 46GZF(2)(b), to follow the steps in s 46GZF(3)(a) and (b)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZF(3)	Function of receiving proceeds of sale	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collection agency under an approved infrastructure contributions plan This provision does not apply where Council is also the development agency
s 46GZF(4)	Duty to divide the proceeds of the public purpose land among the current owners of each parcel of land in the ICP plan area and pay each current owner a portion of the proceeds in accordance with s 46GZF(5)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZF(6)	Duty to make the payments under s 46GZF(4) in accordance with s 46GZF(6)(a) and (b)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the collecting agency under an approved infrastructure contributions plan

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46GZH	Power to recover the monetary component, or any land equalisation amount of the land component, payable under Part 3AB as a debt in any court of competent jurisdiction	CEO	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZI	Duty to prepare and give a report to the Minister at the times required by the Minister	<u>MCRSManager Community & Regulatory Services</u>	Where Council is a collecting agency or development agency
s 46GZK	Power to deal with public purpose land which has vested in, been acquired by, or transferred to, Council	CEO	Where Council is a collecting agency or development agency
s 46LB(3)	Duty to publish, on Council's Internet site, the payable dwelling amount for a financial year on or before 1 July of each financial year for which the amount is adjusted under s 46LB (2)	<u>MCRSManager Community & Regulatory Services</u>	
s 46N(1)	Duty to include condition in permit regarding payment of development infrastructure levy	<u>MCRSManager Community & Regulatory Services</u>	
s 46N(2)(c)	Function of determining time and manner for receipt of development contributions levy	<u>MCRSManager Community & Regulatory Services</u>	
s 46N(2)(d)	Power to enter into an agreement with the applicant regarding payment of development infrastructure levy	CEO	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46O(1)(a) & (2)(a)	Power to ensure that community infrastructure levy is paid, or agreement is in place, prior to issuing building permit	<u>MCRSManager Community & Regulatory Services</u>	
s 46O(1)(d) & (2)(d)	Power to enter into agreement with the applicant regarding payment of community infrastructure levy	CEO	
s 46P(1)	Power to require payment of amount of levy under s 46N or s 46O to be satisfactorily secured	CEO	
s 46P(2)	Power to accept provision of land, works, services or facilities in part or full payment of levy payable	ND <u>Not delegated</u>	
s 46Q(1)	Duty to keep proper accounts of levies paid	<u>MCRSManager Community & Regulatory Services</u>	
s 46Q(1A)	Duty to forward to development agency part of levy imposed for carrying out works, services, or facilities on behalf of development agency or plan preparation costs incurred by a development agency	<u>MCRSManager Community & Regulatory Services</u>	
s 46Q(2)	Duty to apply levy only for a purpose relating to the provision of plan preparation costs or the works, services and facilities in respect of which the levy was paid etc	<u>MCRSManager Community & Regulatory Services</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46Q(3)	Power to refund any amount of levy paid if it is satisfied the development is not to proceed	CEO	Only applies when levy is paid to Council as a 'development agency'
s 46Q(4)(c)	Duty to pay amount to current owners of land in the area if an amount of levy has been paid to a municipal council as a development agency for plan preparation costs incurred by the Council or for the provision by the Council of works, services or facilities in an area under s 46Q(4)(a)	<u>MCRSManager Community & Regulatory Services</u>	Must be done within six months of the end of the period required by the development contributions plan and with the consent of, and in the manner approved by, the Minister
s 46Q(4)(d)	Duty to submit to the Minister an amendment to the approved development contributions plan	<u>MCRSManager Community & Regulatory Services</u>	Must be done in accordance with Part 3
s 46Q(4)(e)	Duty to expend that amount on other works etc.	<u>MCRSManager Community & Regulatory Services</u>	With the consent of, and in the manner approved by, the Minister
s 46QC	Power to recover any amount of levy payable under Part 3B	<u>MCRSManager Community & Regulatory Services</u>	
s 46QD	Duty to prepare report and give a report to the Minister	<u>MCRSManager Community & Regulatory Services</u>	Where Council is a collecting agency or development agency

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46V(3)	Duty to make a copy of the approved strategy plan (being the Melbourne Airport Environs Strategy Plan) and any documents lodged with it available in accordance with the public availability requirements, during the inspection period	ND Not delegated	
s 46V(4)	Duty to make a copy of the approved strategy plan (being the Melbourne Airport Environs Strategy Plan) and any documents lodged with it available in accordance with s 197B of the Act and on payment of the prescribe fee, after the inspection period	ND Not delegated	
s 46V(5)	Duty to keep a copy of the approved strategy plan incorporating all amendments to it	ND Not delegated	
s 46V(6)	Duty to make a copy of the approved strategy plan incorporating all amendments to it available in accordance with the public available requirements	ND Not delegated	
s 46Y	Duty to carry out works in conformity with the approved strategy plan	ND Not delegated	
s 47	Power to decide that an application for a planning permit does not comply with that Act	MGRS Manager Community & Regulatory Services STP Strategic Planner SP Senior Planner	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 49(1)	Duty to keep a register of all applications for permits and determinations relating to permits	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 49(2)	Duty to make register available for inspection in accordance with the public availability requirements	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 50(4)	Duty to amend application	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 50(5)	Power to refuse to amend application	ND Not delegated	
s 50(6)	Duty to make note of amendment to application in register	<u>MCRS</u> Manager <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STP</u> Strategic <u>Planner</u> <u>SP</u> Senior <u>Planner</u>	
s 50A(1)	Power to make amendment to application	<u>MCRS</u> Manager <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STP</u> Strategic <u>Planner</u> <u>SP</u> Senior <u>Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 50A(3)	Power to require applicant to notify owner and make a declaration that notice has been given	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 50A(4)	Duty to note amendment to application in register	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 51	Duty to make copy of application available for inspection in accordance with the public availability requirements	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 52(1)(a)	Duty to give notice of the application to owners/occupiers of adjoining allotments unless satisfied that the grant of permit would not cause material detriment to any person	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 52(1)(b)	Duty to give notice of the application to other municipal council where appropriate	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 52(1)(c)	Duty to give notice of the application to all persons required by the planning scheme	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 52(1)(ca)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if may result in breach of covenant	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 52(1)(cb)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if application is to remove or vary the covenant	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 52(1)(d)	Duty to give notice of the application to other persons who may be detrimentally effected	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 52(1AA)	Duty to give notice of an application to remove or vary a registered restrictive covenant	<u>MCRS</u> Manager Community & Regulatory Services STPStrategic Planner SPSenior Planner	
s 52(3)	Power to give any further notice of an application where appropriate	<u>MCRS</u> Manager Community & Regulatory Services STPStrategic Planner SPSenior Planner	
s 53(1)	Power to require the applicant to give notice under s 52(1) to persons specified by it	<u>MCRS</u> Manager Community & Regulatory Services STPStrategic Planner SPSenior Planner	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 53(1A)	Power to require the applicant to give the notice under s 52(1AA)	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 54(1)	Power to require the applicant to provide more information	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 54(1A)	Duty to give notice in writing of information required under s 54(1)	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 54(1B)	Duty to specify the lapse date for an application	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 54A(3)	Power to decide to extend time or refuse to extend time to give required information	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 54A(4)	Duty to give written notice of decision to extend or refuse to extend time under s 54A(3)	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 55(1)	Duty to give copy application, together with the prescribed information, to every referral authority specified in the planning scheme	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 57(2A)	Power to reject objections considered made primarily for commercial advantage for the objector	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 57(3)	Function of receiving name and address of persons to whom notice of decision is to go	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 57(5)	Duty to make a copy of all objections available in accordance with the public availability requirements	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 57A(4)	Duty to amend application in accordance with applicant's request, subject to s 57A(5)	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 57A(5)	Power to refuse to amend application	<u>NDNot delegated</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 57A(6)	Duty to note amendments to application in register	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 57B(1)	Duty to determine whether and to whom notice should be given	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 57B(2)	Duty to consider certain matters in determining whether notice should be given	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 57C(1)	Duty to give copy of amended application to referral authority	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 58	Duty to consider every application for a permit	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 58A	Power to request advice from the Planning Application Committee	<u>MCRS</u> Manager Community & Regulatory Services	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 60	Duty to consider certain matters	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 60(1A)	Duty to consider certain matters	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 60(1B)	Duty to consider number of objectors in considering whether use or development may have significant social effect	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 61(1)	Power to determine permit application, either to decide to grant a permit, to decide to grant a permit with conditions or to refuse a permit application	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	The permit must not be inconsistent with a cultural heritage management plan under the <i>Aboriginal Heritage Act 2006</i>
s 61(2)	Duty to decide to refuse to grant a permit if a relevant determining referral authority objects to grant of permit	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 61(2A)	Power to decide to refuse to grant a permit if a relevant recommending referral authority objects to the grant of permit	<u>MCRSManager</u> <u>Community & Regulatory Services</u>	
s 61(3)(a)	Duty not to decide to grant a permit to use coastal Crown land without Minister's consent	<u>MCRSManager</u> <u>Community & Regulatory Services</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 61(3)(b)	Duty to refuse to grant the permit without the Minister's consent	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 61(4)	Duty to refuse to grant the permit if grant would authorise a breach of a registered restrictive covenant	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 62(1)	Duty to include certain conditions in deciding to grant a permit	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 62(2)	Power to include other conditions	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 62(4)	Duty to ensure conditions are consistent with paragraphs (a),(b) and (c)	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 62(5)(a)	Power to include a permit condition to implement an approved development contributions plan or an approved infrastructure contributions plan	<u>MCRS</u> Manager Community & Regulatory Services	
s 62(5)(b)	Power to include a permit condition that specified works be provided on or to the land or paid for in accordance with s 173 agreement	<u>MCRS</u> Manager Community & Regulatory Services	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 62(5)(c)	Power to include a permit condition that specified works be provided or paid for by the applicant	MCRSManager Community & Regulatory Services	
s 62(6)(a)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except in accordance with ss 46N(1), 46GV(7) or 62(5)	MCRSManager Community & Regulatory Services	
s 62(6)(b)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except a condition that a planning scheme requires to be included as referred to in s 62(1)(a)	MCRSManager Community & Regulatory Services	
s 63	Duty to issue the permit where made a decision in favour of the application (if no one has objected)	MCRSManager Community & Regulatory Services STPStrategic Planner SPSenior Planner	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 64(1)	Duty to give notice of decision to grant a permit to applicant and objectors	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STP</u> <u>Strategic</u> <u>Planner</u> <u>SP</u> <u>Senior</u> <u>Planner</u>	This provision applies also to a decision to grant an amendment to a permit – see s 75
s 64(3)	Duty not to issue a permit until after the specified period	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STP</u> <u>Strategic</u> <u>Planner</u> <u>SP</u> <u>Senior</u> <u>Planner</u>	This provision applies also to a decision to grant an amendment to a permit – see s 75
s 64(5)	Duty to give each objector a copy of an exempt decision	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STP</u> <u>Strategic</u> <u>Planner</u> <u>SP</u> <u>Senior</u> <u>Planner</u>	This provision applies also to a decision to grant an amendment to a permit – see s 75

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 64A	Duty not to issue permit until the end of a period when an application for review may be lodged with VCAT or until VCAT has determined the application, if a relevant recommending referral authority has objected to the grant of a permit	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	This provision applies also to a decision to grant an amendment to a permit – see s 75A
s 65(1)	Duty to give notice of refusal to grant permit to applicant and person who objected under s 57	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 66(1)	Duty to give notice under s 64 or s 65 and copy permit to relevant determining referral authorities	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 66(2)	Duty to give a recommending referral authority notice of its decision to grant a permit	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	If the recommending referral authority objected to the grant of the permit or the responsible authority decided not to include a condition on the permit recommended by the recommending referral authority
s 66(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	If the recommending referral authority objected to the grant of the permit or the recommending referral authority recommended that a permit condition be included on the permit
s 66(6)	Duty to give a recommending referral authority a copy of any permit which Council decides to grant and a copy of any notice given under s 64 or 65	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	If the recommending referral authority did not object to the grant of the permit or the recommending referral authority did not recommend a condition be included on the permit



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 69(1)	Function of receiving application for extension of time of permit	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 69(1A)	Function of receiving application for extension of time to complete development	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 69(2)	Power to extend time	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 70	Duty to make copy permit available in accordance with public availability requirements	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 71(1)	Power to correct certain mistakes	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 71(2)	Duty to note corrections in register	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 73	Power to decide to grant amendment subject to conditions	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 74	Duty to issue amended permit to applicant if no objectors	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 76	Duty to give applicant and objectors notice of decision to refuse to grant amendment to permit	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 76A(1)	Duty to give relevant determining referral authorities copy of amended permit and copy of notice	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 76A(2)	Duty to give a recommending referral authority notice of its decision to grant an amendment to a permit	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	If the recommending referral authority objected to the amendment of the permit or the responsible authority decided not to include a condition on the amended permit recommended by the recommending referral authority
s 76A(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	If the recommending referral authority objected to the amendment of the permit or the recommending referral authority recommended that a permit condition be included on the amended permit

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 76A(6)	Duty to give a recommending referral authority a copy of any amended permit which Council decides to grant and a copy of any notice given under s 64 or 76	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	If the recommending referral authority did not object to the amendment of the permit or the recommending referral authority did not recommend a condition be included on the amended permit
s 76D	Duty to comply with direction of Minister to issue amended permit	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 83	Function of being respondent to an appeal	<u>MCRS</u> Manager <u>Community & Regulatory Services</u> <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 83B	Duty to give or publish notice of application for review	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 84(1)	Power to decide on an application at any time after an appeal is lodged against failure to grant a permit	<u>NDNot delegated</u>	
s 84(2)	Duty not to issue a permit or notice of decision or refusal after an application is made for review of a failure to grant a permit	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 84(3)	Duty to tell principal registrar if decide to grant a permit after an application is made for review of its failure to grant a permit	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 84(6)	Duty to issue permit on receipt of advice within 3 business days	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 84AB	Power to agree to confining a review by the Tribunal	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 86	Duty to issue a permit at order of Tribunal within 3 business days	<u>MCRS</u> Manager Community & Regulatory Services <u>STP</u> Strategic Planner <u>SP</u> Senior Planner	
s 87(3)	Power to apply to VCAT for the cancellation or amendment of a permit	<u>N</u> DNot delegated	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 90(1)	Function of being heard at hearing of request for cancellation or amendment of a permit	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 91(2)	Duty to comply with the directions of VCAT	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 91(2A)	Duty to issue amended permit to owner if Tribunal so directs	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 92	Duty to give notice of cancellation/amendment of permit by VCAT to persons entitled to be heard under s 90	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 93(2)	Duty to give notice of VCAT order to stop development	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 95(3)	Function of referring certain applications to the Minister	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 95(4)	Duty to comply with an order or direction	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 96(1)	Duty to obtain a permit from the Minister to use and develop its land	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 96(2)	Function of giving consent to other persons to apply to the Minister for a permit to use and develop Council land	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 96A(2)	Power to agree to consider an application for permit concurrently with preparation of proposed amendment	<u>N</u> <u>D</u> <u>Not delegated</u>	
s 96C	Power to give notice, to decide not to give notice, to publish notice and to exercise any other power under s 96C	<u>N</u> <u>D</u> <u>Not delegated</u>	
s 96F	Duty to consider the panel's report under s 96E	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 96G(1)	Power to determine to recommend that a permit be granted or to refuse to recommend that a permit be granted and power to notify applicant of the determination (including power to give notice under s 23 of the <i>Planning and Environment (Planning Schemes) Act 1996</i>)	ND Not delegated	
s 96H(3)	Power to give notice in compliance with Minister's direction	MCRS Manager Community & Regulatory Services	
s 96J	Duty to issue permit as directed by the Minister	MCRS Manager Community & Regulatory Services STPStrategic Planner SPSenior Planner	
s 96K	Duty to comply with direction of the Minister to give notice of refusal	MCRS Manager Community & Regulatory Services STPStrategic Planner SPSenior Planner	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 96Z	Duty to keep levy certificates given to it under ss 47 or 96A for no less than 5 years from receipt of the certificate	MCRSManager Community & Regulatory Services	
s 97C	Power to request Minister to decide the application	NDNot delegated	
s 97D(1)	Duty to comply with directions of Minister to supply any document or assistance relating to application	MCRSManager Community & Regulatory Services	
s 97G(3)	Function of receiving from Minister copy of notice of refusal to grant permit or copy of any permit granted by the Minister	MCRSManager Community & Regulatory Services	
s 97G(6)	Duty to make a copy of permits issued under s 97F available in accordance with public availability requirements	MCRSManager Community & Regulatory Services	
s 97L	Duty to include Ministerial decisions in a register kept under s 49	MCRSManager Community & Regulatory Services	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 97MH	Duty to provide information or assistance to the Planning Application Committee	<u>MCRSManager Community & Regulatory Services</u>	
s 97MI	Duty to contribute to the costs of the Planning Application Committee or subcommittee	<u>MCRSManager Community & Regulatory Services</u>	
s 97O	Duty to consider application and issue or refuse to issue certificate of compliance	<u>MCRSManager Community & Regulatory Services</u>	
s 97P(3)	Duty to comply with directions of VCAT following an application for review of a failure or refusal to issue a certificate	<u>MCRSManager Community & Regulatory Services</u>	
s 97Q(2)	Function of being heard by VCAT at hearing of request for amendment or cancellation of certificate	<u>MCRSManager Community & Regulatory Services</u>	
s 97Q(4)	Duty to comply with directions of VCAT	<u>MCRSManager Community & Regulatory Services</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 97R	Duty to keep register of all applications for certificate of compliance and related decisions	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 98(1)&(2)	Function of receiving claim for compensation in certain circumstances	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 98(4)	Duty to inform any person of the name of the person from whom compensation can be claimed	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 101	Function of receiving claim for expenses in conjunction with claim	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 103	Power to reject a claim for compensation in certain circumstances	CEO	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 107(1)	Function of receiving claim for compensation	MCRSManager Community & Regulatory Services	
s 107(3)	Power to agree to extend time for making claim	CEO	
s 113(2)	Power to request a declaration for land to be proposed to be reserved for public purposes	NDNot delegated	
s 114(1)	Power to apply to the VCAT for an enforcement order	MCRSManager Community & Regulatory Services	
s 117(1)(a)	Function of making a submission to the VCAT where objections are received	MCRSManager Community & Regulatory Services	
s 120(1)	Power to apply for an interim enforcement order where s 114 application has been made	MCRSManager Community & Regulatory Services	
s 123(1)	Power to carry out work required by enforcement order and recover costs	CEO	
s 123(2)	Power to sell buildings, materials, etc salvaged in carrying out work under s 123(1)	NDNot delegated	Except Crown Land

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 129	Function of recovering penalties	<u>MCRSManager Community & Regulatory Services</u>	
s 130(5)	Power to allow person served with an infringement notice further time	<u>MCRSManager Community & Regulatory Services</u>	
s 149A(1)	Power to refer a matter to the VCAT for determination	<u>MCRSManager Community & Regulatory Services</u>	
s 149A(1A)	Power to apply to VCAT for the determination of a matter relating to the interpretation of a s 173 agreement	<u>MCRSManager Community & Regulatory Services</u>	
s 149B	Power to apply to the Tribunal for a declaration	<u>MCRSManager Community & Regulatory Services</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 156	Duty to pay fees and allowances (including a payment to the Crown under s 156(2A)), and payment or reimbursement for reasonable costs and expenses incurred by the panel in carrying out its functions unless the Minister directs otherwise under s 156(2B) power to ask for contribution under s 156(3) and power to abandon amendment or part of it under s 156(4)	<u>MCRSManager Community & Regulatory Services</u>	Where Council is the relevant planning authority
s 171(2)(f)	Power to carry out studies and commission reports	<u>MCRSManager Community & Regulatory Services</u>	
s 171(2)(g)	Power to grant and reserve easements	CEO	
s 172C	Power to compulsorily acquire any outer public purpose land that is specified in the approved infrastructure contributions plan	<u>NDNot delegated</u>	Where Council is a development agency specified in an approved infrastructure contributions plan
s 172D(1)	Power to compulsorily acquire any inner public purpose land that is specified in the plan before the time that the land is required to be provided to Council under s 46GV(4)	<u>NDNot delegated</u>	Where Council is a collecting agency specified in an approved infrastructure contributions plan
s 172D(2)	Power to compulsorily acquire any inner public purpose land, the use and development of which is to be the responsibility of Council under the plan, before the time that the land is required to be provided under s 46GV(4)	<u>NDNot delegated</u>	Where Council is the development agency specified in an approved infrastructure contributions plan
s 173(1)	Power to enter into agreement covering matters set out in s 174	CEO	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 173(1A)	Power to enter into an agreement with an owner of land for the development or provision of land in relation to affordable housing	CEO	Where Council is the relevant responsible authority
---	Power to decide whether something is to the satisfaction of Council, where an agreement made under s 173 of the <i>Planning and Environment Act 1987</i> requires something to be to the satisfaction of Council or Responsible Authority	MCRS Manager Community & Regulatory Services	
---	Power to give consent on behalf of Council, where an agreement made under s 173 of the <i>Planning and Environment Act 1987</i> requires that something may not be done without the consent of Council or Responsible Authority	ND Not delegated	
s 177(2)	Power to end a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	ND Not delegated	
s 178	Power to amend a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	CEO	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 178A(1)	Function of receiving application to amend or end an agreement	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 178A(3)	Function of notifying the owner as to whether it agrees in principle to the proposal under s 178A(1)	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 178A(4)	Function of notifying the applicant and the owner as to whether it agrees in principle to the proposal	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 178A(5)	Power to propose to amend or end an agreement	ND Not delegated	
s 178B(1)	Duty to consider certain matters when considering proposal to amend an agreement	<u>MCRS</u> Manager <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 178B(2)	Duty to consider certain matters when considering proposal to end an agreement	<u>MCRS</u> Manager <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 178C(2)	Duty to give notice of the proposal to all parties to the agreement and other persons who may be detrimentally affected by decision to amend or end	<u>MCRS</u> Manager <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 178C(4)	Function of determining how to give notice under s 178C(2)	<u>MCRS</u> Manager <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STP</u> Strategic <u>Planner</u> <u>SP</u> Senior <u>Planner</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 178E(1)	Duty not to make decision until after 14 days after notice has been given	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>STPStrategic Planner</u> <u>SPSenior Planner</u>	
s 178E(2)(a)	Power to amend or end the agreement in accordance with the proposal	<u>NDNot delegated</u>	If no objections are made under s 178D Must consider matters in s 178B
s 178E(2)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	CEO	If no objections are made under s 178D Must consider matters in s 178B
s 178E(2)(c)	Power to refuse to amend or end the agreement	<u>NDNot delegated</u>	If no objections are made under s 178D Must consider matters in s 178B
s 178E(3)(a)	Power to amend or end the agreement in accordance with the proposal	CEO	After considering objections, submissions and matters in s 178B

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 178E(3)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	CEO	After considering objections, submissions and matters in s 178B
s 178E(3)(c)	Power to amend or end the agreement in a manner that is substantively different from the proposal	ND Not delegated	After considering objections, submissions and matters in s 178B
s 178E(3)(d)	Power to refuse to amend or end the agreement	ND Not delegated	After considering objections, submissions and matters in s 178B
s 178F(1)	Duty to give notice of its decision under s 178E(3)(a) or (b)	MCRS Manager Community & Regulatory Services	
s 178F(2)	Duty to give notice of its decision under s 178E(2)(c) or (3)(d)	MCRS Manager Community & Regulatory Services	
s 178F(4)	Duty not to proceed to amend or end an agreement under s 178E until at least 21 days after notice has been given or until an application for review to the Tribunal has been determined or withdrawn	MCRS Manager Community & Regulatory Services	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 178G	Duty to sign amended agreement and give copy to each other party to the agreement	<u>MCRSManager Community & Regulatory Services</u>	
s 178H	Power to require a person who applies to amend or end an agreement to pay the costs of giving notices and preparing the amended agreement	<u>MCRSManager Community & Regulatory Services</u>	
s 178I(3)	Duty to notify, in writing, each party to the agreement of the ending of the agreement relating to Crown land	<u>MCRSManager Community & Regulatory Services</u>	
s 179(2)	Duty to make a copy of each agreement available in accordance with the public availability requirements	<u>MCRSManager Community & Regulatory Services</u>	
s 181	Duty to apply to the Registrar of Titles to record the agreement	<u>MCRSManager Community & Regulatory Services</u>	
s 181(1A)(a)	Power to apply to the Registrar of Titles to record the agreement	<u>MCRSManager Community & Regulatory Services</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 181(1A)(b)	Duty to apply to the Registrar of Titles, without delay, to record the agreement	<u>MCRSManager Community & Regulatory Services</u>	
s 182	Power to enforce an agreement	<u>MCRSManager Community & Regulatory Services</u>	
s 183	Duty to tell Registrar of Titles of ending/amendment of agreement	<u>MCRSManager Community & Regulatory Services</u>	
s 184F(1)	Power to decide to amend or end an agreement at any time after an application for review of the failure of Council to make a decision	<u>NDNot delegated</u>	
s 184F(2)	Duty not to amend or end the agreement or give notice of the decision after an application is made to VCAT for review of a failure to amend or end an agreement	<u>MCRSManager Community & Regulatory Services</u>	
s 184F(3)	Duty to inform the principal registrar if the responsible authority decides to amend or end an agreement after an application is made for the review of its failure to end or amend the agreement	<u>MCRSManager Community & Regulatory Services</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 184F(5)	Function of receiving advice from the principal registrar that the agreement may be amended or ended in accordance with Council's decision	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 184G(2)	Duty to comply with a direction of the Tribunal	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 184G(3)	Duty to give notice as directed by the Tribunal	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 185B(1)	Duty to comply with a request from the Minister to provide the name, address, email address or telephone number of any person to whom the Minister is required to give notice	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 198(1)	Function to receive application for planning certificate	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 199(1)	Duty to give planning certificate to applicant	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	
s 201(1)	Function of receiving application for declaration of underlying zoning	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>STPStrategic</u> <u>Planner</u> <u>SPSenior</u> <u>Planner</u>	
s 201(3)	Duty to make declaration	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	



PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
-	Power to decide, in relation to any planning scheme or permit, that a specified thing has or has not been done to the satisfaction of Council	<u>MCRSManager Community & Regulatory Services</u>	
-	<u>Power to decide, in relation to any planning scheme or permit, that a specified thing may be altered or modified with Council's consent</u>	<u>Manager Community & Regulatory Services</u>	
-	<u>Power to decide, in relation to any planning scheme or permit, that a specified thing may be done subject to Council's prior consent or must not be done without Council's prior consent</u>	<u>Manager Community & Regulatory Services</u>	
-	<u>Power to decide, in relation to any planning scheme or permit, that a specified thing is required to be approved and or endorsed by Council</u>	<u>Manager Community & Regulatory Services</u>	
-	Power, in relation to any planning scheme or permit, to consent or refuse to consent to any matter which requires the consent or approval of Council	<u>MCRSManager Community & Regulatory Services</u>	
-	Power to approve <u>and/or endorse</u> any plan or any amendment to a plan or other document in accordance with a provision of a planning scheme or condition in a permit	<u>MCRSManager Community & Regulatory Services</u>	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
-	Power to give written authorisation in accordance with a provision of a planning scheme	MCRSManager Community & Regulatory Services	
s 201UAB(1)	Function of providing the Victoria Planning Authority with information relating to any land within municipal district	MCRSManager Community & Regulatory Services	
s 201UAB(2)	Duty to provide the Victoria Planning Authority with information requested under s 201UAB(1) as soon as possible	MCRSManager Community & Regulatory Services	

RESIDENTIAL TENANCIES ACT 1997			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 518F	Power to issue notice to caravan park regarding emergency management plan if determined that the plan does not comply with the requirements	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u> <u>MBSMunicipal Building Surveyor</u>	
s 522(1)	Power to give a compliance notice to a person	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u> <u>MBSMunicipal Building Surveyor</u>	

RESIDENTIAL TENANCIES ACT 1997			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 525(2)	Power to authorise an officer to exercise powers in s 526 (either generally or in a particular case)	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u> <u>MBSMunicipal Building Surveyor</u>	
s 525(4)	Duty to issue identity card to authorised officers	<u>MCRSManager</u> <u>Community & Regulatory Services</u> <u>EHCEEnvironment al Health Coordinator</u> <u>MBSMunicipal Building Surveyor</u>	

RESIDENTIAL TENANCIES ACT 1997			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 526(5)	Duty to keep record of entry by authorised officer under s 526	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator <u>MBS</u> Municipal Building Surveyor	
s 526A(3)	Function of receiving report of inspection	<u>MCRS</u> Manager Community & Regulatory Services <u>EH</u> CEnvironment al Health Coordinator <u>MBS</u> Municipal Building Surveyor	
s 527	Power to authorise a person to institute proceedings (either generally or in a particular case)	CEO	

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 11(1)	Power to declare a road by publishing a notice in the Government Gazette	MIE Manager Infrastructure & Environment	Obtain consent in circumstances specified in s 11(2)
s 11(8)	Power to name a road or change the name of a road by publishing notice in Government Gazette	MIE Manager Infrastructure & Environment	
s 11(9)(b)	Duty to advise Registrar	MIE Manager Infrastructure & Environment	
s 11(10)	Duty to inform Secretary to Department of Environment, Land, Water and Planning of declaration etc.	MIE Manager Infrastructure & Environment	Subject to s 11(10A)
s 11(10A)	Duty to inform Secretary to Department of Environment, Land, Water and Planning or nominated person	MIE Manager Infrastructure & Environment	Where Council is the coordinating road authority
<u>s 12(2)(b)</u>	<u>Function of providing consent to the Head, Transport for Victoria for the discontinuance of a road or part of a road</u>	<u>CEO</u>	

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 12(10)	Duty to notify of decision made	MI Manager <u>Infrastructure & Environment</u> RI Roads & Infrastructure <u>Engineer</u>	Duty of coordinating road authority where it is the discontinuing body Does not apply where an exemption is specified by the regulations or given by the Minister
s 13(1)	Power to fix a boundary of a road by publishing notice in Government Gazette	MI Manager <u>Infrastructure & Environment</u>	Power of coordinating road authority and obtain consent under s 13(3) and s 13(4) as appropriate
s 14(4)	Function of receiving notice from the Head, Transport for Victoria	MI Manager <u>Infrastructure & Environment</u>	
s 14(7)	Power to appeal against decision of the Head, Transport for Victoria	MI Manager <u>Infrastructure & Environment</u>	
s 15(1)	Power to enter into arrangement with another road authority, utility or a provider of public transport to transfer a road management function of the road authority to the other road authority, utility or provider of public transport	CEO	
s 15(1A)	Power to enter into arrangement with a utility to transfer a road management function of the utility to the road authority	ND Not delegated	

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 15(2)	Duty to include details of arrangement in public roads register	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 16(7)	Power to enter into an arrangement under s 15	CEO	
s 16(8)	Duty to enter details of determination in public roads register	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 17(2)	Duty to register public road in public roads register	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the coordinating road authority
s 17(3)	Power to decide that a road is reasonably required for general public use	ND Not delegated	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 17(3)	Duty to register a road reasonably required for general public use in public roads register	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the coordinating road authority
s 17(4)	Power to decide that a road is no longer reasonably required for general public use	ND Not delegated	Where Council is the coordinating road authority
s 17(4)	Duty to remove road no longer reasonably required for general public use from public roads register	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the coordinating road authority
s 18(1)	Power to designate ancillary area	ND Not delegated	Where Council is the coordinating road authority, and obtain consent in circumstances specified in s 18(2)
s 18(3)	Duty to record designation in public roads register	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19(1)	Duty to keep register of public roads in respect of which it is the coordinating road authority	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 19(4)	Duty to specify details of discontinuance in public roads register	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 19(5)	Duty to ensure public roads register is available for public inspection	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 21	Function of replying to request for information or advice	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Obtain consent in circumstances specified in s 11(2)



ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 22(2)	Function of commenting on proposed direction	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 22(4)	Duty to publish a copy or summary of any direction made under s 22 by the Minister in its annual report	MIE Manager Infrastructure & Environment	
s 22(5)	Duty to give effect to a direction under s 22	MIE Manager Infrastructure & Environment	
s 40(1)	Duty to inspect, maintain and repair a public road	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 40(5)	Power to inspect, maintain and repair a road which is not a public road	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 41(1)	Power to determine the standard of construction, inspection, maintenance and repair	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 42(1)	Power to declare a public road as a controlled access road	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Power of coordinating road authority and sch 2 also applies
s 42(2)	Power to amend or revoke declaration by notice published in Government Gazette	MIE Manager Infrastructure & Environment	Power of coordinating road authority and sch 2 also applies
s 42A(3)	Duty to consult with Head, Transport for Victoria and Minister for Local Government before road is specified	MIE Manager Infrastructure & Environment	Where Council is the coordinating road authority If road is a municipal road or part thereof
s 42A(4)	Power to approve Minister's decision to specify a road as a specified freight road	N D Not delegated	Where Council is the coordinating road authority If road is a municipal road or part thereof and where road is to be specified a freight road

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 48EA	Duty to notify the owner or occupier of land and provider of public transport on which rail infrastructure or rolling stock is located (and any relevant provider of public transport)	MIE Manager Infrastructure & Environment	Where Council is the responsible road authority, infrastructure manager or works manager
s 48M(3)	Function of consulting with the relevant authority for purposes of developing guidelines under s 48M	MIE Manager Infrastructure & Environment	
s 49	Power to develop and publish a road management plan	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 51	Power to determine standards by incorporating the standards in a road management plan	ND Not delegated	
s 53(2)	Power to cause notice to be published in Government Gazette of amendment etc of document in road management plan	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	



ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 54(2)	Duty to give notice of proposal to make a road management plan	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 54(5)	Duty to conduct a review of road management plan at prescribed intervals	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 54(6)	Power to amend road management plan	ND Not delegated	
s 54(7)	Duty to incorporate the amendments into the road management plan	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	



ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 55(1)	Duty to cause notice of road management plan to be published in Government Gazette and newspaper	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 63(1)	Power to consent to conduct of works on road	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the coordinating road authority
s 63(2)(e)	Power to conduct or to authorise the conduct of works in, on, under or over a road in an emergency	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the infrastructure manager
s 64(1)	Duty to comply with cl 13 of sch 7	MIE Manager Infrastructure & Environment	Where Council is the infrastructure manager or works manager

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 66(1)	Power to consent to structure etc	MI Manager Infrastructure & Environment RI Roads & Infrastructure Engineer	Where Council is the coordinating road authority
s 67(2)	Function of receiving the name & address of the person responsible for distributing the sign or bill	MI Manager Infrastructure & Environment RI Roads & Infrastructure Engineer	Where Council is the coordinating road authority
s 67(3)	Power to request information	MI Manager Infrastructure & Environment RI Roads & Infrastructure Engineer	Where Council is the coordinating road authority
s 68(2)	Power to request information	MI Manager Infrastructure & Environment RI Roads & Infrastructure Engineer	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 71(3)	Power to appoint an authorised officer	<u>MIEManager Infrastructure & Environment</u>	
s 72	Duty to issue an identity card to each authorised officer	<u>MIEManager Infrastructure & Environment</u>	
s 85	Function of receiving report from authorised officer	<u>MIEManager Infrastructure & Environment</u>	
s 86	Duty to keep register re s 85 matters	<u>MIEManager Infrastructure & Environment</u>	
s 87(1)	Function of receiving complaints	<u>MIEManager Infrastructure & Environment</u>	
s 87(2)	Duty to investigate complaint and provide report	<u>MIEManager Infrastructure & Environment</u>	
s 96	Power to authorise a person for the purpose of instituting legal proceedings	CEO	
s 112(2)	Power to recover damages in court	<u>MIEManager Infrastructure & Environment</u>	

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 116	Power to cause or carry out inspection	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 119(2)	Function of consulting with the Head, Transport for Victoria	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 120(1)	Power to exercise road management functions on an arterial road (with the consent of the Head, Transport for Victoria)	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
s 120(2)	Duty to seek consent of the Head, Transport for Victoria to exercise road management functions before exercising power in s 120(1)	MIE Manager Infrastructure & Environment	
s 121(1)	Power to enter into an agreement in respect of works	MIE Manager Infrastructure & Environment	

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 122(1)	Power to charge and recover fees	MIE Manager Infrastructure & Environment	
s 123(1)	Power to charge for any service	MIE Manager Infrastructure & Environment	
sch 2 cl 2(1)	Power to make a decision in respect of controlled access roads	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
sch 2 cl 3(1)	Duty to make policy about controlled access roads	MIE Manager Infrastructure & Environment	
sch 2 cl 3(2)	Power to amend, revoke or substitute policy about controlled access roads	MIE Manager Infrastructure & Environment	
sch 2 cl 4	Function of receiving details of proposal from the Head, Transport for Victoria	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 2 cl 5	Duty to publish notice of declaration	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
sch 7 cl 7(1)	Duty to give notice to relevant coordinating road authority of proposed installation of non-road infrastructure or related works on a road reserve	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the infrastructure manager or works manager
sch 7 cl 8(1)	Duty to give notice to any other infrastructure manager or works manager responsible for any non-road infrastructure in the area, that could be affected by any proposed installation of infrastructure or related works on a road or road reserve of any road	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the infrastructure manager or works manager
sch 7 cl 9(1)	Duty to comply with request for information from a coordinating road authority, an infrastructure manager or a works manager responsible for existing or proposed infrastructure in relation to the location of any non-road infrastructure and technical advice or assistance in conduct of works	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the infrastructure manager or works manager responsible for non-road infrastructure

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 7 cl 9(2)	Duty to give information to another infrastructure manager or works manager where becomes aware any infrastructure or works are not in the location shown on records, appear to be in an unsafe condition or appear to need maintenance	MIE Manager <u>Infrastructure & Environment</u> RIE Roads & <u>Infrastructure Engineer</u>	Where Council is the infrastructure manager or works manager
sch 7 cl 10(2)	Where Sch 7 cl 10(1) applies, duty to, where possible, conduct appropriate consultation with persons likely to be significantly affected	MIE Manager <u>Infrastructure & Environment</u> RIE Roads & <u>Infrastructure Engineer</u>	Where Council is the infrastructure manager or works manager
sch 7 cl 12(2)	Power to direct infrastructure manager or works manager to conduct reinstatement works	CEO	Where Council is the coordinating road authority
sch 7 cl 12(3)	Power to take measures to ensure reinstatement works are completed	MIE Manager <u>Infrastructure & Environment</u> RIE Roads & <u>Infrastructure Engineer</u>	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 7 cl 12(4)	Duty to ensure that works are conducted by an appropriately qualified person	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the coordinating road authority
sch 7 cl 12(5)	Power to recover costs	CEO	Where Council is the coordinating road authority
sch 7 cl 13(1)	Duty to notify relevant coordinating road authority within 7 days that works have been completed, subject to sch 7 cl 13(2)	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the works manager
sch 7 cl 13(2)	Power to vary notice period	MIE Manager Infrastructure & Environment	Where Council is the coordinating road authority
sch 7 cl 13(3)	Duty to ensure works manager has complied with obligation to give notice under sch 7 cl 13(1)	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the infrastructure manager

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 7 cl 16(1)	Power to consent to proposed works	CEO	Where Council is the coordinating road authority
sch 7 cl 16(4)	Duty to consult	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the coordinating road authority, responsible authority or infrastructure manager
sch 7 cl 16(5)	Power to consent to proposed works	CEO	Where Council is the coordinating road authority
sch 7 cl 16(6)	Power to set reasonable conditions on consent	CEO	Where Council is the coordinating road authority
sch 7 cl 16(8)	Power to include consents and conditions	CEO	Where Council is the coordinating road authority
sch 7 cl 17(2)	Power to refuse to give consent and duty to give reasons for refusal	MIE Manager Infrastructure & Environment	Where Council is the coordinating road authority
sch 7 cl 18(1)	Power to enter into an agreement	CEO	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 7 cl 19(1)	Power to give notice requiring rectification of works	MI Manager Infra Infrastructure & Env Environment RI Roads & Infra Infrastructure Eng Engineer	Where Council is the coordinating road authority
sch 7 cl 19(2) & (3)	Power to conduct the rectification works or engage a person to conduct the rectification works and power to recover costs incurred	MI Manager Infra Infrastructure & Env Environment RI Roads & Infra Infrastructure Eng Engineer	Where Council is the coordinating road authority
sch 7 cl 20(1)	Power to require removal, relocation, replacement or upgrade of existing non-road infrastructure	MI Manager Infra Infrastructure & Env Environment RI Roads & Infra Infrastructure Eng Engineer	Where Council is the coordinating road authority
sch 7A cl 2	Power to cause street lights to be installed on roads	MI Manager Infra Infrastructure & Env Environment RI Roads & Infra Infrastructure Eng Engineer	Power of responsible road authority where it is the coordinating road authority or responsible road authority in respect of the road

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 7A cl 3(1)(d)	Duty to pay installation and operation costs of street lighting - where road is not an arterial road	MIE Manager Infrastructure & Environment	Where Council is the responsible road authority
sch 7A cl 3(1)(e)	Duty to pay installation and operation costs of street lighting – where road is a service road on an arterial road and adjacent areas	MIE Manager Infrastructure & Environment	Where Council is the responsible road authority
sch 7A cl (3)(1)(f)	Duty to pay installation and percentage of operation costs of street lighting – for arterial roads in accordance with cls 3(2) and 4	MIE Manager Infrastructure & Environment	Duty of Council as responsible road authority that installed the light (re: installation costs) and where Council is relevant municipal council (re: operating costs)

PLANNING AND ENVIRONMENT REGULATIONS 2015			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
r 6	Function of receiving notice, under s 19(1)(c) of the Act, from a planning authority of its preparation of an amendment to a planning scheme	MCRSManager Community & Regulatory Services	Where Council is not the planning authority and the amendment affects land within its municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.
r 21	Power of responsible authority to require a permit applicant to verify information (by statutory declaration or other written confirmation satisfactory to the responsible authority) in an application for a permit or to amend a permit or any information provided under s 54 of the Act	MCRSManager Community & Regulatory Services	
r 25(a)	Duty to make copy of matter considered under s 60(1A)(g) in accordance with the public availability requirements	MCRSManager Community & Regulatory Services	Where Council is the responsible authority
r 25(b)	Function of receiving a copy of any document considered under s 60(1A)(g) by the responsible authority and duty to make the document available in accordance with the public availability requirements	MCRSManager Community & Regulatory Services	Where Council is not the responsible authority but the relevant land is within Council's municipal district
r 42	Function of receiving notice under s 96C(1)(c) of the Act from a planning authority of its preparation of a combined application for an amendment to a planning scheme and notice of a permit application	MCRSManager Community & Regulatory Services	Where Council is not the planning authority and the amendment affects land within Council's municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.



PLANNING AND ENVIRONMENT (FEES) REGULATIONS 2016			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
r 19	Power to waive or rebate a fee relating to an amendment of a planning scheme	N <u>Not delegated</u>	
r 20	Power to waive or rebate a fee other than a fee relating to an amendment to a planning scheme	N <u>Not delegated</u>	
r 21	Duty to record matters taken into account and which formed the basis of a decision to waive or rebate a fee under r19 or 20	M <u>CRS Manager Community & Regulatory Services</u>	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 7	Power to enter into a written agreement with a caravan park owner	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	
r 10	Function of receiving application for registration	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	
r 11	Function of receiving application for renewal of registration	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	
r 12(1)	Duty to grant the registration if satisfied that the caravan park complies with these regulations	<u>MCRSManager Community & Regulatory</u>	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
		Services	
r 12(1)	Power to refuse to renew -grant the registration if not satisfied that the caravan park complies with these regulations	MCRSManager Community & Regulatory Services	
r 12(2)	Duty to renew the registration if satisfied that the caravan park complies with these regulations	MCRSManager Community & Regulatory Services	
r 12(2)	Power to refuse to renew the registration if not satisfied that the caravan park complies with these regulations	MCRSManager Community & Regulatory Services	
r 12(3)	Duty to have regard to matters in determining an application for registration or an application for renewal of registration	MCRSManager Community & Regulatory Services	
r 12(4) & (5)	Duty to issue certificate of registration	MCRSManager Community & Regulatory Services	
r 14(1)	Function of receiving notice of transfer of ownership	MCRSManager Community & Regulatory Services,	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
		<u>EHCE</u> <u>Environment</u> <u>al Health</u> <u>Coordinator</u>	
r 14(3)	Power to determine where notice of transfer is displayed	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCE</u> <u>Environment</u> <u>al Health</u> <u>Coordinator</u>	
r 15(1)	Duty to transfer registration to new caravan park owner	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCE</u> <u>Environment</u> <u>al Health</u> <u>Coordinator</u>	
r 15(2)	Duty to issue a certificate of transfer of registration	<u>MCRS</u> <u>Manager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCE</u> <u>Environment</u> <u>al Health</u> <u>Coordinator</u>	
r 15(3)	Power to determine where certificate of transfer of registration	<u>MCRS</u> <u>Manager</u>	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	is displayed	<u>Community & Regulatory Services</u> <u>EHCE</u> <u>Environmental Health Coordinator</u>	
r 16(1)	Power to determine the fee to accompany applications for registration or applications for renewal of registration	<u>MCRS</u> <u>Manager Community & Regulatory Services</u> <u>EHCE</u> <u>Environmental Health Coordinator</u>	
r 17	Duty to keep register of caravan parks	<u>MCRS</u> <u>Manager Community & Regulatory Services</u> <u>EHCE</u> <u>Environmental Health Coordinator</u>	
r 21(1)	Duty to notify a caravan park owner of the relevant emergency services agencies for the caravan park, on the request of the caravan park owner	<u>MCRS</u> <u>Manager Community & Regulatory Services</u> <u>EHCE</u> <u>Environmental Health</u>	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
		<u>Coordinator,</u> <u>MBSMunicipal</u> <u>Building Surveyor</u>	
r 21(2)	Duty to consult with relevant emergency services agencies	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u> <u>MBSMunicipal</u> <u>Building Surveyor</u>	
r 22	Power to determine places in which caravan park owner must display a copy of emergency procedures	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u> <u>EHCEEnvironment</u> <u>al Health</u> <u>Coordinator</u> <u>MBSMunicipal</u> <u>Building Surveyor</u>	
r 23	Power to determine places in which caravan park owner must display copy of public emergency warnings	<u>MCRSManager</u> <u>Community &</u> <u>Regulatory</u> <u>Services</u>	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
		EHCE Environment al Health Coordinator MBS Municipal Building Surveyor	
r 24(2)	Power to consult with relevant floodplain management authority	MCRS Manager Community & Regulatory Services EHCE Environment al Health Coordinator MBS Municipal Building Surveyor	
r 26(b)(i)	Power to approve system for the discharge of sewage and wastewater from a movable dwelling	MCRS Manager Community & Regulatory Services EHCE Environment al Health Coordinator	
r 38	Function of receiving notice of proposed installation of unregistrable movable dwelling or rigid annexe	MCRS Manager Community & Regulatory Services	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
		<u>EHCEnvironmental Health Coordinator</u>	
r 38(b)	Power to require notice of proposal to install unregistrable movable dwelling or rigid annexe	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	
r 39(3)	Function of receiving installation certificate	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	
r 45(3)	Power to determine places in which caravan park owner must display name and telephone number of an emergency contact person	<u>MCRSManager Community & Regulatory Services</u> <u>EHCEnvironmental Health Coordinator</u>	
r 45(5)	Power to determine places in which caravan park owner must	<u>MCRSManager</u>	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	display the certificate of registration or certificate of renewal of registration, the plan of the caravan park and a copy of the caravan park rules	Community & Regulatory Services EH Environmental Health Coordinator	

ROAD MANAGEMENT (GENERAL) REGULATIONS 2016			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 8(1)	Duty to conduct reviews of road management plan	MIE Manager Infrastructure & Environment	
r 9(2)	Duty to produce written report of review of road management plan and make report available	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	
r 9(3)	Duty to give notice where road management review is completed and no amendments will be made (or no amendments for which notice is required)	MIE Manager Infrastructure & Environment	Where Council is the coordinating road authority
r 10	Duty to give notice of amendment which relates to standard of construction, inspection, maintenance or repair under s 41 of the Act	MIE Manager Infrastructure & Environment	
r 13(1)	Duty to publish notice of amendments to road management plan	MIE Manager Infrastructure & Environment	Where Council is the coordinating road authority
r 13(3)	Duty to record on road management plan the substance and date of effect of amendment	MIE Manager Infrastructure & Environment	

ROAD MANAGEMENT (GENERAL) REGULATIONS 2016			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 16(3)	Power to issue permit	MI Manager Infrastructure & Environment RI Roads & Infrastructure Engineer	Where Council is the coordinating road authority
r 18(1)	Power to give written consent re damage to road	MI Manager Infrastructure & Environment RI Roads & Infrastructure Engineer	Where Council is the coordinating road authority
r 23(2)	Power to make submission to Tribunal	MI Manager Infrastructure & Environment RI Roads & Infrastructure Engineer	Where Council is the coordinating road authority
r 23(4)	Power to charge a fee for application under s 66(1) Road Management Act	MI Manager Infrastructure & Environment	Where Council is the coordinating road authority



ROAD MANAGEMENT (GENERAL) REGULATIONS 2016			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 25(1)	Power to remove objects, refuse, rubbish or other material deposited or left on road	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the responsible road authority
r 25(2)	Power to sell or dispose of things removed from road or part of road (after first complying with regulation 25(3))	MIE Manager Infrastructure & Environment RIE Roads & Infrastructure Engineer	Where Council is the responsible road authority
r 25(5)	Power to recover in the Magistrates' Court, expenses from person responsible	CEO	

ROAD MANAGEMENT (WORKS AND INFRASTRUCTURE) REGULATIONS 2015			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 15	Power to exempt a person from requirement under cl 13(1) of sch 7 of the Act to give notice as to the completion of those works	MIE Manager Infrastructure & Environment	Where Council is the coordinating road authority and where consent given under s 63(1) of the Act
r 22(2)	Power to waive whole or part of fee in certain circumstances	MIE Manager Infrastructure & Environment	Where Council is the coordinating road authority

END