



GANNAWARRA
Shire Council

ATTACHMENT Item 8.6

UNDER SEPARATE COVER

Ordinary Council Meeting

15 August 2018

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S6. Instrument of Delegation – Members of Staff

Gannawarra Shire Council

Instrument of Delegation

to

Members of Council Staff

Instrument of Delegation

In exercise of the power conferred by section 98(1) of the *Local Government Act 1989* and the other 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 means Chief Executive Officer
DCS means Director Corporate Services
DCW means Director Community Wellbeing
DID means Director Infrastructure and Development
EHO means Environmental Health Officer
GCC means Governance and Compliance Coordinator
LLO1 means Local Laws Team Leader
LLO2 means Local Laws Officer
LRP means Legal Representative/Professional
MBS means Municipal Building Surveyor
MCH means Manager Community Health
MF means Manager Finance
MG means Manager Governance
MOS means Manager Operational Services
MPD means Manager Assets and Design
MPRS means Manager Planning and Regulatory Services
PO means Planning Officer
Provision Not Delegated means the function and/or power in column 3 of the Schedule remains with Council

3. declares that:

- 3.1 this Instrument of Delegation is authorised by a resolution of Council passed on 15 August 2018; 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; or

- 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) strategy

adopted by Council; or

- 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, whether on account of section 98(1)(a)-(f) (inclusive) of the Act or otherwise; or
- 3.3.4 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.

The Common Seal of the GANNAWARRA SHIRE COUNCIL)
was hereunto affixed in accordance with Local Law No. 7)
on the _____ day of _____ 2018.)

_____ Chief Executive Officer
(signature)

_____ Full name

Delegation Sources

- Cemeteries and Crematoria Act 2003
- Domestic Animals Act 1994
- Environment Protection Act 1970
- Food Act 1984
- Heritage Act 2017
- Local Government Act 1989
- Planning and Environment Act 1987
- Rail Safety (Local Operations) Act 2006
- Residential Tenancies Act 1997
- Road Management Act 2004
- Cemeteries and Crematoria Regulations 2015
- Planning and Environment Regulations 2015
- Planning and Environment (Fees) Regulations 2016
- Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2010
- Road Management (General) Regulations 2016
- Road Management (Works and Infrastructure) Regulations 2015

S6 Instrument of Delegation - Members of Staff

Cemeteries and Crematoria Act 2003 [##The provisions of this Act apply to Councils appointed as a cemetery trust under section 5 of this Act, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
#	Item Delegated	Conditions and Limitations	Delegate	Date
33746	power to manage one or more public cemeteries		Provision Not Delegated	
33747	function to properly and efficiently manage and maintain each public cemetery for which responsible and carry out any other function conferred under this Act	where Council is a Class B cemetery trust	Provision Not Delegated	
33748	duty to have regard to the matters set out in paragraphs (a)-(c) in exercising its functions	where Council is a Class B cemetery trust	Provision Not Delegated	
33749	function to do the activities set out in paragraphs (a) - (n)	where Council is a Class A cemetery trust	Provision Not Delegated	
33750	duty to have regard to matters set out in paragraphs (a)-(e) in exercising its functions	where Council is a Class A cemetery trust	Provision Not Delegated	
33751	duty to do anything necessary or convenient to enable it to carry out its functions		Provision Not Delegated	
33752	power to manage multiple public cemeteries as if they are one cemetery		Provision Not Delegated	
33753	power to delegate powers or functions other than those listed		Provision Not Delegated	
33754	duty to keep records of delegations		GCC, MG	
33755	power to employ any persons necessary		CEO	
33756	power to engage any professional, technical or other assistance considered necessary		CEO	
33757	power to determine the terms and conditions of employment or engagement	subject to any guidelines or	CEO	

Cemeteries and Crematoria Act 2003

###The provisions of this Act apply to Councils appointed as a cemetery trust under section 5 of this Act, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)

		directions of the Secretary		
33758	duty to comply with a direction from the Secretary		CEO	
33759	duty to establish governance committees within 12 months of becoming a Class A cemetery trust and power to establish other governance committees from time to time	where Council is a Class A cemetery trust	Provision Not Delegated	
33760	power to determine the membership of the governance committee	where Council is a Class A cemetery trust	Provision Not Delegated	
33761	power to determine procedure of governance committee	where Council is a Class A cemetery trust	Provision Not Delegated	
33762	duty to appoint community advisory committee for the purpose of liaising with communities	where Council is a Class A cemetery trust	Provision Not Delegated	
33763	power to appoint any additional community advisory committees	where Council is a Class A cemetery trust	DID, MPRS	
33764	duty to establish a community advisory committee under section 18D(1)(a) within 12 months of becoming a Class A cemetery trust.	where Council is a Class A cemetery trust	Provision Not Delegated	
33765	duty to include a report on the activities of the community advisory committees in its report of operations under Part 7 of the Financial Management Act 1994	where Council is a Class A cemetery trust	Provision Not Delegated	
33766	duty to give preference to a person who is not a funeral director of a stonemason (or a similar position) when appointing a person to a community advisory committee	where Council is a Class A cemetery trust	Provision Not Delegated	
33767	duty to hold an annual meeting before 30 December in each calendar year, in accordance with section	where Council is a Class A cemetery trust	Provision Not Delegated	
33768	duty to publish a public notice of annual meeting in a newspaper, a reasonable time before the date of the annual meeting	where Council is a Class A cemetery trust	Provision Not Delegated	
33769	duty to provide leadership, assistance and advice in relation to operational and governance matters relating to cemeteries (including the matters set out in section 18J(2))	where Council is a Class A cemetery	Provision Not	

Cemeteries and Crematoria Act 2003 [##The provisions of this Act apply to Councils appointed as a cemetery trust under section 5 of this Act, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
		trust	Delegated	
33770	duty to employ a person as the chief executive officer (by whatever title called) of the Class A cemetery trust	where Council is a Class A cemetery trust	Provision Not Delegated	
33771	duty to prepare an annual plan for each financial year that specifies the items set out in paragraphs (a)-(d)	where Council is a Class A cemetery trust	Provision Not Delegated	
33772	duty to give a copy of the proposed annual plan to the Secretary on or before 30 September each year for the Secretary's approval	where Council is a Class A cemetery trust	Provision Not Delegated	
33773	duty to make amendments as required by the Secretary and deliver the completed plan to the Secretary within 3 months	where Council is a Class A cemetery trust	Provision Not Delegated	
33774	duty to ensure that an approved annual plan is available to members of the public on request	where Council is a Class A cemetery trust	Provision Not Delegated	
33775	duty to prepare a strategic plan and submit the plan to the Secretary for approval	where Council is a Class A cemetery trust	Provision Not Delegated	
33776	duty to advise the Secretary if the trust wishes to exercise its functions in a manner inconsistent with its approved strategic plan	where Council is a Class A cemetery trust	Provision Not Delegated	
33777	duty to ensure that an approved strategic plan is available to members of the public on request	where Council is a Class A cemetery trust	Provision Not Delegated	
33778	duty to pay an annual levy on gross earnings as reported in the annual financial statements for the previous financial year.	where Council is a Class A cemetery trust	Provision Not Delegated	
33779	power to carry out or permit the carrying out of works		CEO	
33780	duty to set aside areas for the interment of human remains		Provision Not Delegated	
33781	power to set aside areas for the purposes of managing a public cemetery		Provision Not Delegated	

Cemeteries and Crematoria Act 2003 [##The provisions of this Act apply to Councils appointed as a cemetery trust under section 5 of this Act, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
33782	power to set aside areas for those things in paragraphs (a) - (e)		Provision Not Delegated	
33785	power to apply to the Secretary for approval to alter the existing distribution of land		CEO	
33787	power to grant licences to enter and use part of the land or building in a public cemetery in accordance with this section	subject to the approval of the Minister	Provision Not Delegated	
33788	power to grant leases over land in a public cemetery in accordance with this section	subject to the Minister approving the purpose	Provision Not Delegated	
33791	duty to notify Secretary of fees and charges fixed under section 39		CEO	
33794	power to pay a contribution toward the cost of the construction and maintenance of any private street adjoining or abutting a cemetery	provided the street was constructed pursuant to the Local Government Act 1989	Provision Not Delegated	
33795	duty to submit a report to the Secretary every financial year in respect of powers and functions under the Act	report must contain the particulars listed in s.57(2)	MG	
33796	duty to keep records for each public cemetery		GCC, MG	
33797	duty to make information in records available to the public for historical or research purposes		GCC, MG	
33798	power to charge fees for providing information		CEO, MG	
33799	duty to comply with a direction from the Secretary under section 64(3)		CEO	
33800	power to permit interments at a reopened cemetery		CEO	
33801	power to apply to the Minister for approval to convert the cemetery, or part of it, to a historic cemetery park	the application must include the requirements listed in s.66(2)(a)-(d)	Provision Not Delegated	
33802	duty to take reasonable steps to notify of conversion to historic cemetery park		CEO, MG	
33803	duty to prepare plan of existing places of interment and make a record of any inscriptions on memorials which are to be removed		GCC, MG	
33804	duty to make plans of existing place of interment available to the public		GCC, MG	

Cemeteries and Crematoria Act 2003 [##The provisions of this Act apply to Councils appointed as a cemetery trust under section 5 of this Act, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
33805	power to remove any memorials or other structures in an area to which an approval to convert applies		CEO	
33806	power to dispose of any memorial or other structure removed		CEO	
33807	duty to comply with request received under section 72		CEO	
33808	power to grant a right of interment		CEO, GCC, MG	
33809	power to impose conditions on the right of interment		CEO	
33810	power to grant the rights of interment set out in subsections (a) and (b)		Provision Not Delegated	
33811	duty to allocate a piece of interment if an unallocated right is granted		CEO	
33812	power to authorise and impose terms and conditions on the removal of cremated human remains or body parts from the place of interment on application		CEO	
33813	function of receiving notification and payment of transfer of right of interment		MG	
33814	function of recording transfer of right of interment		GCC, MG	
33815	duty to pay refund on the surrender of an unexercised right of interment		CEO, MG	
33816	duty to pay refund on the surrender of an unexercised right of interment (sole holder)		CEO, MG	
33817	power to remove any memorial and grant another right of interment for a surrendered right of interment		CEO	
33818	function of receiving notice of surrendering an entitlement to a right of interment		CEO	
33819	duty to notify holder of 25 year right of interment of expiration at least 12 months before expiry	the notice must be in writing and contain the requirements listed in s.85(2)	CEO, MG	
72436	duty to notify holder of 25 year right of interment of expiration of right at least 12 months before expiry	does not apply where right of interment relates to remains of a deceased veteran.	GCC, MG	
72437	power to leave interred cremated remains undistributed in perpetuity and convert right of interment to perpetual right of interment or; remove interred remains and re-inter at another location within cemetery grounds and remove any memorial at that place and re-	may only be exercised where right of interment relates to	DCS, MG	

Cemeteries and Crematoria Act 2003

###The provisions of this Act apply to Councils appointed as a cemetery trust under section 5 of this Act, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)

	establish at new or equivalent location.	cremated human remains of a deceased identified veteran, if right of interment is not extended or converted to a perpetual right of interment		
33820	power to remove and dispose of cremated human remains and remove any memorial if no action taken by right holder within time specified		CEO	
62855	power to leave interred cremated human remains undisturbed or convert the right of interment to a perpetual right of interment		CEO	
62856	power to leave interred cremated human remains undisturbed in perpetuity and convert the right of interment to a perpetual right of interment		CEO	
62857	power to remove interred cremated human remains and take further action in accordance with s.86(3)(b)		CEO	
62858	power to take action under s.86(4) relating to removing and re-interring cremated human remains		CEO	
62859	duty to provide notification before taking action under s.86(4)		CEO	
62860	duty to maintain place of interment and any memorial at place of interment, if action taken under s.86(3)		CEO	
33821	duty, if requested, to extend the right for a further 25 years or convert the right to a perpetual right of interment		CEO	
33822	function to receive applications to carry out a lift and re-position procedure at a place of interment		MG	
33825	power to cancel a right of interment in accordance with this section		CEO	
33826	duty to publish notice of intention to cancel right of interment		CEO	
33827	power to pay refund or grant a right of interment in respect of another place of interment to the previous holder of the cancelled right of interment		CEO	
33828	function of receiving application to establish or alter a memorial or a place of interment		CEO	
33829	power to approve or refuse an application made under section 98, or to cancel an approval		CEO	
33830	duty to make a decision on an application under section 98 within 45 days after receipt of the application or within 45 days of receiving further information where requested		CEO	
33831	power to require a person to remove memorials or places of interment		CEO	
33832	power to remove and dispose a memorial or place of interment or remedy a person's failure to comply with section 100(1)		CEO	
33833	power to recover costs of taking action under section 100(2)		CEO	

Cemeteries and Crematoria Act 2003 [##The provisions of this Act apply to Councils appointed as a cemetery trust under section 5 of this Act, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
33834	function of receiving applications to establish or alter a building for ceremonies in the cemetery		CEO	
33835	power to approve or refuse an application under section 101, if satisfied of the matters in (b) and (c)		CEO	
33836	power to set terms and conditions in respect of, or to cancel, an approval granted under section 102(1)		CEO	
33837	power to require a person to remove a building for ceremonies		CEO	
33838	power to remove and dispose of a building for ceremonies or remedy the failure to comply with section 103(1)		CEO	
33839	power to recover costs of taking action under section 103(2)		CEO	
33840	power to require the holder of the right of interment of the requirement to make the memorial or place of interment safe and proper or carry out specified repairs		MG	
33841	power to require the holder of the right of interment to provide for an examination		CEO	
33842	power to open and examine the place of interment if section 106(2) not complied with		CEO	
33843	power to repair or - with the approval of the Secretary - take down, remove and dispose any memorial or place of interment if notice under section 106(1) is not complied with		CEO	
33844	power to require person responsible to make the building for ceremonies safe and proper or carry out specified repairs		DID	
33845	power to repair or take down, remove and dispose any building for ceremonies if notice under section 107(1) is not complied with		MG	
33846	power to recover costs and expenses		CEO, DCS, MG	
33847	power to open, examine and repair a place of interment	where the holder of right of interment or responsible person cannot be found	CEO	
33848	power to repair a memorial or, with the Secretary's consent, take down, remove and dispose of a memorial	where the holder of right of interment or responsible person cannot be found	CEO	
33849	power to repair the building for ceremonies or, with the consent of the Secretary, take down, remove and dispose of a building for ceremonies	where the holder of right of interment or responsible person cannot be found	CEO	
33850	power to maintain, repair or restore a memorial or place of interment from other funds if unable to find right of interment holder. with consent of the Secretary		CEO	

Cemeteries and Crematoria Act 2003 [##The provisions of this Act apply to Councils appointed as a cemetery trust under section 5 of this Act, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
33851	power to maintain, repair or restore any building for ceremonies from other funds if unable to find responsible person and with consent of the Secretary		CEO	
62861	power to use cemetery trust funds or other funds for the purposes of establishing, maintaining, repairing or restoring any memorial or place of interment of any deceased identified veteran		CEO	
33852	power to enter into agreement with a holder of the right of interment to maintain a memorial or place of interment		CEO	
33853	power to sell and supply memorials		Provision Not Delegated	
33854	duty to notify the Secretary of an interment authorisation granted		GCC, MG	
33855	power to require an applicant to produce evidence of the right of interment holder's consent to application		MG	
33856	power to grant an interment authorisation if satisfied that the requirements of Division 2 of Part 8 have been met		Provision Not Delegated	
33857	power to set terms and conditions for interment authorisations		Provision Not Delegated	
33858	function of receiving an application for cremation authorisation		GCC, MG	
33859	duty not to grant a cremation authorisation unless satisfied that requirements of section 133 have been complied with	Subject to subsection (2)	CEO	
33860	duty to comply with an order made by the Magistrates' Court or a coroner		CEO	
33861	power to dispose of bodily remains by a method other than interment or cremation	subject to the approval of the Secretary	CEO	
33862	power to apply to the Secretary for approval to dispose of bodily remains by a method other than interment or cremation		CEO	
33863	duty to cease using method of disposal if approval revoked by the Secretary		CEO	
33864	power to authorise the interment or cremation of body parts if the requirements of Division 1 of Part 11 are met		CEO	
33865	function of receiving applications to inter or cremate body parts		MG	
33866	power to impose terms and conditions on authorisation granted under section 150.		Provision Not Delegated	
33867	power to permit members to participate in a particular meeting by telephone, closed-circuit television or any other means of communication		CEO, MG	

Cemeteries and Crematoria Act 2003 [##The provisions of this Act apply to Councils appointed as a cemetery trust under section 5 of this Act, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
33868	power to regulate own proceedings	where Council is a Class B cemetery trust subject to clause 8	CEO, MG	
33869	power to permit members to participate in a particular meeting by telephone, closed-circuit television or any other means of communication	where Council is a Class A cemetery trust	Provision Not Delegated	
33870	power to regulate own proceedings	subject to clause 8	Provision Not Delegated	
Domestic Animals Act 1994				
#	Item Delegated	Conditions and Limitations	Delegate	Date
33871	power to declare a dog to be a menacing dog	Council may delegate this power to a Council authorised officer	DID, LLO1, LLO2, MPRS	
Environment Protection Act 1970				
#	Item Delegated	Conditions and Limitations	Delegate	Date
33872	power to require further information		EHO	
33873	duty to advise applicant that application is not to be dealt with		EHO	
33874	duty to approve plans, issue permit or refuse permit	refusal must be ratified by Council or it is of no effect	EHO	
33875	power to refuse to issue septic tank permit	refusal must be ratified by Council or it is of no effect	EHO	
33876	duty to refuse to issue a permit in circumstances in (a)-(c)	refusal must be ratified by Council or it is of no effect	Provision Not Delegated	

Food Act 1984				
#	Item Delegated	Conditions and Limitations	Delegate	Date
33877	power to direct by written order that the food premises be put into a clean and sanitary condition	If section 19(1) applies	EHO	
33878	power to direct by written order that specified steps be taken to ensure that food prepared, sold or handled is safe and suitable	If section 19(1) applies	EHO	
167008	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	If section 19(1) applies Only in relation to temporary food premises or mobile food premises	EHO	
33879	power to direct that an order made under section 19(3)(a) or (b), (i) be affixed to a conspicuous part of the premises, and (ii) inform the public by notice in a published newspaper or otherwise	If section 19(1) applies	EHO	
33880	duty to revoke any order under section 19 if satisfied that an order has been complied with	If section 19(1) applies	EHO	
33881	duty to give written notice of revocation under section 19(6)(a) if satisfied that an order has been complied with	If section 19(1) applies	EHO	
33882	power to direct, by written order, that a person must take any of the actions described in (a)-(c).	where Council is the registration authority	EHO	
33883	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	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	EHO	
33884	duty to revoke order issued under s.19AA and give written notice of revocation, if satisfied that that order has been complied with	where Council is the registration authority	EHO	
33885	power to request copy of records	where Council is the registration authority	Provision Not Delegated	

Food Act 1984				
33886	power to request a copy of the food safety program	where Council is the registration authority	EHO	
33888	power to request proprietor to provide written details of the name, qualification or experience of the current food safety supervisor	where Council is the registration authority	EHO	
33889	power to conduct a food safety audit and take actions where deficiencies are identified	where Council is the registration authority	Provision Not Delegated	
33890	power to request food safety audit reports	where Council is the registration authority	EHO	
33891	power to waive and vary the costs of a food safety audit if there are special circumstances		DCW	
33892	power to charge fees for conducting a food safety assessment or inspection	except for an assessment required by a declaration under section 19C or an inspection under sections 38B(1)(c) or 39.	EHO	
33893	power to direct a proprietor of a food premises to comply with any requirement under Part IIIB	where Council is the registration authority	EHO	
33894	power to direct a proprietor of a food premises to have staff at the premises undertake training or instruction	where Council is the registration authority	EHO	
33895	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	where Council is the registration authority	EHO	
33896	power to register, renew or transfer registration	where Council is the registration authority refusal to grant/renew/transfer registration must be ratified by Council	EHO	

Food Act 1984				
		or the CEO (see section 58A(2))		
33897	power to (a) request further information; or (b) advise the proprietor that the premises must be registered if the premises are not exempt	where Council is the registration authority	EHO	
33898	power to fix a fee for the receipt of a notification under section 38AA in accordance with a declaration under subsection (1)	where Council is the registration authority	EHO	
33899	power to request a copy of a completed food safety program template	where Council is the registration authority	Provision Not Delegated	
33900	duty to assess the application and determine which class of food premises under section 19C the food premises belongs	where Council is the registration authority	EHO	
33901	duty to ensure proprietor has complied with requirements of section 38A	where Council is the registration authority	EHO	
33902	duty to be satisfied of the matters in section 38B(2)(a)-(b)	where Council is the registration authority	EHO	
33903	duty to ensure compliance with the applicable provisions of section 38C and inspect the premises if required by section 39	where Council is the registration authority	EHO	
33904	duty to be satisfied of the matters in section 38D(2)(a)-(d)	where Council is the registration authority	EHO	
33905	power to request copies of any audit reports	where Council is the registration authority	EHO	
33906	power to register the food premises on a conditional basis	where Council is the registration authority not exceeding the prescribed time limit defined under subsection (5).	EHO	
33907	duty to register the food premises when conditions are satisfied	where Council is	EHO	

Food Act 1984				
		the registration authority		
33908	power to require proprietor to comply with requirements of this Act	where Council is the registration authority	EHO	
33909	power to register, renew or transfer food premises despite minor defects	where Council is the registration authority only if satisfied of matters in subsections (2)(a)-(c)	EHO	
33910	power to incorporate the certificate of registration in one document with any certificate of registration under Part 6 of the Public Health and Wellbeing Act 2008		EHO	
33911	power to grant or renew the registration of food premises for a period of less than 1 year	where Council is the registration authority	EHO	
33912	power to suspend or revoke the registration of food premises	where Council is the registration authority	DCW	
33913	duty to be satisfied that registration requirements under Division 3 have been met prior to registering, transferring or renewing registration of a component of a food business	where Council is the registration authority	EHO	
33914	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	where Council is the registration authority	EHO	
33915	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	where Council is the registration authority	EHO	
Heritage Act 2017				
#	Item Delegated	Conditions and Limitations	Delegate	Date
33916	power to sub-delegate Executive Director's functions, duties or powers	must first obtain Executive Director's written	Provision Not Delegated	

Heritage Act 2017				
		consent Council can only sub-delegate if the instrument of delegation from the Executive Director authorises sub-delegation		
Local Government Act 1989				
#	Item Delegated	Conditions and Limitations	Delegate	Date
201043	power to enter into an environmental upgrade agreement on behalf of Council and declare and levy an environmental upgrade charge	Agreement can only be entered into by CEO.	Provision Not Delegated	
Planning and Environment Act 1987				
#	Item Delegated	Conditions and Limitations	Delegate	Date
33917	power to prepare an amendment to the Victorian Planning Provisions	if authorised by the Minister	DID, MPRS	
33918	function of receiving prescribed documents and a copy of the Victorian Planning Provisions from the Minister		DID, MPRS	
33919	duty to make amendment to Victoria Planning Provisions available		DID, MPRS	
33920	duty to keep Victorian Planning Provisions and other documents availables		DID, MPRS	
33921	power to prepare amendment to the planning scheme where the Minister has given consent under s.8A		DID, MPRS	
33922	power to apply to Minister to prepare an amendment to the planning scheme		Provision Not Delegated	
33923	function of receiving notice of the Minister's decision		DID, MPRS	
33924	power to prepare the amendment specified in the application without the Minister's authorisation if no response received after 10 business days		DID, MPRS	
33925	power to apply to the Minister for authorisation to prepare an amendment to the planning scheme of an adjoining municipal district		Provision Not Delegated	

Planning and Environment Act 1987				
33926	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		DID, MPRS, PO	
33927	duty to prepare a municipal strategic statement (including power to prepare a municipal strategic statement under section 19 of the Planning and Environment (Planning Schemes) Act 1996)		CEO, DID, MPRS	
33928	duty to review planning scheme		CEO, DID, MPRS	
33929	duty to review planning scheme at direction of Minister		CEO, DID, MPRS	
33930	duty to report findings of review of planning scheme to Minister without delay		CEO, DID, MPRS	
33931	duties of a Responsible Authority as set out in subsections (a) to (d)		DID, MPRS, PO	
33932	duty of giving copy amendment to the planning scheme		DID, MPRS, PO	
33933	duty of giving copy s.173 agreement		DID, MPRS, PO	
33934	duty of giving copy amendment, explanatory report and relevant documents to the Minister within 10 business days		DID, MPRS	
33935	duty to make amendment etc. available		DID, MPRS, PO	
33936	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 section 19 to a planning scheme		CEO, DID, MPRS	
33937	function of receiving notice of preparation of an amendment to a planning scheme	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.	CEO, DID, MPRS	
33938	power to apply to Minister for exemption from the requirements of section 19		CEO, DID, MPRS	

Planning and Environment Act 1987				
33939	duty to make submissions available		DID, MPRS, PO	
33940	duty to publish notice in accordance with section		CEO, DID, MPRS	
33941	duty to consider all submissions	except submissions which request a change to the items in s.22(5)(a) and (b)	DID, MPRS	
33942	duty to refer submissions which request a change to the amendment to a panel		DID, MPRS	
33943	power to refer to a panel submissions which do not require a change to the amendment		Provision Not Delegated	
33944	function to represent Council and present a submission at a panel hearing (including a hearing referred to in section 96D)		CEO, DID, MPRS	
33945	power to make report available for inspection		DID, MPRS, PO	
33946	duty to keep report of panel available for inspection		DID, MPRS, PO	
33947	power to apply for exemption if panel's report not received		CEO, DID, MPRS	
33948	duty to notify the Minister if abandoning an amendment	Note: the power to make a decision to abandon an amendment cannot be delegated	CEO, DID, MPRS	
33949	duty to say if amendment has lapsed		CEO, DID, MPRS	
33950	duty to provide information in writing upon request		CEO, DID, MPRS	
33951	duty to give more notice if required		CEO, DID, MPRS	
33952	duty to give more notice of changes to an amendment		CEO, DID, MPRS	
33953	duty to give notice of approval of amendment		CEO, DID, MPRS	

Planning and Environment Act 1987				
33954	duty to give notice of revocation of an amendment		CEO, DID, MPRS	
33955	function of being a party to a proceeding commenced under section 39 and duty to comply with determination by VCAT		CEO, DID, MPRS	
33956	function of lodging copy of approved amendment		CEO, DID, MPRS	
33957	duty to make approved amendment available		DID, MPRS, PO	
33958	duty to make copy of planning scheme available		DID, MPRS, PO	
180515	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	where Council is a responsible public entity and is a planning authority note: this provision is not yet in force, and will commence on the day on which the initial Yarra Strategic Plan comes into operation. It will affect a limited number of Councils	Provision Not Delegated	
33959	power to request the Victorian Planning Authority (VPA) to provide advice on any matter relating to land in Victoria or an objective of planning in Victoria		Provision Not Delegated	
201044	function of being consulted by the Minister	where Council is a responsible public entity	DID, MPRS	
201045	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	where Council is a responsible public entity	DID, MPRS	
72438	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	where Council is a responsible public	DID, MPRS	

Planning and Environment Act 1987				
		entity		
72439	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	where Council is a responsible public entity	DID, MPRS	
72440	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	where Council is the planning authority, the municipal Council of the municipal district in which the land is located and/or the development agency	DID, MPRS	
201046	function of receiving written directions from the Minister in relation to the preparation and content of infrastructure contributions plans		DID, MPRS	
201047	duty to comply with a Minister's direction that applies to Council as the planning authority		DID, MPRS	
201048	duty to arrange for estimates of values of inner public purpose land		DID, MPRS	
201049	duty to give notice to owners of certain inner public purpose land		DID, MPRS	
201050	function of receiving a notice under s.46GO	where Council is the collecting agency	DID, MPRS	
201051	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		DID, MPRS	
201052	duty to consider every submission that is made by the closing date for submissions included in the notice under s.46GO		DID, MPRS	
201053	power to consider a late submission duty to consider a late submission if directed to do so by the Minister		DID, MPRS	
201054	power to accept or reject the estimate of the value of the inner public purpose land in a submission made under s.46GQ		DID, MPRS	
201055	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		DID, MPRS	
201056	duty to pay half of the fee fixed by the valuer-general for arranging and attending the conference		DID, MPRS	
201057	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		DID, MPRS	
201058	function of receiving, from the valuer-general, written notice of a determination under s.46GT(5)		DID, MPRS	

Planning and Environment Act 1987				
201059	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		DID, MPRS	
201060	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	where Council is the collecting agency	DID, MPRS	
201061	power to enter into an agreement with the applicant	where Council is the collecting agency	DID, MPRS	
201062	function of receiving the inner public purpose land in accordance with s.46GV(5) and (6)	where Council is the development agency	DID, MPRS	
201063	function of receiving the inner public purpose land in accordance with s.46GV(5) and (6)	where Council is the collecting agency	DID, MPRS	
201064	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		DID, MPRS	
201065	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	where Council is the collecting agency	DID, MPRS	
72441	power to accept works, services or facilities in part or full satisfaction of the monetary component of an infrastructure contribution payable	where Council is the collecting agency	DID, MPRS	
201066	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	where Council is the collecting agency	DID, MPRS	
201067	duty to keep proper and separate accounts and records	where Council is the collecting agency	DID, MPRS	
201068	duty to keep the accounts and records in accordance with the Local Government Act 1989	where Council is the collecting agency	DID, MPRS	
201069	duty to forward any part of the monetary component that is imposed for plan preparation costs to the planning authority that incurred those costs	where Council is the collecting agency under an approved	DID, MPRS	

Planning and Environment Act 1987				
		infrastructure contributions plan this duty does not apply where Council is that planning authority		
201070	function of receiving the monetary component	where the Council is the planning authority this duty does not apply where Council is also the collecting agency	DID, MPRS	
72442	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	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	DID, MPRS	
201071	function of receiving the monetary component	where Council is the development agency under an approved infrastructure contributions plan this provision does not apply where Council is also the	DID, MPRS	

Planning and Environment Act 1987				
		collecting agency		
201072	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)	where Council is the collecting agency under an approved infrastructure contributions plan	DID, MPRS	
72443	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	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	DID, MPRS	
201073	function of receiving any part of a land equalisation amount required for the acquisition of outer public purpose land	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	DID, MPRS	
201074	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	where Council is the collecting agency under an approved infrastructure contributions plan	DID, MPRS	

Planning and Environment Act 1987				
72444	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	<p>if any inner public purpose land is vested in Council under the Subdivision Act 1988 or acquired by Council before the time it is required to be provided to Council under s.46GV(4)</p> <p>where Council is the collecting agency under an approved infrastructure contributions plan</p> <p>this duty does not apply where Council is also the development agency</p>	DID, MPRS	
201075	function of receiving the fee simple in the land	<p>where Council is the development agency under an approved infrastructure contributions plan</p> <p>this duty does not apply where Council is also the collecting agency</p>	DID, MPRS	
201076	duty to keep proper and separate accounts and records	where Council is a development agency under an approved	DID, MPRS	

Planning and Environment Act 1987				
		infrastructure contributions plan		
72445	duty to keep the accounts and records in accordance with the Local Government Act 1989	where Council is a development agency under an approved infrastructure contributions plan	DID, MPRS	
201077	duty to follow the steps set out in s.46GZB(3)(a) – (c)	where Council is a development agency under an approved infrastructure contributions plan	DID, MPRS	
72446	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	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	DID, MPRS	
201078	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)	where Council is the development agency under an approved infrastructure contributions plan	DID, MPRS	
201079	duty to follow the steps set out in s.46GZD(3)(a) and (b)	where Council is the collecting agency under an approved infrastructure contributions plan	DID, MPRS	
72447	duty to make payments under s.46GZD(3) in accordance with ss.46GZD(5)(a) and 46GZD(5)(b)	where Council is	DID, MPRS	

Planning and Environment Act 1987				
		the collecting agency under an approved infrastructure contributions plan		
72448	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	<p>where Council is the development agency under an approved infrastructure contributions plan</p> <p>this duty does not apply where Council is also the collecting agency</p>	DID, MPRS	
201080	function of receiving the unexpended land equalisation amount	<p>where Council is the collecting agency under an approved infrastructure contributions plan</p> <p>this duty does not apply where Council is also the development agency</p>	DID, MPRS	
201081	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)	where Council is the collecting agency under an approved infrastructure contributions plan	DID, MPRS	
201082	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	where Council is the development agency under an approved infrastructure	DCS, DID	

Planning and Environment Act 1987				
		contributions plan		
201083	duty, if land is sold under s.46GZF(2)(b), to follow the steps in s.46GZF(3)(a) and (b)	where Council is the development agency under an approved infrastructure contributions plan	DID, MPRS	
201084	s.46GZF(3)(a) function of receiving proceeds of sale	where Council is the collection agency under an approved infrastructure contributions plan this provision does not apply where Council is also the development agency	DCS, DID	
201085	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)	where Council is the collecting agency under an approved infrastructure contributions plan	DID, MPRS	
201086	duty to make the payments under s.46GZF(4) in accordance with s.46GZF(6)(a) and (b)	where Council is the collecting agency under an approved infrastructure contributions plan	DID, MPRS	
201087	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	where Council is the collecting agency under an approved infrastructure contributions plan	DCS, DID	
72449	duty to prepare and give a report to the Minister at the times required by the Minister	where Council is a collecting agency	DID, MPRS	

Planning and Environment Act 1987				
		or development agency		
201088	power to deal with public purpose land which has vested in, been acquired by, or transferred to, Council	where Council is a collecting agency or development agency	DID, MPRS	
201089	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)		DCS, DID	
33960	duty to include condition in permit regarding payment of development infrastructure levy		DID, MPRS, PO	
33961	function of determining time and manner for receipt of development contributions levy		DCS, DID, MPRS	
33962	power to enter into an agreement with the applicant regarding payment of development infrastructure levy		DCS, DID, MPRS	
33963	power to ensure that community infrastructure levy is paid, or agreement is in place, prior to issuing building permit		DCS, DID, MPRS	
33964	power to enter into agreement with the applicant regarding payment of community infrastructure levy		DCS, DID, MPRS	
33965	power to require payment of amount of levy under section 46N or section 46O to be satisfactorily secured		DCS, DID, MPRS	
33966	power to accept provision of land, works, services or facilities in part or full payment of levy payable		CEO, DCS, DID	
33967	duty to keep proper accounts of levies paid		DCS, MF	
33968	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 or plan preparation costs incurred by a development agency		DCS, DID, MPRS	
33969	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		DCS, DID, MPRS	
33970	power to refund any amount of levy paid if it is satisfied the development is not to proceed	only applies when levy is paid to Council as a 'development agency'	CEO, DCS, DID	
33971	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)	must be done within six months of the end of the period required by	CEO, DCS, DID	

Planning and Environment Act 1987				
		the development contributions plan and with the consent of, and in the manner approved by, the Minister		
33972	duty to submit to the Minister an amendment to the approved development contributions plan	must be done in accordance with Part 3	CEO, DCS, DID	
33973	duty to expend that amount on other works etc.	with the consent of, and in the manner approved by, the Minister	CEO, DCS, DID	
33974	power to recover any amount of levy payable under Part 3B		Provision Not Delegated	
72450	duty to prepare report and give a report to the Minister	where Council is a collecting agency or development agency	DID, MPRS	
33977	power to decide that an application for a planning permit does not comply with that Act		CEO, DID, MPRS	
33978	duty to keep a register of all applications for permits and determinations relating to permits		DID, MPRS, PO	
33979	duty to make register available for inspection		DID, MPRS, PO	
33980	duty to amend application		CEO, DID, MPRS, PO	
33981	power to refuse to amend application		CEO, DID, MPRS	
33982	duty to make note of amendment to application in register		CEO, DID, MPRS, PO	
33983	power to make amendment to application		CEO, DID, MPRS	

Planning and Environment Act 1987				
33984	power to require applicant to notify owner and make a declaration that notice has been given		CEO, DID, MPRS, PO	
33985	duty to note amendment to application in register		CEO, DID, MPRS, PO	
33986	duty to make copy of application available for inspection		CEO, DID, MPRS, PO	
33987	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		CEO, DID, MPRS, PO	
33988	duty to give notice of the application to other municipal Councils where appropriate		CEO, DID, MPRS, PO	
33989	duty to give notice of the application to all persons required by the planning scheme		CEO, DID, MPRS, PO	
33990	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		CEO, DID, MPRS, PO	
33991	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		CEO, DID, MPRS, PO	
33992	duty to give notice of the application to other persons who may be detrimentally effected		CEO, DID, MPRS, PO	
33993	duty to give notice of an application to remove or vary a registered restrictive covenant		CEO, DID, MPRS, PO	
33994	power to give any further notice of an application where appropriate		CEO, DID, MPRS, PO	
33995	power to require the applicant to give notice under section 52(1) to persons specified by it		CEO, DID, MPRS, PO	
33996	power to require the applicant to give the notice under section 52(1AA)		CEO, DID, MPRS, PO	
33997	power to require the applicant to provide more information		CEO, DID, MPRS, PO	
33998	duty to give notice in writing of information required under section 54(1)		CEO, DID, MPRS, PO	
33999	duty to specify the lapse date for an application		CEO, DID, MPRS	
34000	power to decide to extend time or refuse to extend time to give required information		CEO, DID, MPRS	
34001	duty to give written notice of decision to extend or refuse to extend time und section 54A(3)		CEO, DID, MPRS	

Planning and Environment Act 1987				
34002	duty to give copy application, together with the prescribed information, to every referral authority specified in the planning scheme		CEO, DID, MPRS, PO	
34003	power to reject objections considered made primarily for commercial advantage for the objector		CEO, DID, MPRS	
34004	function of receiving name and address of persons to whom notice of decision is to go		CEO, DID, MPRS, PO	
34005	duty to make available for inspection copy of all objections		CEO, DID, MPRS, PO	
34006	duty to amend application in accordance with applicant's request, subject to section 57A(5)		CEO, DID, MPRS	
34007	power to refuse to amend application		CEO, DID, MPRS	
34008	duty to note amendments to application in register		CEO, DID, MPRS, PO	
34009	duty to determine whether and to whom notice should be given		CEO, DID, MPRS, PO	
34010	duty to consider certain matters in determining whether notice should be given		CEO, DID, MPRS, PO	
34011	duty to give copy of amended application to referral authority		CEO, DID, MPRS, PO	
34012	duty to consider every application for a permit		CEO, DID, MPRS, PO	
34013	power to request advice from the Planning Application Committee		CEO, DID, MPRS	
34014	duty to consider certain matters		CEO, DID, MPRS, PO	
34015	power to consider certain matters before deciding on application		CEO, DID, MPRS	
72451	duty to consider number of objectors in considering whether use or development may have significant social effect		CEO, DID, MPRS	
34016	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	the permit must not be inconsistent with a cultural heritage management plan under the	CEO, DID, MPRS	

Planning and Environment Act 1987				
		Aboriginal Heritage Act 2006		
34017	duty to decide to refuse to grant a permit if a relevant determining referral authority objects to grant of permit		Provision Not Delegated	
34018	power to decide to refuse to grant a permit if a relevant recommending referral authority objects to the grant of permit		Provision Not Delegated	
34019	duty not to decide to grant a permit to use coastal Crown land without Minister's consent		Provision Not Delegated	
34020	duty to refuse to grant the permit without the Minister's consent		Provision Not Delegated	
34021	duty to refuse to grant the permit if grant would authorise a breach of a registered restrictive covenant		Provision Not Delegated	
34022	duty to include certain conditions in deciding to grant a permit		CEO, DID, MPRS	
34023	power to include other conditions		CEO, DID, MPRS	
34024	duty to ensure conditions are consistent with paragraphs (a),(b) and (c)		CEO, DID, MPRS	
34025	power to include a permit condition to implement an approved development contributions plan or an approved infrastructure contributions plan		CEO, DID, MPRS	
34026	power to include a permit condition that specified works be provided on or to the land or paid for in accordance with section 173 agreement		CEO, DID, MPRS	
34027	power to include a permit condition that specified works be provided or paid for by the applicant		CEO, DID, MPRS	
34028	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)		CEO, DID, MPRS	
34029	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 section 62(1)(a)		CEO, DID, MPRS	
34030	duty to issue the permit where made a decision in favour of the application (if no one has objected)		CEO, DID, MPRS	
34031	duty to give notice of decision to grant a permit to applicant and objectors	this provision	CEO, DID,	

Planning and Environment Act 1987				
		applies also to a decision to grant an amendment to a permit - see section 75	MPRS, PO	
34032	duty not to issue a permit until after the specified period	this provision applies also to a decision to grant an amendment to a permit - see section 75	CEO, DID, MPRS	
34033	duty to give each objector a copy of an exempt decision	this provision applies also to a decision to grant an amendment to a permit - see section 75	CEO, DID, MPRS, PO	
34034	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	this provision applies also to a decision to grant an amendment to a permit - see section 75A	CEO, DID, MPRS	
34035	duty to give notice of refusal to grant permit to applicant and person who objected under section 57		CEO, DID, MPRS, PO	
34036	duty to give notice under section 64 or section 65 and copy permit to relevant determining referral authorities		CEO, DID, MPRS, PO	
34037	duty to give a recommending referral authority notice of its decision to grant a permit	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	DID, MPRS, PO	

Planning and Environment Act 1987				
		referral authority		
34038	duty to give a recommending referral authority notice of its decision to refuse a permit	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	DID, MPRS, PO	
34039	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 section 64 or 65	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	DID, MPRS, PO	
34040	function of receiving application for extension of time of permit		CEO, DID, MPRS, PO	
34041	function of receiving application for extension of time to complete development		DID, MPRS, PO	
34042	power to extend time		CEO, DID, MPRS	
34043	duty to make copy permit available for inspection		CEO, DID, MPRS, PO	
34044	power to correct certain mistakes		CEO, DID, MPRS	
34045	duty to note corrections in register		CEO, DID, MPRS, PO	

Planning and Environment Act 1987				
34046	power to decide to grant amendment subject to conditions		CEO, DID, MPRS	
34047	duty to issue amended permit to applicant if no objectors		CEO, DID, MPRS	
34048	duty to give applicant and objectors notice of decision to refuse to grant amendment to permit		CEO, DID, MPRS, PO	
34049	duty to give relevant determining referral authorities copy of amended permit and copy of notice		CEO, DID, MPRS, PO	
34050	duty to give a recommending referral authority notice of its decision to grant an amendment to a permit	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	DID, MPRS, PO	
34051	duty to give a recommending referral authority notice of its decision to refuse a permit	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	DID, MPRS, PO	
34052	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 section 64 or 76	if the recommending referral authority did not object to the amendment of	DID, MPRS, PO	

Planning and Environment Act 1987				
		the permit or the recommending referral authority did not recommend a condition be included on the amended permit		
34053	duty to comply with direction of Minister to issue amended permit		CEO, DID, MPRS	
34054	function of being respondent to an appeal		CEO, DID, MPRS, PO	
34055	duty to give or publish notice of application for review		CEO, DID, MPRS, PO	
34056	power to decide on an application at any time after an appeal is lodged against failure to grant a permit		CEO, DID, MPRS	
34057	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		CEO, DID, MPRS	
34058	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		CEO, DID, MPRS	
34059	duty to issue permit on receipt of advice within 3 working days		CEO, DID, MPRS	
201090	power to agree to confining a review by the Tribunal		DID, MPRS	
34060	duty to issue a permit at order of Tribunal within 3 working days		CEO, DID, MPRS	
34061	power to apply to VCAT for the cancellation or amendment of a permit		CEO	
34062	function of being heard at hearing of request for cancellation or amendment of a permit		CEO, DID, MPRS, PO	
34063	duty to comply with the directions of VCAT		CEO, DID, MPRS, PO	
34064	duty to issue amended permit to owner if Tribunal so directs		CEO, DID, MPRS	
34065	duty to give notice of cancellation/amendment of permit by VCAT to persons entitled to be heard under section 90		CEO, DID, MPRS, PO	
34066	duty to give notice of VCAT order to stop development		CEO, DID, MPRS, PO	

Planning and Environment Act 1987				
34067	function of referring certain applications to the Minister		CEO, DID, MPRS	
34068	duty to comply with an order or direction		CEO, DID, MPRS, PO	
34069	duty to obtain a permit from the Minister to use and develop its land		CEO, DID, MPRS, PO	
34070	function of giving consent to other persons to apply to the Minister for a permit to use and develop Council land		CEO	
34071	power to agree to consider an application for permit concurrently with preparation of proposed amendment		CEO, DID, MPRS, PO	
34072	power to give notice, to decide not to give notice, to publish notice and to exercise any other power under section 96C		CEO, DID, MPRS, PO	
34073	duty to consider the panel's report under section 96E		Provision Not Delegated	
34074	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 section 23 of the Planning and Environment (Planning Schemes) Act 1996)		Provision Not Delegated	
34075	power to give notice in compliance with Minister's direction		CEO, DID, MPRS, PO	
34076	power to issue permit as directed by the Minister		CEO, DID, MPRS	
34077	duty to comply with direction of the Minister to give notice of refusal		CEO, DID, MPRS, PO	
43003	duty to keep levy certificates given to it under ss. 47 or 96A for no less than 5 years from receipt of the certificate		DID, MPRS, PO	
34078	power to request Minister to decide the application		Provision Not Delegated	
34079	duty to comply with directions of Minister to supply any document or assistance relating to application		CEO, DID, MPRS, PO	
34080	function of receiving from Minister copy of notice of refusal to grant permit or copy of any permit granted by the Minister		CEO, DID, MPRS, PO	
34081	duty to make a copy of permits issued under section 97F available for inspection		CEO, DID, MPRS, PO	
34082	duty to include Ministerial decisions in a register kept under section 49		CEO, DID, MPRS, PO	

Planning and Environment Act 1987				
34083	duty to provide information or assistance to the Planning Application Committee		DID, MPRS, PO	
34084	duty to contribute to the costs of the Planning Application Committee or subcommittee		CEO, DID, MPRS	
34085	duty to consider application and issue or refuse to issue certificate of compliance		CEO, DID, MPRS	
34086	duty to comply with directions of VCAT following an application for review of a failure or refusal to issue a certificate		CEO, DID, MPRS, PO	
34087	function of being heard by VCAT at hearing of request for amendment or cancellation of certificate		CEO, DID, MPRS, PO	
34088	duty to comply with directions of VCAT		CEO, DID, MPRS, PO	
34089	duty to keep register of all applications for certificate of compliance and related decisions		CEO, DID, MPRS, PO	
34090	function of receiving claim for compensation in certain circumstances		CEO, DID, MPRS	
34091	duty to inform any person of the name of the person from whom compensation can be claimed		CEO, DID, MPRS	
34092	function of receiving claim for expenses in conjunction with claim		CEO, DID, MPRS	
34093	power to reject a claim for compensation in certain circumstances		CEO, DID	
34094	function of receiving claim for compensation		CEO, DID, MPRS	
34095	power to agree to extend time for making claim		CEO, DID, MPRS	
34096	power to apply to the VCAT for an enforcement order		CEO, DID, MPRS, PO	
34097	function of making a submission to the VCAT where objections are received		CEO, DID, MPRS, PO	
34098	power to apply for an interim enforcement order where section 114 application has been made		CEO, DID, MPRS, PO	
34099	power to carry out work required by enforcement order and recover costs		CEO, DID, MPRS	
34100	power to sell buildings, materials, etc salvaged in carrying out work under section 123(1)	except Crown Land	CEO	

Planning and Environment Act 1987				
34101	function of recovering penalties		CEO, DID, MPRS, PO	
34102	power to allow person served with an infringement notice further time		CEO, DID, MPRS	
34103	power to refer a matter to the VCAT for determination		CEO, DID, MPRS, PO	
34104	power to apply to VCAT for the determination of a matter relating to the interpretation of a s.173 agreement		CEO, DID, MPRS	
34105	duty to pay fees and allowances (including a payment to the Crown under subsection (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 subsection (2B)power to ask for contribution under subsection (3) and power to abandon amendment or part of it under subsection (4)	where Council is the relevant planning authority	CEO, DCS, MPRS	
34106	power to carry out studies and commission reports		CEO	
201091	power to compulsorily acquire any outer public purpose land that is specified in the approved infrastructure contributions plan	where Council is a development agency specified in an approved infrastructure contributions plan	DCS, DID	
201092	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)	where Council is a collecting agency specified in an approved infrastructure contributions plan	DCS, DID	
201093	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)	where Council is the development agency specified in an approved infrastructure contributions plan	DCS, DID	
34107	power to grant and reserve easements		CEO, DID, MPRS	
34108	power to enter into agreement covering matters set out in section 174		CEO	
180516	power to enter into an agreement with an owner of land for the development or provision of land in relation to affordable housing	where Council is the relevant responsible authority	Provision Not Delegated	

Planning and Environment Act 1987				
		note: this provision is not yet in force and will commence on 1 June 2018, if not proclaimed earlier		
34109	power to decide whether something is to the satisfaction of Council, where an agreement made under section 173 of the Planning and Environment Act 1987 requires something to be to the satisfaction of Council or Responsible Authority		CEO, DID, MPRS	
34110	power to give consent on behalf of Council, where an agreement made under section 173 of the Planning and Environment Act 1987 requires that something may not be done without the consent of Council or Responsible Authority		CEO, DID, MPRS	
34111	power to end a section 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	
34112	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	
34113	function of receiving application to amend or end an agreement		DID, MPRS, PO	
34114	function of notifying the owner as to whether it agrees in principle to the proposal under s.178A(1)		CEO, DID, MPRS	
34115	function of notifying the applicant and the owner as to whether it agrees in principle to the proposal		CEO, DID, MPRS	
34116	power to propose to amend or end an agreement		CEO	
34117	duty to consider certain matters when considering proposal to amend an agreement		CEO	
34118	duty to consider certain matters when considering proposal to end an agreement		CEO	
34119	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		CEO	
34120	function of determining how to give notice under s.178C(2)		CEO	
34121	duty not to make decision until after 14 days after notice has been given		CEO	
34122	power to amend or end the agreement in accordance with the proposal	If no objections are made under s.178D Must consider matters in s.178B	CEO	
34123	power to amend or end the agreement in a manner that is not substantively different from the proposal	If no objections are made under	CEO	

Planning and Environment Act 1987				
		s.178D Must consider matters in s.178B		
34124	power to refuse to amend or end the agreement	If no objections are made under s.178D Must consider matters in s.178B	CEO	
34125	power to amend or end the agreement in accordance with the proposal	After considering objections, submissions and matters in s.178B	CEO	
34126	power to amend or end the agreement in a manner that is not substantively different from the proposal	After considering objections, submissions and matters in s.178B	CEO	
34127	power to amend or end the agreement in a manner that is substantively different from the proposal	After considering objections, submissions and matters in s.178B	CEO	
34128	power to refuse to amend or end the agreement	After considering objections, submissions and matters in s.178B	CEO	
34129	duty to give notice of its decision under s.178E(3)(a) or (b)		CEO	
34130	duty to give notice of its decision under s.178E(2)(c) or (3)(d)		CEO	
34131	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		CEO	
34132	duty to sign amended agreement and give copy to each other party to the agreement		CEO	
34133	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		Provision Not Delegated	
34134	duty to notify, in writing, each party to the agreement of the ending of the agreement relating to Crown land		CEO	
34135	duty to make available for inspection copy agreement		CEO, DID, MPRS, PO	
34136	duty to apply to the Registrar of Titles to record the agreement and to deliver a memorial to Registrar-General		CEO, DID,	

Planning and Environment Act 1987				
			MPRS	
34137	power to apply to the Registrar of Titles to record the agreement		DID, MPRS, PO	
34138	duty to apply to the Registrar of Titles, without delay, to record the agreement		DID, MPRS, PO	
34139	power to enforce an agreement		CEO, DID, MPRS, PO	
34140	duty to tell Registrar of Titles of ending/amendment of agreement		CEO, DID, MPRS, PO	
34141	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		CEO	
34142	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		CEO	
34143	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		CEO	
34144	function of receiving advice from the principal registrar that the agreement may be amended or ended in accordance with Council's decision		DID, MPRS, PO	
34145	duty to comply with a direction of the Tribunal		DID, MPRS, PO	
34146	duty to give notice as directed by the Tribunal		DID, MPRS, PO	
34147	function to receive application for planning certificate		CEO, DID, MPRS, PO	
34148	duty to give planning certificate to applicant		CEO, DID, MPRS, PO	
34149	function of receiving application for declaration of underlying zoning		CEO, DID, MPRS, PO	
34150	duty to make declaration		CEO, DID, MPRS	
34151	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		CEO, DID, MPRS	
34152	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		CEO, DID, MPRS	
34153	power to approve 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		CEO, DID, MPRS	

Planning and Environment Act 1987				
34154	power to give written authorisation in accordance with a provision of a planning scheme		CEO, DID, MPRS	
34155	function of providing the Victoria Planning Authority with information relating to any land within municipal district		Provision Not Delegated	
34156	duty to provide the Victoria Planning Authority with information requested under subsection (1) as soon as possible		Provision Not Delegated	
166500	duty to provide information requested by Victoria Planning Authority under s.201UAB(1) not yet provided to Growth Areas Authority to Victorian Planning Authority		Provision Not Delegated	
Rail Safety (Local Operations) Act 2006				
#	Item Delegated	Conditions and Limitations	Delegate	Date
34157	duty to comply with a direction of the Safety Director under this section	where Council is a utility under section 3	DID, MOS, MPD	
34158	duty to comply with a direction of the Safety Director to give effect to arrangements under this section	duty of Council as a road authority under the Road Management Act 2004	DID, MOS, MPD	
34159	duty to comply with a direction of the Safety Director to alter, demolish or take away works carried out contrary to a direction under section 33(1)	where Council is a utility under section 3	DID, MOS, MPD	
34160	function of entering into safety interface agreements with rail infrastructure manager	where Council is the relevant road authority	CEO	
34161	function of working in conjunction with rail infrastructure manager in determining whether risks to safety need to be managed	where Council is the relevant road authority	DID, MOS, MPD	
34162	function of receiving written notice of opinion	where Council is the relevant road authority	DID	
34163	function of entering into safety interface agreement with infrastructure manager	where Council is the relevant road	CEO	

Rail Safety (Local Operations) Act 2006				
		authority		
34164	duty to identify and assess risks to safety	where Council is the relevant road authority	DID, MOS, MPD	
34165	duty to determine measures to manage any risks identified and assessed having regard to items set out in section 34E(2)(a)-(c)	where Council is the relevant road authority	DID, MPD	
34166	duty to seek to enter into a safety interface agreement with rail infrastructure manager	where Council is the relevant road authority	CEO, DID	
34167	duty to identify and assess risks to safety, if written notice has been received under section 34D(2)(a)	where Council is the relevant road authority	DID, MOS, MPD	
34168	duty to determine measures to manage any risks identified and assessed, if written notice has been received under section 34D(2)(a)	where Council is the relevant road authority	DID, MOS, MPD	
34169	duty to seek to enter into a safety interface agreement with rail infrastructure manager	where Council is the relevant road authority	DID, MOS, MPD	
34170	power to identify and assess risks to safety as required under sections 34B, 34C, 34D, 34E or 34F in accordance with subsections (a)-(c)	where Council is the relevant road authority	DID, MOS, MPD	
34171	function of entering into safety interface agreements	where Council is the relevant road authority	CEO, DID	
34172	function of receiving notice from Safety Director	where Council is the relevant road authority	CEO, DID	
34173	duty to comply with a direction of the Safety Director given under section 34J(5)	where Council is the relevant road authority	CEO, DID	
34174	duty to maintain a register of items set out in subsections (a)-(b)	where Council is the relevant road authority	DID, MPD	
Residential Tenancies Act 1997				
#	Item Delegated	Conditions and	Delegate	Date

Residential Tenancies Act 1997				
		Limitations		
34175	function of receiving notice regarding an unregistered rooming house		CEO	
34176	duty to enter required information in Rooming House Register for each rooming house in municipal district		Provision Not Delegated	
34177	power to enter certain information in the Rooming House Register		Provision Not Delegated	
34178	power to amend or revoke an entry in the Rooming House Register if necessary to maintain the accuracy of the entry		Provision Not Delegated	
34179	power to give tenant a notice to vacate rented premises if subsection (1) applies	where Council is the landlord	CEO	
34180	power to give tenant a notice to vacate rented premises	where Council is the landlord	CEO	
34181	power to publish its criteria for eligibility for the provision of housing by Council		Provision Not Delegated	
34182	power to issue notice to caravan park regarding emergency management plan if determined that the plan does not comply with the requirements		Provision Not Delegated	
34183	power to give a compliance notice to a person		EHO, MBS	
34184	power to authorise an officer to exercise powers in section 526 (either generally or in a particular case)		CEO	
34185	duty to issue identity card to authorised officers		CEO	
34186	duty to keep record of entry by authorised officer under section 526		EHO	
34187	function of receiving report of inspection		Provision Not Delegated	
34188	power to authorise a person to institute proceedings (either generally or in a particular case)		EHO, MBS	
Road Management Act 2004				
#	Item Delegated	Conditions and Limitations	Delegate	Date

Road Management Act 2004				
34189	power to declare a road by publishing a notice in the Government Gazette	obtain consent in circumstances specified in section 11(2)	CEO, DID, MPD	
34190	power to name a road or change the name of a road by publishing notice in Government Gazette		CEO, DID	
34191	duty to advise Registrar		CEO, DID	
34192	duty to inform Secretary to Department of Environment, Land, Water and Planning of declaration etc.	clause subject to section 11(10A)	CEO, DID	
34193	duty to inform Secretary to Department of Environment, Land, Water and Planning or nominated person	where Council is the coordinating road authority	CEO, DID	
34194	power to discontinue road or part of a road	where Council is the coordinating road authority	Provision Not Delegated	
34195	power to publish, and provide copy, notice of proposed discontinuance	power of coordinating road authority where it is the discontinuing body unless subsection (11) applies	CEO, DID	
34196	duty to consider written submissions received within 28 days of notice	duty of coordinating road authority where it is the discontinuing body unless subsection (11) applies	Provision Not Delegated	
34197	function of hearing a person in support of their written submission	function of coordinating road authority where it is the discontinuing body unless subsection (11) applies	Provision Not Delegated	
34198	duty to fix day, time and place of meeting under subsection (6) and to give notice	duty of coordinating road authority where it	CEO, DID	

Road Management Act 2004				
		is the discontinuing body unless subsection (11) applies		
34199	duty to notify of decision made	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	CEO, DID	
34200	power to fix a boundary of a road by publishing notice in Government Gazette	power of coordinating road authority and obtain consent under section 13(3) and section 13(4) as appropriate	CEO, DID	
34201	function of receiving notice from VicRoads		CEO	
34202	power to appeal against decision of VicRoads		CEO	
34203	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, DID	
34204	power to enter into arrangement with a utility to transfer a road management function of the utility to the road authority		CEO, DID	
34205	duty to include details of arrangement in public roads register		DID, MPD	
34206	power to enter into an arrangement under section 15		CEO, DID	
34207	duty to enter details of determination in public roads register		DID, MOS, MPD	
34208	duty to register public road in public roads register	where Council is the coordinating road authority	DID, MOS, MPD	

Road Management Act 2004				
34209	power to decide that a road is reasonably required for general public use	where Council is the coordinating road authority	Provision Not Delegated	
34210	duty to register a road reasonably required for general public use in public roads register	where Council is the coordinating road authority	DID, MOS, MPD	
34211	power to decide that a road is no longer reasonably required for general public use	where Council is the coordinating road authority	Provision Not Delegated	
34212	duty to remove road no longer reasonably required for general public use from public roads register	where Council is the coordinating road authority	DID, MOS, MPD	
34213	power to designate ancillary area	where Council is the coordinating road authority, and obtain consent in circumstances specified in section 18(2)	CEO, DID	
34214	duty to record designation in public roads register	where Council is the coordinating road authority	DID, MPD	
34215	duty to keep register of public roads in respect of which it is the coordinating road authority		DID, MPD	
34216	duty to specify details of discontinuance in public roads register		DID, MPD	
34217	duty to ensure public roads register is available for public inspection		DID, MPD	
34218	function of replying to request for information or advice	obtain consent in circumstances specified in section 11(2)	DID, MPD	
34219	function of commenting on proposed direction		CEO	
34220	duty to publish a copy or summary of any direction made under section 22 by the Minister in its annual report.		CEO	
34221	duty to give effect to a direction under this section.		CEO	
34222	duty to inspect, maintain and repair a public road.		DID, MOS, MPD	
34223	power to inspect, maintain and repair a road which is not a public road		CEO	

Road Management Act 2004				
34224	power to determine the standard of construction, inspection, maintenance and repair		CEO, DID, MOS, MPD	
34225	power to declare a public road as a controlled access road	power of coordinating road authority and Schedule 2 also applies	Provision Not Delegated	
34226	power to amend or revoke declaration by notice published in Government Gazette	power of coordinating road authority and Schedule 2 also applies	Provision Not Delegated	
34227	duty to consult with VicRoads before road is specified	where Council is the coordinating road authority if road is a municipal road or part thereof	DID, MPD	
34228	power to approve Minister's decision to specify a road as a specified freight road	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	DID	
34229	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)	where Council is the responsible road authority, infrastructure manager or works manager	DID	
34230	function of consulting with the relevant authority for purposes of developing guidelines under section 48M		CEO, DID	
34232	power to develop and publish a road management plan		Provision Not Delegated	
34233	power to determine standards by incorporating the standards in a road management plan		Provision Not	

Road Management Act 2004				
			Delegated	
34234	power to cause notice to be published in Government Gazette of amendment etc of document in road management plan		CEO, DID	
34235	duty to give notice of proposal to make a road management plan		CEO, DID	
34236	duty to conduct a review of road management plan at prescribed intervals		DID	
34237	power to amend road management plan		Provision Not Delegated	
34238	duty to incorporate the amendments into the road management plan		DID	
34239	duty to cause notice of road management plan to be published in Government Gazette and newspaper		CEO, DID	
34240	power to consent to conduct of works on road	where Council is the coordinating road authority	DID, MOS, MPD	
34241	power to conduct or to authorise the conduct of works in, on, under or over a road in an emergency	where Council is the infrastructure manager	CEO, DID, MOS, MPD	
34242	duty to comply with clause 13 of Schedule 7	where Council is the infrastructure manager or works manager	DID, MOS, MPD	
34243	power to consent to structure etc	where Council is the coordinating road authority	DID, MOS, MPD	
34244	function of receiving the name & address of the person responsible for distributing the sign or bill	where Council is the coordinating road authority	DID, MPRS	
34245	power to request information	where Council is the coordinating road authority	DID, MOS, MPRS	
34246	power to request information	where Council is the coordinating road authority	DID, MOS, MPRS	
34247	power to appoint an authorised officer		CEO	
34248	duty to issue an identity card to each authorised officer		CEO	
34249	function of receiving report from authorised officer		CEO	
34250	duty to keep register re section 85 matters		DID, LLO1, MPRS	

Road Management Act 2004				
34251	function of receiving complaints		DID, LLO1, MOS, MPD, MPRS	
34252	duty to investigate complaint and provide report		DID, LLO1, MOS, MPD, MPRS	
34253	power to recover damages in court		CEO	
34254	power to cause or carry out inspection		DID	
34255	function of consulting with VicRoads		CEO, DID	
34256	power to exercise road management functions on an arterial road (with the consent of VicRoads)		DID, MOS, MPD	
34257	duty to seek consent of VicRoads to exercise road management functions before exercising power in section 120(1)		DID, MOS, MPD	
34258	power to enter into an agreement in respect of works		CEO, DID, MOS	
34259	power to charge and recover fees		CEO, DCS, DID	
34260	power to charge for any service		CEO, DID	
34261	power to make a decision in respect of controlled access roads		Provision Not Delegated	
34262	duty to make policy about controlled access roads		CEO, DID, MPD	
34263	power to amend, revoke or substitute policy about controlled access roads		Provision Not Delegated	
34264	function of receiving details of proposal from VicRoads		DID	
34265	duty to publish notice of declaration		DID, MOS, MPD	
34266	duty to give notice to relevant coordinating road authority of proposed installation of non-road infrastructure or related works on a road reserve	where Council is the infrastructure manager or works manager	DID, MOS, MPD	

Road Management Act 2004				
34267	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	where Council is the infrastructure manager or works manager	DID, MOS, MPD	
34268	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	where Council is the infrastructure manager or works manager responsible for non-road infrastructure	DID, MOS, MPD	
34269	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	where Council is the infrastructure manager or works manager	DID, MOS, MPD	
34270	where Schedule 7 Clause 10(1) applies, duty to, where possible, conduct appropriate consultation with persons likely to be significantly affected	where Council is the infrastructure manager or works manager	DID, MOS, MPD	
34271	power to direct infrastructure manager or works manager to conduct reinstatement works	where Council is the coordinating road authority	DID, MOS, MPD	
34272	power to take measures to ensure reinstatement works are completed	where Council is the coordinating road authority	DID, MOS, MPD	
34273	duty to ensure that works are conducted by an appropriately qualified person	where Council is the coordinating road authority	DID, MOS, MPD	
34274	power to recover costs	where Council is the coordinating road authority	CEO, DID	
34275	duty to notify relevant coordinating road authority within 7 days that works have been completed, subject to Schedule 7, Clause 13(2)	where Council is the works manager	DID, MOS, MPD	
34276	power to vary notice period	where Council is the coordinating road authority	CEO	
34277	duty to ensure works manager has complied with obligation to give notice under Schedule 7, Clause 13(1)	where Council is the infrastructure	DID	

Road Management Act 2004				
		manager		
34278	power to consent to proposed works	where Council is the coordinating road authority	DID, MOS, MPD	
34279	duty to consult	where Council is the coordinating road authority, responsible authority or infrastructure manager	DID, MOS, MPD	
34280	power to consent to proposed works	where Council is the coordinating road authority	DID, MOS, MPD	
34281	power to set reasonable conditions on consent	where Council is the coordinating road authority	DID, MOS, MPD	
34282	power to include consents and conditions	where Council is the coordinating road authority	DID, MOS, MPD	
34283	power to refuse to give consent and duty to give reasons for refusal	where Council is the coordinating road authority	CEO, DID, MPD	
34284	power to enter into an agreement	where Council is the coordinating road authority	CEO, DID	
34285	power to give notice requiring rectification of works	where Council is the coordinating road authority	CEO, DID, MOS, MPD	
34286	power to conduct the rectification works or engage a person to conduct the rectification works and power to recover costs incurred	where Council is the coordinating road authority	DID, MOS, MPD	
34287	power to require removal, relocation, replacement or upgrade of existing non-road infrastructure	where Council is the coordinating road authority	CEO, DID, LLO1, MOS, MPD, MPRS	

Road Management Act 2004				
34288	power to cause street lights to be installed on roads	power of responsible road authority where it is the coordinating road authority or responsible road authority in respect of the road	DID, MPD	
34289	duty to pay installation and operation costs of street lighting - where road is not an arterial road	where Council is the responsible road authority	DID	
34290	duty to pay installation and operation costs of street lighting - where road is a service road on an arterial road and adjacent areas	where Council is the responsible road authority	DID	
34291	duty to pay installation and percentage of operation costs of street lighting - for arterial roads in accordance with clauses 3(2) and 4	duty of Council as responsible road authority that installed the light (re: installation costs) and where Council is relevant municipal Council (re: operating costs)	DID	
Cemeteries and Crematoria Regulations 2015				
[##These provisions apply to Councils appointed as a cemetery trust under section 5 of the Cemeteries and Crematoria Act 2003, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
#	Item Delegated	Conditions and Limitations	Delegate	Date
72452	duty to ensure that cemetery complies with depth of burial requirements		DID, MOS	
72453	duty to ensure that the cemetery complies with the requirements for interment in concrete-lined graves		DID, MOS	
72454	power to inspect any coffin, container or other receptacle if satisfied of the matters in paragraphs (a) and (b)		DCS, DID	
72490	power to remove any fittings on any coffin, container or other receptacle if the fittings may impede the cremation process or damage the cremator		Provision Not Delegated	
72456	duty to ensure any fittings removed of are disposed in an appropriate manner		Provision Not	

Cemeteries and Crematoria Regulations 2015 [##These provisions apply to Councils appointed as a cemetery trust under section 5 of the Cemeteries and Crematoria Act 2003, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
			Delegated	
72457	power to dispose of any metal substance or non-human substance recovered from a cremator		Provision Not Delegated	
72458	power to release cremated human remains to certain persons	subject to any order of a court	Provision Not Delegated	
72459	duty to make cremated human remains available for collection within 2 working days after the cremation		Provision Not Delegated	
72460	duty to hold cremated human remains for at least 12 months from the date of cremation		Provision Not Delegated	
72461	power to dispose of cremated human remains if no person gives a direction within 12 months of the date of cremation		Provision Not Delegated	
72462	duty to take reasonable steps notify relevant people of intention to dispose of remains at expiry of 12 month period		Provision Not Delegated	
72463	duty to ensure a mausoleum is constructed in accordance with paragraphs (a)-(d)		DID, MBS	
72464	duty to ensure that remains are interred in a coffin, container or receptacle in accordance with paragraphs (a)-(c)		EHO, MCH	
72465	duty to ensure that remains are interred in accordance with paragraphs (a)-(b)		DID, MG	
72466	duty to ensure that a crypt space in a mausolea is sealed in accordance with paragraphs (a)-(b)		DID, MOS	
72467	duty to provide statement that alternative vendors or supplier of monuments exist		Provision Not Delegated	
72468	power to approve a person to play sport within a public cemetery		DCS, MG	
72469	power to approve fishing and bathing within a public cemetery		DCS, MG	
72470	power to approve hunting within a public cemetery		DCS, MG	
72471	power to approve camping within a public cemetery		DCS, MG	
72472	power to approve the removal of plants within a public cemetery		DID, MG	
72473	power to approve certain activities under the Regulations if satisfied of regulation (1)(a)-(c)		DCS, MG	

Cemeteries and Crematoria Regulations 2015 [##These provisions apply to Councils appointed as a cemetery trust under section 5 of the Cemeteries and Crematoria Act 2003, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
72474	power to approve the use of fire in a public cemetery		DID, MG	
72475	power to approve a person to drive, ride or use a vehicle on any surface other than a road, track or parking area		DID, MG	
72476	Note: Schedule 2 contains Model Rules – only applicable if the cemetery trust has not made its own cemetery trust rules		Provision Not Delegated	
72477	power to approve the carrying out of an activity referred to in rules 8, 16, 17 and 18 of Schedule 2	see note above regarding model rules	DID, MG	
72478	duty to display the hours during which pedestrian access is available to the cemetery	see note above regarding model rules	GCC, MG	
72479	duty to notify the Secretary of, (a) the hours during which pedestrian access is available to the cemetery; and (b) any changes to those hours	see note above regarding model rules	GCC, MG	
72480	power to give directions regarding the manner in which a funeral is to be conducted	see note above regarding model rules	DCS, MG	
72481	power to give directions regarding the dressing of places of interment and memorials	see note above regarding model rules	GCC, MG	
72482	power to approve certain mementos on a memorial	see note above regarding model rules	DCS, MG	
72483	power to remove objects from a memorial or place of interment	see note above regarding model rules	MG, MOS	
72484	duty to ensure objects removed under sub rule (1) are disposed of in an appropriate manner	see note above regarding model rules	MG, MOS	
72485	power to inspect any work being carried out on memorials, places of interment and buildings for ceremonies	see note above regarding model rules	DCS, DID, GCC, MG	
72486	power to approve an animal to enter into or remain in a cemetery	see note above regarding model rules	DID, MG	

Cemeteries and Crematoria Regulations 2015 [##These provisions apply to Councils appointed as a cemetery trust under section 5 of the Cemeteries and Crematoria Act 2003, and also apply to Councils appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)]				
72487	power to approve construction and building within a cemetery	see note above regarding model rules	DID, MG	
72488	power to approve action to disturb or demolish property of the cemetery trust	see note above regarding model rules	DID, MG	
72489	power to approve digging or planting within a cemetery	see note above regarding model rules	DID, MG	
Planning and Environment Regulations 2015				
#	Item Delegated	Conditions and Limitations	Delegate	Date
34316	function of receiving notice, under section 19(1)(c) of the Act, from a planning authority of its preparation of an amendment to a planning scheme	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.	CEO, DID, MPRS	
34317	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 section 54 of the Act		CEO, DID, MPRS, PO	
62862	duty to make copy of matter considered under section 60(1A)(g) available for inspection free of charge	where Council is the responsible authority	DID, MPRS, PO	
62863	function of receiving a copy of any document considered under section 60(1A)(g) by the responsible authority and duty to make the document available for inspection free of charge	where Council is not the responsible authority but the	DID, MPRS, PO	

Planning and Environment Regulations 2015				
		relevant land is within Council's municipal district		
34318	function of receiving notice under section 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	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.	CEO, DID	
Planning and Environment (Fees) Regulations 2016				
#	Item Delegated	Conditions and Limitations	Delegate	Date
43005	power to waive or rebate a fee relating to an amendment of a planning scheme		CEO, DID	
129958	power to waive or rebate a fee other than a fee relating to an amendment to a planning scheme		CEO, DID	
43006	duty to record matters taken into account and which formed the basis of a decision to waive or rebate a fee under r.19 or 20		CEO, DID	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2010				
#	Item Delegated	Conditions and Limitations	Delegate	Date
34323	function of entering into a written agreement with a caravan park owner		CEO	
34324	function of receiving application for registration		EHO, MBS	
34325	duty to grant the registration if satisfied that the caravan park complies with these regulations		EHO, MBS	
34326	duty to renew the registration if satisfied that the caravan park complies with these regulations		EHO, MBS	
43007	power to refuse to renew the registration if not satisfied that the caravan park complies with these regulations		EHO, MBS	
34327	duty to issue certificate of registration		EHO	
34328	function of receiving notice of transfer of ownership		EHO	
34329	power to determine where notice of transfer is displayed		EHO	

Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2010				
34330	duty to transfer registration to new caravan park owner		EHO, MBS	
34331	duty to issue a certificate of transfer of registration		EHO	
34332	power to determine the fee to accompany applications for registration or applications for renewal of registration		Provision Not Delegated	
34333	duty to keep register of caravan parks		EHO	
34334	power to determine where the emergency contact person's details are displayed		EHO	
34335	power to determine where certain information is displayed		EHO	
34336	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		EHO	
34337	duty to consult with relevant emergency services agencies		EHO, MBS	
34338	power to determine places in which caravan park owner must display a copy of emergency procedures		EHO	
34339	power to determine places in which caravan park owner must display copy of public emergency warnings		EHO	
34340	duty to consult with relevant floodplain management authority		EHO, MBS	
34341	duty to have regard to any report of the relevant fire authority		EHO, MBS	
34342	power to approve system for the collection, removal and disposal of sewage and waste water from a movable dwelling		EHO, MBS	
34343	function of receiving notice of proposed installation of unregistrable movable dwelling or rigid annexe		MBS	
34344	power to require notice of proposal to install unregistrable movable dwelling or rigid annexe		MBS	
34345	function of receiving installation certificate		MBS	
34346	power to approve use of a non-habitable structure as a dwelling or part of a dwelling		MBS	
34347	power to approve the removal of wheels and axles from unregistrable movable dwelling		MBS	
Road Management (General) Regulations 2016				
#	Item Delegated	Conditions and Limitations	Delegate	Date
34348	duty to conduct reviews of road management plan		CEO, DID	
34350	duty to produce written report of review of road management plan and make report available		CEO, DID, MPD	
86336	Duty to give notice where road management review is completed and no amendments will be made (or no amendments for which notice is required)	where Council is the coordinating road authority	DID	

Road Management (General) Regulations 2016				
34351	duty to give notice of amendment which relates to standard of construction, inspection, maintenance or repair under section 41 of the Act		CEO, DID, MPD	
86337	Duty to publish notice of amendments to road management plan	where Council is the coordinating road authority	DID	
34352	duty to record on road management plan the substance and date of effect of amendment		CEO, DID, MPD	
34353	power to issue permit	where Council is the coordinating road authority	CEO, DID, MPD	
34355	power to give written consent re damage to road	where Council is the coordinating road authority	CEO, DID, MPD	
34356	power to make submission to Tribunal	where Council is the coordinating road authority	CEO, DID, MPRS	
86338	power to charge a fee for application under section 66(1) Road Management Act	where Council is the coordinating road authority	DID	
34357	power to remove objects, refuse, rubbish or other material deposited or left on road	where Council is the responsible road authority	CEO, DID, LLO1, LLO2, MOS, MPD	
34358	power to sell or dispose of things removed from road or part of road (after first complying with regulation 25(3))	where Council is the responsible road authority	CEO, DID, LLO1, LLO2, MOS, MPD	
34359	power to recover in the Magistrates' Court, expenses from person responsible		CEO	
Road Management (Works and Infrastructure) Regulations 2015				
Note: these regulations commenced on 20 June 2015, replacing the Roads Management (works & infrastructure) Regulations 2005, which expired on 21 June 2015.				
#	Item Delegated	Conditions and Limitations	Delegate	Date
72491	power to exempt a person from requirement under clause 13(1) of Schedule 7 of the Act to give notice as to the completion of those works	where Council is the coordinating road authority and where consent	DID	

Road Management (Works and Infrastructure) Regulations 2015 Note: these regulations commenced on 20 June 2015, replacing the Roads Management (works & infrastructure) Regulations 2005, which expired on 21 June 2015.				
		given under section 63(1) of the Act		
72492	power to waive whole or part of fee in certain circumstances	where Council is the coordinating road authority	DCS, DID	