

Ordinary Council Meeting - 26 August 2025 Attachments

5.1 FINANCIAL REPORTS FOR JULY 2025	2
5.1.1 Group Financial Statements 2025-07	2
5.1.2 Capital Works Projects 2025-07.....	5
7.1 ACTING GENERAL MANAGER - PETER PORCH.....	7
7.1.1 Letter to retain landfill levy 3 July 2025.....	7
7.1.2 Home Safe ID Animal Registry Closure - Letter to General Managers 2025.....	10
7.3 ACTING DIRECTOR PLANNING AND DEVELOPMENT - JAMES BONNER.....	12
7.3.1 Bi monthly representations report.....	12
8.1 REVIEW OF DELEGATION REGISTER.....	14
8.1.1 Delegations Register Glamorgan Spring Bay Council August Review	14
8.2 ASSESSMENT OF COUNCIL RELATED DEVELOPMENT APPLICATIONS POLICY.....	114
8.2.1 Draft Policy Assessment of Council Related Development Applications.....	114
8.3 COMMUNITY SMALL GRANT SPRING BAY COMMUNITY FOOD HUB.....	120
8.3.1 Spring Bay Food Hub Small Grant Application.....	120
8.4 SWANSEA COMMUNITY CHRISTMAS EVENT SUPPORT GRANT APPLICATION	121
8.4.1 Swansea Community Christmas Application	121

Profit and Loss
Glamorgan Spring Bay Council
For the month ended 31 July 2025

Account	YTD Actual	YTD Budget	Budget Var	Var %	025/26 Budget	Notes
Trading Income						
Rate Revenue	14,536,581	14,543,079	(6,498)	0%	14,543,079	
Statutory Charges	94,530	63,870	30,660	48%	703,974	
User Charges	427,044	156,306	270,738	173%	922,401	1
Grants	0	68,001	(68,001)	-100%	1,661,585	2
Interest & Investment Revenue	42,440	36,597	5,843	16%	828,288	
Other Revenue	321,485	381,041	(59,556)	-16%	827,912	3
Total Trading Income	15,422,080	15,248,894	173,186	1%	19,487,239	
Gross Profit	15,422,080	15,248,894	173,186	1%	19,487,239	
Capital Grants						
Grants Commonwealth Capital - Other	0	492,300	(492,300)	-100%	1,169,426	4
Grants Commonwealth Capital - Roads to Recovery	0	0	0	0%	641,741	
Grants State Capital - Other	1,642,957	20,000	1,622,957	8115%	1,975,574	5
Total Capital Grants	1,642,957	512,300	1,130,657	221%	3,786,741	
Other Income						
Net Gain (Loss) on Disposal of Assets	0	12,500	(12,500)	-100%	50,000	
Contributions	27,207	22,500	4,707	21%	270,000	
Prosser Reimbursement	330,000	0	330,000	0%	0	
Total Other Income	357,207	35,000	322,207	921%	320,000	
Operating Expenses						
Employee Costs	309,052	550,959	(241,907)	-44%	5,949,496	6
Materials & Services	1,073,787	1,712,722	(638,935)	-37%	8,511,455	7
Depreciation	349,770	339,024	10,746	3%	4,068,288	
Interest	(20,203)	29,017	(49,220)	-170%	167,804	8
Other Expenses	1,054	23,268	(22,214)	-95%	299,912	
Total Operating Expenses	1,713,459	2,654,990	(941,531)	-35%	18,996,955	
Net Profit	13,708,621	12,593,904	1,114,717	9%	490,284	
Total Comprehensive Result (incl Capital Income)	15,708,786	13,141,204	2,567,582	20%	4,597,025	

NOTES OF BUDGET VARIANCES > \$50k and >10%.

- TIMING: User Charges** - Marina berth fees income received earlier, following new marina licences arrangements.
- TIMING:** Road toll tax, Australian Day and FAG General budget of \$67K are yet to be received.
- TIMING:** Donations and other contributions.
- TIMING:** Expecting \$492k of commonwealth capital grant .
- TIMING:** Revenue State Capital of \$1.6m rolled over from prior year.
- PERMANENT:** Staff vacancies creating shortfall in work productivity.
- TIMING:** Some periodic charges not received for IT, medical, insurances, water, waste and infrastructure activities.
- TIMING:** End of year apportionment of loan repayments.

Statement of Financial Position

Glamorgan Spring Bay Council

As at 31 July 2025

Account	31 July 2025	30 June 2025
Assets		
Current Assets		
Cash & Cash Equivalents	13,450,754	12,806,580
Trade & Other Receivables	13,775,333	1,621,426
Other Assets	412,872	44,397
Total Current Assets	27,638,958	14,472,403
Non-current Assets		
Investment in Water Corporation	34,533,233	34,533,233
Property, Infrastructure, Plant & Equipment	222,354,399	222,374,169
Total Non-current Assets	256,887,633	256,907,402
Total Assets	284,526,591	271,379,805
Liabilities		
Current Liabilities		
Trade & Other Payables	624,799	1,443,344
Trust Funds & Deposits	492,225	442,225
Provisions	666,372	666,372
Contract Liabilities	0	1,604,871
Interest bearing Loans & Borrowings	1,126,756	1,147,209
Trust Funds & Deposits - Retention Monied Held	19,074	19,074
Total Current Liabilities	2,929,226	5,323,095
Non-current Liabilities		
Provisions	69,930	69,930
Interest Bearing Loans & Borrowings	4,287,484	4,287,484
Total Non-current Liabilities	4,357,414	4,357,414
Total Liabilities	7,286,639	9,680,509
Net Assets	277,239,951	261,699,296
Equity		
Current Year Earnings	15,540,655	3,823,679
Retained Earnings	103,282,318	99,458,639
Equity - Asset Revaluation Reserve	156,575,385	156,575,385
Equity - Restricted Reserves	1,841,594	1,841,594
Total Equity	277,239,951	261,699,296

Statement of Cash Flows

Glamorgan Spring Bay Council
For the month ended 31 July 2025

Account	YTD Actual	2025
Operating Activities		
Receipts from Customers	2,478,353	17,754,503
Operating Grants	0	1,677,967
Payment to employees and Suppliers	(1,592,025)	(13,617,564)
Other Payments	(8,379)	(244,092)
Finance Costs Paid	(17,611)	(182,876)
Rates Charged - Sewerage	0	(45,599)
Rates Charged - Sewerage	45,599	45,599
Net Cash Flows from Operating Activities	905,937	5,387,938
Investing Activities		
Proceeds from sale of property, plant and equipment	0	189,055
Payment for property, plant and equipment	(506,311)	(4,979,253)
Receipts from capital grants	215,000	4,520,451
Net Cash Flows from Investing Activities	(291,311)	(269,747)
Financing Activities		
Trust funds & deposits	50,000	36,380
Proceeds from/ repayment of long term loans	(20,453)	(384,912)
Net Cash Flows from Financing Activities	29,547	(348,533)
Net Cash Flows	644,173	4,769,658
Cash and Cash Equivalents		
Cash and cash equivalents at beginning of period	12,713,672	7,944,014
Cash and cash equivalents at end of period	13,357,845	12,713,672
Net change in cash for period	644,173	4,769,658

Capital Works DetailGlamorgan Spring Bay Council
Budget 2025-26

Dept	Capital Item	Cost YTD	% Cost Spent	Status	Budget 2025/26	Carry Fwd Funds @ 30.6.25	Renewal Works	New Works	New Budget	Council Funded	Grant Funded
Roads, Footpaths, Kerbs											
	Resheet Program	-	0%	Not Started	200,000		200,000		200,000	200,000	
	Pavement Renewal Program	-	0%	Not Started	500,000		500,000		500,000	350,000	150,000
	Reseal Program	-	0%	Not Started	700,000		700,000		700,000	200,000	500,000
	Swansea	-	0%	Not Started	30,000			30,000	30,000	30,000	
	Fisheries Coles Bay	-	0%	complete	40,000		5,000	35,000	40,000	40,000	
	Triabunna Tomorrow Streetscapes Year 2	3,000	1%	In progress	445,000	100,000	300,000	45,000	345,000		445,000
	Foothpath Seal to Bark mill	-	0%	Not Started	30,000		10,000	20,000	30,000	30,000	
	Foothpath & Disability Compliance Renewal Program	-	0%	Not Started	150,000		150,000		150,000	150,000	
	Gulch Car Park Pavement Rehabilitation	1,955	8%	Not Started	25,000		25,000		25,000	25,000	
	Morrison St Bicheno -cul-de-sac head	-	0%	Not Started	50,000		5,000	45,000	50,000	50,000	
	Cross St to Walpole install Kerb	1,371	3%	Not Started	40,000			40,000	40,000	40,000	
	West Shelly cul-de-sac K&C	-	0%	Not Started	65,000			65,000	65,000	65,000	
	Kerb & Channel Renenwal Program	-	0%	Not Started	100,000		100,000		100,000	100,000	
	Nailer Avenue top to Gamble Crescent	5,790	10%	Not Started	60,000		5,000	55,000	60,000	60,000	
	Design Allocation	-	0%	Not Started	100,000		50,000	50,000	100,000	100,000	
	Contingency	-	0%	Not Started	40,000		40,000		40,000	40,000	
	Total Roads, Footpaths, Kerbs	12,116	0%		2,575,000	100,000	2,090,000	385,000	2,475,000	1,480,000	1,095,000
Bridges, Culverts											
	Wielangta Pipe Bridge	-	0%	Not Started	100,000		100,000		100,000	100,000	
	Wielangta Sandspit Bridge Overflow	-	0%	Not Started	100,000		100,000		100,000	100,000	
	Redecking timber Bridges	18,296	18%	Not Started	100,000		100,000		100,000	100,000	
	Duck Park Bridge	-	0%	Not Started	100,000		100,000		100,000	100,000	
	Total Bridges, Culverts	18,296	5%		400,000	-	400,000	-	400,000	400,000	-
Parks, Reserves, Walking Tracks, Cemeteries											
	CDG Bicheno Triangle	4,644	3%	In Progress	175,174	175,174				175,174	
	Playground Renewals & Upgrade	-	0%	Not Started	200,000		200,000		200,000	200,000	
	Playground Bicheno Lions Park	-	0%	Not Started	90,000	90,000				-	90,000
	Orford Foreshore Masterplan	-	0%	Not Started	218,400	218,400				-	218,400
	Our Park Precinct Plan	-	0%	Not Started	10,000	10,000				10,000	
	FAI Coles Bay History Plaques	-	0%	Not Started	12,000			12,000	12,000	12,000	
	Coles Bay Dump Point	-	0%	Not Started	65,000			65,000	65,000		65,000
	Deck/Boardwalk renewal outside loo with a view	-	0%	Not Started	85,000		85,000		85,000	85,000	
	NRM - Saltwater Creek Clearing	-	-	Not Started	-						
	Bicheno Traingle	-	0%	Not Started	620,190	620,190					620,190
	Barbecue Replacemnt Program	30,040	40%	Not Started	75,000		75,000		75,000	75,000	
	Bicheno Skate Park	604	1%	Not Started	45,000		45,000		45,000	45,000	
	Total Parks, Reserves, Walking Tracks, Cemeteries	35,288	1%		1,595,764	1,113,764	405,000	77,000	482,000	602,174	993,590
Stormwater & Drainage											
	49 Rheban Rd design to West Shelley Bch Nautilus Detention Basin	-	0%	Not Started	200,000	200,000	200,000			200,000	
	Holkham Court	37,492	92%	In progress	40,759	40,759				40,759	
	Pit and Pipe Renewal Program	2,534	1%	Not Started	200,000				200,000	200,000	
	Gordon St Bicheno Stormwater	-	0%	Not Started	80,000		40,000	40,000	80,000	80,000	
	Morrison St Stormwater replacement	-	0%	Not Started	30,000		30,000		30,000	30,000	
	Nautilus Drive - increased funding	-	0%	Not Started	50,000			50,000	50,000	50,000	
	SQID program	-	0%	Not Started	25,000	25,000				25,000	
	Total Stormwater & Drainage	40,026	5280%		625,759	265,759	270,000	90,000	360,000	625,759	-
Building											
	Public Amenities - Loo with a View	591	1%	In progress	43,293	43,293				43,293	
	Bicheno Skate Park Toilet	22,340	27%	In progress	82,509	82,509				2,509	80,000

Capital Works Projects 2025-07

Capital Works DetailGlamorgan Spring Bay Council
Budget 2025-26

Dept	Capital Item	Cost YTD	% Cost Spent	Status	Budget 2025/26	Carry Fwd Funds @ 30.6.25	Renewal Works	New Works	New Budget	Council Funded	Grant Funded
	Cranbook Hall	-	0%	Not Started	15,500		15,500		15,500	15,500	
	Hoarold Street Reserve	-	0%	Not Started	35,000		35,000		35,000	35,000	
	Muir's Beach Toilets	-	0%	Not Started	8,000		8,000		8,000	8,000	
	Toilet Strategy Works	-	0%	Not Started	320,000		300,000	20,000	320,000	320,000	
	Bicheno Halls	-	0%	Not Started	27,500		12,000	15,500	27,500	27,500	
	Bicheno Surf Club and Toilet Upgrade	-	0%	Not Started	250,000	250,000				100,000	150,000
	Triabunna Recreation Ground	-	0%	Not Started	70,000	70,000				70,000	
	Trabunna Tomorrow New Amenities	-	0%	Not Started	50,000	50,000					50,000
	Swansea Football Clubrooms	-	0%	Not Started	57,500		57,500		57,500	57,500	
	Swansea Hall	-	0%	Not Started	8,000		8,000		8,000	8,000	
	Public Amenities	-	0%	Not Started	300,000		300,000		300,000		300,000
	Bicheno Lunch room facility	32,890	94%	Not Started	35,000			35,000	35,000	35,000	
	Triabunna Office Carpet Replacemnt	-	0%	Not Started	55,000		55,000		55,000	55,000	
	Buckland Blackwater Upgrade	-	0%	Not Started	65,000		30,000	35,000	65,000	65,000	
	Total Building	55,821	71565%		1,422,302	495,802	821,000	105,500	926,500	842,302	580,000
	Marine Infrastructure										
	Lighting Bicheno Boat Ramp	-	0	Not started	23,085	-		23,085			23,085
	Marina	-	0	Not started	54,000	-		54,000		54,000	
	Saltworks Boat Ramp Upgrade	-	0	Not started	99,123	99,123					99,123
	Total Marine Infrastructure	-	0		176,208	99,123	-	77,085	-	54,000	122,208
	Sewerage										
	Swanwick Waste System Pump Upgrade	-	-	Not started	15,000	15,000				15,000	
	Total Sewerage	-	0%		15,000	15,000	-	-	-	15,000	
	Plant Equipment & Other										
	Emulsion Trailer	-	0%	Not started	43,000	43,000				43,000	
	Truck 16t tipper replace 2008 Hino16t A85NU Swansea	-	0%	Not started	190,000	190,000				190,000	
	Waste Chipper	-	0%	In progress	183,571	183,571				83,571	100,000
	IT - Laptop & PC Replacements	-	0%	Not started	30,000		30,000		30,000	30,000	
	IT - Server, NAS and Backup Hard Drives	-	0%	Not started	37,000		-	37,000	37,000	37,000	
	Office Equipment	-	0%	Not started	10,000		10,000		10,000	10,000	
	Subaru replacement	-	0%	Not started	40,000		40,000		40,000	40,000	
	GM Vehicle replacement	-	0%	Not started	60,000		60,000		60,000	60,000	
	Waste Bulk Skip Bins	-	0%	Not started	100,000		100,000		100,000	100,000	
	Facilities Coordinator ute	-	0%	Not started	48,000		48,000		48,000	48,000	
	MUX replacement	-	0%	Not started	50,000		50,000		50,000	50,000	
	2 x tilt mower trailers	-	0%	Not started	20,000		20,000		20,000	20,000	
	Coles Bay WTS half container	6,585	73%	Not started	9,000			9,000	9,000	9,000	
	Swansea dual cab	-	0%	Not started	48,000		48,000		48,000	48,000	
	16 tonne - water cart	-	0%	Not started	200,000		200,000		200,000	200,000	
	Rapid Spray water tank	-	0%	Not started	37,000		37,000		37,000	37,000	
	John Deere mower	-	0%	Not started	32,000		32,000		32,000	32,000	
	JCB replacement	-	0%	Not started	130,000		130,000		130,000	130,000	
	small plant	-	0%	Not started	20,000		20,000		20,000	20,000	
	Total Plant Equipment & Other	6,585	1%		1,287,571	416,571	825,000	46,000	871,000	1,187,571	100,000
	Total Capital Works	168,131	2%		8,097,604	2,506,019	4,811,000	780,585	5,514,500	5,206,806	2,890,798

Capital Works Projects 2025-07



3 July 2025

To whom it may concern,

We write to seek your support for the continued investment of the Tasmanian landfill levy in initiatives that reduce waste and stimulate innovation in the circular economy.

We represent the Tasmanian local government sector and the three regional waste authorities.

The landfill levy was introduced in 2022, with the intent that all proceeds would be reinvested in waste and resource recovery initiatives. Tasmania was one of the last jurisdictions in the country to implement a landfill levy and, at a current rate of \$45 a tonne, rising to around \$60 per tonne in 2026, it is also one of the lowest rates in the country.

Tasmania already has one of the lowest resource recovery rates in Australia¹ and without the reinvestment of levy funds, the level of community engagement and infrastructure investment required to achieve national and state targets would not be realised.

Failure to meet the targets set in the Tasmanian Waste and Resource Recovery Strategy², including an 80 per cent recovery rate from all waste streams by 2030, would not only have dire environmental consequences, but economic impacts as well.

The landfill levy is an economic policy that is driving real job creation and investment in resource recovery and the circular economy.

The last 12 months has been a time of unprecedented investment and growth for the Tasmanian waste management and resource recovery sector. The year has seen the delivery of high-volume resource recovery facilities, Tasmania's first container deposit scheme and emergency management waste relief.

Any proposal to absorb the levy into consolidated revenue would amount to a new tax on Tasmanians that would put new private investment and job creation at risk and create uncertainty for existing industries.

Private waste providers and industry sectors, such as agriculture, aquaculture, and building and construction, are already looking to landfill levy funding to progress resource recovery initiatives to create new value-added products from waste and limit their exposure to the levy.

¹ [National waste and resource recovery report 2024](#)

² [Tasmanian Waste and Resource Recovery Strategy 2023-2026](#)

Levy-funded diversion projects can help support traditional industries by enabling them to manage complex waste streams efficiently, leverage substantial private co-investment, and reinject value back into local communities.

These long-term economic outcomes are far more important than short-term budget expediency.

As a result of increased recycling volumes in Southern Tasmania over the past 12 months, Cleanaway has employed an additional 12 people, from sorters through to operators and site maintenance positions.

This expansion has supported broader investment with local trades and contractors including electrical, construction, engineering, transport and fuel.

In the North, Veolia has invested \$24 million to deliver a 20,000 tonne per year Material Recovery Facility (MRF) located in Spreyton to enable comingled recycling sorting. The new facility will service over 100,000 Tassie households for kerbside recycling and boasts cutting-edge technology including automatic recognition machinery, laser optical identification with air jets to separate plastics, magnetic currents to extract metals and next step processing for glass.

The attached case study regarding Dulverton Waste Management's Organic Compost facility provides further compelling evidence of the economic value derived from investments in the waste sector.

We urge all members of Parliament to consult thoroughly with our sector to inform a fully considered waste and resource recovery policy.

We stand ready and willing to support policy that unlocks significant economic benefits for Tasmania, including identifying opportunities for investment in the circular economy that will create jobs and long-term sustainable returns to the state.

Kind regards,



Veronica Schilling
CEO, Cradle Coast Waste
Management Group



Dion Lester
CEO, LGAT



John Marick
Chair, Chair Circular North
Steering Committee



Paul Jackson
CEO, Tas Waste South

Case Study: The economic case for investment in waste

In 2022 the Tasmanian and Federal Governments jointly invested \$9 million into Dulverton Waste Management's significant \$32 million composting facility in North West Tasmania. This state-of-the-art facility has substantially enhanced Tasmania's capacity for sustainable waste processing, raising annual processing capabilities from 30,000 tonnes to 50,000 tonnes. It also uniquely supports the sustainable reuse of challenging liquid wastes generated from aquaculture and dairy industries.

Delivery of the project was managed through a joint venture between two Tasmanian-based construction specialists. Significantly, contracts for construction and fit-out were awarded exclusively to Tasmanian businesses, with the exception of specialised pre-treatment equipment. Consequently, \$21 million of the total \$32 million budget directly benefited local businesses across Tasmania.

Economic impacts were felt statewide:

- 440 concrete panels were produced in Hobart and transported to the project site.
- Electrical, plumbing, and civil works were delivered by specialists from Launceston.
- Automation systems were supported by Devonport-based providers.
- Steel fabrication services were provided by businesses located in Launceston and Wynyard.

Project oversight was provided by a Hobart-based consultancy, selected from a competitive tender process including multiple Tasmanian firms.

The construction phase alone generated 102 full-time equivalent (FTE) jobs, enabling several subcontractors to invest in new equipment and recruit apprentices, building essential skills and capability for future large-scale projects.

The facility's ongoing operations now support 6 permanent FTE positions, alongside additional local jobs, including two kerbside collection drivers and two call-centre operators dedicated to managing FOGO-related customer enquiries. With two additional councils beginning kerbside collections later this year, further employment opportunities for collection drivers are anticipated.

Maintenance contracts supporting the facility and its vehicle fleet have also created steady new revenue streams for local businesses specialising in plumbing, electrical, civil works, and heavy machinery maintenance, predominantly sourced from the North West Coast and across Tasmania.

This substantial and ongoing local economic benefit clearly demonstrates the value and effectiveness of the Tasmanian Government's initial \$3 million investment.

Department of Premier and Cabinet

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Dear General Manager

Following up from my previous correspondence to you in March 2025, I am writing to all Tasmanian councils regarding the closure of the HomeSafeID microchip registry.

As mentioned previously, the *Dog Control Act 2000* and *Dog Control Regulations 2021* require that, once a dog is microchipped, certain prescribed details are to be entered into an approved database. There are currently six approved databases in Tasmania.

One of these, HomeSafeID, has now closed its website. This means that microchip details of lost dogs and cats that were registered with HomeSafeID are no longer accessible and lost pets may not be able to be traced back to their owners.

The Tasmanian Government is encouraging owners who have their dogs registered with HomeSafeID to change their microchip registration to another approved provider.

We have provided an update on our website and would request you support communications around this issue by including the following advice (or a message to this effect) in a prominent location on your website -

Important Information for Dog and Cat Owners – HomeSafeID Microchip Register

Pet microchip registry company HomeSafeID has now closed its website.

This means that microchip details of pets that were registered with HomeSafeID are no longer accessible and lost cats may not be able to be traced back to their owners.

If your pet is registered with HomeSafeID, you are encouraged to change your microchip registration to another company.

It is important to keep your microchip details up to date so you can be reunited with your pet if they go missing or are found.

For more information about the situation and what you might need to do if you are impacted, please visit the Office of Local Government website here -

https://www.dpac.tas.gov.au/divisions/local_government/legislation/current_legislation/dog_control/micro-chipping_faqs.

25/54730/3

In simple terms, the communications explain that pet owners need to:

- Identify if their pet's microchip is registered with HomeSafeID. If owners know their pet's microchip number they can run a free online search. If they do not know this number, they may need to either contact their local council (in the case of dogs), or have their pet scanned by a vet (in the case of cats).
- If registered with HomeSafeID, arrange to transfer their details to another register. **NOTE: Some registries, including Global Micro Animal Registry, are providing this transfer as a free service, whilst others may charge a small fee.** If not registered with HomeSafeID, no action is needed.

We are continuing to direct dog owners who do not know their dog's microchip number or have lost the paperwork with their registration details, to contact their local council in the first instance, because this information should be captured as part of councils' registration process. If the relevant council cannot provide this information, dog owners will need to contact their vet who can scan the dog's microchip and provide the microchip number.

Please note that NRE has also updated their website with instructions relating to cats, which aligns with that information above and on our website - <https://nre.tas.gov.au/about-the-department/news/tasmanian-cat-owners-urged-to-check-microchips>.

Thank you for your assistance on this matter, and if you have any questions or concerns, please contact Mr Chris Nalder in my office in the first instance on 6232 7265 or by email: Chris.Nalder@dpac.tas.gov.au

Yours sincerely



Michael Mogridge
Director of Local Government
14 July 2025

Application Number	Applicant name	Address	Application details	Representations received (N/A for Permitted)	Summary of representation.	Officers consideration of representation	Approval date
DA2025/045	Prebble Pharmacy Services	80 Glen Gala Rd, Cranbrook	Camping for self contained vehicles	2	<p>1. Concern raised about security from campers on adjoining lot, bio-security issues and potential restraint of operations due to noise and potential overspray.</p> <p>2. Conflict from sheep being moved along road and campers driving on Glen Gala Rd</p>	<p>1. Rear area of campground fenced off to create large buffer to adjoining vineyard.</p> <p>2. Glen Gala Road is a public road and both parties need to ensure they comply with the road rules around stock traveling on a road and vehicles moving close to stock.</p>	17/04/2025
DA2025/49		1 Happy Valley Lane, Spring Beach	Outbuilding associated with camping	1	Representor is concerned about stormwater and wastewater.	this is not a consideration under the planning scheme but has been highlighted with the EHO and to be addressed at plumbing permit stage	29/04/2025
DA2025/64	Stuart Oates	46 Burgess St, Bicheno	4 x visitor accommodation units	2	<p>1. Property is zoned residential development exceeds what is typically permissible under the zone. The visitor accommodation units located at a prominent town entry is out of character with the area.</p> <p>2. Increased traffic could lead to heightened risk and congestion on the busy road.</p> <p>3. The applicant has not demonstrated how the units will comply with disabled access requirements.</p>	<p>1. The size of visitor accommodation use is not specified and is considered that the scale of 4 x single bedroom one storey units is not out of character with the general residential area.</p> <p>2. The development is located on a straight section of Burgess St (Tasman Hwy), in a 60km/h zone using an existing access.</p> <p>3. This is not a matter than be assessed a the DA stage and is a matter for the building surveyor to address.</p>	20/05/2025
DA2025/108	Coles Bay Holdings	1819 Coles Bay Rd, Coles Bay	Demolition of existing visitor accommodation and	1	1.Numerous safety issues with electrical supply and plumbing.	None of the issues raised are related to the assessment of	07/07/2025

			construction of new building.		2. Concern raised about previous non-compliance with building regulations. 3. Concern raised about access track not meeting bushfire requirements.	the current application under the planning scheme.	
DA2025/101	Benjamine Fleming	68 Burgess Street, Bicheno	Change of use to cafe/ bar and change of use to visitor accommodation	1	Concerned about how hours of operation will impact their amenity as a residential neighbour. Complaints about partial use of the dwelling being used currently for visitor accommodation. Not suitable area for a bar	Hours of operation are within the acceptable solution. And the neighboring property is in a local business zone not a residential zone. Existing visitor accommodation use within the dwelling is exempt as it meets requirements of TPS. It has not been approved as part of the permit. The main street of Bicheno is a local business zone and is a suitable area for the proposal.	24/07/2025



DELEGATIONS REGISTER

Adopted: 22 July 2025

Minute No. 159/25

CONTENTS

1. ARCHIVES ACT 1983	4
2. BIOSECURITY ACT 2019	4
3. BIOSECURITY REGULATIONS 2022	5
4. BUILDING ACT 2016	5
5. BUILDING REGULATIONS 2016.....	7
6. BURIAL AND CREMATION ACT 2019	8
7. BURIAL AND CREMATION REGULATIONS 2025.....	12
8. CAT MANAGEMENT ACT 2009	16
9. CHILD AND YOUTH SAFE ORGANISATIONS ACT 2023	18
10. DOG CONTROL ACT 2000	19
11. EMERGENCY MANAGEMENT ACT 2006	26
12. ENVIRONMENTAL MANAGEMENT AND POLLUTION CONTROL ACT 1994	27
13. FOOD ACT 2003.....	29
14. HEAVY VEHICLE NATIONAL LAW (TASMANIA) ACT 2013	32
15. HISTORIC CULTURAL HERITAGE ACT 1995	33
16. LAND USE PLANNING AND APPROVALS ACT 1993.....	35
17. LAND USE PLANNING AND APPROVALS REGULATIONS 2024	50
18. LITTER ACT 2007.....	50
19. LOCAL GOVERNMENT ACT 1993	51
20. LOCAL GOVERNMENT (BUILDING AND MISCELLANEOUS PROVISIONS) ACT 1993.....	56
21. LOCAL GOVERNMENT (GENERAL) REGULATIONS 2025	61
22. LOCAL GOVERNMENT (HIGHWAYS) ACT 1982	62
23. MONETARY PENALTIES ENFORCEMENT ACT 2005.....	70
24. NEIGHBOURHOOD DISPUTES ABOUT PLANTS ACT 2017	71
25. OCCUPATIONAL LICENCING ACT 2005	71
26. PLACE NAMES ACT 2020	71
27. PUBLIC HEALTH ACT 1997	72
28. PUBLIC INTEREST DISCLOSURE ACT 2002.....	78
29. RIGHT TO INFORMATION ACT 2009	80
30. ROADS AND JETTIES ACT 1935	83
31. STRATA TITLES ACT 1998.....	86
32. SURVEY CO-ORDINATION ACT 1944.....	93
33. TRAFFIC ACT 1925	94
34. URBAN DRAINAGE ACT 2013	94
35. VEHICLE AND TRAFFIC ACT 1999.....	97
36. MISCELLANEOUS POWERS AND FUNCTIONS TO THE GENERAL MANAGER AND AN OFFICER / EMPLOYEE	97

LEGISLATIVE TERMINOLOGY – GENERAL MANAGER

At Glamorgan Spring Bay Council, the title Chief Executive Officer is a term of reference for the General Manager as appointed by Council pursuant to section 61 of the Local Government Act 1993 (Tas). For the avoidance of doubt, Chief Executive Officer means the General Manager for the purposes of the Local Government Act 1993 (Tas) and all other legislation administered by or concerning Council.

DELEGATION

A Council, in writing, may delegate with or without conditions to the Chief Executive Officer, any of its functions or powers under any Act.

S.22 Local Government Act 1993 (subject to restrictions).

The General Manager, in writing, may delegate to an employee of the Council

- (a) any functions or powers under any Act, other than this power of delegation; and*
- (b) any functions or powers delegated by the Council which the Council authorised the General Manager to delegate.*

S.64 Local Government Act 1993.

If an Act confers a power on a person to delegate a function or power, the person may, in accordance with the Act, delegate the function or power to

- (a) a person by name; or*
- (b) the holder of a particular office or position by reference to the title of the office or position concerned, whether or not the office or position is vacant at the time of the delegation.*

S.23AA(1) of the Acts Interpretation Act 1931.

If a function or power is delegated to a particular officer or the holder of a particular office or position

- (a) the delegation does not cease to have effect merely because the person who was the particular officer or the holder of the particular office or position when the function or power was delegated ceases to be that officer or the holder of that office or position; and*
- (b) the function or power may be performed or exercised by the person for the time being occupying or acting in the office or position concerned.*

S.23AA(5) of the Acts Interpretation Act 1931.

A function or power that has been delegated may, notwithstanding the delegation, be exercised by the delegator.

S.23AA(6) of the Acts Interpretation Act 1931.

Pursuant to the powers of the *Local Government Act 1993* the Council hereby delegates the exercise and performance of the following functions and powers to the General Manager and/or an Officer/employee of Council on the following conditions:

- I Each delegation is subject to the conditions or restrictions (if any) referred to in the table to this delegation.
- II Each delegation is subject to such policies, policy guidelines and directions as the Council may from time to time approve.
- III Each delegation is subject to Council's By-laws or the provision of any Act.
- IV Each delegation includes any person acting in the delegated positions.

For and on behalf of the Glamorgan Spring Bay Council

The Glamorgan Spring Bay Council pursuant to a resolution of Council Number 159/25 dated 22 July 2025 hereby approved these delegations.

Signed on the 22 July 2025

Clr Cheryl Arnol
MAYOR

Peter Porch
ACTING GENERAL MANAGER

1. ARCHIVES ACT 1983

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.10(1)	Preservation of State Records Council is to keep proper records of the business of the local authority for which that relevant authority is responsible.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council
2	S.11	Transfer of State records to Archives Office Council is to transfer state records to archives office.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council
3	S.15(3)	Conditions may be imposed on the making of State archives available for public inspection.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council

2. BIOSECURITY ACT 2019

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.31(1)(b)	Appointment of authorised officer	The Secretary of the Department may appoint an employee of a council to be an authorised officer for the purpose of the Biosecurity Act.	<ul style="list-style-type: none"> To authorised Officer 	The Secretary of the Department

3. BIOSECURITY REGULATIONS 2022

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	R.25	<p>Payments to Council of Public Account</p> <p>(1) Any payments made in respect of an infringement notice – (a) are payable to a council, if the notice was served by an authorised officer who is an employee of the council; ...</p> <p>(2) A council may charge a person a fee for – (a) the provision by the council to the person of any information requested by the person from the council under the Act; or (b) the carrying out of any inspection, analysis or other function under the Act in respect of the person by an authorised officer who is an employee of the council.</p>	<p>Reg. 25(3) A fee charged under subregulation (2) is – (a) to be no more than is necessary to cover the reasonable costs and expenses incurred in connection with the provision of information, or the inspection, analysis or other function that was carried out by the authorised officer under the Act in respect of the person; and (b) recoverable in a court of competent jurisdiction as a debt due and owing to the council.</p>	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Authorised Officer 	<ul style="list-style-type: none"> • Council

4. BUILDING ACT 2016

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.27(3) & (4)	<p>Records of Permit Authority</p> <p>Make information retained pursuant to S.27(2) available to the persons specified in S.27(3), and to provide a copy of that information upon payment of a fee</p>	<p>Nil Conditions or Restrictions</p>	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer • Compliance Coordinator • Compliance Officer • Plumbing Surveyor 	<ul style="list-style-type: none"> • Council
2	Part 6	<p>Protection Work</p> <p>Take all steps required to be taken in relation to protection work and insurance cover in circumstances where the Council is either the owner of the premises where building work, plumbing work or demolition work will be carried out, or the responsible person for that work.</p>	<p>Excludes the ability to pay or agree to pay compensation pursuant to s.89</p>	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Coordinator • Compliance Officer • Senior Environmental Health Officer • Plumbing Surveyor 	<ul style="list-style-type: none"> • General Manager

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
3	Part 6	Notice of proposed Protection Work Take all steps required to be taken in relation to protection work and insurance cover in circumstances where the Council is the owner of an adjoining premises to a premises where building work, plumbing work or demolition work will be carried out.	Excludes the ability to pay or agree to pay compensation pursuant to S.89.	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Coordinator • Compliance Officer • Senior Environmental Health Officer • Plumbing Surveyor 	<ul style="list-style-type: none"> • General Manager
4	S.244	Revocation of notices A person who issued a notice under this Division may revoke the notice if satisfied that it is appropriate to do so after.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Coordinator • Compliance Officer 	<ul style="list-style-type: none"> • General Manager
5	S.265(3) & (4)	Failure to comply with emergency, building or plumbing order Perform works where there has been failure to comply with an emergency, building or plumbing order, including the power to: a) Enter on the land where the work is to be done with the appropriate equipment; and b) Exclude other persons from the place where the work is being done; and c) If anything is to be altered, determine the form of the alteration so far as it was not previously specified; and d) If anything is to be taken down, demolished or removed, determine in what condition the remainder is to be left; and e) Carry away to some convenient place any materials removed; and f) Sell any materials so carried away and deduct the proceeds from the cost of the work.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Compliance Coordinator • Compliance Officer • Senior Environmental Health Officer • Plumbing Surveyor 	<ul style="list-style-type: none"> • Council
6	S.266	Possession of building Take proceedings to obtain possession of a building or temporary structure if any occupier fails to allow any person to do work pursuant to S.265.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Compliance Coordinator • Compliance Officer • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council
7	S.269	Recovery of performance costs If a person fails to perform the work required by any order under this Part within a specified time, the council may enter land or a building and perform the required work and may recover its expenses as a charge on the land and recoverable as if it were rates or charges under the <u>Local Government Act 1993</u>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Director of Corporate & Communication • Compliance Coordinator • Compliance Officer 	<ul style="list-style-type: none"> • Council
8	S.271(1)	Purchasing buildings and materials Councils may sell a building for removal or after demolishing a building, sell the materials on the premises for removal.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Director of Corporate & Communication 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
9	S.271(2)	Purchasing buildings and materials Grant the purchaser of a building sold pursuant to S271(1) all of the powers Council has under S.265.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development 	<ul style="list-style-type: none"> • Council
10	S.271(6)	Purchasing buildings and materials Authority to pay, on behalf of the Council, the owner of the building or materials sold under subsection (1) the balance of any proceeds of the sale after deducting any reasonable expenses incurred by it.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Director of Corporate & Communication 	<ul style="list-style-type: none"> • Council
11	S.310	Prosecution of offences Proceedings for an offence against this Act or the regulations are to be commenced by an authorised person within the period of 2 years from the date on which evidence of the alleged offence first came to the attention of any authorised person.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Coordinator • Compliance Officer • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • General Manager

5. BUILDING REGULATIONS 2016

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	R.43(1)	Plumbing work involving network utility operator's stormwater drainage systems A person must not perform plumbing work unless written consent to do so has been obtained from the relevant network utility operator.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Director of Works & Infrastructure • Development Engineer • Works Manager • Plumbing Surveyor 	<ul style="list-style-type: none"> • Council
2	R.43(3)	Plumbing work involving network utility operator's stormwater drainage systems If not satisfied that a stormwater drainage system is sealed in accordance with the Act, enter the premises and perform any work necessary.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Director of Works & Infrastructure • Works Manager • Senior Environmental Health Officer • Plumbing Surveyor 	<ul style="list-style-type: none"> • Council
3	R.43(5)(a)	Plumbing work involving network utility operator's stormwater drainage systems Recover costs as a charge under the <i>Local Government Act 1993</i> .	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Works Manager • Senior Environmental Health Officer • Plumbing Surveyor 	<ul style="list-style-type: none"> • Council
4	R.53	Riverine inundation Assessment of land as having a reasonable probability of flooding.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Development Engineer 	<ul style="list-style-type: none"> • Council
5	R.78(3)	Permit authorities may perform maintenance work Recover costs as a charge under the <i>Local Government Act 1993</i> .	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development 	<ul style="list-style-type: none"> • Council

6. BURIAL AND CREMATION ACT 2019

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
CEMETERIES					
1		COUNCIL AS CEMETERY MANAGER The Council delegates the following functions and powers of the Council in its capacity as cemetery manager pursuant to the <i>Burial and Cremation Act 2019</i> (except the setting of fees), to the General Manager and authorises the General Manager to delegate those functions and powers.	The ultimate responsibility for the cemetery will remain with the Council, as cemetery manager.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council
2	S.29(1)(c)	Interment otherwise than in cemetery The General Manager's written permission (and the landholder's and Director of Public Health) is required to inter human remains otherwise than in a cemetery.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Senior Environmental Health Officer 	<ul style="list-style-type: none"> General Manager
3	S.29(4)	Interment otherwise than in cemetery The General Manager must ensure Council keep a record of the proposed interment and ensure it is included on any S.337 LGA certificate issued by Council.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Senior Environmental Health Officer 	<ul style="list-style-type: none"> General Manager
4	S.29(5)	Interment otherwise than in cemetery Permission given by the General Manager under S.29(1)(c) may be subject to any conditions necessary to ensure that the proposed interment will not be prejudicial to public health or public safety.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Senior Environmental Health Officer 	<ul style="list-style-type: none"> General Manager
5	S.32 (1)	Approval of persons as cemetery manager A person must not manage a cemetery unless – (a) the person has been approved under this section to be the cemetery manager for the cemetery; or (b) the person is deemed under this Act to be the cemetery manager for the cemetery.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Senior Environmental Health Officer 	<ul style="list-style-type: none"> General Manager
6	S.34(1)	Duties and powers of cemetery managers Keep a cemetery in accordance with the Act so as not to be prejudicial to public health or public safety.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Senior Environmental Health Officer 	<ul style="list-style-type: none"> General Manager
7	S.34(2)	Duties and powers of cemetery managers Ensure that as far as reasonably practicable the cemetery is maintained to prevent it from falling into disrepair, or from being defaced or damaged. Rectify and disrepair or defacement as soon as possible.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
8	S.34(4)	Duties and powers of cemetery managers Keep all prescribed records (as per 2002 Act – see Schedule 1 Part 2).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Records Officer 	<ul style="list-style-type: none"> General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
9	S.34(5)	Duties and powers of cemetery managers Permit any person access free of charge at any reasonable time.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • General Manager
10	S.34(7)	Duties and powers of cemetery managers A cemetery manager may a) Improve, embellish and enlarge a cemetery under the management of that manager; and b) Restrict interments in any portion of the cemetery, except as may be required by an exclusive right of burial; and c) Take any other action as may be required for the reasonable management and maintenance of the cemetery.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • General Manager
11	S.36 (1)	Cemetery managers to ensure application of revenue of cemeteries A cemetery manager must make adequate provision, out of any revenue received in respect of each cemetery for which he or she is the cemetery manager, for the purposes of – (a) defraying the cost of its establishment or acquisition, including interest and such amount as the manager thinks proper for administrative expenses; and (b) the maintenance, management and improvement of the cemetery.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Director of Corporate & Communication • Works Manager 	<ul style="list-style-type: none"> • General Manager
12	S.39(1)	Monuments, &c. The cemetery manager may permit any vault or grave to be made or dug, and any monument to be erected or placed, in any portion of the cemetery on payment of the fee which has been fixed for doing so.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Director of Corporate & Communication • Works Manager 	<ul style="list-style-type: none"> • General Manager
13	S.39(2)	Monuments, &c. The cemetery manager may determine the position of any monument to be erected or placed according to its description, size and character and having regard to the general plan for ornamenting the cemetery in an appropriate manner.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • General Manager
14	S.39(3)	Monuments, &c. The cemetery manager may enter into an agreement for the maintenance of a vault, grave or monument.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • General Manager
15	S.40(1)	Requirement to remove monuments The cemetery manager may provide notice to require a person to take down or remove a monument or to render it safe, if a monument has been erected or placed contrary to the terms and conditions on which the permission to erect or place it was granted or, in the opinion of the cemetery manager, it is unsafe.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • General Manager
16	S.40(3)(c)	Removal of certain monuments in cemeteries To make enquiries to find a person who erected or placed a monument.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
17	S.40(3)(d)	Removal of certain monuments in cemeteries Render the monument safe or take the monument down and remove.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
18	S.40(3)(e)	Removal of certain monuments in cemeteries Recover in a court the reasonable cost of rendering the monument safe or taking a monument down and removing it.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
19	S.40(6)	Removal of certain monuments in cemeteries Provide notice of the removal of a monument and arrange for it to be re-erected if there is an agreement pursuant to S.40(4) which meets the requirements of the Act.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
20	S.41(2)	Exclusive right of burial Grant an exclusive right of burial. Note: The cemetery manager must issue a certificate of exclusive right under the <i>Burial and Cremation Regulations 2015</i> R.37.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Records Officer 	<ul style="list-style-type: none"> General Manager
21	S.42(2)	Notification of possible cemeteries The General Manager of a Council is to notify the regulator as soon as practicable after becoming aware land within municipal area is a cemetery or contains more than one monument and is not covered by an entry in the register (S.14).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
22	S.52(1)(a)	Sale of Cemetery – Notice Cemetery manager must publish notice of intention (in prescribed form see S.52(2)) to sell cemetery.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
22	S.52(1)(b)	Sale of Cemetery – Notice to Exclusive right holders Cemetery manager must notify in writing each person who holds exclusive right of burial or other exclusive write of intention to sell cemetery.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
24	S.52(1)(c)	Sale of Cemetery – Certificate of Compliance Cemetery manager must apply for certificate of compliance in respect of proposed sale.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
25	S.53	Sale of Cemetery – Audit Cemetery manager must ensure audit undertaken within 6 months of issue of notice of intention to sell.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
26	S.57	Notification of decision to not sell cemetery If cemetery manager, having given notice, decides not to sell cemetery they must notify regulator.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
27	S.58(1)	Cemetery disclosure document Cemetery manager must provide disclosure document to proposed purchaser.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
28	S.61	Notification to purchase cemetery If Council purchases a cemetery it must give notice to the regulator of the transfer within 30 days of it occurring.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
29	S.63	Closure of cemeteries for reasons of public health or public safety The general manager may give notice to cemetery manager that the whole or portion of cemetery is to be closed.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Senior Environmental Health Officer 	<ul style="list-style-type: none"> General Manager
30	S.64	Intention to close (no interments for 50 years +) – notice/apply The cemetery manager must give notice of intention to close and apply to regulator for approval.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
31	S.65(1)(a)	Intention to close cemetery (no interments for 50 years +) If the regulator approves the closure the cemetery manager must notify the holder of exclusive rights.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
32	S.65(1)(b)	Close cemetery (no interments for 50 years+) On receipt of notification from the regulator of approval to close the cemetery, the cemetery manager may close the cemetery.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
33	S.66	Effect of closure of cemetery Cemetery manager must forward all records to the State archivist and may take steps in relation to altering or moving tombstones in accordance with this section.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Records Officer 	<ul style="list-style-type: none"> General Manager
34	S.67	Exclusive rights of burial in closed cemetery Cemetery manager must enter into an agreement with a person who holds an exclusive right of burial in a closed cemetery, and take action as agreed and prescribed in this section.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
35	S.68	Actions by cemetery manager in closed cemeteries The cemetery manager may apply to the regulator for approval to lay out a closed cemetery as a park or garden, and take related steps.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
36	S.70	Removal of grave etc or human remains in closed cemeteries A cemetery manager must not remove a grave etc or human remains from a closed cemetery without giving public notice and preparing a statement prescribed in this section.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
37	S.71	Application to reduce time to take action in closed cemetery A cemetery manager may apply to take action under S.66 or S.68 even though 100 years has not passed.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
38	S.72	When land ceases to be cemetery Council can sell land that has ceased to be a cemetery but must comply with this section in relation to persons who hold an exclusive right of burial	No authority for the General Manager to sub-delegate	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
39	S.72(6)	When land ceases to be cemetery A cemetery manager must notify regulator after dealing with land under this section.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
40	S.73	Declaration land is not a cemetery If Council intends to sell land subject to a declaration under this section it must notify the prospective purchaser of matters specified in this section.	No authority for the General Manager to sub-delegate	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
CREMATORIA					
41	S.82	Closure of crematorium – public health or public safety The general manager may give notice that a crematorium is to be closed on a particular date if prejudicial to public health or safety.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager Senior Environmental Health Officer 	<ul style="list-style-type: none"> General Manager
42	S.84	Monuments containing cremated remains The person in charge of the monument must give notice of intention to remove and comply with other obligations under this section.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
43	S.85	Granting of exclusive rights in relation to monuments The person in charge of a monument may grant exclusive rights to place cremated remains in that monument in accordance with this section.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
44	S.86	Closure of monument The person in charge of a monument to be closed must grant a holder of exclusive rights in the monument exclusive rights in another monument.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager

7. BURIAL AND CREMATION REGULATIONS 2025

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
CEMETERIES					
1		COUNCIL AS CEMETERY MANAGER The Council delegates the following functions and powers of the Council in its capacity as cemetery manager pursuant to the <i>Burial and Cremation Act 2019</i> (except the setting of fees), to the General Manager and authorises the General Manager to delegate those functions and powers.	The ultimate responsibility for the cemetery will remain with the Council, as cemetery manager.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
2	29(1)(c)	Interment otherwise than in cemetery The general manager's written permission (and the landholder's and Director of Public Health) is required to inter human remains otherwise than in a cemetery	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Environmental Health Officer 	<ul style="list-style-type: none"> General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
3	29(4)	Interment otherwise than in cemetery The general manager must ensure Council keeps a record of the proposed interment and ensure it is included on any s337 LGA certificate issued by Council		<ul style="list-style-type: none"> Environmental Health Officer 	<ul style="list-style-type: none"> General Manager
4	29(5)	Interment otherwise than in cemetery Permission given by the general manager under section 29(1)(c) may be subject to any conditions necessary to ensure that the proposed interment will not be prejudicial to public health or public safety.		<ul style="list-style-type: none"> Environmental Health Officer 	<ul style="list-style-type: none"> General Manager
5	34(1)	Duties and powers of cemetery managers Keep a cemetery in accordance with the Act so as not to be prejudicial to public health or public safety		<ul style="list-style-type: none"> Director Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
6	34(2)	Duties and powers of cemetery managers Ensure that as far as reasonably practicable the cemetery is maintained to prevent it from falling into disrepair, or from being defaced or damaged. Rectify any disrepair or defacement as soon as possible		<ul style="list-style-type: none"> Director Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
7	34(4)	Duties and powers of cemetery managers Keep all prescribed records (as per 2002 Act - see Sch 1 part 2)		<ul style="list-style-type: none"> Director Works & Infrastructure 	<ul style="list-style-type: none"> Council
8	34(5)	Duties and powers of cemetery managers Permit any person access free of charge at any reasonable time		<ul style="list-style-type: none"> Director Works & Infrastructure 	<ul style="list-style-type: none"> Council
9	34(7)	Duties and powers of cemetery managers A cemetery manager may (a) improve, embellish and enlarge a cemetery under the management of that manager; and (b) restrict interments in any portion of the cemetery, except as may be required by an exclusive right of burial; and (c) take any other action as may be required for the reasonable management and maintenance of the cemetery		<ul style="list-style-type: none"> Director Works & Infrastructure 	<ul style="list-style-type: none"> Council
10	39(1)	Monuments, &c. The cemetery manager may permit any vault or grave to be made or dug, and any monument to be erected or placed, in any portion of the cemetery on payment of the fee which has been fixed for doing so		<ul style="list-style-type: none"> Director Works & Infrastructure 	<ul style="list-style-type: none"> Council
11	39(2)	Monuments, &c. The cemetery manager may determine the position of any monument to be erected or placed according to its description, size and character and having regard to the general plan for ornamenting the cemetery in an appropriate manner		<ul style="list-style-type: none"> Director Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
12	39(3)	Monuments, &c. The cemetery manager may enter into an agreement for the maintenance of a vault, grave or monument		<ul style="list-style-type: none"> Director Works & Infrastructure 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
13	40(1)	Requirement to remove monuments The cemetery manager may provide notice to require a person to take down or remove a monument or to render it safe, if a monument has been erected or placed contrary to the terms and conditions on which the permission to erect or place it was granted or, in the opinion of the cemetery manager, it is unsafe		<ul style="list-style-type: none"> Director Works & Infrastructure 	<ul style="list-style-type: none"> Council
14	40(3)(c)	Removal of certain monuments in cemeteries To make enquiries to find a person who erected or placed a monument		<ul style="list-style-type: none"> Director Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
15	40(3)(d)	Removal of certain monuments in cemeteries Render the monument safe or take the monument down and remove		<ul style="list-style-type: none"> Director Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
16	40(3)(e)	Removal of certain monuments in cemeteries Recover in a court the reasonable cost of rendering the monument safe or taking a monument down and removing it		<ul style="list-style-type: none"> Director Works & Infrastructure 	<ul style="list-style-type: none"> General Manager
17	40(6)	Removal of certain monuments in cemeteries Provide notice of the removal of a monument and arrange for it to be re-erected if there is an agreement pursuant to s.40(4) which meets the requirements of the Act		<ul style="list-style-type: none"> Director Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> General Manager
	41(2)	Exclusive right of burial Grant an exclusive right of burial. Note: The cemetery manager must issue a certificate of exclusive right under the <i>Burial and Cremation Regulations 2015</i> R37.		<ul style="list-style-type: none"> Director Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
18	42(2)	Notifications of possible cemeteries The general manager of a council is to notify the regulator as soon as practicable after becoming aware land within municipal area is a cemetery or contains more than one monument and is not covered by an entry in the register (section 14)		<ul style="list-style-type: none"> Director Works & Infrastructure Director Planning & Development 	<ul style="list-style-type: none"> General Manager
19	52(1)(a)	Sale of Cemetery - Notice Cemetery manager must publish notice of intention (in prescribed form see s 52(2)) to sell cemetery		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
20	52(1)(b)	Sale of Cemetery - Notice to Exclusive right holders Cemetery manager must notify in writing each person who holds exclusive right of burial or other exclusive write of intention to sell cemetery		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
21	52(1)(c)	Sale of Cemetery - Certificate of Compliance Cemetery manager must apply for certificate of compliance in respect of proposed sale		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
22	53	Sale of Cemetery - Audit Cemetery manager must ensure audit undertaken within 6 months of issue of notice of intention to sell		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
23	57	Notification of decision to not sell cemetery If cemetery manager, having given notice, decides not to sell cemetery they must notify regulator		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
24	58(1)	Cemetery disclosure document Cemetery manager must provide disclosure document to proposed purchaser		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
25	61	Notification to purchase of cemetery If Council purchases a cemetery it must give notice to the regulator of the transfer with 30 days of it occurring		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
26	63	Closure of cemeteries for reasons of public health or public safety The general manager may give notice to cemetery manager that the whole or portion of cemetery is to be closed		<ul style="list-style-type: none"> Director Works & Infrastructure 	<ul style="list-style-type: none"> General Manager
27	64	Intention to close (no internments for 50 yrs+) - notice/apply The cemetery manager must give notice of intention to close and apply to regulator for approval		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
28	65(1)(a)	Intention to close cemetery (no internments for 50 yrs+) If the regulator approves the closure the cemetery manager must notify the holder of exclusive rights.		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
29	65(1)(b)	Close cemetery (no internments for 50 yrs+) On receipt of notification from the regulator of approval to close the cemetery manager may close the cemetery		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
30	66	Effect of closure of cemetery Cemetery manager must forward all records to the State archivist and may take steps in relation to altering or moving tombstones in accordance with this section		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
31	67	Exclusive rights of burial in closed cemetery Cemetery manager must enter into an agreement with a person who holds an exclusive right of burial in a closed cemetery, and take action as agreed and prescribed in this section		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
32	68	Actions by cemetery manager in closed cemeteries The cemetery manager may apply to the regulator for approval to lay out a closed cemetery as a park or garden, and take related steps		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
33	70	Removal of grave etc or human remains in closed cemeteries A cemetery manager must not remove a grave etc or human remains from a		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		closed cemetery without giving public notice and preparing the statement prescribed in this section			
34	71	Application to reduce time to take action in closed cemetery A cemetery manager may apply to take action under ss 66 or 68 even though 100 years has not passed		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
35	72	When land ceases to be cemetery Council can sell land that has ceased to be a cemetery but must comply with this section in relation to persons who hold an exclusive right of burial		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
36	72(6)	When land ceases to be cemetery A cemetery manager must notify regulator after dealing with land under this section		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
37	73	Declaration land is not a cemetery If Council intends to sell land subject to a declaration under this section it must notify the prospective purchaser of matters specified in this section		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
38	82	Closure of crematorium - public health or public safety The general manager may give notice that a crematorium is to be closed on a particular date if prejudicial to public health or safety		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
39	84	Monuments containing cremated remains The person in charge of the monument must give notice of intention to remove remains and comply with other obligations under this section		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> General Manager
40	85	Granting of exclusive rights in relation to monuments The person in charge of a monument may grant exclusive rights to place cremated remains in that monument in accordance with this section		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
41	86	Closure of monument The person in charge of a monument to be closed must grant a holder of exclusive rights in the monument exclusive rights in another monument		<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

8. CAT MANAGEMENT ACT 2009

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	8A	Collection and analysis of sample from a cat (2) The general manager may approve a person to collect a non-intimate sample from a cat, and a person to conduct the analysis of the sample collected. (4) If the general manager receives a request under sub-section (3), they may authorise an approved person to collect a non-intimate sample from the cat, or a veterinary surgeon to collect an intimate or non-intimate sample from the cat. (7) The general manager may authorise a qualified person to conduct analysis of a sample collected in accordance with section 8A(5)(b).		<ul style="list-style-type: none"> Director Planning & Development Compliance Coordinator 	General Manager
2	16B	Application to keep more than 4 cats (3) (b) If a general manager, to whom an application is made under subsection (1) so requires, an applicant must publish a notice, in a prescribed manner, (4) (b) In considering an application that is made under subsection (1) to a general manager, the general manager must consult with the Secretary.		<ul style="list-style-type: none"> Director Planning & Development Compliance Coordinator 	General Manager
3	16C	Determination of application to keep more than 4 cats (1) A general manager may grant or refuse an application made under s.16B(1), subject to conditions. (2) If an application is approved, the general manager is to issue a permit in writing. (5) A general manager may vary permit conditions by notice to the permit holder. (6) Where an application is refused, the general manager must provide notice of the refusal with written reasons.	Permits may not be issued in contravention of a council by-law: s.16C(3)	<ul style="list-style-type: none"> Director Planning & Development Compliance Coordinator 	General Manager
4	16D	Cancellation of multiple cat permits (1) A general manager may cancel a multiple cat permit by notice in writing served on the permit holder if satisfied of the matters in subsection (2). (3) Before cancelling a multiple cat permit, the general manager must give the permit holder one month's notice to make written submissions and must consider those submissions (if any).		<ul style="list-style-type: none"> Director Planning & Development Compliance Coordinator 	General Manager
5	19	Declaration of prohibited area A council may declare an area of land within the authority of the council to be an area where cats are prohibited.		<ul style="list-style-type: none"> Director Planning & Development Compliance Coordinator 	Council
6	20	Declaration of cat management area (1) A council may declare an area of land within the municipal area of the council to be an area within which measures may be taken in respect of cats. (2) Without limiting the generality of subsection (1), a measure in respect of a cat may include a cat management action as defined in section 18(1).		<ul style="list-style-type: none"> Director Planning & Development Compliance Coordinator 	Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
7	21	<p>Proposal for council declaration</p> <p>(1) A council that proposes to make a declaration under section 19 or 20 in relation to an area of land is to publish a notice specifying –</p> <p>(a) the area of land; and</p> <p>(b) the proposed restrictions or activities relating to the use of the area of land; and</p> <p>(c) the reasons for the proposed declaration; and</p> <p>(d) that submissions as to the proposed declaration may be made to the council within 15 working days after the notice is published.</p> <p>(2) A notice under subsection (1) may be published in one or more of the following ways:</p> <p>(a) in a newspaper circulating generally in the municipal area of the council;</p> <p>(b) in a document delivered to persons whom the council considers likely to be affected by the declaration if made;</p> <p>(c) on a website maintained by or on behalf of the council;</p> <p>(d) in a prescribed manner.</p> <p>(3) A person may, within 15 working days after a notice is published under subsection (1) , make a submission in writing to the council.</p> <p>(4) The council is to consider submissions made under subsection (3) , if any, before making a declaration under section 19 or 20 .</p>		<ul style="list-style-type: none"> • Director Planning & Development • Compliance Coordinator 	Council
8	21A	<p>Council declaration</p> <p>(3) A council may propose to amend or revoke a declaration made under section 19 or 20 by notice published in accordance with subsection (1)(a) and (b) .</p> <p>(5) The council is to consider submissions made under subsection (3) , if any, before amending or revoking a declaration.</p>		<ul style="list-style-type: none"> • Director Planning & Development • Compliance Coordinator 	Council
9	31	<p>Permit to breed cats</p> <p>(3) A general manager may grant an application for a cat breeding permit, subject to conditions, or may refuse a permit.</p> <p>(5) If a general manager grants an application for a cat breeding permit, they are to issue a permit in writing to the applicant.</p> <p>(7) A general manager may vary a cat breeding permit, including the conditions of the permit, if satisfied there are reasonable grounds to do so.</p> <p>(8) If a general manager refuses an applicaiton, they are to provide the applicant with written notice of the refusal, with reasons.</p>		<ul style="list-style-type: none"> • Director Planning & Development • Compliance Coordinator 	General Manager

9. CHILD AND YOUTH SAFE ORGANISATIONS ACT 2023

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.10(3)	Delegations A General Manager may delegate, to a worker of the entity, any of the functions or powers of the General Manager under this Act other than this power of delegation.	"Worker" is defined in section 8.		General Manager
2	Section 34	Head of relevant entity to notify Regulator of reportable allegation or reportable conviction (1) If a General Manager becomes aware of a reportable allegation or a reportable conviction against a worker of the relevant entity, the head must notify the Regulator, in writing, within 3 business days after becoming aware of the reportable allegation or reportable conviction in accordance with this section. – (2) The General Manager must not fail, without reasonable excuse, to comply with subsection (1) . Penalty: Fine not exceeding 120 penalty units.	"Reportable allegation" is defined in section 3. "Reportable conviction" is defined in section 7.		General Manager
3	Section 35	Investigation by head of relevant entity (1) As soon as practicable after the General Manager becomes aware of a reportable allegation or reportable conviction against a worker, the General Manager: (a) must – (i) investigate the reportable allegation or reportable conviction; or (ii) engage an independent investigator to investigate the reportable allegation or reportable conviction on behalf of the head; and (b) must inform the Regulator of the identity of the body or person who will conduct the investigation. (2) If the General Manager is unable, or does not intend, to comply with subsection (1) , the General Manager is to – (a) notify the Regulator as soon as practicable; and (b) provide reasons for the non-compliance. (3) An investigation conducted under this section must be completed despite the person who is the subject of the investigation ceasing to be a worker of the relevant entity during the period in which the investigation is being conducted. (4) As soon as practicable after an investigation has been completed, the General Manager must give to the Regulator – (a) a copy of the findings of the investigation and the reasons for those findings; and (b) details of any disciplinary or other action that the relevant entity has taken, or proposes to take, in relation to the worker, and the reasons for that action; and (c) if the relevant entity does not propose to take any disciplinary or other action in relation to the worker, the reasons why no action is to be taken.			General Manager

10. DOG CONTROL ACT 2000

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.9(1)	Application for registration	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
2	S.10(1)	<p>Registration disc On the registration of a dog, the general manager is to –</p> <p>a) Allocate a registration number to the dog; and</p> <p>b) Issue to the owner a disc or tag clearly and durably marked with –</p> <p>i) The name of the Council; and</p> <p>ii) The registration number of the dog; and</p> <p>iii) The expiry date of registration.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
3	S.12(2)	Cancellation of registration	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
4	S.15(1)	<p>Register A general manager is to keep a register in respect of registered dogs.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
5	S.15(4)	<p>Register A general manager may amend or cancel any item in the register in order to maintain the register.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
6	S.15A(3)	Implanting of microchips	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
7	S.19AA(2)	<p>Collection and analysis of a sample from a dog A general manager who receives a request under subsection 19(1) in relation to a dog may authorize –</p> <p>a) An approved person to collect a non-intimate sample from the dog; or</p> <p>b) A veterinary surgeon to collect an intimate or non-intimate sample from the dog.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
8	S.19AA(5)	<p>Collection and analysis of a sample from a dog A general manager may authorize a qualified person to conduct analysis of a sample that has been collected in accordance with subsection (2).</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
9	S.19A(2)	Subsequent attack by dangerous dog The general manager may destroy a dog seized and detained under subsection (1).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
10	S.19A(3)	Subsequent attack by dangerous dog The general manager, by notice in writing served on the owner of the dog, is to notify the owner of the general manager's decision to destroy the dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
11	S.19AC(3)	Collection and analysis of a sample from a dog A general manager who receives a request under subsection 19AC(2) in relation to a dog may authorize a veterinary surgeon to collect an intimate or non-intimate sample from the dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
12	S.20	Exercise areas A Council may declare an area to be an area where dogs may be exercised subject to any conditions specified in the declaration.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	• Council
13	S.21	Training areas A Council may declare an area to be an area where dogs may be trained subject to any conditions specified in the declaration.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	• Council
14	S.22	Prohibited areas A Council may declare an area containing sensitive habitat for native wildlife to be an area where dogs are prohibited from entering.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	• Council
15	S.23	Restricted areas A Council may declare an area to be an area where dogs are restricted from entering a) During specified hours, days or seasons; or b) During specified hours, days or seasons unless they are on a lead; or c) At all times.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	• Council
16	S.24	Public notice of intention to declare areas	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	• Council
17	S.25	Date and period of declaration	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	• Council
18	S.26	Review of declaration	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	• Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
19	S.27	Signs A Council is to erect and maintain signs sufficient to identify any exercise area, training area, prohibited area or restricted area.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Works Manager Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> Council
20	S.29	Declaration of particular dangerous dog	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> General Manager
21	S.30	Guard dogs The owner of a dog used to guard premises that are not residential must notify the general manager, by notice in writing, that the dog is a guard dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> General Manager
22	S.30	Guard dogs On receipt of notification under S.30(1) the general manager is to declare the dog to be a dangerous dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> General Manager
23	S.30	Guard dogs The general manager may revoke a dangerous dog declaration if a dog is no longer a guard dog and is not a dangerous dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> General Manager
24	S.32A(3)	Dangerous dogs and restricted breed dogs to be de-sexed and microchipped.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> General Manager
25	S.34	Dangerous dog or restricted breed dog missing, dying, &c. If a dangerous dog or a restricted breed dog goes missing, strays or dies, or is lost, sold or given away to another owner, the owner or a person on behalf of the owner of that dog must notify the general manager.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> General Manager
26	S.34A	Application for approval to transfer ownership of dangerous dog or restricted breed dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> General Manager
27	S.34B	Offence to transfer ownership of dangerous dog or restricted breed dog without approval.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> General Manager
28	S.35(2)	Seizure and detention of dogs at large If a dog is seized and its owner is identifiable, the general manager is to notify in writing the owner of the dog that – a) The dog has been seized and detained; and b) The owner may reclaim the dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Compliance Officer Compliance Coordinator 	<ul style="list-style-type: none"> General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
29	S.35(3)	Seizure and detention of dogs at large If, after 5 working days after the notice has been given to the owner, the owner does not reclaim the dog, the general manager may sell, destroy or otherwise dispose of the dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
30	S.35(4)	Seizure and detention of dogs at large If a dog is seized and its owner is not identifiable, the general manager, not less than 3 working days after its seizure, may – a) Sell, destroy or otherwise dispose of the dog if it is not a dangerous dog or a restricted breed dog; or b) Destroy the dog if it is a dangerous dog or a restricted breed dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
31	S.35(5)	Seizure and detention of dogs at large The general manager is to take reasonable steps and make reasonable inquiries to identify the owner of a dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
32	S.35(6)	Seizure and detention of dogs at large The general manager may cause a dog that is seized under this section to be implanted in an approved manner with an approved microchip.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
33	S.39A(1)	Destruction of dangerous dog if enclosure not suitable The general manager is not to release a dangerous dog to its owner unless the general manager is of the opinion that the owner has a suitable enclosure or satisfactory alternative arrangements have been made.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
34	S.39A(2)	Destruction of dangerous dog if enclosure not suitable If the owner of a dangerous dog does not have an enclosure referred to in subsection (1), the general manager may, by notice in writing served on the owner, require the owner to build, or have built, such an enclosure within 28 days after service of the notice.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
35	S.39A(3)	Destruction of dangerous dog if enclosure not suitable The general manager may extend the 28 day period to build the enclosure if of the opinion that sufficient progress towards the completion of the enclosure has been made.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
36	S.39A(4)	Destruction of dangerous dog if enclosure not suitable If the owner does not build, or have built, a suitable enclosure within the period specified in the notice or such other period as the general manager allows or does not make satisfactory alternative arrangements for housing the dog, the general manager may destroy the dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
37	S.39A(5)	Destruction of dangerous dog if enclosure not suitable Before destroying the dog under section 39A, the general manager must, by notice in writing served on the owner, notify the owner of the general manager's intention to destroy the dog.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
38	S.41(2)	Attacking dogs A person who restrains a dog under subsection (1) is to notify the general manager as soon as possible.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
39	S.42(3)	Destruction of dog If a dog destroyed under subsection 42(1) was wearing a registration disc or any other means of identification, the general manager is to notify the dog's owner in writing of – a) The destruction of the dog; and b) The reasons for the destruction.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
40	S.47(1)	Complaints relating to nuisance	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
41	S.48(1)	Investigation of complaint On receipt of a complaint, the general manager is to investigate the subject matter of the complaint.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
42	S.48(2)(a)	Investigation of complaint If the general manager considers that the complaint has substance, the general manager may institute proceedings for an offence under section 46.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
43	S.48(2)(b)	Investigation of complaint If the general manager considers that the complaint has substance, the general manager is to refund the fee that accompanied the complaint to the complainant.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
44	S.49A	Abatement notices	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
45	S.51(1)	Application for licences A person can apply to the general manager for a licence to keep more than 2 dogs or more than 4 working dogs.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
46	S.51(3)	Application for licences The general manager can require a licence applicant to give public notice of application for licence to keep several dogs.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
47	S.52	Objections to licence.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
48	S.54	Refusing application.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
49	S.55(1)	Granting application The general manager may grant an application for a licence to keep several dogs in certain circumstances.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
50	S.55(2)	Granting application The general manager may issue a licence that has been granted specifying certain matters.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
51	S.57(2)	Renewal of licence	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
52	S.58(1)	Cancellation of licence The general manager may cancel a licence in certain circumstances.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
53	S.58(2)	Cancellation of licence The general manager must give notice and consider representations prior to cancelling a licence.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
54	S.73(6)	Entering land.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager
55	S.75	Use of tranquiliser devices.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Compliance Officer • Compliance Coordinator 	• General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
56	S.80(2)(a)-(c)	Fees A general manager may a) Waive a fee; b) Refund part or all of a fee; or c) Discount a fee.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Director of Corporate & Communication • Compliance Officer • Compliance Coordinator 	<ul style="list-style-type: none"> • General Manager
57	S.81	Payment by instalments.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Director of Planning & Development • Director of Corporate & Communication • Compliance Officer • Compliance Coordinator 	<ul style="list-style-type: none"> • General Manager

11. EMERGENCY MANAGEMENT ACT 2006

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	21(2)	Duty of council to determine who is to be the Municipal Chairperson A council for the municipal area must determine who is to be the Municipal Chairperson.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
2	23(2), (7), (8)	Council to nominate a person to be the Municipal Emergency Management Coordinator, or Deputy Municipal Emergency Management Coordinator A council can only nominate a person for either of the positions if the person, once appointed to the position would have authority and ability to make decisions relating to the coordination of emergency management in the municipal area during an emergency without first seeking the approval of council	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
3	46	Council to use resources in emergency If an emergency affects a municipal area, the council in the municipal area is to use its resources and the resources made available to it for the purposes of managing the emergency	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
4	47	Council to establish or provide for resources Each council is to establish and maintain or otherwise provide for the availability of all resources and facilities it considers necessary for the management of an emergency in its municipal area in accordance with the relevant Municipal Emergency Management Plan.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
5	48	Municipal Volunteer SES units Council is to establish and maintain municipal volunteer SES units, if it is considered necessary after consultation with the Director of the SES.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director Works & Infrastructure 	<ul style="list-style-type: none"> • Council
6	49	Resources of municipal volunteer SES units Council is responsible for the effective operation of its municipal volunteer SES units, and responsible for all aspects of the storage and maintenance of the equipment used by those units. This includes	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		accommodation for the purposes of training members of those units.			
7	50	Power to bind in contracts A Council may enter into a contract with one or more councils or other persons to enable or facilitate emergency management in its municipal area or other municipal areas.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
8	Schedule 2	Special emergency powers of State Controller and Regional Controllers In the event the Council owns resources, they must surrender the resources for emergency manager to the State Controller or Regional Controller.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

12. ENVIRONMENTAL MANAGEMENT AND POLLUTION CONTROL ACT 1994

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.17A(10)	Provide notice to the Director, EPA of an intention to prepare a draft emergency plan, and the approval of an emergency plan.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
2	S.20A	Duty of Council to prevent or control pollution.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Works Manager Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
3	S.20B	Council may ask Board to exercise powers.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
4	S.21	Council Officers A Council may appoint an employee of the Council to be a Council Officer.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
5	S.22(1A)	Registers of environmental management and enforcement instruments.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer Records Officer 	<ul style="list-style-type: none"> Council General Manager
6	S.23(1)(2)	Trade secrets If it appears to the Board or a Council that – a) Any information that could be kept as a trade secret would be available to the public; and b) The release of that information would be likely to cause financial loss to any	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
		person – The Board or Council must consult with that person before including the information on any register kept under this Act.			
7	S.24(1)	Assessment of permissible level 1 activities Council must refer application to the Board if directed to do so.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council
8	S.25(1)(b)	Assessment of permissible level 2 activities Planning Authority to refer the application to the Board as soon as practicable, but any case within 21 days, after the date of lodgement of the application.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council
9	S.25A(1D)(a)	Assessment of applications for permits that are combined with applications for planning scheme amendments.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council
10	S.27AC(5)	Directions in relation to permits in respect of EL activities Notify the Board of the grant of the permit and provide to the Board a copy of the permit.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council
11	S.27AD	Minor variations of planning permit in relation to EL activities Application to the Board for approval to amend a planning permit.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council
12	S.43	Power to require information Notify the Director, EPA of the issue of an emergency order and provide a copy of the order.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council
13	S.44(4)	Environment protection notices Where an environment protection notice is issued by a council officer, the council must, as soon as practicable and in any event within 7 days, advise the Director in writing of that fact and of any amendment or revocation of the notice.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
14	S.46(4)	Registration of environment protection notices.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
15	S.47(3)(4)	Action on non-compliance with environment protection notice.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
16	S.48(1)	<p>Civil enforcement proceedings Where –</p> <p>a) A person has engaged, is engaging or is proposing to engage in conduct in contravention of this Act; or</p> <p>b) A person has refused or failed, is refusing or failing or is proposing to refuse or fail to take any action required by this Act; or</p> <p>c) A person has caused environmental harm by contravention of this Act, any other Act or the repealed Act –</p> <p>The Director, a council or a person who has, in the opinion of the Tasmanian Civil and Administrative Tribunal, a proper interest in the subject matter may apply to the Tasmanian Civil and Administrative Tribunal for an order.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development 	<ul style="list-style-type: none"> • Council
17	S.74	<p>Environmental Impact Assessment Principles An environmental impact assessment may be required when an environmentally relevant activity is proposed to be undertaken by the public or the private sector.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
18	S.94 (3)	<p>Provisions relating to seizure Where a thing has been seized or made subject to a seizure order under this Division, the thing must, if it has been seized, be held pending proceedings for an offence against this Act related to the thing seized unless the Director, Commissioner or the council, as the case may require, on application, authorizes its release to the person from whom it was seized, or to any person who had legal title to it at the time of its seizure.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager

13. FOOD ACT 2003

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.33	<p>Making an order An order may be made by a relevant authority to prevent or reduce the possibility of a serious danger to public health or to mitigate the adverse consequences of a serious danger to public health.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
2	S.34(2)	<p>Nature of order An order may be varied or revoked by the relevant authority who made the order.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
3	S.37	Power to make a determination in relation to an application for compensation where there were insufficient grounds for making an order	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
4	S.50(2)	Forfeiture of item Items forfeited under this section may be destroyed, sold or otherwise disposed of.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
5	S.52(1)	Return of forfeited item.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
6	S.53(4)(2)(3)	Compensation to be paid in certain circumstances The enforcement agency is to pay such compensation as is just and reasonable in relation to any item seized under this Part by an authorized officer appointed by it.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
7	S.55	Enforcement agency entitled to answer application The enforcement agency is entitled to appear as respondent at the hearing of an application made under Section 54.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
8	S.65	Power to make an order for an authorised office to inspect a vehicle or equipment.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
9	S.68(2)(3)	Compensation If there were no grounds for the issuing of an order, the enforcement agency that issued the order is to pay such compensation as is just and reasonable.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
10	S.83H	Priority classification system and frequency of auditing.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
11	S.87(1)(5)(6) (7)	Power to register food businesses.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
12	S.89(3)(5)	Power to grant or refuse applications for renewal of registration for food businesses.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
13	S.91	Power to vary the conditions of, or suspend or cancel the registration of a food business.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
14	S.94	Duty to prepare and maintain a register of food businesses.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
15	S.97	Functions of council A council is to – <ul style="list-style-type: none"> a) Take adequate measures to ensure that the provisions of this Act are complied with; and b) Carry out any other function the Minister or Director of Public Health determines. 	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
16	S.98(4)	Power of Director of Public Health to order council to perform functions A council may request the Director of Public Health to exercise any of its powers or perform any of its functions at the council's expense.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
17	S.100(1)(2)	Reports by councils The council is to report to the Director of Public Health on the performance of functions under this Act. In addition, the council is to forward to the Director of Public Health details of any proceedings for an offence under this Act taken by an officer, employee or agent of the council.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
18	S.101	Power to appoint Authorised Officers under the Food Act	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
19	S.102	Power to provide an Authorised Officer with a Certificate of Authority	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
20	S.104(1)	Institution of proceedings Proceedings for an offence under this Act may only be instituted by the Minister, an authorized officer, council, or Director of Public Health. They may only be instituted within 3 years after the date on which the offence is alleged to have been committed or within 120 days after the date on which a sample is obtained.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
21	S.118(1)	Infringement notices An authorized officer or council may serve an infringement notice on a person, other than a person under the age of 16 years, if of the opinion that the person has committed a prescribed offence.	An infringement notice is not to relate to 4 or more offences. An infringement notice is to be in accordance with Section 14 of the <i>Monetary Penalties Enforcement Act 2005</i>	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager

14. HEAVY VEHICLE NATIONAL LAW (TASMANIA) ACT 2013

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.118(1)(b)	Granting consent for exemption on mass or dimension restriction.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
2	S.124(1)(b)	Granting consent for exemption (permit) on mass or dimension restriction.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
3	S.145(1)(b)	Granting consent for a class 2 heavy vehicle authorization.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
4	S.156(2)	Asking the Regulator for a longer period to decide whether to grant consent for a mass or dimension authority.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
6	S.156A	Decide whether to grant consent, after considering the specific matters in S.156A and provide written reasons to the Regulator for the decision in relation to consent.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
7	S.158	Deal with a request for consent and decide to give or not give consent for a mass or dimension authority.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
8	S.159(2)	Notifying the Regulator that route assessment is required by the road manager in deciding whether to give consent and the fee payable.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
9	S.160(1)	Specifying road condition(s) to which the granting of consent is subject.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
10	S.160(2)	Providing the Regulator with a written statement explaining the road manager's decision to grant consent subject to road conditions.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
11	S.161(1)	Specifying travel condition(s) to which the granting of consent is subject.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
12	S.161(2)	Providing the Regulator with a written statement explaining the road manager's decision to grant consent subject to road conditions.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
13	S.162(2)	Requesting specified vehicle condition(s) be imposed on the mass or dimension authority.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
14	S.167(2)(b)	Giving notice to the Regulator of objection to the application of this section [which provides for expedited process for renewal of mass or dimension authority].	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
15	S.169	Giving consent to the grant of a mass or dimension authority for a trial period or no more than 3 months.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
16	S.170	Provide the Regulator with a written objection to a renewal of a mass or dimension authority.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
17	S.174(2)	Asking the Regulator to amend or cancel the mass or dimension authority granted by Commonwealth Gazette notice due to adverse effect of heavy vehicles.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
18	S.176(4)(c)	Provide consent to an amendment of a permit for a mass or dimension authority.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
19	S.178(2)	Asking the Regulator amend or cancel the mass or dimension authority granted by Commonwealth Gazette notice due to adverse effect of heavy vehicles.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager
20	S.645	Decide a review of a reviewable decision under the Act.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council General Manager

15. HISTORIC CULTURAL HERITAGE ACT 1995

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.36(2)	Permit application to be sent to and considered by Heritage Council The relevant planning authority must give a copy of the permit application to the heritage council as soon as practicable after the application day.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Council General Manager
2	S.37	Procedure if Heritage Council requires additional information to consider permit application Planning authority must as soon as practicable require the applicant for a permit application to provide additional information required by the Heritage Council and provide it to the Heritage Council.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Council General Manager
3	S.38	Procedure if Heritage Council has no interest in permit application Planning authority determination of permits applications. Notifying the Heritage Council and applicants of determinations and representations.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Council General Manager
4	S.39	Procedure if the Heritage Council wishes to be involved in determining discretionary permit application Determining discretionary permit applications. Notifying the Heritage Council and Applicants of determinations and representations.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Council General Manager
5	S.39A	Procedure if Heritage Council wishes to be involved in determining combined permit application Determining combined permit applications. Notifying the Heritage Council and Applicants of determinations and representations.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
6	S.39B	Provision of further information to Heritage Council Provide any further information received from permit applicant to Heritage Council.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council • General Manager
7	S.50	Notification of Recorder of Titles Planning authority must lodge for registration with the Recorder of Titles notice of heritage agreements that come into effect or the variation or termination of a heritage agreement.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council • General Manager
8	S.89	Assistance to Heritage Council A planning authority is to give all reasonable assistance to the Heritage Council to enable it to perform its functions and exercise its powers.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council

16. LAND USE PLANNING AND APPROVALS ACT 1993

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
	PART 2A	TASMANIAN PLANNING POLICIES			
1	S.12C	Consult with the Minister regarding a draft of the Tasmanian Planning Policies, on behalf of the Planning Authority.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority
	PART 3	PLANNING SCHEMES			
2	Part 3 – Generally	<p>As a consequence of any decision by the Council to initiate preparation of a planning scheme or a planning scheme amendment or to provide its views and opinions on any representation received on a draft planning scheme or draft amendment:</p> <p>i) Authority to give such advice, consultation, referral or notification as required under this Part;</p> <p>ii) Authority to initiate public notification of a draft scheme or draft amendment;</p> <p>iii) Authority to submit a draft scheme or a draft amendment for approval if no representations are received during the exhibition period;</p> <p>iv) Authority to modify a draft planning scheme or draft amendment if only to correct any error, remove an anomaly, clarify or simplify a provision, remove any inconsistency with other regulation, make procedural changes or to bring the planning scheme into conformity with a mandatory planning instruction;</p> <p>v) Represent the Council and to give evidence and make submissions before any hearing conducted by the Tasmanian Planning Commission.</p>	Nil	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Planning Authority General Manager
	PART 3A	LOCAL PROVISIONS SCHEDULE (LPS)			
3	Part 3A – Generally	<p>In accordance with a decision of the Planning Authority (or a requirement of the Minister) to –</p> <p>a) Prepare a draft LPS under S.35;</p> <p>b) Indicate its views and opinions in relation to each representation received on a draft LPS;</p> <p>c) Indicate its satisfaction that a draft LPS meets the criteria in S.34;</p> <p>d) Make recommendations in relation to how a draft LPS should be determined in accordance with S.35F; and</p> <p>e) Conduct and respond on a review of the LPS</p> <p>The following functions and powers of the Planning Authority are</p>	Nil	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Planning Authority General Manager

	delegated – a) Prepare the required documentation for a draft LPS; b) Submit the draft LPS to the Tasmanian Planning Commission (TPC) under S.35(1); c) Make any modifications to the draft LPS which may be instructed by the TPC under S.35(5)(b); d) Give notice under S.35C of the exhibition of a draft LPS, including for any instruction issued by the TPC under S.35B; e) Undertake exhibition of the draft LPS in accordance with S.35D; f) Provide a report to the TPC pursuant to S.35F; g) Prepare and submit any modifications required by the TPC to a draft LPS in accordance with S.35K; h) Give notice in accordance with S.35M(2) of the approval of the LPS; i) Provide a report to the TPC on the outcomes of a review of the LPS conducted by the Planning Authority in accordance with S.35O, including provide notice of the review and receive comments from the public pursuant to S.35P.	Nil	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority • General Manager
	<u>DIVISION 7</u>	<u>SPECIAL LOCAL PROVISIONS SCHEDULES</u>		
	<u>PART 3B</u>	<u>AMENDMENT OF THE LPS</u>		
4	General In accordance with a decision of the Planning Authority in relation to – a) Preparation of a draft amendment to the LPS under S.38 or S.40D; b) Preparation of a draft amendment under S.38 and a draft permit under S.40Y; and c) Its views and opinions in relation to each representation received on a draft LPS and on any draft permit; d) Its satisfaction that the draft LPS meets the criteria in S.34; and e) Recommendations in relation to how the draft LPS should be determined in accordance with S.35F.	Nil	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority • General Manager
	The following functions and powers of the Planning Authority are delegated – a) Give notice in accordance with S.38(3) of a decision in relation to a request to initiate a draft amendment to the LPS; b) Give notice in accordance with S.40W of a decision under S.40Y in relation to a request to consider a permit in combination with a request to initiate a draft amendment to the LPS; c) Request additional information under S.40 and S.40U;			

		<p>d) Provide any material requested by the TPC in accordance with S.40A, S.40B or S.40V;</p> <p>e) Prepare the draft LPS amendment documents;</p> <p>f) Certify a draft amendment to the LPS in accordance with S.40F;</p> <p>g) Give notice in accordance with S.40G of exhibition of a draft amendment to the LPS, and including any exhibition of a permit application under S.40Z;</p>			
General <i>Continued</i>	<p>h) Undertake exhibition of the draft amendment to the LPS in accordance with S40H, and including any permit application approved under S.40Y;</p> <p>i) Provide a report to the TPC in accordance with S.40K and S.42 if there are no representations making objection on the draft amendment to the LPS and to any permit application requested under S.40T;</p> <p>j) Provide a report to the TPC in accordance with S.40K and S.42 in relation to the Planning Authority's –</p> <ol style="list-style-type: none"> i. Views and opinions on each representation received during the exhibition period; ii. Compliance to S.34; and iii. Its recommendations on how the draft LPS or the permit application under S.40T should be determined <p>k) Make modifications to a draft LPS amendment if instructed by the TPC in accordance with S.40O or S.40P;</p> <p>l) Re-exhibit a modified draft amendment to the LPS under S.40G and S.40H if instructed by TPC in accordance with S.40P;</p> <p>m) Give notice of an approved amendment to the LPS in accordance with S.40S;</p> <p>n) Grant an extension of time under S.42C for a permit granted under S.42B;</p> <p>o) Correct a mistake under S.42D in a permit granted under S.42B; and</p> <p>p) Make minor amendments in accordance with S.43 to a permit granted under S.42B.</p>	Nil	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority • General Manager 	
	PART 4	ENFORCEMENT OF PLANNING CONTROL			
5	Part 4 - Generally	<p>Authority to require the making of a permit application and to undertake actions and proceedings in pursuance of the Council's obligations as a planning authority to observe and enforce compliance of a planning scheme; including –</p> <p>i) To give such advice, consultation, referral or notification as</p>	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority

		<p>required under this Part;</p> <p>ii) To represent the Council and to give evidence before the Tasmanian Civil and Administrative Tribunal in respect of any appeal against a decision on a planning permit;</p> <p>iii) To initiate legal proceedings for any use of land, development or act if:-</p> <ul style="list-style-type: none"> - Contrary to a State Policy, planning scheme or special planning scheme; - An obstruction of a planning scheme or special planning scheme; or - A breach of a condition or restriction of a planning permit. 			
6	S.35C	Notice of exhibition of draft LPS.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
7	S.35F	Report by Planning Authority to Commission about exhibition.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
8	S.35G	Planning Authority may notify Minister as to whether amendment of SPPs is required.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
9	S.35I	Withdrawal of draft LPS.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
10	S.35M	Notice of approval of Local Provisions Schedules.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
11	S.35P	Conduct of Review (of an LPS or a part of an LPS).	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
12	S. 40T	<p>Permit application that requires amendment to the LPS</p> <p>(6) An application for a permit under subsection (1) by a person to a planning authority to amend the zoning or use or development of one or more parcels of land specified in an LPS must, if the person is not the owner, or the sole owner, of the land and the relevant planning scheme does not provide otherwise –</p> <p>(a) be signed by each owner of the land; or</p> <p>(b) be accompanied by the written permission of each owner of the land to the making of the request.</p>	(7) Subsection (6) does not apply to an application for a permit to carry out mining operations, within the meaning of the Mineral Resources Development Act 1995, if a mining lease or a production licence which	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority

			authorises those operations has been issued under that Act.		
13	S.40G	Notice of exhibition A planning authority, as soon as practicable after providing to the Commission under section 40F(4) a copy of a draft amendment of an LPS or receiving under section 35KB(4)(b)(i) a notice in relation to a draft amendment of an LPS, must ensure an exhibition notice in relation to the draft amendment of an LPS is published in accordance with this section, unless the planning authority receives a notice under section 40I(1) in relation to the draft amendment.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
14	S.40U	Additional Information A Planning Authority, within 28 days from the day on which it receives from a person an application for a permit, may, by notice in writing, require the person to provide to the Planning Authority additional information before it considers the application.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
15	S.40W	Determination of amendment where concurrent permit application sought.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
16	S.43(2)	Minor amendment of permit The Planning Authority may amend or refuse to amend the permit.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
17	S.43(6)	Minor amendment of permit If the Planning Authority amends a permit, it must, by notice in writing served on the following persons, notify them of the amendment: a) The applicant for the amendment; b) The owner of the land; c) Any person or body who or that made a representation; d) The owner or occupier of any property which adjoins the land to which the permit relates.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
18	S.43(7)	Minor amendment of permit If the Planning Authority amends a permit that contains a condition or restriction that the Board of the Environment Protection Authority has required under Section 25(5) of the Environmental Management and Pollution Control Act 1994, the Planning Authority must, by notice in writing served on the Board, notify it of the amendment.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority

19	S.43(9)	Minor amendment of permit If the Planning Authority amends a permit in respect of which the Commission has modified, deleted or added conditions or restrictions, the Planning Authority must, by notice in writing served on the Commission, notify it of the amendments made to the permit.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
20	S.43(10)	Minor amendment of permit If the Planning Authority amends a permit containing a condition or restriction which the Heritage Council has specified, the Planning Authority must, by notice in writing served on the Heritage Council, notify the Council of the amendment.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
21	S.48AA	Enforcement of major project permits A planning authority must, within the ambit of its power, enforce the observance of any condition or restriction to which a major project permit is subject.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
22	S.48A	Notice to remove signs.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner • Compliance Officer • Compliance Coordinator • Works Officer 	<ul style="list-style-type: none"> • Planning Authority
23	S.51	Permits A person must not commence any use or development which requires a permit unless the Planning Authority which administers the scheme, the Commission, or the Tribunal, has granted a permit in respect of that use or development and the permit is in effect or a major project permit has been granted in respect of that use or the development and the permit is in effect.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
24	s 51A	Fees payable for application ... (2) Despite section 86 , a planning authority is not entitled – (a) to refuse to take an action in relation to determining whether or not an application for a permit is valid; or (b) to refuse to accept a valid application for a permit – on the ground that a fee, under a relevant legislative instrument, for an application for a permit has not been paid, unless – (c) the planning authority has, before, or within 4 business days after, the day on which a person lodges, or attempts to lodge, with the planning authority, the application for the permit, demanded the payment of the fee; and		<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority

		(d) the fee has not been paid within the 21-day period after the day on which the demand is made. (3) If – (a) the planning authority has demanded payment of a fee, under a relevant legislative instrument, for an application for a permit before, or within 4 business days after, the day on which a person lodges, or attempts to lodge, with the planning authority, the application for the permit; and (b) the fee has been paid within the 21-day period after the day on which the demand is made – the application, if it is a valid application, is taken for the purposes of this Act to have been received on the day on which the fee is paid.			
25	S.52(1B)	What if applicant is not the owner? If land in respect of which an application for a permit is required is Crown land, is owned by a Council or is administered or owned by the Crown or a Council and a planning scheme does not provide otherwise, the application must – a) Be signed by the Minister of the Crown responsible for the administration of the land or by the General Manager of the Council; and b) Be accompanied by the written permission of that Minister of General Manager to the making of the application.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
26	S.53(5A), (5B), (5C) and (5D)	When does a permit take effect? The power to grant extensions of time where the permit has not been substantially commenced.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
27	S.54	Additional Information A Planning Authority that receives an application for a permit (other than a permit referred to in section 40T) may require the applicant to provide it with additional information before it considers the application.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
28	S.55	Correction of mistakes A Planning Authority may correct a permit granted by it if the permit contains – a) A clerical mistake or an error arising from any accidental slip or omission; or b) An evident material miscalculation of figures or an evident material mistake in the description of any person, thing or property referred to in the approval.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority

29	S.56	Minor amendments of permits issued by a Planning Authority – S.56(1A): Planning Authority that receives a request under subsection (1) for amendment to permits – a) Within 28 days after the request was received, amend, or refuse to amend the permit and; b) must within 7 days i. after amending the permit or ii. after refusing to amend the permit, give notice of the refusal to the person who made the request.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
30	S 56AA	Fees for amendment of permits under section 56 ... (2) Despite section 86 , a planning authority is not entitled – (a) to refuse to take an action in relation to determining whether or not an application under section 56 for an amendment of a permit is valid; or (b) to refuse to accept a valid application under section 56 for an amendment of the permit – on the ground that a fee, under a relevant legislative instrument, for an application for an amendment of a permit under section 56 has not been paid, unless – (c) the planning authority has, before, or within 4 business days after, the day on which a person lodges, or attempts to lodge, with the planning authority, the application for an amendment of the permit, demanded the payment of the fee; and (d) the fee has not been paid within the 21-day period after the day on which the demand is made.		<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
31	S.57(2)	Applications for discretionary permits The Planning Authority may, on receipt of an application for a permit to which this section applies, refuse to grant the permit.	<ol style="list-style-type: none"> 1. No authority to sub-delegate in respect of the delegation 2. If the proposed use or development is prohibited by the scheme 	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
32	S.57(3)	Applications for discretionary permits Unless the Planning Authority requires the applicant to give notice, the authority must give notice, as prescribed, of an application for a permit.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
33	S.57(5)	Applications for discretionary permits Any person may make representations relating to the application during the period of 14 days commencing on the date on which notice of the application is given or such further period not	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority

		exceeding 14 days as the Planning Authority may allow.			
34	S.57(6)	Applications for discretionary permits Grant a discretionary permit with or without conditions.	<ol style="list-style-type: none"> 1. No authority to sub-delegate in respect of the delegation 2. Delegates are only to exercise this power where the decision is to: <ul style="list-style-type: none"> • Grant the permit and does not have the power to refuse a permit 3. The power to grant the permit can only be exercised when either of the following applies: <ul style="list-style-type: none"> • No more than two representations objecting to the use or development have been received in respect of the application. 4. The power to refuse the permit can only be exercised when the following applies: <ul style="list-style-type: none"> • Where Council is not able to determine the application within the time period specified in Section 57(6)(b) of the <i>Land Use Planning & Approvals Act 1993</i>; and • Where an applicant does not agree to an extension of time. 	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
35	S.57(6A)	Applications for discretionary permits A further period agreed to by a Planning Authority and an applicant may be extended or further extended by agreement, in writing, between the Planning Authority and applicant at any time before the expiration of the period to be extended and, when so extended, is taken to be the further period referred to in that subsection.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
36	S.57A	Mediation Power to enter into mediation on behalf of the Planning Authority	1. No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development 	<ul style="list-style-type: none"> • Planning Authority

		regarding an application for a permit	2. Authority to undertake mediation on any appeal arising out of a decision on a planning permit and to bind Council to agreements within the mediation on any matter that the Council has a proper power relevant to the permit application under LUPAA	<ul style="list-style-type: none"> • Senior Planner 	
37	S.58	Application for other permits This section applies to an application for a permit in respect of a use or development for which, under the provisions of a planning scheme, a Planning Authority is bound to grant a permit either unconditionally or subject to conditions or restrictions.	<ol style="list-style-type: none"> 1. No authority to sub-delegate in respect of the delegation 2. Grant of a permit if the use or development complies to all applicable regulatory requirements 3. The power to grant or refuse the permit can only be exercised when an applicant does not agree to an extension of time. 	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
38	S.59(7)	Failure to determine an application for a permit Notwithstanding the provisions of this Division, a Planning Authority may make a decision on an application for a permit to which section 57 or 58 applies at any time before the lodging of an application.	<ol style="list-style-type: none"> 1. No authority to sub-delegate in respect of the delegation 2. Subject to the same qualifications as applied to a S.57 decision 	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
39	S.60	Council responding and issuing notices relating to compliance with certain permit conditions.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
40	S.60H(3)	Minister may request information from Council or relevant state entity.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
41	S.60I(3)	Council to give notice in relation to eligibility of major project proposals.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
42	S.60S(4)(b)	Refund of ordinary permit where declaration of major project is made.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
43	S. 60S(5)	Refund of ordinary permit where declaration of major project is amended under s. 60TG(2) so that the declaration also relates to	Nil	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Planning Authority

		an additional area of land the planning authority to which the application was made must, as soon as practicable, refund the applicant half of any fees that the applicant has paid in respect of the application.		<ul style="list-style-type: none"> • Director of Planning & Development 	
44	S. 60SA(6)	Service of certificate of development completion If the Commission issues a certificate of development completion under s.60SA, the Commission must give a copy of the certificate of development completion, issued in relation to all, or part, of the area to which a major project permit relates to the planning authority in relation to the area of land.	Nil	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development 	<ul style="list-style-type: none"> • Planning Authority
45	S.60TD(1)	Notice of request under s.60TC(1) On receiving a request in relation to an additional area of land in relation to a major project under s.60TC(1), a relevant advice body must, within 7 days, give a notice in relation to the request to: ... (c) the council that is the relevant planning authority in relation to the major project; (d) each council that is not a relevant planning authority in relation to the major project but that is the council for a municipal area that is in the regional area, or regional areas, in which the project is to be situated.	Nil	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development 	<ul style="list-style-type: none"> • Planning Authority
46	S.60TH	Notice of amendment of declaration of a major project to be given Within 7 days after amending a declaration of a major project under s.60TG, the Minister is to notify, in writing: ... (d) the council that is a relevant planning authority in relation to the project; and (e) each council that is not a relevant planning authority in relation to the project but that is the council for a municipal area that is in the regional area, or regional areas in which the major project is, or is to be, situated.	Nil	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development 	<ul style="list-style-type: none"> • Planning Authority
47	S.60ZX(1)	Provision to Panel of further information A person to whom a request is made under section 60ZW(1) is to take all reasonable steps to provide to the Panel, as soon as practicable the information specified in the request.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Planning Authority
48	S 60ZZP(10)	Major project permit may be granted subject to conditions or restrictions Without limiting the conditions or restrictions that may be imposed under subsection (1), such a condition or restriction may specify	Nil	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development 	<ul style="list-style-type: none"> • Planning Authority

		that: (a) plans, information, designs, or other documents, are required, under the condition or restriction, to be prepared and provided to the Panel or a planning authority ; and (b) particular actions or works are to be carried out to the satisfaction of the Panel or a planning authority.			
49	S.60ZZAA(5)	Determination as to whether, and the manner in which, proposed significant amendment may be assessed After making a determination under s.60ZZAA(2), the relevant decision-maker must, within 7 days after making that determination, give notice to the council that is a relevant planning authority in relation to the project to which the major project permit relates.	Nil	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development 	<ul style="list-style-type: none"> Planning Authority
50	S.60ZZAB	Enforcement certificates (3) If the Commission issues an enforcement certificate in relation to all or part of the land to which a major project permit relates, the Commission must give a copy of the enforcement certificate to the planning authority in relation to the land to which the major project relates. (4) An enforcement certificate is to specify the planning authority's responsibility for the enforcement of the Act.	Nil	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development 	<ul style="list-style-type: none"> Planning Authority
51	S.61	Appeals against planning decisions.	<ol style="list-style-type: none"> No authority to sub-delegate in respect of the delegation Not if the decision of the Council is contrary to the written recommendation 	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Planning Authority
52	S.63	Obstruction of sealed schemes Initiate legal proceedings for obstruction of a planning scheme.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority
53	S.63A	Enforcing compliance with planning schemes.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority
54	S.63B(3)	Notice of suspected contravention, &c., may be given	<ol style="list-style-type: none"> No authority to sub-delegate in respect of the delegation Delegation/provision will commence when <i>Land Use Planning & Approvals Act 2013</i> is enacted 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority
55	S.64	Civil enforcement proceedings Where a person contravenes or fails or is likely to contravene or fail to comply with a provision of this Part, a person, other than the Commission or a Planning Authority, who has, in the opinion of the	<ol style="list-style-type: none"> No authority to sub-delegate in respect of the delegation The General Manager may only apply to the Tasmanian Civil and 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority

		Tasmanian Civil and Administrative Tribunal, a proper interest in the subject matter may apply to the Tasmanian Civil and Administrative Tribunal for an order.	Administrative Tribunal for an order upon the advice from the Director of Planning & Development that the application is in compliance with the relevant legislation		
56	S.65B(5)	Notice of intention to issue enforcement notice The planning authority must notify in writing an owner of land, in relation to which a notice of intention to issue an enforcement notice is served under subsection (1) , if the person on whom the notice is served is not the owner of the land.	1. No authority to sub-delegate in respect of the delegation 2. The General Manager may only apply to the Tasmanian Civil and Administrative Tribunal for an order upon the advice from the Director of Planning & Development that the application is in compliance with the relevant legislation	•	• Planning Authority
57	S.65G	Cancellation of permits	1. No authority to sub-delegate in respect of the delegation 2. Delegation/provision will commence when <i>Land Use Planning & Approvals Act 2013</i> is enacted	• Chief Executive Officer	• Planning Authority
58	S.65I(2)	Authorised officers A general manager of a council may authorise a person to be, for the purposes of this Act, an authorised officer in respect of the municipal area of the council.	Nil	• Chief Executive Officer • Director of Planning & Development • Senior Planner •	• Planning Authority
59	Part 4 - Generally	Enforcement of planning control Authority to represent the planning authority or to appoint a person to represent the planning authority and to give evidence, on a planning appeal or other action, including any mediation, before the Resource Management and Planning Appeals Tribunal or any other body of competent jurisdiction.	1. No authority to sub-delegate in respect of the delegation.	• Chief Executive Officer • Director of Planning & Development • Senior Planner	• Planning Authority
	PART 5	AGREEMENTS			
60	S.71	Planning Authority may enter into agreements.	1. No authority to sub-delegate in respect of the delegation 2. The General Manager may only enter into an agreement upon the advice from the Director of	• Chief Executive Officer	• Planning Authority

			Planning & Development or the Senior Planner that the application to which the agreement relates to is in compliance with the relevant legislation		
61	S.74(3)	Duration of Agreement An agreement may be ended by the Planning Authority with the approval of the Commission or by agreement between the authority and all persons who are bound by any covenant in the agreement.	1. No authority to sub-delegate in respect of the delegation 2. The General Manager may only end an agreement upon the advice from the Director of Planning & Development or the Senior Planner that the application to which the agreement relates to is in compliance with the relevant legislation	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority
62	S.75	Amendment of agreements.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Planning Authority
63	S.76	Agreement to be lodged with Commission.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Planning Authority
64	S.78	Registration of agreements, &c.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Planning Authority
65	S.80	Application to Tasmanian Civil and Administrative Tribunal An owner of land may apply to the Tasmanian Civil and Administrative Tribunal for an amendment to a proposed agreement if – a) Under a planning scheme, use or development for specified purposes is conditional upon an agreement being entered into; and b) The owner objects to any provision of the agreement.	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority
66	S.84	Serve notices or other documents A notice or other document is effectively served under this Act if it is – i. Given to the person; or	No authority to sub-delegate in respect of the delegation	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority

		<p>ii. Left at, or sent by post to, the person's postal or residential address or place or address of business or employment last known to the server of the notice or other document; or</p> <p>iii. Sent by way of facsimile to the person's facsimile number.</p>			
	SCHEDULE 6	Savings and Transitional Provisions – Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme) Act 2015	<p>NOTE 1: The transitional provisions in Schedule 6 provide for the transition from the current process under LUPAA and the current schemes to the Tasmanian Planning Scheme and the processes in the <i>new</i> LUPAA.</p> <p>NOTE 2: Planning Schemes remain in operation until the Local Provision Schedules come into effect.</p> <p>NOTE 3: Where an application to amend a Scheme has been made prior the amended LUPAA coming into effect 17 December 2015 then the previous legislation continues to operate for the purposes of that legislation until the Local Provision Schedules come into effect. The provisions of the previous legislation are set after these notes and the Schedule 6 provisions and are shaded.</p> <p>NOTE 4: Where an application to amend a Scheme has been made prior the amended LUPAA coming into effect 17 December 2015 but has not been approved prior to the Local Provision Schedules come into effect the situation is different. In that case the provisions of the amended LUPAA apply. Council's have additional powers to alter a draft amendment in that situation as set out below under Sch 6(4) and (5).</p>		
AMENDMENT OF SCHEMES AND INTERIM SCHEMES					
Provisions of the LUPAA (pre-Tasmanian Planning Scheme amendments) which apply under Schedule 6 of the amended LUPAA (see Note 3 above)					
67	34(1)	Initiate amendment of planning scheme.	No authority to sub-delegate in respect of the delegation	• Chief Executive Officer	• Planning Authority
68	34(3)	Withdrawal of amendment of planning scheme.	No authority to sub-delegate in respect of the delegation	• Chief Executive Officer	• Planning Authority
69	34(4)	Notice of Withdrawal of amendment of planning scheme.	No authority to sub-delegate in respect of the delegation	• Chief Executive Officer	• Planning Authority
70	38(1)	Public exhibition of draft amendment.	No authority to sub-delegate in respect of the delegation	• Chief Executive Officer	• Planning Authority
71	39(2)	Representations to be provided to Commission in respect of draft amendments.	No authority to sub-delegate in respect of the delegation	• Chief Executive Officer	• Planning Authority
72	43J	Correction or mistake in permits referred to in S.43H.	No authority to sub-delegate in respect of the delegation	• Chief Executive Officer	• Planning Authority
73	43K	Minor amendment of permits referred to in S43.H.	No authority to sub-delegate in respect of the delegation	• Chief Executive Officer	• Planning Authority

17. LAND USE PLANNING AND APPROVALS REGULATIONS 2024

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	R.4	Notification of approval of Local Provisions Schedule.	No authority to sub-delegate in respect of delegation	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority
2	R.5	Advertisement of exhibition of draft amendment, &c (to a planning scheme).	No authority to sub-delegate in respect of delegation	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Planning Authority
3	R.6	Notification of approval of draft amendment.	No authority to sub-delegate in respect of delegation	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Planning Authority
4	R.7	Notice of approval of Local Provisions Schedule.	No authority to sub-delegate in respect of delegation	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Planning Authority
5	R.8	Notice of application for permit.	No authority to sub-delegate in respect of delegation	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> Planning Authority

18. LITTER ACT 2007

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.8	<p>Power of councils to appoint employees as authorized officers</p> <p>The general manager of a council may appoint an employee of the council to be an authorized officer for the purposes of this Act.</p>	Nil	<ul style="list-style-type: none"> Senior Environmental Health Officer Director of Planning & Development Director of Works & Infrastructure Compliance Coordinator Compliance Officer 	<ul style="list-style-type: none"> General Manager
2	S.38	Recovery of costs arising from litter abatement notices.	Nil	<ul style="list-style-type: none"> Senior Environmental Health Officer Director of Planning & Development Director of Works & Infrastructure Director of Corporate & Communication Compliance Coordinator Compliance Officer 	<ul style="list-style-type: none"> Council

19. LOCAL GOVERNMENT ACT 1993

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.20A	In order that a Council may perform its functions or exercise its powers under this or any other Act, the General Manager authorises a person to enter land for a specific purpose or in general	<p>1. The General Manager must give notice to the owner or occupier of the land before entry is made unless:</p> <ul style="list-style-type: none"> An emergency exists; or The entry is in relation to an application by the owner or occupier for a licence, permit or other approval given by the Council; or Notice would defeat the purpose of entry. <p>2. A person entering land under this section is to produce the identity card issued to that person.</p>	<ul style="list-style-type: none"> Director of Planning & Development Director of Works & Infrastructure Works Manager Works Supervisor Plumbing Surveyor Compliance Coordinator Compliance Officer Senior Environmental Health Officer Senior Planner 	<ul style="list-style-type: none"> General Manager
2	S.22	Delegation (of functions and powers) by Council.	Subject to the rates and charges policies and procedures, not to be sub-delegated (see S.22)	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
3	S.28D	Documents relating to agendas.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
4	S.28Y	Initial assessment of complaint by general manager.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
5	S.28ZK	Notification of determination of code of conduct complaint.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
6	S.55D	Register of pecuniary interests of members of audit panel.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council
7	S.56B	Gifts and donations register.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Executive Officer 	<ul style="list-style-type: none"> Council
8	S.65	Duty to ensure that advice, recommendations or information given is by a qualified person and certify the same to Council.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
9	S.74	<p>Expenditure</p> <p>A Council may expend its funds for the purpose of exercising its powers or carrying out its functions under this or any other Act within the estimates adopted under Section 82.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Director of Planning & 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
				<ul style="list-style-type: none"> Development • Director of Works & Infrastructure • Works Operations Manager 	
10	S.75	Investments A Council may invest any money – (a) In any manner in which a trustee is authorised by law to invest trust funds; and (b) In any investment the Treasurer approves.	In accordance with Council’s investment policies as reviewed from time to time	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Corporate & Communication 	<ul style="list-style-type: none"> • Council • General Manager
11	S.72	Providing Annual Report.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
12	S.72B	Notice of AGM.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
13	S.76	Writing off bad debts A council may write off any debts owed to the council if there are no reasonable prospects of recovering the debt; or if the costs of recovery are likely to equal or exceed the amount to be recovered.	<ol style="list-style-type: none"> 1. No authority for the General Manager to Sub-delegate 2. The General Manager may only write off debts that do not exceed the amount of \$500 	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
14	S.77	Grants and benefits A council may make a grant or provide a pecuniary benefit or a non-pecuniary benefit that is not a legal entitlement to any person, other than a councillor, for any purpose it considers appropriate.	<ol style="list-style-type: none"> 1. No authority for the General Manager to Sub-delegate 2. The General Manager may only approve any such grant or benefit upon receiving setting out the nature, date and location of the sporting event for which the grant is sought or details of academic assistance sought. 3. That only one (1) grant of up to \$200 per applicant per calendar year can be approved by the General Manager 4. That the total expenditure for a financial year under this delegation must be reported under the “Grants and Benefits” section of the Annual Report 	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
15	S.81	Authorised deposit-taking institution accounts A Council may establish and maintain in its corporate name such authorized	This applies to all account signatories.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Corporate & 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		deposit-taking institution accounts as it considers necessary.		Communication	
16	S.84(1)(3) (4)	Financial Statements The general manager is to prepare and forward to the Auditor General a copy of the council's financial statements for each financial year in accordance with the Audit Act 2008.	This section will be affected by Part 4 of the <i>Local Government (Miscellaneous Amendment) Act 2013</i> which is yet to commence.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
17	S92(2)(3)	Adjustment of amount payable The General Manager is to issue a supplementary notice in accordance with section 122 in respect of any amount payable as a result of an adjustment under this section. The General Manager may refund or give credit for any amount paid in respect of a rate in excess of the amount payable as a result of an adjustment under this section.	In accordance with Rates and Charges Policy.	<ul style="list-style-type: none"> Director of Corporate & Communication 	<ul style="list-style-type: none"> General Manager
18	S.110	Record of Rates	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council
19	S.111	Ownership If the general manager is of the opinion that a person may or may not be the owner of land, the general manager may require that person to make a statutory declaration in respect of his or her interest in that land.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council
20	S.124	Instalment payments A Council may permit a ratepayer to pay in instalments. The Council may decide that any rates are payable by instalments.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council
21	S.126	Conditions of postponement A council may grant a postponement of the payment of rates for a specified period if satisfied that such payment would cause hardship.	Request for postponement of the payment of rates must be received in writing addressed to the General Manager	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
22	S.127	Postponement ceases to operate A council may, at any time, revoke a postponement of payment of rates by giving 60 days notice in writing to the ratepayer of the date on which the postponement ceases to operate.	No authority for the General Manager to sub-delegate	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
23	S.129	Remission of rates The general manager is to keep a record of the details of any remission granted under this section.	No authority for the General Manager to sub-delegate	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
24	S.132(4)	Certificate of liabilities On receipt of an application, the general manager is to issue a certificate	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Corporate & Communication 	<ul style="list-style-type: none"> General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		containing the details referred to in subsection (1).			
24	Div 10 S.133-135	Recovery A Council can recover debts due to unpaid rates.	No authority for the General Manager to sub-delegate	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
26	S.139A	Register of Money (relevant to sale of land)	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
27	S.175	Purchase or lease of land A council may purchase or lease land for any purpose which it considers to be of benefit to the council or the community.	<ul style="list-style-type: none"> Restricted to leasing of land to Council and for a maximum of three (3) years; and does not include purchase or land. Relates to land leased to Council not land leased by Council. 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
28	S.176	Acquisition of land A council may acquire land for prescribed purposes in accordance with the Land Acquisition Act 1993.	Restricted to the delegated provisions of S.37(d)(e)(ea) of the Local Government (General) Regulations 2005.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
29	S.182	Fencing land The general manager, by notice in writing served on the owner or occupier of land, may require the owner or occupier to fence the land.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Director of Planning & Development Director of Works & Infrastructure 	<ul style="list-style-type: none"> General Manager
30	S.183	Land reinstated The general manager, by notice in writing, may require the owner or occupier to rehabilitate land from which soil, rock, sand or material has been extracted at any time after the commencement of this Act.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Senior Environmental Health Officer Director of Planning & Development Senior Planner 	<ul style="list-style-type: none"> General Manager
31	S.185	Compliance with notice A person served with a notice under this Division must undertake any work required to be done under the notice in accordance with the terms of the notice and within the period specified in the notice.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Senior Environmental Health Officer Director of Planning & Development 	<ul style="list-style-type: none"> Council General Manager
32	S.189	Closure of local highways (markets) Power to allow a person to conduct a market and to close a local highway or part of a local highway for the purpose of any such market.	<ul style="list-style-type: none"> Under Section 189(2) the General Manager has a duty to publish a notice of intention in a public newspaper if it is intended that a local highway or any part of a local 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
			highway is to be closed. • No authority for the General Manager to sub-delegate.		
33	S.190(3)	Objections A council is to consider any objection before closing a local highway or part of a local highway.	Nil	<ul style="list-style-type: none"> Chief Executive Officer Director Works & Infrastructure 	<ul style="list-style-type: none"> Council
34	S.193	Establishment of pounds A council may establish pounds for the detention of stray animals.	Nil	<ul style="list-style-type: none"> Chief Executive Officer Director Planning & Development 	<ul style="list-style-type: none"> Council
35	S.194	Impounding of animals Power to impound any animal found straying or at large.	Nil	<ul style="list-style-type: none"> Director of Planning & Development Works Manager Compliance Coordinator Compliance Officer 	<ul style="list-style-type: none"> General Manager
36	S.195	Notice of impounding Power to issue a notice to the owner if the animal is unclaimed.	Nil	<ul style="list-style-type: none"> Director of Planning & Development Compliance Coordinator Compliance Officer 	<ul style="list-style-type: none"> General Manager
37	S.196	Fees, costs and charges Power to require an owner to make payment of costs and charges incurred from the impounding of their animal by notice and to detain any such animal until payment is received.	Nil	<ul style="list-style-type: none"> Director of Planning & Development Compliance Coordinator Compliance Officer 	<ul style="list-style-type: none"> General Manager
38	S.197	Sale or destruction of unclaimed animals Power to sell, give away, or destroy an impounded animal.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Compliance Coordinator Compliance Officer 	<ul style="list-style-type: none"> Council General Manager
39	S.198	Destruction of animals Power to arrange for an impounded animal to be destroyed.	Nil	<ul style="list-style-type: none"> Director of Planning & Development Compliance Coordinator Compliance Officer 	<ul style="list-style-type: none"> General Manager
40	S.200	Abatement notices If a council is satisfied that a nuisance exists, the general manager must serve a notice on – a) Any person whose act or default contributes to or causes the nuisance whether or not that act or default occurs wholly or only partly in the	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Senior Environmental Health Officer Director of Planning & Development 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		municipal area; or b) If the person cannot be ascertained or found, on the owner or occupier of the land on, or from which, the nuisance arises.		<ul style="list-style-type: none"> Compliance Coordinator Compliance Officer 	
41	S.201	General manager may take necessary action Power to take necessary action to abate a nuisance if – a) There is an immediate danger to any person or property; or b) The person causing the nuisance cannot be ascertained or found; or c) An abatement notice has not been complied with.	Nil	<ul style="list-style-type: none"> Senior Environmental Health Officer Director of Planning & Development Compliance Coordinator Compliance Officer 	<ul style="list-style-type: none"> General Manager
42	S.207	Remission of fees and charges A council may remit all or part of any fee or charge paid or payable under this Division.	<ol style="list-style-type: none"> No authority for the General Manager to Sub-delegate. Powers must be exercised in accordance with the relevant Council policies. 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
43	S.261(1)	List of electors The general manager is to – a) Prepare and keep a list of electors from the electoral roll kept under S.258(1) as at the time of closure referred to in S.260; and b) Certify that the list is correct.	Nil	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer 	<ul style="list-style-type: none"> Council General Manager
44	S.333A	Tender A council must invite tenders for any contract it intends to enter into for the supply or provision of goods or services valued at or above the prescribed amount.	Nil	<ul style="list-style-type: none"> Chief Executive Officer Director Works & Infrastructure 	<ul style="list-style-type: none"> Council
45	S.336	Power to use the Council arms in any manner they think fit.	Nil	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
46	S.337	Council land information certificate A person may apply in writing to the general manager for a certificate in respect of information relating to land specified and clearly identified in the application.	Subclause (8) in accordance with Council's Schedule of Fees and Charges.	<ul style="list-style-type: none"> Director of Planning & Development Compliance Coordinator 	<ul style="list-style-type: none"> General Manager
47	S.344	Rounding of rates, &c.	Nil	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

20. LOCAL GOVERNMENT (BUILDING AND MISCELLANEOUS PROVISIONS) ACT 1993

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.83	Power for approval of plan of subdivision	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
2	S.84	Power not to approve a subdivision If – a) Any proposed lot has not the qualities of a minimum lot; or b) It includes any lot or other block of land smaller than is required or permitted by a finally approved planning scheme; or c) The subdivision includes any road or other works whereby drainage will be concentrated and discharged into any drain or culvert on or under any State highway.	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
3	S.85	Power for refusal of application for subdivision	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
4	S.86	Security for payment Before approving a plan of subdivision, the council may a) Require security for payments and the execution of works; and b) Refuse to approve the application until such security is given.	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
5	S.89	Power to approve and seal final plans.	<ol style="list-style-type: none"> No authority for the General Manager to sub-delegate. The General Manager may only approve and seal a final plan where it is in accordance with a planning permit. The General Manager is not to approve a final plan unless he has received advice from the Senior Planner or the Director of Planning & Development that the application is compliant with all of the relevant legislation. 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
6	S.91(3)	Power to object to the making of a correction to a final plan by the Recorder of Titles.	<ol style="list-style-type: none"> No authority for the General Manager to sub-delegate. The General Manager may only object to the making of a correction to a final plan upon advice from the Senior Planner or the Director of Planning & Development that the application is not compliant with all of the relevant legislation. 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
7	S.92	Power for amendments to final plans.	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
8	S.93	Power for cancellation of final plans.	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
9	S.96	Dedication as highway If a sealed plan shows provision for widening or deviating a way on, or adjoining, land comprised in the plan, an obligation runs with that land to dedicate it as a highway if required to do so by the highway authority.	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
10	S.103	Power to amend sealed plans.	<ol style="list-style-type: none"> No authority for the General Manager to sub-delegate. The General Manager may only amend sealed plans upon advice from the Senior Planner or the Director of Planning & Development that the amendment complies with the relevant legislation. 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
11	S.104(1)	Power for hearing in respect of amendment of plans.	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
12	S.105(2)	Power for compensation in respect of amendments.	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
13	S.107	Access orders The council considers that work of a substantial nature is needed to provide access for vehicles from a highway onto the block, it may refuse to seal the final plan under which the block is created until the owner has carried out the work specified in the order within the specified period or given the council security for carrying out that work if called upon by it to do so.	<ol style="list-style-type: none"> No authority for the General Manager to sub-delegate. The General Manager may only make an order upon advice from the Senior Planner or the Director of Planning & Development that the amendment complies with the relevant legislation 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
14	S.109(6)	Minimum lots If land may be used only as a place of business the restriction on its use – <ol style="list-style-type: none"> Is to be set out above the council's seal on the final plan of the subdivision; and Is enforceable by the Council. 	No authority for the General Manager to sub-delegate	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
15	S.110	Adhesion orders The council may make an adhesion order if a block <ol style="list-style-type: none"> Has the qualities of a minimum lot; and Comprises 2 parcels or more that may, without the approval of any plan by the council, lawfully be sold separately so as to create a block which <ol style="list-style-type: none"> Would not have the qualities of a minimum lot; and 	<ol style="list-style-type: none"> No authority for the General Manager to sub-delegate. The General Manager may only make adhesion order upon advice from the Senior Planner or the Director of Planning & Development that the 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		ii) Is or in the opinion of the council is likely to be, built on or bought for building.	amendment complies with the relevant legislation.		
16	S.112	<p>Purposes for which plan approved The council is to state on the plan one of the following purposes for which the plan is approved:</p> <p>i) For the purpose of enabling the approved lot to form a single parcel; ii) For the purpose of enabling a purchaser to acquire all the sub-minimum lots which together form the minimum lot shown on the plan; iii) For the purpose of enabling the portions of the approved lot to form a single parcel or for enabling a purchaser to acquire all the sub-minimum lots which together are to form the minimum lot, as well as for the purpose of giving effect to the subdivision.</p>	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
17	S113(4)	<p>Bringing land under Land Titles Act 1980 If a plan of subdivision approved by the council and lodged in the office of the Recorder of Titles includes any adjoining land to be added that is not under the provisions of the Land Titles Act 1980, the Recorder is not to take any further action upon the plan until applications to bring the land under those provisions have been made under Section 11 of that Act.</p>	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
18	S.115	<p>Exemption Power to exempt a subdivision from the provisions of Part 3.</p>	<ol style="list-style-type: none"> No authority for the General Manager to sub-delegate. The General Manager may only exempt a subdivision from the provisions upon advice from the Senior Planner or the Director of Planning & Development that the amendment complies with the relevant legislation. 	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
19	S.116	Power for limitation on requirement for public open space.	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
20	S.117	<p>Payment instead of increasing public open space Instead of requiring an owner to increase the area for public open space, the council, before approving a plan of subdivision may require security for the payment of an amount.</p>	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
21	S.118	<p>Council schemes Before the council disposes of lands in circumstances in which, if the disposition were that of a private person the plan would require approval under this Part, it is to prepare a plan of subdivision that it would approve if it were a private person's</p>	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		plan.			
22	Part 7	Long Service Leave and Employees Assurance Scheme.	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
23	S.241(1)	<p>Preservation orders A council, on the recommendation of the National Trust of Australia (Tasmania) may by order –</p> <ol style="list-style-type: none"> Prohibit the demolition of a building that is by itself or with others of historical or architectural interest or of special beauty; and Prohibit the alteration of or adding to the building except as the council may approve; and Require the owner to keep the building in good and tenantable repair. 	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
24	S.243	<p>Preservation order is enforceable A preservation order –</p> <ol style="list-style-type: none"> Operates as a covenant between the owner and the owner and the council that the owner, executors, administrators and assigns will comply with the order; and Runs with the land in equity; and Is enforceable by the council as if it were owner of all other lands in the municipal area and the tenants were natural persons holding of the council for life. 	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
25	S.244	<p>Registering preservation order On receipt of a sealed copy and certificate under subsection (1) the Recorder of Titles is to –</p> <ol style="list-style-type: none"> register the preservation order by entering a memorial on the folio of the Register identified by the certificate; and endorse the memorial on the folio of the Register, under the Land Titles Act 1980 , for the land. 	No authority for the General Manager to sub-delegate.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
26	S.246	<p>Advertising hoardings A person must not, within a municipal area, erect, put up, place or use or permit to be erected, put up, placed or used, any hoarding or similar structure for advertising purposes without a licence from the council.</p>	Nil	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
27	S.247	Power to require the removal of an advertising hoarding.	Nil	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council
28	S.248	Power to demolish, remove or remedy any building erected or constructed over or under a Council drain or a drain connected to a Council drain.	No authority to sub-delegate in respect of this delegation.	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development 	<ul style="list-style-type: none"> Council

21. LOCAL GOVERNMENT (GENERAL) REGULATIONS 2025

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	R.24(2)(3) (4)(5)	<p>Public tenders</p> <p>A council, through a public tender process, may establish a standing contract in which a single tenderer or multiple tenderers may be contracted for a specified period to provide specified goods or services during that period without the need for a further tender process.</p>	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Director of Works & Infrastructure Director of Corporate & Communication Works Manager 	<ul style="list-style-type: none"> Council
2	R.25	<p>Open tenders</p> <p>The general manager is to ensure that prospective tenderers are provided with the following in order to make a tender:</p> <ol style="list-style-type: none"> Details of the goods or services required; Details of the duration of the contract, including any extensions that are specified in the contract; The criteria for evaluating tenders; The method of evaluating tenders against the evaluation criteria; Any mandatory tender specifications and contract conditions; A reference to the council's code relating to tenders and contracts. 	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Director of Planning & Development Director of Works & Infrastructure Director of Corporate & Communication Works Manager 	<ul style="list-style-type: none"> General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
3	R.26	Multiple use register A council may establish a multiple-use register of suppliers who meet criteria established by the council in respect of the supply of particular categories of goods or services.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Director of Works & Infrastructure • Director of Corporate & Communication • Works Manager 	<ul style="list-style-type: none"> • Council
4	R.27(2)	Multi stage tender A multiple-stage tender process is a process by which suppliers are evaluated through stages against criteria determined by the council.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Director of Works & Infrastructure • Director of Corporate & Communication • Works Manager 	<ul style="list-style-type: none"> • Council
5	R.46	Plan of boundaries of towns A council is to lodge a plan with the Central Plan Register established under the Survey Co-ordination Act 1944 of the boundaries of any town or proposed town.		<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council

22. LOCAL GOVERNMENT (HIGHWAYS) ACT 1982

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.6	Power to make, widening &c., of highways by corporations	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council
2	S.7	Limitation on opening of highways in cities and towns by private persons.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council
3	S.8	Maintenance of highways opened outside cities or towns by private persons.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council
4	S.10	Obligations on landowners opening highways.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
5	S.11	Enforcement of obligations of landowners opening highways.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council
6	S.14	Closure and diversion of highways.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
7	S.15	Dealing with sites of closed highways.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
8	S.17	Definition of boundaries of highway	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
9	S.19	Power to close a local highway, forbid the use of a local highway or grant licences for the use of a closed local highway	In consultation with Commissioner of Police. Delegation excludes Section 19(1)(c).	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
10	S.20	Power to close part of a local highway for the purpose of the sale of goods or entertainment on a Saturday, Sunday or statutory holiday	In consultation with Commissioner of Police and Transport Commission.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
11	S.21	General responsibility of corporations The Corporation of a municipality is charged with the duty of maintaining the local highways in the municipality that are maintainable by the corporation as shown on its municipal map, and, in any particular case, it shall discharge that duty in such manner as, having regard to all the circumstances of the case, it considers practicable and appropriate.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
12	S.24	Highways on boundaries of municipalities Where 2 corporations would, apart from this subsection, each be liable to repair one side of a local highway that forms or follows the common boundary of the municipal districts of those corporations, they are jointly liable to repair the whole width of that highway.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
13	S.25	General supplementary provisions as to carrying out of highway works.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
14	S.26(4)	Obtaining of materials for highway works.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
15	S.27	Use of adjoining lands in carrying out highway works.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
16	S.28	Shifting of apparatus, &c., in roads.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
17	S.30	Improvements, &c., of highways.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
18	S.31	Obstructions for prohibition or restriction of vehicular traffic.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
19	S.32	Power to light and arrange for lighting of local highway.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
20	S.33	Lighting or private ways and courts.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
21	S.34	Power to make, cleanse and keep open Council drains and watercourses in and through land adjoining or near a local highway.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
22	S.35	Crossings over footpaths, table-drains, and gutters Where the corporation is of the opinion that works are necessary to be carried out in a highway under local management for the construction or repair of a vehicular crossing over a table-drain, gutter, or footpath at or opposite the entrance to land adjoining the highway, it may serve a written notice on the owner of the land requiring him to carry out those works within the time specified.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
23	S.36	Fencing of streets in towns.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
24	S.37	Alterations, &c., of entrances to highways.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
25	S.38	Power to remove trees as required for the facilitation and good management of local highways	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council
26	S.39	Power to require an occupier of land to cut, trim or reduce the height of vegetation to reduce or remove danger from the obstruction of their view	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	• Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
27	S.40	Animal barriers on highways	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
28	S.41	Prohibition of traffic likely to cause damage to highways.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
29	S.42	Power to close a dangerous highway.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
30	S.44	Protection of bridges from excessive loading.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
31	S.45(4)	Removal and disposal of abandoned articles Where it appears to the corporation that an article has, without lawful authority, been abandoned on a highway under local management, it may remove the article from the highway.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Officer • Works Manager 	<ul style="list-style-type: none"> • Council
32	S.45(5)(6)(7)(8)(9)(10)(12)	Removal and disposal of abandoned articles where an article has been removed from a highway under this section, the corporation may, subject to this section, dispose of it in such manner as it thinks fit.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Officer • Works Manager 	<ul style="list-style-type: none"> • Council
33	S.46(2)	Permission to carry out various works in relation to highways Subject to any directions given by the corporation, its powers to grant a permission may be exercised on its behalf by its mayor or by some other person authorized by it for that purpose.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
34	S.46	Permission to carry out various works in relation to highways A corporation may, in accordance with its by-laws, grant a person written permission to do any one or more of the following things: a) Open or break up the soil or pavement of a local highway; b) Make a drain leading to a local highway; c) Put or place a pipe or make a drain leading into a sewer or drain or other work of the corporation in or under a local highway; d) Make an excavation, vault or cellar in or under a local highway;	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		e) Install, under a local highway, pipelines, pipe systems or other infrastructure required for the transmission, distribution or supply of natural gas or other gaseous fuels; f) Erect a hoarding or scaffolding for building or any other purpose in or on a local highway.			
35	S.50	Management of local highways not maintainable by the corporation.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
36	S.51	Making good of back roads, lanes, &c., at frontagers' expense.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
37	S.52	Projections on to highways, &c. At such time as is agreed with the occupier of a building, or after giving at least 30 days' notice of its intention to do so, the corporation may remove or alter an obstruction to which this section applies that has been erected or placed against or in front of the building.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
38	S.53	Low-lying land near highways.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
39	S.54	Names of highways, &c.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Coordinator • Works Manager 	<ul style="list-style-type: none"> • Council
40	S.55	Numbering of buildings, &c.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Coordinator • Works Manager 	<ul style="list-style-type: none"> • Council
41	S.59	Development of land in connection with highway improvements.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council
42	S.60(3)	Restrictive covenants for benefit of highway A corporation may, at any time, by agreement with the person against whom there is enforceable a covenant, discharge the covenant or may agree to a variation of the	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		covenant.			
43	S.62	Special provisions as to acquisition for widening or other alteration A corporation may take land for the widening or other alteration of a highway. Land shall not be taken under this section, unless a) Every part of it is within 3 metres of the boundary of an existing highway and b) No building is situated wholly or partly on the land or within 3 metres of its boundary.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council
44	S.63	Letting of highways not presently used Where the corporation has acquired highway rights over any land, it may, if the land is not presently required to be opened as a highway, let that land to the owner of any adjoining land.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure 	<ul style="list-style-type: none"> Council
45	S.66	Proof that Street is subject to Part V The carriage-way of a street shall be deemed to have been well and sufficiently made only if it was made well enough to be an all-weather road for light or heavy traffic or both according to the standards accepted at the time of its making.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
46	S.67(2)	Street works in streets not previously made up Where a street has not at any time been well and sufficiently made, the corporation may, in accordance with a scheme under this Part, carry out such street works as it considers necessary to put that street in a proper condition in substantial conformity with the standard requirements, recovering the cost of the works in the manner provided in this Part.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
47	S.68	Scheme of street construction Where the corporation intends to carry out street works in a street, it shall cause to be prepared a scheme for the carrying out of those works.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
48	S.71	Notice of preparation of scheme.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
49	S.72	Objection by owners (to the scheme)	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
50	S.74	Execution of scheme.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager
51	S.76	Payment by frontagers (under the scheme).	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
52	S.77	State contribution Where a corporation has prepared a scheme for the carrying out of street works that comprise or include the construction of a carriage-way, the Minister for State Highways may, on the application of the corporation, undertake to make a contribution to the corporation of an amount equal to one-third of the cost of the construction of the carriage-way.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
53	S.79	Urgent works If it considers it urgently necessary to do so, a corporation may, without a scheme, carry out in a street any part of the works referred to in section 67, and the cost of carrying out those works may be included in a scheme subsequently made by the corporation in respect of the remainder of those works carried out in that street, and, with any necessary modifications, this Part applies to the scheme as if the part of the works previously carried out were part of the works to be authorized by the scheme.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
54	S.81	Record of charges.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Coordinator • Compliance Officer • Works Manager 	<ul style="list-style-type: none"> • Council
55	S.95	Establishment of controlled parking (a parking meter or voucher machine).	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Coordinator • Compliance Officer • Works Manager 	<ul style="list-style-type: none"> • Council
56	S.96	Hours of operation of controlled parking.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Coordinator • Compliance Officer • Works Manager 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
57	S.99	Closure of parking spaces in certain cases.	S.99(7) allows the General Manager to issue authorisations; Council delegation also covers this.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Coordinator • Compliance Officer • Works Manager 	<ul style="list-style-type: none"> • Council
58	S.100(1A)	Infringement notices (in respect of an offence relating to a vehicle).	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Works Manager • Director of Planning & Development • Compliance Coordinator • Compliance Officer 	<ul style="list-style-type: none"> • Council • General Manager
59	S.102	Removal of vehicles in certain cases from parking spaces.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
60	S.104	Permits for use of parking spaces without operation of meters or use of parking vouchers.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
61	S.109	Lighting of certain State highways: Contributions by corporations to lighting of certain State highways.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
62	S.110	Powers and duties of corporations in relation to State highways A corporation may exercise the powers conferred by section 30 in respect of a State highway in the municipality and, in relation to the exercise of those powers in respect of that highway, this Act has effect as if it were a local highway maintainable by the corporation.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
63	S.112	Liability of corporation to maintain road works carried out by the Crown	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
64	S.114	Right of private persons opening new streets to obtain contributions.	Delegation excludes S.114(8).	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
65	S.115	Retention of petrol-pumps in highways.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
66	S.116	Tramways along or across highways The Governor may authorize the laying down, construction, and maintenance of a tramway or railway along or across a local highway, subject to such terms and conditions as may be recommended by the corporation.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
67	S.119	Determination of compensation Where a corporation or other person is entitled to be paid compensation under this Act, that compensation shall, unless provision is otherwise made for its determination, be determined by agreement between the parties or, in default of agreement, by action in a court of competent jurisdiction.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Director of Corporate & Communication 	<ul style="list-style-type: none"> Council

23. MONETARY PENALTIES ENFORCEMENT ACT 2005

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.17(2)	Options for dealing with infringement notice – approve or refuse an application for the withdrawal of an infringement notice or a variation of an infringement notice, and notify the applicant of the approval or refusal.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
2	S.18(1)	Referral to Director of infringement notice issued by fee-paying public sector body.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Director Planning & Development Rates Officer Accounts Payable Officer Customer Services Officer Technical Officer Development Services 	<ul style="list-style-type: none"> Council
3	S.23	Withdrawal of infringement notice.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
4	S.28(3)-(4-)	Application to fee-paying public sector body for variation of payment conditions.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
5	S.39(1)	Hearing of offence by court – commencement of proceedings.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
6	S.40(3)	Application to court to set aside conviction.	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

24. NEIGHBOURHOOD DISPUTES ABOUT PLANTS ACT 2017

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	s.27	Appear on behalf of the Council in relation to applications to TASCAT under Part 4	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director Planning and Development Senior Planner Natural Resource Management Officer 	<ul style="list-style-type: none"> Council

25. OCCUPATIONAL LICENCING ACT 2005

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	<u>37C</u>	Certain Organisations May Apply for a Building Services Licence - a Council may apply for a building services licence and under s 37C(1)(c) and nominate a person to be the licenced person of the licenced entity s37C(2)(c).	Nil Conditions or Restrictions.	<ul style="list-style-type: none"> Chief Executive Officer Director Planning & Development Director Works & Infrastructure 	<ul style="list-style-type: none"> Council
	<u>37D</u>	Continuation of building services licence held by certain organisations - the Council, as a Licenced Entity, must notify the Administration in writing as soon as practicable after becoming aware that a "relevant event" (as defined in s 37(C)(5) has occurred or is to occur in respect of the Licenced Entity.		<ul style="list-style-type: none"> Chief Executive Officer Director Planning & Development Director Works & Infrastructure 	<ul style="list-style-type: none"> Council

26. PLACE NAMES ACT 2020

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.11 (2)	Naming of roads, streets, &c. As a responsible authority the council has a responsibility to name, alter or revoke a name of a place.	Nil	Chief Executive Officer	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
2	S. 11(3)	Naming of roads, streets, &c. The responsible authority for a place referred to in section 4(1)(c) must ensure that any naming action, performed in respect of the place, complies with – (a) the relevant provisions of the guidelines; and (b) this Act and any other applicable Act; and (c) the relevant procedures of the responsible authority.	Nil	Chief Executive Officer	<ul style="list-style-type: none"> • Council
3	S.11 (4)	Naming of roads, streets, &c. As soon as practicable after performing a naming action in respect of a place, the responsible authority for the place is to submit details of the action to the Registrar for recording in the register.	Nil	Chief Executive Officer	<ul style="list-style-type: none"> • Council

27. PUBLIC HEALTH ACT 1997

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.11(1)(2)	Appointment of officers	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
2	S.32(1)(2)	Production of Records	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
3	S.33(a)(b)	Production of things A council or an authorized officer may require a person to produce for inspection anything in the person's possession if – a) The council or the officer reasonably believes that it may disclose evidence of the commission of an offence under this Act; or b) It is otherwise necessary for the purposes of this Act.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development 	<ul style="list-style-type: none"> • Council • General Manager
4	S.34(a)(b)	Production of licence A council or an authorized officer may – a) Require a person to produce for inspection any licence the person holds or should hold; and b) Examine, remove and take photographs or copies of, or extracts or notes from, any licence.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development 	<ul style="list-style-type: none"> • Council • General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
5	S.35	Photographs, sketches, measurements and recordings For the purposes of this Act, a council or an authorized office may: a) Take any photograph, film or video recording; and b) Take any measurements; and c) Make any sketches or drawing; and d) Make any other recording by any other means.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer • Compliance Coordinator • Compliance Officer 	<ul style="list-style-type: none"> • Council • General Manager
6	S.36(1)(2)	Information requirements A council or an authorized officer may require a person to – a) Give his or her full name and residential address; b) Give details of any licence, permit or exemption under this Act; c) Provide any information relating to public health reasonably required for the purposes of this Act. A council or an authorized officer may require any person to give information about that person’s or another person’s activities in respect of any matter under this Act.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council • General Manager
7	S.57	Council immunization programs.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
8	S.77(1)(3)	Grant or refusal of licence for Place of Assembly.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
9	S.78	Issue of licence for Place of Assembly.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
10	S.81	Renewal of licence of Place of Assembly.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
11	S.82	Variation of licence of Place of Assembly.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
12	S.83	Cancellation of licence of Place of Assembly.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
13	S.84(2)	Overcrowding A council, an authorized officer, a person authorized by the Commissioner for Licensing or a person authorized by the State Fire Commissioner may –	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
		a) Cause the doors of a place of assembly to be closed; b) Evacuate the place of assembly; or c) Cause any event occurring at that place of assembly to be cancelled in circumstances referred to in paragraph (b).			
14	S.87	Closure order of Unhealthy premises.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
15	S.88	Service of closure order of Unhealthy premises.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
16	S.89	Revocation of closure order of Unhealthy premises.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
17	S.92(1)(4)(6)	Rectification notice A council, on the advice of an Senior Environmental Health Officer or building surveyor, is to serve a rectification notice in an approved form. If a person fails to comply with a notice, the council may cause any necessary work to be carried out at that person's expense. A council, upon the certificate of an Senior Environmental Health Officer or building surveyor that the condition of the premises is no longer, or is not likely to become, offensive, injurious or prejudicial to health, is to revoke a rectification notice.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
18	S.97	Grant or refusal of registration of premises.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
19	S.98	Issue of certificate of registration of premises.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
20	S.101	Renewal of registration of premises.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
21	S.102	Variation of registration of premises.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
22	S.103	Cancellation of registration of premises.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
23	S.106	Grant or refusal of licence (to carry out any Public health risk activity).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
24	S.107	Issue of licence (to carry out any Public health risk activity).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
25	S.110	Renewal of licence (to carry out any Public health risk activity).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
26	S.111	Variation of licence (to carry out any Public health risk activity).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
27	S.112	Cancellation of licence (to carry out any Public health risk activity).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
28	S.115	Grant or refusal of registration of regulated system.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
29	S.116	Issue of certificate of registration (of a regulated system).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
30	S.119(1)(3)	Notice to comply with direction.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
31	S.121	Renewal of registration (of any regulated system).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
32	S.122	Variation of registration (of any regulated system).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
33	S.123	Cancellation of registration (of any regulated system).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
34	S.128	Notification of quality of water.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
35	S.129(1)	Orders relating to water quality.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
36	S.130(1)(3)	Monitoring and review (of the quality of water within the municipal area).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
37	S.131	Samples An authorized officer or a council may take a sample from any water. Any sample taken under this section is to be analysed and tested in accordance with the requirements of the Director.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
38	S.135	Grant or refusal of registration (as a supplier of water).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
39	S.136	Issue of certificate of registration (as a supplier of water).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
40	S.136AA	Renewal of registration (as a supplier of water).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
41	S.136B	Variation of registration (as a supplier of water).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
42	S.136C	Cancellation of registration (as a supplier of water).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
43	S.136H	Issue of certificate of registration (as a water carrier).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
44	S.136I	Renewal of registration (as a water carrier).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
45	S.136K	Variation of registration (as a water carrier).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
46	S.136L	Cancellation of registration (as a water carrier).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
47	S.144	Registers kept by Councils A council is to keep – <ul style="list-style-type: none"> a) A register of registered regulated systems; and b) A register of registered users and suppliers of water from private water sources; and c) A register of registered premises used for public health risk activities. 	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
48	S.148(1)	Requirement for information The Director, any council or an authorized officer may require a person to provide information relating to public health which is reasonably needed for the purposes of this Act.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager
49	S.152(1)	Costs incurred in exercising power.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
50	S.158(1)	Proceedings Proceedings for an offence under this Act may only be instituted by – <ul style="list-style-type: none"> a) The Minister or a person authorized by the Minister; or b) An authorized officer; or c) A nominated officer in relation to proceedings for an offence under Part 4; or d) A police officer; or e) A council. 	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
51	S.169(1)	Infringement notices An authorized officer or a council may serve an infringement notice on a person if of the opinion that the person has committed a prescribed offence.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Environmental Health Officer 	<ul style="list-style-type: none"> • Council • General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
52	S.190(1),(3) & (4)	Sale or disposal of forfeited things.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
53	S.191(3)	Return of and access to seized things.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager
54	S.192(1)	Sale or disposal of seized things.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Director of Planning & Development Senior Environmental Health Officer 	<ul style="list-style-type: none"> Council General Manager

28. PUBLIC INTEREST DISCLOSURE ACT 2002

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.29B	Referral of disclosure to Integrity Commission Where a public body believes a disclosure relates to misconduct defined in the Integrity Commission Act 2009, the public body may refer the disclosure to the Integrity Commission.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
2	S.29D(1)	Notice of referral If public body refers a disclosure to the Integrity Commission, they must notify the person who made that disclosure of the referral.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
3	S.33(1)	Determination by public body of disclosure as to public interest disclosure Public body to determine whether disclosure is a public interest disclosure within 45 days.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
4	S.34(1)	Procedure where public body determines disclosure to be public interest disclosure Notifications where disclosure is determined a public interest disclosure.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
5	S.35(1)	Procedure where public body determines disclosure not to be public interest disclosure Notifications where disclosure is deemed not to be public interest disclosure.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
6	S.62B	Delegation by Principal officer The principal officer may by instrument in writing delegate to a public interest disclosure officer specified in the instrument the performance or exercise of such of his or her functions or powers under this Act (other than this power of delegation) as are specified in the instrument, and may, by instrument in writing, revoke wholly or in part any such delegation.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
7	S.64	Matter that do not have to be investigated A public body may decide not to investigate a disclosure.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
8	S.65(1)	Decisions by public body not to investigate Notification of decision not to investigate.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
9	S.68	Referral to Ombudsman by public body A public body may refer the investigation of a disclosed matter to the Ombudsman if the public body considers that its own investigation is being obstructed or that it is otherwise not within the capacity of the public body to complete the investigation.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
10	S.70	Provision of information to Ombudsman Public body must give the Ombudsman in writing any information it has in respect to a disclosed matter.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
11	S.72(1)	Notice of referral Notice to be given where public body refers an investigation to the Ombudsman.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
12	S.74	Information about progress of investigation Public body must at the request of the person who made the disclosure or the Ombudsman, give all reasonable information about the investigation with 28 days.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
13	S.76(1)	Report on investigation Public body must notify the Ombudsman and the relevant person on completing an investigation of a disclosed matter.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
14	S.77(1)	Report to person making disclosure Public body must inform the person who made the disclosure of the findings.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
15	S.77A(2)	Investigations to be completed within 6 months A public body may apply to the Ombudsman for an extension of up to 6 months in which to complete the investigation.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager
16	S.77A(4)	Investigations to be completed within 6 months If investigation is not complete within time specified in 77A(1), public body must refer the disclosure to the Ombudsman.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council General Manager

29. RIGHT TO INFORMATION ACT 2009

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.10	Electronic information If information is stored in an electronic form, a Minister or public authority may refuse an application if – a) The information cannot be produced using the normal computer hardware and software and technical expertise of the public authority; and b) Producing it would substantially and unreasonably divert the resources of the public authority from its usual operations.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
2	S.12	Information to be provided apart from Act This Act does not prevent and is not intended to discourage a public authority or a Minister from publishing or providing information, otherwise than as required by this Act.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Executive Officer 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
3	S.13(5)(6) (7)(8)	Application for assessed disclosure of information.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
4	S.14(1)	Transfer of applications (for assessed disclosure of information).	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
5	S.15	Time within which applications for assessed disclosure of information are to be decided.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
6	S.16	Charges for information All applications for assessed disclosure of information must be accompanied by an application fee of 25 fee units. The application fee may be waived if – <ul style="list-style-type: none"> a) The applicant is impecunious; or b) The applicant is a Member of Parliament acting in connection with his or her official duty; or ba) The applicant is a journalist acting in connection with their professional duties; or c) The applicant is able to show that he or she intends to use the information for a purpose that is of general public interest or benefit. 	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication 	<ul style="list-style-type: none"> Council
7	S.17	Deferment of provision of information.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
8	S.18	Provision of information.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
9	S.19	Requests may be refused if resources unreasonably diverted.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
10	S.20	Repeat or vexatious applications may be refused.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
11	S.21(1)	Decision to be made on behalf of public authority by authorised person A decision in respect of an application for information made to a public authority is to be made by – <ul style="list-style-type: none"> a) The responsible Minister; or b) The principal officer of the public authority or c) A delegated officer. 	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
12	S.21(2)	Decision to be made on behalf of public authority by authorised person A person who makes a decision in accordance with this Act is to act impartially in making that decision.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Executive Officer 	<ul style="list-style-type: none"> Council
13	S.22	Reasons to be given (when a decision in relation to an application for information is made).	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council
14	S.23	Other responsibilities of principal officer.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Executive Officer 	<ul style="list-style-type: none"> Council General Manager
15	S.33	Public Interest Test In this Division, information is exempt information if the principal officer of the public authority or Minister considers, after taking into account all relevant matters, that it is contrary to the public interest to disclose the information.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Executive Officer 	<ul style="list-style-type: none"> Council General Manager
16	S.36(2)	Personal information of person If a) An application is made for information under this Act; and b) The information was provided to a public authority or Minister by a third party; and c) The principal officer or Minister decides that disclosure of the information concerned may be reasonably expected to be of concern to the third party – the principal officer or Minister is to, by notice in writing to the third party – d) Notify that person that the public authority or Minister has received an application for the information; and e) State the nature of the information that has been applied for; and f) Request that, within 15 working days from the date of the notice, the person provide his or her view as to whether the information should be provided.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Executive Officer 	<ul style="list-style-type: none"> Council General Manager
17	S.36(3)(5)	Personal information of person If a public authority or Minister, after receipt of a person's view, decides to provide the information, the public authority or Minister must, by notice in writing given to that person, notify that person of the decision. See subsection 5 for caveats.	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Executive Officer 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
18	S.37(2)	<p>Information relating to business affairs of a third party</p> <p>If –</p> <p>a) An application is made for information under this Act; and</p> <p>b) The information was provided to a public authority or Minister by a third party; and</p> <p>c) The principal officer or Minister decides that disclosure of the information concerned may be reasonably expected to be of substantial concern to the third party – the principal officer or Minister must, before deciding whether the disclosure of the information under this Act would be likely to expose the third party that provided the information to substantial harm to the third party's competitive position, by notice in writing given to the third party –</p> <p>d) Notify the third party that the public authority or Minister has received an application for the information; and</p> <p>e) State the nature of the information applied for; and</p> <p>f) Request that, within 15 working days from the date of the notice, the third party provide the third party's view as to whether the information should be provided.</p>	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Executive Officer 	<ul style="list-style-type: none"> Council General Manager
19	S.37(3)(5)	<p>Information relating to business affairs of a third party</p> <p>If a public authority or Minister, after receipt of a third party's view, decides to disclose the information, the public authority or Minister must, by notice in writing given to the third party, notify the third party of the decision. See subsection 5 for caveats.</p>	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Executive Officer 	<ul style="list-style-type: none"> Council General Manager
20	S.43(4)(5)	Internal review (of a decision in respect of an application).	A delegation may be for a period not exceeding 3 years.	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

30. ROADS AND JETTIES ACT 1935

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.22LGA	To agree with the Minister for the maintenance or reconstruction of a State highway or a subsidiary road otherwise than in accordance with S.11(1).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer 	<ul style="list-style-type: none"> Council

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
2	S.22LGA	To carry out the Council's power to move, keep or impound any vehicle causing an obstruction or danger etc and related action pursuant to S.48B.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Director of Works & Infrastructure • Works Manager • Compliance Coordinator • Compliance Officer 	<ul style="list-style-type: none"> • Council
3	S.11	Maintenance of State highways, &c. in cities, &c.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
4	S.11(2)	To agree with the Minister for the maintenance or reconstruction of a State highway or a subsidiary road otherwise than in accordance with S.11(1).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
5	S.28	Acquisition of land for quarry, &c.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
6	S.29	Intention to acquire land may be abandoned if compensation excessive.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
7	S.32	Entry by Council upon land and staking out of same.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
8	S.33	Rental of land (for the purpose of obtaining materials therefrom for the construction or maintenance of any road or street).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
9	S.34	Use of uncultivated land for temporary road.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
10	S.35	Taking of timber, &c., from land (for making, repairing, or fencing any road, or for any other purposes of this Act).	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
11	S.36	Quarries, &c., to be fenced and filled up or otherwise secured.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
12	S.37	Fences to be restored.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager
13	S.38	Deviations to be fenced Where any road has been diverted, the road authority shall, if required by the owner or occupier of any land through which such road passes, cause such road to be well and sufficiently fenced where it so passes.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager
14	S.40	Power to make, cleanse and keep open drains or watercourses in and through land adjoining or near any road	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager
15	S.41	Timber growing near roads may be cut down: Consent of owner required in certain cases.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager
16	S.42	Hedges, &c., obstructing view of traffic to be cut or trimmed.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager
17	S.44	Culverts to be constructed by owners at entrances to lands adjoining roads.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager Development Engineer 	<ul style="list-style-type: none"> Council General Manager
18	S.45	Power of Minister in certain cases to erect gates across roads.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager
19	S.46	Damage caused by overweight vehicles.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
20	S.47	Road metal, &c., may be placed on side of road.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager
21	S.47A	Warning gantries for bridges with overhead members.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Works Operations Manager 	<ul style="list-style-type: none"> Council General Manager
22	S.48	Power of road authority, with the consent of the Governor, to permit tramway or railway along or across road.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Planning & Development Works Operations Manager 	<ul style="list-style-type: none"> Council General Manager

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
23	S.48A	Removal and disposal of abandoned articles.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager • Director Planning & Development • Compliance Coordinator • Compliance Officer 	<ul style="list-style-type: none"> • Council • General Manager
24	S.48B	Power to remove vehicles causing obstruction or danger.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Officer • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
24	S.49	Obstructing roads: Notice to remove obstructions.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Works Manager • Compliance Officer 	<ul style="list-style-type: none"> • Council • General Manager
26	S.50B	Excavations A person must not make any excavation, vault or cellar beneath a street in a town without the consent of the appropriate council.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
27	S.51	Laying down timber, &c., on roads.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager

31. STRATA TITLES ACT 1998

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.31AA	Requirement for staged development scheme Where an application for a certificate of approval is made wholly or partly in respect of vacant land, the council may refuse the application on the ground that an application for a staged development scheme under section 38 should be made.	<p>No authority to sub-delegate in respect of the delegation</p> <p>Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation</p>	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
2	S.31(2A)	Application for, and grant of, certificate of approval The Council must within 30 days of receiving an application issue or refuse to issue a certificate of approval.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
3	S.31(2B)	Application for, and grant of, certificate of approval The Council may give the applicant notice requiring further information in order to determine the application.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
4	S.31(3)	Application for, and grant of, certificate of approval The Council may issue a certificate of approval for a strata plan after satisfying itself of certain matters.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
5	S.31(4)	Application for, and grant of, certificate of approval The Council must return sketches, plans and models if it refuses to issue a certificate of approval.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
6	S.31(6)	Application for, and grant of, certificate of approval The Council must refuse to issue a certificate of approval if it considers the proposal is actually a subdivision.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or 7the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
7	S.36(1)	Application for council approval (in relation to a staged development scheme).	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
8	S.37(1)(a)	Approval of scheme in principle Before giving in principle approval for a staged development scheme council can require specified changes to the scheme.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
9	S.37(1)(b)	Approval of scheme in principle Before giving in principle approval for a staged development scheme council can require the demolition or alteration of buildings on the site.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
10	S.37(2)(a)	Approval of scheme in principle Council can approve a staged development scheme unconditionally.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
11	S.37(2)(b)	Approval of scheme in principle Council can approve the staged development scheme subject to specified conditions.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
12	S.37(2)(c)	Approval of scheme in principle Council can refuse to approve the staged development scheme.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
13	S.37(4)	Approval of scheme in principle If council approves the proposed staged development scheme it must issue a certificate of approval.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
14	S.41(2)	Progressive development The council may refuse to approve a particular stage in a staged development scheme if an earlier stage of the scheme has not been completed as required under the terms of the registered scheme.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
15	S.42(2)	Application for variation of scheme The application is to be made in the first instance to the council for the area in which the site is situated.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development 16. that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
16	S.42(5)	Application for variation of scheme The council may dispense with the consent of a present or prospective owners of lots in the staged development scheme in relation to a proposed variation if satisfied of certain matters.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
17	S.42(6)	Application for variation of scheme The council may approve the variation unconditionally, or approve the variation subject to specified conditions or refuse to approve the variation.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
18	S.45	Injunction Council (as an “interested person” under the Act) can apply for a mandatory injunction requiring the developer of a staged development scheme to complete the scheme.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
19	S.54(1)(a)	Approval of scheme Before giving in principle approval for a community development scheme council can require specified changes to the scheme.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
20	S.54(1)(b)	Approval of scheme Before giving in principle approval for a community development scheme council can require the demolition or alteration of buildings on the site.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
21	S.54(2)(a)	Approval of scheme Council can approve a proposed community development scheme unconditionally.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
22	S.54(2)(b)	Approval of scheme Council can approve the proposed community development scheme subject to specified conditions.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
23	S.54(2)(c)	Approval of scheme Council can refuse to approve the proposed community development scheme.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
24	S.54(4)	Approval of scheme If council approves the proposed community development scheme it must issue a certificate of approval.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
25	S.57(2)	Progressive development The council may refuse to approve a particular stage of a community development scheme in certain circumstances.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
26	S.58(2)	Application for variation of scheme The application is to be made in the first instance to the council for the area in which the site is situated.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
27	S.58(5)	Application for variation of scheme The council may dispense with the consent of a present or prospective owners of lots in the community development scheme in relation to a proposed variation if satisfied of certain matters.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
28	S.58(6)	Application for variation of scheme The council may approve the variation unconditionally, or approve the variation subject to specified conditions or refuse to approve the variation.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
29	S.61	Injunction Council (as an “interested person” under the Act) can apply for a mandatory injunction requiring the developer of a community development scheme to complete the scheme.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
30	S.65(a)	Assignment of interest in land subject to scheme If the owner of land subject to a registered community development scheme proposes to sell or dispose of land subject to the scheme the owner must given written notice of the proposed transaction to the Council for the area in which the site is situated.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
31	S.65(b)(i)	Assignment of interest in land subject to scheme If the owner of land subject to a registered community development scheme proposes to sell or dispose of land subject to the scheme the person who is to acquire title to the land in consequence of the transaction must give to the council a written undertaking to develop the land in accordance with the registered scheme.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Functions or Power	Conditions or Restrictions	Delegation	Original Source of Power
32	S.65(b)(ii)	Assignment of interest in land subject to scheme If the owner of land subject to a registered community development scheme proposes to sell or dispose of land subject to the scheme the person who is to acquire title to the land in consequence of the transaction must give the council any security required by the council, within 28 days after notice of the transaction was given to the council, for the development of the land in accordance with the scheme.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council
33	S.142(2)(b)	Recording of certain orders.	No authority to sub-delegate in respect of the delegation Any action taken may only be done so upon advice from the Senior Planner or the Director of Planning & Development . that the application complies with the relevant legislation	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council

32. SURVEY CO-ORDINATION ACT 1944

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.4(2)	Public authorities to compile and forward to Surveyor-General lists of existing plans Every public authority shall, upon being so required by the Surveyor-General, appoint a fit and proper person as the proper officer of that authority for the purposes of this Act.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
2	S.5	Public authorities to give notice of intention to commence new surveys.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council

33. TRAFFIC ACT 1925

Notes on Legislation S.3(2):

This Act is to be read together with the Vehicle and Traffic Act 1999 as a single Act and accordingly –

- (a) Words and expressions used in this Act that are defined under the Vehicle and Traffic Act 1999 (and not in this Act) have, unless the contrary intention appears, the same respective meanings; and
- (b) A reference to “this Act” extends, unless the contrary intention appears, to both Acts.

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.43(2)	Removal of things obstructing public streets An authorized person may remove, take and detain articles placed or left in public streets to the obstruction, annoyance or danger of other persons.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Officer • Works Manager 	<ul style="list-style-type: none"> • Council
2	S.43(3)(4)(5)	Removal of things obstructing public streets A relevant authority must notify articles owner of removal and/or dispose of articles not removed.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Compliance Officer • Works Manager 	<ul style="list-style-type: none"> • Council

34. URBAN DRAINAGE ACT 2013

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.5(4)	Council to provide adequate public stormwater system A council may appeal to the Tasmanian Civil and Administrative Tribunal against an order under subsection 5(3) within the period specified in the order.)	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
2	S.5(6)	Council to provide adequate public stormwater system Council to provide public stormwater system. If found not too, they must comply with the orders in notice of default.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
3	S.7	Service of notice relating to negotiations for provisions of stormwater services.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
4	S.11(1)	Power of council to adopt stormwater systems General manager may agree with a person who has a private stormwater system or is proposing to construct stormwater system that if it is constructed in accordance with the terms of the agreement that the council will declare the works to be vested in the council.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
5	S.11(4)	Power of council to adopt stormwater systems General manager may require person constructing a drain to construct it in a different way.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
6	S.11(8)	Power of council to adopt stormwater systems Where a council imposes a requirement under S.11(4) they must pay extra costs incurred by person constructing the drain.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
7	S.12	Council to maintain maps.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
8	S.13	Protection of stormwater assets General manager granting consent as to protection of stormwater assets. Issuing of notices requiring removal where consent has not been granted.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
9	S.13(4)	Protection of stormwater assets If a person fails to carry out the works required in the notice within the specified period, the council may demolish, remove or remedy the building or construction and carry out any works necessary for restoring or reinstating the public stormwater system.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
10	S.13(5)(b)	Protection of stormwater assets If the council carries out works under S.13(4) expenses are recoverable in a court of a competent jurisdiction.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
11	S.14	Interference with public stormwater systems General manager granting consent as to interference with stormwater systems. Issuing of notices requiring removal where consent has not been granted.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
12	S.14(4)	Interference with public stormwater systems If a person fails to comply with the notice issued under 14(2) within the specified period, the council may demolish, remove or remedy the works and carry out any works necessary for restoring or reinstating the infrastructure.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
13	S.14(5)(b)	Interference with public stormwater systems If the council carries out works under S.14(4) expenses are recoverable in a court of a competent jurisdiction.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
14	S.15(13)	Power of authorised officers to carry out work on or adjacent to public land A council must make good, to the satisfaction of the authority responsible for the land, any damage caused by the exercise of powers under this section as soon as practicable.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
15	S.16(9)	Power of authorized officers to enter private land The council must make good any damage caused by the exercise of powers under this section as soon as practicable or pay reasonable compensation for the damage.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager • Works Supervisor • Team Leader – Bicheno • Team Leader – Swansea • Team Leader – Triabunna 	<ul style="list-style-type: none"> • Council
16	S.17	Power to undertake construction of public stormwater systems Without the permission of the relevant general manager, a person must not discharge, or cause or permit to be discharged, stormwater into any system other than the public stormwater system.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
17	S.18(3)	Discharge of matter into public stormwater system General Manager must give permission to discharge matter into public stormwater systems.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
18	S.20	Limits on connection point General manager to provide approval in relation to limits on connection points for public and private stormwater systems.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
19	S.21(1)	Requirement to connect General Manager may service notice requiring connection to public stormwater systems.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
20	S.21(3)	Requirement to connect Where notice has been served, council may recover costs if it is not complied with.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council
21	S.22(1)	Requirement to disconnect General manager may service notice to property owner requiring the removal of existing connections between the property and public stormwater systems and recover costs where notice is not complied with.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
22	S.22(3)	Requirement to disconnect Where notice has been served, council may recover costs if it is not complied with.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
23	S.23(2)(a)	Property owners not to direct stormwater onto neighbouring properties General manager to issue notice giving property owner creating nuisance 28 days to stop.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager
24	S.23(2)(b)	Property owners not to direct stormwater onto neighbouring properties If a property owner does not comply with a notice under S.23(2)(a) the council can carry out such works that are necessary to rectify the nuisance.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council
25	S.23(3)	Property owners not to direct stormwater onto neighbouring properties Any costs incurred under S.23(2)(b) are recoverable in a court of competent jurisdiction.	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council

35. VEHICLE AND TRAFFIC ACT 1999

No	Statutory Ref	Function or Power	Conditions or Restrictions	Delegation	Original Source of Power
1	S.56C(2)(3)(4)(5)	Certain activities prohibited on public streets (ie selling goods, or a business, calling, or employment) in accordance with the provisions of Section 56C(2)(3)(4)(5) of the Vehicle and Traffic Act 1999	Nil Conditions or Restrictions	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Works Manager 	<ul style="list-style-type: none"> Council General Manager

36. MISCELLANEOUS POWERS AND FUNCTIONS TO THE GENERAL MANAGER AND AN OFFICER / EMPLOYEE

No	Function or Power	Delegation	Original Source of Power
1	To call for and accept quotations, tenders or auction the disposal of surplus or redundant plant, equipment or materials.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Director of Corporate & Communication Works Manager 	<ul style="list-style-type: none"> Council General Manager
2	To approve the taking over by the Council of engineering works involved in the development of a subdivision subject to certification by the Engineering Technical Officer or Consultant Engineer that all the items, including maintenance, have been satisfactorily completed and "as constructed" drawings have been received.	<ul style="list-style-type: none"> Chief Executive Officer Director of Works & Infrastructure Development Engineer 	<ul style="list-style-type: none"> Council General Manager
3	To institute, defend, abandon, settle or compromise any proceedings before any tribunal for the recovery of debts due to the Council or for breaches of any By-laws or statutes affecting the Council, or to protect, recover or secure recompense for damage to or loss of any property of the Council.	<ul style="list-style-type: none"> Chief Executive Officer Director of Corporate & Communication Director of Planning & Development 	<ul style="list-style-type: none"> Council General Manager

No	Function or Power	Delegation	Original Source of Power
4	To authorise and to institute proceedings for non-compliance with any order or notice lawfully made or given by or on behalf of the Council, and where such order or notice is not complied with, to authorise the carrying out of the necessary work where the Council has the power to do so.	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Chief Executive Officer • Senior Environmental Health Officer • Director of Planning & Development • Director of Corporate & Communication • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council • General Manager
5	To issue or publish or cause to be issued or published statements of fact relating to Council's activities or policies.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Director of Planning & Development • Director of Corporate & Communication • Works Manager • Community & Communications Officer 	<ul style="list-style-type: none"> • Council
6	To seek legal advice and to complete affidavits on behalf of Council in accordance with Council policies.	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
7	To sign all contracts, leases and agreements on behalf of Council in accordance with Council policies.	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
8	To control and supervise all contracts and to approve expenditure authorised thereunder in the relevant budget, including contingency provisions.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Corporate & Communication • Director of Works & Infrastructure • Director of Planning & Development 	<ul style="list-style-type: none"> • Council • General Manager
9	To authorise the carrying out by Council of private works for other parties.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
10	To authorise the joining in or the contribution by the Council, to the erection or repair of any fence between land of the Council and adjoining land in accordance with the Boundary Fences Act 1908 and in keeping with the Council budget estimates.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council • General Manager
11	To determine the use of public roads for walk-a-thons, charitable collections or other like events.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Corporate & Communication • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council • General Manager
12	To authorise the closure of roads or parts thereof temporarily for repairs or construction.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council • General Manager
13	To authorise the total or partial release of bonds, guarantees and security deposits where the relevant Manager has certified that the work or thing which the bond, guarantee or security deposit relates has been satisfied in whole or in part and to call on any bonds, guarantees or security deposits where the work secured has not been carried out in accordance with Council requirements.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Corporate & Communication • Director of Planning & Development 	<ul style="list-style-type: none"> • Council • General Manager
14	To authorise the use of Council's plant and equipment in emergencies at the request of the State Emergency	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council

No	Function or Power	Delegation	Original Source of Power
	Services, Tasmania Police or the State Fire Authority.	<ul style="list-style-type: none"> • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • General Manager
15	To make payments and donations in keeping with Council policy.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Corporate & Communication 	<ul style="list-style-type: none"> • Council • General Manager
16	To approve or disapprove, upon written application, requests to consume intoxicating liquor on Council reserves or premises.	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
17	To lend materials from Council stores stock in emergency circumstances as determined by the General Manager subject to the provision of a written acknowledgement of receipt of an undertaking to replace within a set time.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Works & Infrastructure • Works Manager 	<ul style="list-style-type: none"> • Council • General Manager
18	Power to approve demolition of buildings not classified by the National Trust or Heritage listed.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Director of Works & Infrastructure 	<ul style="list-style-type: none"> • Council • General Manager
19	To approve conditionally or otherwise all temporary signs and hoardings.	<ul style="list-style-type: none"> • Chief Executive Officer • Director of Planning & Development • Senior Planner 	<ul style="list-style-type: none"> • Council • General Manager
20	Authority to appoint "Authorised Officers" or "Council Officers" where such are required to be appointed under the Local Government Act 1993 or any other Act and to issue "Certificates of Authority" to those officers where required.	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
21	The Affixing of the Common Seal in accordance with Council's <i>Use of Council's Common Seal Policy</i>	<ul style="list-style-type: none"> • Chief Executive Officer 	<ul style="list-style-type: none"> • Council
22	To act in the role of Permit Authority to facilitate the powers and functions in administration, enforcement and responsibilities in accordance with the provisions of the Building Act 2016. **NOTE CONDITION: 1. This authority does not grant the Officers the power to delegate this function to any other persons.	<ul style="list-style-type: none"> • Director Planning & Development • Compliance Coordinator • Compliance Officer • Plumbing Surveyor 	<ul style="list-style-type: none"> • General Manager
23	Environmental Health By-Law No.1 of 2019 Section 3(1) Authorised Officer Appointed as an authorised officer for the purposes of the by-law	<ul style="list-style-type: none"> • Chief Executive Officer • Director Planning & Development • Director Infrastructure & Works • Senior Environmental Health Officer • Compliance Officer • Compliance Coordinator • Works Manager • Waste Transfer Station operator 	<ul style="list-style-type: none"> • Council



Glamorgan Spring Bay Council

Assessment of Council Related Development Applications

Version **1.0**

Adopted:
Minute No.:

Document Control

Assessment of Council Related Development Applications	
First issued/approved	August 2025
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Responsible Officer	Director Planning and Development
Department responsible for policy development	Planning & Development
Related policies	•
Publication of policy	Website

Contents

1	Introduction	4
1.1	Purpose	4
1.2	Scope	4
1.3	Definitions	4
1.4	Related Policies and Legislation	4
1.5	Policy Review and Update Cycle	4
2	Policy	4
2.1	Conflict of Interest Risk Assessment	4
2.2	Management control and strategies – Council related Development Applications	5
2.2.1	The management control options below may be applied to:.....	5
2.2.2	No management controls need to be applied to the following kinds of development:.....	5
2.2.3	Management controls and strategies – Compliance	6
3	Implementation	6

1 Introduction

1.1 Purpose

The purpose of this policy is to manage potential conflicts of interest and increase transparency at all stages of the development process for council-related development.

1.2 Scope

This policy applies to Council-related development applications. This policy does not apply to building or plumbing applications.

1.3 Definitions

Application – means an application for a development permit under the *Land Use Planning and Approvals Act, 1993* to carry out development.

Chief Executive Officer (CEO) – means the General Manager as appointed by Council pursuant to section 61 of the *Local Government Act, 1993*.

Council – means Glamorgan Spring Bay Council.

Council-related development application – means a development application for which the Council is the consent authority, that is –

- (a) Made by or on behalf of the Council, or
- (b) For development on land other than a public road -
 - (i) Of which the Council is an owner, or lessee or a licensee; or
 - (ii) Otherwise vested in or under the control of the Council.

1.4 Related Policies and Legislation

This policy relates to and depends on other Council policies, as well as legislation, including:

- *Local Government Act 1993*
- *Land Use Planning and Approvals Act 1993*

1.5 Policy Review and Update Cycle

This policy is to be reviewed every four years.

2 Policy

2.1 Conflict of Interest Risk Assessment

Prior to submission of a council-related development application the proposal is to be referred to the Director Planning & Development to undertake a conflict of interest risk assessment.

In reviewing the proposal, the Director or their delegate will:

- Assess whether the application is one in which a potential exists for conflict of interest;
- Identify at which phases of the development process the identified conflict of interest arises;

- Assess the level of risk involved at each phase of the development process;
- Determine what (if any) management controls should be implemented to address the identified conflict of interest having regard to the controls and strategies outlined below and the level of risk identified; and
- Document the proposed management approach for the proposal in a Register that is maintained and published when reporting against the Annual Plan at ordinary council meetings.

2.2 Management control and strategies – Council related Development Applications

2.2.1 The management control options below may be applied to:

- The assessment and determination of an application for council-related development – Refer to Table 1 (below).
- Post development application and processes such as subdivision works certificates and construction certificates.
- The regulation and enforcement of approved council-related development.

Management control options include:

- Use of independent consultants and/or private certifiers.
- Shared services arrangements with a neighbouring council.
- Public reporting on key milestones, such as construction and occupation certificates.

2.2.2 No management controls need to be applied to the following kinds of development:

- Commercial fit outs and minor changes to building façade.
- Internal alterations and additions to buildings, including heritage listed buildings where the works do not affect the heritage value of the building.
- Advertising signage.
- Minor building structures projecting from a building façade over public land (such as awnings, verandahs, bay windows, flagpoles, pipes and services).
- Development where the council might receive a small fee for the use of land.
- Minor modifications to an existing development approval.

Category of DA	Management Options	Determination	Examples
Minor DA	Assessment by staff not involved in the preparation of the application and peer reviewed by Senior Planner.	Determination as per normal assessment process.	Assessment of No Permit Required or Permitted Applications.

Standard DA	Assessment by staff not involved in the preparation of the application and peer reviewed by Director Planning & Development.	Determination as per normal assessment process.	Discretionary applications that are considered low impact with minimal community interest.
Major DA	Assessment by external independent town planning consultant, or assessment by another council’s planning staff.	Determination by Planning Authority.	Discretionary applications that have potential community interest and impacts on surrounding areas.

Table 1 - Assessment and determination of an application for council-related development

Notes:

1. The category for each application will be assessed by the Senior Planner and approved by the Director Planning & Development

2.2.3 Management controls and strategies – Compliance

The management strategy in relation to the undertaking of enforcement and compliance activities in relation to all Council-related development and all development on council land is as follows:

- The Compliance Co-ordinator will oversee all compliance and enforcement activities related to Council-related development on Council land and will provide regular updates on these activities to the Director Planning & Development.
- Where a non-compliance is identified (for example, a breach of development consent conditions or a failure to comply with the terms of a development control order), the matter will be escalated to the Director Planning & Development for review and consideration of appropriate action. This may include engaging external consultants in order to undertake investigations and/or to peer review recommendations of council staff. Non-compliances will be recorded in the Compliance Register until such time as the matter has been rectified.
- Where a matter is considered a significant breach of any law, the non-compliance will be referred by the Director Planning & Development to the Chief Executive Officer (CEO) for advice and action as appropriate.
- Any instances of deliberate non-compliance by Council staff may be investigated and dealt with in accordance with the Code of Conduct, Disciplinary Procedure and/or action under relevant legislation if appropriate.

All legal proceedings in relation to enforcement and compliance matters for council related development and activities on council land will be conducted by external legal providers, engaging third party consultants to provide expert advice if required.

3 Implementation

Implementation of this Policy rests with the Chief Executive Officer (CEO).

APPLICANT DETAILS		
Organisation / Group Spring Bay Community Food Hub		
Is your organisation an incorporated body? Yes		
Is your organisation a registered not-for-profit? Yes		
Contact Person Anette	Surname DOUGLAS	
Contact Number 0419 230 836		
Postal Address Unit 8 / 36 Selwyn St. Inabunga.		
Email anone@springbayfoodhub.com		
PROJECT TITLE AND BRIEF DESCRIPTION (If insufficient space, please attach additional sheet)		
To purchase food supplies for the foodhub due to the increase in demand, particularly during the winter months. The increase in the cost of living has impacted heavily on the Inabunga community. This suppliers (Foodbank) have become increasingly short of stock and we are needing to source items elsewhere.		
OUTLINE INTENDED OUTCOMES OF THE PROJECT		
To continue providing food at affordable prices to the Inabunga and surrounding areas.		
FUNDING REQUEST		
Funding sought from council	\$ 1,000	
Funding to be contributed by you or your organisation	\$ 1,600 per week.	
Funding to be contributed from other organisations	\$	
Total Project Expenses	\$	
Signed	Anette Douglas	
Name	Anette Douglas	
Date	17-7-2025.	

Event Support Grant Application

Please make sure you answer all Sections of this form.

APPLICANTS DETAILS			
Contact Person Name:	Kelvin Jones		
Position in organisation:	Chair		
Postal Address:	18 Shaw street Swansea Tas 7190		
Phone:		Mobile:	0418 376 129
Email:	swanseacommunitychristmas@gmail.com		

ORGANISATION DETAILS	
Name of group or organisation running the event:	Swansea Community Christmas
Address:	C/O 18 Shaw Street Swansea Tas 7190
Website:	
ABN:	
Incorporation number:	
Legal Status (Please tick which one applies to your group):	
<input checked="" type="checkbox"/> Not-for-profit or incorporated association.	
<input type="checkbox"/> Registered business hosting a fundraising event where proceeds are donated to charity.	
<input type="checkbox"/> Registered business hosting a profited event.	

EVENT DETAILS			
Event name:	Swansea Community Christmas Parade & Festivities		
Event description:	Community Christmas Parade and Community Gathering on recreation ground after street procession . Allowing residents and tourist to feel and participate in the Christmas Cheer . Giving a Christmas themed event to the community		
Event date(s):	21.12.2025	Time(s):	1400-1900



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Triabunna TAS 7190
K 03 6256 4777
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X admin@freycinet.tas.gov.au
B www.gsbc.tas.gov.au

EVENT SUPPORT GRANT APPLICATION

EVENT SUPPORT ASSISTANCE GUIDELINES

ELIGIBLE EVENTS:

The Council will consider requests for assistance by community, sporting and non-profit organisations holding major festivals, events or promotions in the Glamorgan Spring Bay.

Major festivals and events are defined as significant events that are the only one of their kind in the Glamorgan Spring Bay in any one year and attract significant numbers of people to the event (generally in excess of 500) and/or attract significant media coverage for the Glamorgan Spring Bay.

ELIGIBLE ORGANISATIONS:

Any community group, organisation or club that is legally incorporated or operating under the auspices of an incorporated body. The organisation must hold and produce evidence of public liability cover for the event.

ELIGIBLE ASSISTANCE:

In-kind support includes provision of such items as wheelie-bins, barricades, delivery and collection of bins, erection of barricades and advertising of street closures (if a council road and it has been approved by Council). The cost to the Council of any in-kind assistance approved will be calculated and costed against the application.

The maximum allocation to an event is \$2,000.

PRIORITIES:

The funding available is limited. Priority will be given to events that:

- Have a significant benefit for a wide range of Glamorgan Spring Bay residents and businesses.
- Are unique within the Glamorgan Spring Bay
- If profit making, put the funds back into the community, preferably through community projects that will benefit a wide cross-section of the community.

Set up date(s):	21.12.2025	Close down date(s):	21.12.2025
Event held previously:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Total no. of people expected to attend at any one time:	250
Entry costs:	Free entry: <input type="checkbox"/> x	Voluntary donation: <input type="checkbox"/>	Admission fees: \$

EVENT VENUE

Venue Name:	Swansea Township and Recreation Ground
Venue Address:	Franklin Street Swansea
Has permission been obtained from the venue:	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Current permit application with council awaiting final approval Owner / Manager / Committee of Management
Permission to use venue:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Will the event be held on Council or private land?	<input checked="" type="checkbox"/> Council Land <input type="checkbox"/> Private Land

Event description:
(Please provide dot points including what you are going to do, the need for the event and why it is of value, any event partners, any further details about location etc.)

Community Christmas parade showcasing community pride and spirit in a safe inclusive environment
 Opportunity for the community to come together to celebrate, bringing Christmas cheer
 Providing free or discounted activities for the community e.g. ice-creams for the children, Carnival rides and activities suitable for all ages
 Lollies provided by Santa, Activities provided by local service clubs
 Bring the community together to help celebrate Christmas and bring back the Christmas cheer that we often lose
 Providing static Christmas displays throughout the town to add that Christmas vibe creating a talking point for locals and visitors to the community
 Partnering with our local emergency services, service clubs and organization, local businesses
 Providing prizes for floats, decorations and local business participation

INSURANCE

Do you hold insurance for this event?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Please outline the insurance type and value involved: <i>(Attach Certificate of Currency with your application)</i>	

Public Liability as per attached Certificate of currency	
TEMPORARY ROAD CLOSURES (if applicable)	
Will the event require road closure? (Attach Traffic Management Plan)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Which road(s) will be closed for the event?	Maria ,Franklin, Victoria , Wellington street as per TMP Attached
Time of road closures:	1445- 1545

BENEFITS OF THE EVENT TO GLAMORGAN SPRING BAY		
Please tick or highlight any of the following areas that are relevant to your event:		
<input checked="" type="checkbox"/> Community Participation	<input type="checkbox"/> Environment	<input checked="" type="checkbox"/> Sport & Recreation
<input type="checkbox"/> Community Education	<input checked="" type="checkbox"/> Tourism & Events	<input type="checkbox"/> Heritage & History
<input type="checkbox"/> Health & Safety	<input type="checkbox"/> Multi-Cultural	<input checked="" type="checkbox"/> Arts & Culture
What will Glamorgan Spring Bay residents gain from this event?		
Sense of community pride and involvement, achievement for collaboration		
Community organized and run events with Christmas spirit		
Opportunity to further showcase business and attractions prior to the Christmas holiday period		
Family friendly events for all ages bring the community together and celebrating what the community has and can offer		
What will Glamorgan Spring Bay businesses gain from this event?		
Increased foot traffic both on the day and prior to the event allowing them to capitalize		
Opportunity to engage and participate in the community event both directly and indirectly		
Opportunity for the showcase what they have available in a fun and creative way		
Opportunity for businesses to capitalize on any promotional campaign undertaken by organization		
Briefly explain how you plan to acknowledge Council’s contribution / assistance to the event.		
Social media platforms, community newsletters, print or media publications ie. Radio, any other advertising material used for the promotion of the event.		
Councils’ participation in the event in the form of the mayor or councillor to open the event		

REQUEST FOR FUNDING	
Please confirm the dollar amount you are applying for from Council (per year).	\$ 2000
Please outline the amount of funds, if any, you are requesting from Council, and the purpose to which the funds will be applied: <i>Please provide quotations with your application</i>	
Insurance cost \$1140 Prizes \$ 500 approx. Ice-creams for children \$400 Approx Entertainment \$1500	
Are you prepared to accept partial funding? (Council's grants are highly competitive and Council may offer less than the amount you request.)	
xx Yes <input type="checkbox"/> No	
IN-KIND SUPPORT	
<i>In-kind support (Council contribution) is where Council waives or reduces our fees including permit fees, Council venue or site hire, and bin hire.</i>	
Are you requesting in-kind support from Council?	
<input type="checkbox"/> xx Yes <input type="checkbox"/> No	
What in-kind support would you like? 4 Extra rubbish bins for the event on the day	
<input type="checkbox"/> Wheelie bin hire	<input type="checkbox"/> Venue/Site hire waiver
<input type="checkbox"/> Permit fees waiver	<input type="checkbox"/> Power
Other: _____	

CERTIFICATION / DECLARATION
This declaration must be signed by a person authorised to sign on behalf of the organisation. <ul style="list-style-type: none"> • I certify to the best of my knowledge that the information given on this form is complete and correct. • I understand that approval of the grant is subject to mutual agreement between Glamorgan Spring Bay Council and the applicant. • I understand that if Glamorgan Spring Bay Council approves a grant, I will be required to accept the conditions of the grant in accordance with Glamorgan Spring Bay Council requirements. • I understand that Glamorgan Spring Bay Council does not accept any liability or responsibility for the proposal in this application and that it is the responsibility of the applicant or their sponsor to provide the appropriate insurance cover and abide by all relevant health and safety standards. • I agree that if funded, funds will be used only for the event described on this application. • I consent to the release of event information in this application for promotional and evaluation

purposes relevant to Glamorgan Spring Bay Council.

- I will seek permission from the group before submitting photographs for use by Glamorgan Spring Bay Council.

The above organisation has authorised me to submit this application on their behalf. The information contained herein is, to the best of my knowledge, true and correct.

Name:	Kelvin Jones
Signature:	<i>Kelvin D. Jones</i>
Position in organisation:	Chair

Please return this application to: community@freycinet.tas.gov.au

Please Note: All successful applicants are required to submit evidence of expenditure in a final report. Included in reporting will be formal receipts, photographs and providing the opportunity for Community Services staff to attend the funded event.

FINAL CHECK LIST	
Action	Completed
Completed all sections of the application form	x <input type="checkbox"/> Yes <input type="checkbox"/> No
Signed the application form	x <input type="checkbox"/> Yes <input type="checkbox"/> No
Attached copies of any required documentation	x <input type="checkbox"/> Yes <input type="checkbox"/> No
Attached copies of supporting quotes	x <input type="checkbox"/> Yes <input type="checkbox"/> No



CERTIFICATE OF CURRENCY
Arena/Berkley Entertainment and Events General Liability
Our Reference: 21070043

POLICY NUMBER: ARBIAE/005963
INSURED: Swansea Community Christmas
INSURED ADDRESS: Swansea, TAS
THE BUSINESS: Organiser of Swansea Community Christmas Parade and Fair at Franklin/Victoria/Wellington Street and Swansea Recreation Ground, Swansea TAS 7190.
SECURITY: Berkley Insurance Company Trading as Berkley Insurance Australia
PERIOD OF INSURANCE: 08/07/25 to 08/07/26 At 4pm Local Time

Covering

Section 1 Public Liability INSURED
Section 2 Products Liability INSURED

Please take note of the Exclusions that apply to this Policy.

It is hereby declared and agreed that:

Section 4
4.18 Self Promoted Show, Performance or Concert is deleted from the Policy and will have no effect.

It is a condition of cover that approvals/permits are received from Police and Council by a minimum of 14 days prior to the event date

It is a condition of this policy that all amusement ride or device operators (including jumping castles and animal rides) have their own public liability insurance in place and that they are supervising the use of the ride/device whilst in operation for the duration of the event.

All floats must have their own liability insurance.

Annual cover is limited to the 1 declared events with estimated attendance of 250 per event, activities and Insured's office risk. If cover is required for additional activities, events or increased attendance, referral must be made to our office prior to the cover applying. An additional premium may apply.

Animal Contact and Interaction Exclusion

The Insurer shall not provide indemnity under this Policy in respect of any actual or alleged liability directly or indirectly caused by or arising out of direct physical contact with any animal or interaction between any animal and third parties where such direct physical contact/interaction is organised, encouraged or allowable by the Insured.

Injury and/or Death to Animals

The Insurer shall not provide indemnity under this Policy in respect of any actual or alleged liability directly or indirectly caused by or arising from any injury and/or death to animals

Suite 7, 25 Anzac Road, Tuggerah NSW 2259
T: 02 4952 4477

E: info@arenaunderwriting.com.au W: www.arenaunderwriting.com.au
AFSL: 317617 ABN: 26 125 869 481



Static vehicle displays exclusions and conditions:

- Excluding goods in care, custody and control and all damage caused to, from or in connection with motor vehicles.
- Excluding claims arising from motorsport activities, including but not limited to burnouts, testing, racing, time trials etc.
- All vehicles must be static and engines switched off when on display and public are in attendance.

Contractors & Sub-Contractors Condition

Unless otherwise declared and noted within the policy schedule, this insurance does not indemnify your contractor s or subcontractor s legal liability. It is a condition of the policy that all contractors, subcontractors and service providers have appropriate insurances in place. It is recommended that you obtain evidence of this in the form of a certificate of currency.

A service provider means anyone engaged by the Insured to provide goods or perform a service. Service providers include but are not limited to amusement ride & device operators, caterers, entertainers & performers, food vendors, pyro technicians & fireworks operators, security services, sound and lighting companies, stallholders and other contracted labour.

Molestation Exclusion

The Insurer shall not provide indemnity under this policy for any liability directly or indirectly caused by, arising out of, contributed to by, or in connection with the molestation of or interfering with any person.

Listed Human Disease Exclusion GL 2018

We shall not provide indemnity under this Policy in respect of any actual or alleged liability directly or indirectly arising out of, related to, or in connection with a Listed Human Disease or any directly or indirectly related condition or threat or fear thereof (whether actual or perceived).

Listed Human Disease shall mean:

- a) any disease identified or listed at any time as a human disease under the Biosecurity Act 2015 (Cth) or its current equivalent, as amended or replaced from time to time, or
- b) any disease identified or listed in a state of emergency, public health emergency or pandemic declared by any governmental authority or identified by the World Health Organisation or its current equivalent as amended or replaced regardless of when the disease is so listed or identified.

Subject otherwise to all other terms, Conditions, Exclusions and limitations of this insurance.

Minimum Premium Condition

This premium quoted is a MINIMUM PREMIUM which means that NO REFUND OF PREMIUM will be given in the event of cancellation of this policy mid term.

Sum Insured

Section 1 Public Liability
Limit of Liability \$10,000,000 (Any One Occurrence)
Defence Costs in Addition

Sub-limits:

Property in your Care, Custody or Control \$250,000 (aggregate limit)

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Section 2 Products Liability
Limit of Liability \$10,000,000 (Any One Period of Insurance)
Defence Costs in Addition

Excess

Section 1 Public Liability
Each & every occurrence: \$500
Alcohol related claims: \$1,500
Personal injury to contractors, sub-contractors &/or labour
hire personnel: \$5,000
Defence Cost Inclusive

Section 2 Products Liability
Each & every occurrence: \$500
Alcohol related claims: \$1,500
Personal injury to contractors, sub-contractors &/or labour
hire personnel: \$5,000
Defence Cost Inclusive

Geographical Limits

Australia Wide.

Binder Advice Warning

Berkley Insurance Company Trading as Berkley Insurance Australia (ABN 53 126 559 706) is the Insurer of this Policy.

Arena Underwriting Pty Ltd (ABN 26 125 869 481, AFSL 317617) acts under a binding authority given to it by the Insurer to administer and issue policies, alterations and renewals, and acts on behalf of the insurer and as agent of the insurer, not as your agent.

POLICY WORDING: BIA GL G2 Arena Ent 2 - April 2021

SERVICE OF NOTICES: Notices for claims or disputes under this policy must be served upon the Underwriter and not the Agent. The Agent holds no authority to accept claims or disputes.

Underwriter: Berkley Insurance Australia (ABN 53 126 559 706, AFS 463 129)

Postal Address: Level 7, 321 Kent Street Sydney NSW 2000

Email: australiacclaims@berkleyins.com.au

SPECIAL NOTE

This Certificate of Currency is prepared as a summary of the insurance policy. It is not a complete description of all the policy's terms, conditions and exclusions.

In determining a claim, or questions with regard thereto, the provisions of the policy will prevail.

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