GOLDEN PLAINS SHIRE

ATTACHMENTS

Under Separate Cover
Ordinary Council Meeting

6.00pm Tuesday 23 July 2019

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S6. Instrument of Delegation – Members of Staff

Golden Plains Shire Council

Instrument of Delegation

to

Members of Council Staff

Instrument of Delegation

In exercise of the power conferred by s 98(1) of the *Local Government Act* 1989 and the other legislation referred to in the attached Schedule, the Council:

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

2. record that references in the Schedule are as follows:

Title Abbreviation	Meaning of the Title Abbreviation
ABS	Assistant Building Surveyor or Deputy Building Surveyor
CEO	Chief Executive Officer
CSTL	Community Safety Team Leader
DAA	Director Assets and Amenity
DCS	Director Corporate Services
DM	Development Manager
EHO	Environmental Health Officer
IO	Investigations Officer
MBS	Municipal Building Surveyor
PSO	Planning Support Officer
SEHO	Senior Environmental Health Officer
SP	Strategic Planner
TLRW	Team Leader Roads and Waste
TLSTAT	Team Leader – Statutory Planning
TLSTRAT	Team Leader – Strategic Planning
TP	Town Planner
WM	Works Manager

3 declares that:

3.1 this Instrument of Delegation is authorised by a resolution of Council passed on 28 May 2019 and

3.2 the delegation:

3.2.1 comes into force immediately the common seal of Council is affixed to this Instrument of Delegation;

3.2.2 remains in force until varied or revoked;

3.2.3 is subject to any conditions and limitations set out in sub-paragraph 3.3 and the Schedule; and

3.2.4 must be exercised in accordance with any guidelines or policies which Council from time to time adopts; and

3.3 the delegate must not determine the issue, take the action or do the act or thing:

3.3.1 if the issue, action, act or thing is an issue, action or thing which Council has previously designated as an issue, action, act or thing which must be the subject of a Resolution of Council: or

3.3.2 if the determining of the issue, taking of the action or doing of the act or thing would or would be likely to involve a decision which is inconsistent with a

(a) policy; or

(b) strategy

adopted by Council; or

3.3.3 if the determining of the issues, the taking of the action or the doing of the act or thing cannot be the subject of a lawful delegation, whether on account of section 98(1)(a)-(f) (inclusive) of the Act or otherwise; or

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

DATED 28 May 2019

The COMMON SEAL of GOLDEN PLAINS)
SHIRE COUNCIL was affixed in the) [Affix common seal here]
presence of:)

.....
Chief Executive Officer

.....
Mayor/Deputy Mayor

SCHEDULE

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Does not currently apply to Golden Plains Shire Council **CEMETERIES AND CREMATORIA ACT 2003** The provisions of this Act apply to Council appointed as a cemetery trust under s 5 of this Act, and also apply to Council appointed to manage a public cemetery under s 8(1)(a)(ii) as though it were a cemetery trust (see s 53)

DOMESTIC ANIMALS ACT 1994			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS AND LIMITATIONS**
s41A(1)	Power to declare a dog to be a menacing dog	CEO; DAA; DM; CSTL;; IO	Council may delegate this power to a Council authorised officer

ENVIRONMENT PROTECTION ACT 1970			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s53M(3)	Power to require further information	CEO; DAA; DM; SEHO; EHO	
s53M(4)	Duty to advise applicant that application is not to be dealt with	CEO; DAA; DM; SEHO; EHO	
s53M(5)	Duty to approve plans, issue permit or refuse permit	CEO; DAA; DM; SEHO; EHO	Refusal must be ratified by Council or it is of no effect
s53M(6)	Power to refuse to issue septic tank permit	CEO; DAA; DM; SEHO; EHO	Refusal must be ratified by Council or it is of no effect
s53M(7)	Duty to refuse to issue a permit in circumstances in (a)-(c)	CEO; DAA; DM; SEHO; EHO	Refusal must be ratified by Council or it is of no effect

FOOD ACT 1984			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s19(2)(a)	Power to direct by written order that the food premises be put into a clean and sanitary condition	CEO; DAA; DM; SEHO; EHO	If s 19(1) applies
s19(2)(b)	Power to direct by written order that specified steps be taken to ensure that food prepared, sold or handled is safe and suitable	CEO; DAA; DM; SEHO; EHO	If s 19(1) applies
s19(3)	Power to direct by written order that the food premises not be kept or used for the sale, or handling for sale, of any food, or for the preparation of any food, or for any other specified purpose, or for the use of any specified equipment or a specified process	CEO; DAA; DM; SEHO; EHO	If s 19(1) applies Only in relation to temporary food premises or mobile food premises
s19(4)(a)	Power to direct that an order made under s 19(3)(a) or (b), (i) be affixed to a conspicuous part of the premises, and (ii) inform the public by notice in a published newspaper or otherwise	CEO; DAA; DM; SEHO; EHO	If s 19(1) applies
s19(6)(a)	Duty to revoke any order under s19 where the subject of the order has been attended to	CEO; DAA; DM; SEHO; EHO	If s 19(1) applies
s19(6)(b)	Duty to give written notice of revocation under s19(6)(a) if satisfied that an order has been complied with	CEO; DAA; DM; SEHO; EHO	If s 19(1) applies
s19AA(2)	Power to direct by written order, that a person must take any of the actions described in (a)-(c)	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s19AA(4)(c)	Power to direct in an order made under s.19AA(s) or a subsequent written order, that a person must ensure that any food or class of food is not removed from the premises	CEO; DAA; DM; SEHO; EHO	Note: the power to direct the matters under s19AA(4)(a) and (b) not capable of delegations and so such directions must be

FOOD ACT 1984			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
			made by a Council resolution
s19AA(7)	Duty to revoke order issued under s.19AA and give written notice of revocation, if satisfied that that order has been complied with	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s19CB(4)(b)	Power to request copy of records	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s19E(1)(d)	Power to request a copy of the food safety program	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s19GB	Power to request proprietor to provide written details of the name, qualification or experience of the current food safety supervisor	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s19M(4)(a) & (5)	Power to conduct a food safety audit and take actions where deficiencies are identified	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s19NA(1)	Power to request food safety audit reports	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s19U(3)	Power to waive and vary the costs of a food safety audit if there are special circumstances	CEO; DAA; DM; SEHO	
s19UA	Power to charge fees for conducting a food safety assessment or inspection	CEO; DAA; DM; SEHO; EHO	Except for an assessment required by a declaration under s 19C or an inspection under s 38B(1)(c) or 39.
s19W	Power to direct a proprietor of a food premises to comply with any requirement under Part IIIB	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority

FOOD ACT 1984			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s19W(3)(a)	Power to direct a proprietor of a food premises to have staff at the premises undertake training or instruction	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s19W(3)(b)	Power to direct a proprietor of a food premises to have details of any staff training incorporated into the minimum records required to be kept or food safety program of the premises	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
---	Power to register, renew or transfer registration	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority refusal to grant/renew/transfer registration must be ratified by Council or the CEO (see s 58A(2))
s38AA(5)	Power to (a) request further information; or (b) advise the proprietor that the premises must be registered if the premises are not exempt	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s38AB(4)	Power to fix a fee for the receipt of a notification under s 38AA in accordance with a declaration under s 38AB(1)	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s38A(4)	Power to request a copy of a completed food safety program template	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s38B(1)(a)	Duty to assess the application and determine which class of food premises under s 19C the food premises belongs	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s38B(1)(b)	Duty to ensure proprietor has complied with requirements of s 38A	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s38B(2)	Duty to be satisfied of the matters in s 38B(2)(a)-(b)	CEO; DAA; DM;	Where Council is the registration authority

FOOD ACT 1984			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
		SEHO; EHO	
s38D(1)	Duty to ensure compliance with the applicable provisions of s 38C and inspect the premises if required by s 39	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s38D(2)	Duty to be satisfied of the matters ins 38D(2)(a)-(d)	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s38D(3)	Power to request copies of any audit reports	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s38E(2)	Power to register the food premises on a conditional basis	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority; not exceeding the prescribed time limit defined under s38E (5)
s38E(4)	Duty to register the food premises when conditions are satisfied	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s38F(3)(b)	Power to require proprietor to comply with requirements of this Act	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s39A	Power to register, renew or transfer food premises despite minor defects	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority Only if satisfied of matters in subsections 39A (2)(a)-(c)
s40(2)	Power to incorporate the certificate of registration in one document with any certificate of registration under Part 6 of the *Public Health and Wellbeing Act* 2008	CEO; DAA; DM; SEHO; EHO	

FOOD ACT 1984			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s40C(2)	Power to grant or renew the registration of food premises for a period of less than 1 year	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s40D(1)	Power to suspend or revoke the registration of food premises	CEO; DAA; DM; SEHO	Where Council is the registration authority
s43F(6)	Duty to be satisfied that registration requirements under Division 3 have been met prior to registering, transferring or renewing registration of a component of a food business	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s43F(7)	Power to register the components of the food business that meet requirements in Division 3 and power to refuse to register the components that do not meet the requirements	CEO; DAA; DM; SEHO; EHO	Where Council is the registration authority
s46(5)	Power to institute proceedings against another person where the offence was due to an act or default by that other person and where the first person charged could successfully defend a prosecution, without proceedings first being instituted against the person first charged	CEO; DAA; DM; SEHO	Where Council is the registration authority

HERITAGE ACT 2017			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s116	Power to sub-delegate Executive Director's functions, duties or powers	CEO; DAA	Must first obtain Executive Director's written consent Council can only sub-delegate if the Instrument of Delegation from the Executive Director authorises sub-delegation

LOCAL GOVERNMENT ACT 1989			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s181H	Power to enter into an environmental upgrade agreement on behalf of Council and declare and levy an environmental upgrade charge	CEO[1]	

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

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s4B	Power to prepare an amendment to the Victorian Planning Provisions	CEO; DAA; DM	If authorised by the Minister
s4G	Function of receiving prescribed documents and a copy of the Victorian Planning Provisions from the Minister	CEO; DAA; DM;	
s4H	Duty to make amendment to Victorian Planning Provisions available	CEO; DAA; DM; TLSTAT; TLSTRAT	
s4I	Duty to keep Victorian Planning Provisions and other documents available	CEO; DAA; DM; TLSTAT; TLSTRAT	
s8A(2)	Power to prepare amendment to the planning scheme where the Minister has given consent under s8A	CEO; DAA; DM; TLSTRAT	
s8A(3)	Power to apply to Minister to prepare an amendment to the planning scheme	DAA; DM; TLSTRAT	
s8A(5)	Function of receiving notice of the Minister's decision	CEO; DAA; DM;TLSTRAT	
s8A(7)	Power to prepare the amendment specified in the application without the Minster's authorisation if no response received after 10 business days	CEO; DAA; DM; TLSTRAT	
s8B(2)	Power to supply to the Minister for authorisation to prepare an amendment to the planning scheme of an adjoining municipal district	CEO; DAA; DM; TLSTRAT	
s12(3)	Power to carry out studies and do things to ensure proper use of land and consult with other persons to ensure co-ordination of planning scheme with these	CEO; DAA; DM; TLSTRAT	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	persons		
s 12A (1)	Duty to prepare a municipal strategic statement (including power to prepare a municipal strategic statement under s 19 of the *Planning and Environment (Planning Schemes)* Act 1996)	CEO; DAA; DM; TLSTRAT	
s12B(1)	Duty to review planning scheme	CEO; DAA; DM; TLSTRAT	
s12B(2)	Duty to review planning scheme at direction of Minister	CEO; DAA; DM; TLSTRAT	
s12B(5)	Duty to report findings of review of planning scheme to Minister without delay	CEO; DAA; DM; TLSTRAT	
s14	carry out duties of a Responsible Authority as set out in s14 (a) to (d)	CEO; DAA; DM TLSTAT; TLSTRAT	
s17(1)	Duty of giving copy amendment to the planning scheme	CEO; DAA; DM; TLSTRAT	
s17(2)	Duty of giving copy s173 agreement	CEO; DAA; DM; TLSTAT;	
s17(3)	Duty of giving copy amendment, explanatory report and relevant documents to the Minister within 10 business days	CEO; DA; DM; TLSTRAT	
s18	Duty to make amendment etc. available	CEO; DAA; DM; TLSTRAT	
s19	Power to give notice, to decide not to give notice, to publish notice of amendment to a planning scheme and	CEO; DAA; DM;	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	to exercise any other power under s 19 to a planning scheme	TLSTRAT	
s19	Function of receiving notice of preparation of an amendment to a planning scheme	CEO; DAA; DM; TLSTRAT	Where Council is not the planning authority and the amendment affects land within Council's municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.
s20(1)	Power to apply to Minister for exemption from the requirements of s 19	CEO; DAA; DM; TLSTRAT	
s21 (2)	Duty to make submissions available	CEO; DAA; DM; TLSTRAT	
s21A(4)	Duty to publish notice	CEO; DAA; DM; TLSTRAT	
s22	Duty to consider all submissions	CEO; DAA; DM;; TLSTRAT	Except submissions which request a change to the items in s22(5)(a) and (b). Except those referred to any Council Committee appointed to hear submissions.
s23(1)(b)	Duty to refer submissions which request a change to the amendment to a panel	CEO; DAA; DM;; TLSTRAT	
s23(2)	Power to refer to a panel submissions which do not require a change to the amendment	CEO; DAA; DM; TLSTRAT	
s24	Function to represent Council and present a submission at a panel hearing (including a hearing referred to in s 96D)	CEO; DAA; DM; TLSTRAT	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s26(1)	Power to make report available for inspection	CEO; DAA; DM; TLSTRAT	
s26(2)	Duty to keep report of panel available for inspection	CEO; DAA; DM; TLSTRAT	
s27 (2)	Power to apply for exemption if panel's report not received	CEO; DAA; DM; TLSTRAT	
s28	Duty to notify the Minister if abandoning an amendment	CEO; DAA; DM; TLSTRAT	Note: the power to make a decision to abandon an amendment cannot be delegated
s30(4)(a)	Duty to say if amendment has lapsed	CEO; DAA; DM; TLSTRAT	
s30(4)(b)	Duty to provide information in writing upon request	CEO; DAA; DM; TLSTRAT	
s32(2)	Duty to give more notice if required	CEO; DAA; DM; TLSTRAT	
s33(1)	Duty to give more notice of changes to an amendment	CEO; DAA; DM;TLSTRAT	
s36(2)	Duty to give notice of approval of amendment	CEO; DAA; DM; TLSTRAT	
s38(5)	Duty to give notice of revocation of an amendment	CEO; DAA; DM; TLSTAT; TLSTRAT; SP; TP	
s39	Function of being a party to a proceeding commenced under s39 and duty to comply with determination by VCAT	CEO; DAA; DM; TLSTRAT	
s40(1)	Function of lodging copy of approved amendment	CEO; DAA; DM;	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
		TLSTRAT	
s41	Duty to make approved amendment available	CEO; DAA; DM; TLSTRAT	
s42	Duty to make copy of planning scheme available	CEO; DAA; DM; TLSTRAT	
s.46AAA	Duty to prepare an amendment to a planning scheme that relates to Yarra River land that is not inconsistent with anything in a Yarra Strategic Plan which is expressed to be binding on the responsible public entity	Not applicable.	Where Council is a responsible public entity and is a planning authority Note: this provision is not yet in force, and will commence on the day on which the initial Yarra Strategic Plan comes into operation. It will affect a limited number of councils
s46AW	Function of being consulted by the Minister	CEO; DAA; DM; TLSTAT; TLSTRAT	Where Council is a responsible public entity
s46AX	Function of receiving a draft Statement of Planning Policy and written direction in relation to the endorsement of the draft Statement of Planning Policy Power to endorse the draft Statement of Planning Policy	CEO; DAA; DM; TLSTAT; TLSTRAT	Where Council is a responsible public entity
s46AZC(2)	Duty not to prepare an amendment to a declared area planning scheme that is inconsistent with a Statement of Planning Policy for the declared area that is expressed to be binding on the responsible public entity	CEO; DAA; DM; TLSTRAT	Where Council is a responsible public entity
s46AZK	Duty not to act inconsistently with any provision of the Statement of Planning Policy that is expressed to be binding on the public entity when performing a function or duty or exercising a power in relation to the declared	CEO; DAA; DM; TLSTAT; TLSTRAT	Where Council is a responsible public entity

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	area		
s46GI(2)(b)(i)	Power to agree to a lower rate of standard levy for a class of development of a particular type of land than the rate specified in a Minister's direction	CEO; DAA; DM; TLSTAT; TLSTRAT	Where Council is the planning authority, the municipal Council of the municipal district in which the land is located and/or the development agency
s46GJ(1)	Function of receiving written directions from the Minister in relation to the preparation and content of infrastructure contributions plans	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GK	Duty to comply with a Minister's direction that applies to Council as the planning authority	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GN(1)	Duty to arrange for estimates of values of inner public purpose land	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GO(1)	Duty to give notice to owners of certain inner public purpose land	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GP	Function of receiving a notice under s.46GO	DAA; DM; TLSTAT; TLSTRAT	Where Council is the collecting agency
s46GQ	Function of receiving a submission from an affected owner who objects to the estimated value per hectare (or other appropriate unit of measurement) of the inner public purpose land	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GR(1)	Duty to consider every submission that is made by the closing date for submissions included in the notice under s46GO	CEO; DAA; DM; TLSTAT; TLSTRAT	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s46GR(2)	Power to consider a late submission Duty to consider a late submission if directed to do so by the Minister	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GS(1)	Power to accept or reject the estimate of the value of the inner public purpose land in a submission made under s46GQ	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GS(2)	Duty, if Council rejects the estimate of the value of the inner public purpose land in the submission, to refer the matter to the valuer-general, and notify the affected owner of the rejection and that the matter has been referred to the valuer-general	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GT(2)	Duty to pay half of the fee fixed by the valuer-general for arranging and attending the conference	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GT(4)	Function of receiving, from the valuer-general, written confirmation of the agreement between the planning authority's valuer and the affected owner's valuer as to the estimated value of the inner public purpose land	DAA; DM; TLSTAT; TLSTRAT	
s46GT(6)	Function of receiving, from the valuer-general, written notice of a determination under s46GT(5)	DAA; DM; TLSTAT; TLSTRAT	
s46GU	Duty not to adopt an amendment under s29 to an infrastructure contributions plan that specifies a land credit amount or a land equalisation amount that relates to a parcel of land in the ICP plan area of the plan unless the criteria in s46GU(1)(a) and (b) are met	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GV(3)	Function of receiving the monetary component and any land equalisation amount of the infrastructure	CEO; DAA; DM; TLSTAT; TLSTRAT	Where Council is the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	contribution Power to specify the manner in which the payment is to be made		
s46GV(3)(b)	Power to enter into an agreement with the applicant	CEO; DAA; DM; TLSTAT; TLSTRAT	Where Council is the collecting agency
s46GV(4)(ab)	Function of receiving the inner public purpose land in accordance with s46GV(5) and (6)	CEO; DAA; DM; TLSTAT; TLSTRAT	Where Council is the collecting agency
s46GV(7)	Duty to impose the requirements set out in s46GV(3) and (4) as conditions on the permit applied for by the applicant to develop the land in the ICP plan area	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46GV(9)	Power to require the payment of a monetary component or the provision of the land component of an infrastructure contribution to be secured to Council's satisfaction	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is the collecting agency
s46GX(1)	Power to accept works, services or facilities in part or full satisfaction of the monetary component of an infrastructure contribution payable	CEO; DAA; DM; TLSTAT; TLSTRAT	Where council is a collecting agency
s46GX(2)	Duty, before accepting the provision of works, services or facilities by an applicant under s46GX(1), to obtain the agreement of the development agency or agencies specified in the approved infrastructure contributions plan	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is the collecting agency
s46GY(1)	Duty to keep proper and separate accounts and records	CEO; DAA; DM; TLSTAT;	Where Council is the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
		TLSTRAT; DCS	
s46GY(2)	Duty to keep the accounts and records in accordance with the *Local Government Act 1989*	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is the collecting agency
s46GZ(2)(a)	Duty to forward any part of the monetary component that is imposed for plan preparation costs to the planning authority that incurred those costs	CEO; DAA; DM; TLSTAT; TLSTRAT	Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is that planning authority
s46GZ(2)(a)	Function of receiving the monetary component	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where the Council is the planning authority This duty does not apply where Council is also the collecting agency
s46GZ(2)(b)	Duty to forward any part of the monetary component that is imposed for the provision of works, services or facilities to the development agency that is specified in the plan as responsible for those works, services or facilities	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is the collecting agency under an approved infrastructure contributions plan This provision does not apply where Council is also the relevant development agency
s46GZ(2)(b)	Function of receiving the monetary component	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is the development agency under an approved infrastructure contributions plan This provision does not apply where Council is also the collecting agency
s46GZ(4)	Duty to use any land equalisation amounts to pay land credit amounts under s46GZ(7), except any part of	CEO; DAA; DM; TLSTAT;	Where Council is the collecting agency under an

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	those amounts that are to be forwarded to a development agency under s46GZ(5)	TLSTRAT; DCS	approved infrastructure contributions plan
s46GZ(5)	Duty to forward any part of a land equalisation amount required for the acquisition of outer public purpose land by a development agency specified in the approved infrastructure contributions plan to that development agency	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is the collecting agency under an approved infrastructure contributions plan this provision does not apply where Council is also the relevant development agency
s46GZ(5)	Function of receiving any part of a land equalisation amount required for the acquisition of outer public purpose land	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is the development agency specified in the approved infrastructure contributions plan This provision does not apply where Council is also the collecting agency
s46GZ(7)	Duty to pay to each person who must provide an infrastructure contribution under the approved infrastructure contributions plan any land credit amount to which the person is entitled under s46GW	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is the collecting agency under an approved infrastructure contributions plan
s46GZ(9)	Duty to transfer the estate in fee simple in the land to the development agency specified in the approved infrastructure contributions plan as responsible for the use and development of that land	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	If any inner public purpose land is vested in Council under the *Subdivision Act 1988* or acquired by Council before the time it is required to be provided to Council under s46GV(4) Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is also the development agency

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s46GZ(9)	Function of receiving the fee simple in the land	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is the development agency under an approved infrastructure contributions plan this Duty does not apply Where Council is also the collecting agency
s46GZA(1)	Duty to keep proper and separate accounts and records	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is a development agency under an approved infrastructure contributions plan
s46GZA(2)	Duty to keep the accounts and records in accordance with the *Local Government Act* 1989	CEO; DAA; DM; TLSTAT; TLSTRAT; DCS	Where Council is a development agency under an approved infrastructure contributions plan
s46GZB(3)	Duty to follow the steps set out in s46GZB(3)(a) – (c)	CEO; DAA; DM; DCS	Where Council is a development agency under an approved infrastructure contributions plan
s46GZB(4)	Duty, in accordance with requirements of the VPA, to report on the use of the infrastructure contribution in the development agency's annual report and provide reports on the use of the infrastructure contribution to the VPA	CEO; DAA; DM; DCS	If the VPA is the collecting agency under an approved infrastructure contributions plan Where Council is a development agency under an approved infrastructure contributions plan

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s46GZD(2)	Duty, within 6 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s46GZD(2)(a) and (b)	CEO; DAA; DM; DCS	Where Council is the development agency under an approved infrastructure contributions plan
s46GZD(3)	Duty to follow the steps set out in s46GZD(3)(a) and (b)	CEO; DAA; DM; DCS	Where Council is the collecting agency under an approved infrastructure contributions plan
s46GZD(5)	Duty to make payments under s46GZD(3) in accordance with ss46GZD(5)a and (46GZD(5)(b)	CEO; DAA; DM; DCS	Where Council is the collecting agency under an approved infrastructure contributions plan
s46GGZE(2)	Duty to forward the land equalisation amount back to the collecting agency within 6 months after the expiry date if any part of the land equalisation amount paid or forwarded to a development agency for acquiring outer public purpose land has not been expended by the development agency to acquire that land at the date on which the approved infrastructure contributions plan expires	CEO; DAA; DM; DCS	Where Council is the development agency under an approved infrastructure contributions plan This duty does not apply where Council is also the collecting agency
s46GZE(2)	Function of receiving the unexpended land equalisation amount	CEO; DAA; DM	Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is also the development agency
s46GZE(3)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s46GZE(3)(a) and (b)	CEO; DAA; DM; DCS	Where Council is the collecting agency under an approved infrastructure contributions plan

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s46GZF(2)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to use the public purpose land for a public purpose approved by the Minister or sell the public purpose land	CEO; DAA; DM; DCS	Where Council is the development agency under an approved infrastructure contributions plan
s46GZF(3)	Duty, if land is sold under s46GZF(2)(b), to follow the steps in s46GZF(3)(a) and (b)	CEO; DAA; DM; DCS	Where Council is the development agency under an approved infrastructure contributions plan
s46GZF(3)	s46GZF(3)(a) Function of receiving proceeds of sale	CEO; DAA; DM; DCS	Where Council is the collection agency under an approved infrastructure contributions plan This provision does not apply where Council is also the development agency
s46GZF(4)	Duty to divide the proceeds of the public purpose land among the current owners of each parcel of land in the ICP plan area and pay each current owner a portion of the proceeds in accordance with s46GZF(5)	CEO; DAA; DM; DCS	Where Council is the collecting agency under an approved infrastructure contributions plan
s46GZF(6)	Duty to make the payments under s46GZF(4) in accordance with s46GZF(6)(a) and (b)	CEO; DAA; DM; DCS	Where Council is the collecting agency under an approved infrastructure contributions plan
s46GZH	Power to recover the monetary component, or any land equalisation amount of the land component, payable under Part 3AB as a debt in any court of competent jurisdiction	CEO; DAA; DM; DCS	Where Council is the collecting agency under an approved infrastructure contributions plan
s46GZI	Duty to prepare and give a report to the Minister at the times required by the Minister	CEO; DAA; DM; DCS	Where Council is a collecting agency or development agency

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s46GZK	Power to deal with public purpose land which has vested in, been acquired by, or transferred to, Council	CEO; DAA; DM; DCS	Where Council is a collecting agency or development agency
s46LB(3)	Duty to publish, on Council's Internet site, the payable dwelling amount for a financial year on or before 1 July of each financial year for which the amount is adjusted under s46LB (2)	CEO; DAA; DM; DCS	
s46N(1)	Duty to include condition in permit regarding payment of development infrastructure levy	CEO; DAA; DM; TLSTAT; TLSTRAT	
s46N(2)(c)	Function of determining time and manner for receipt of development contributions levy	CEO; DAA; DM; DCS	
s46N(2)(d)	Power to enter into an agreement with the applicant regarding payment of development infrastructure levy	CEO; DAA; DM; DCS	
s46O(1)(a) & (2)(a)	Power to ensure that community infrastructure levy is paid, or agreement is in place, prior to issuing building permit	CEO; DAA; DM; DCS	
s46O(1)(d) & (2)(d)	Power to enter into agreement with the applicant regarding payment of community infrastructure levy	CEO; DAA; DM; DCS	
s46P(1)	Power to require payment of amount of levy under s46N or s46O to be satisfactorily secured	CEO; DAA; DM; DCS	
s46P(2)	Power to accept provision of land, works, services or facilities in part or full payment of levy payable	CEO; DAA; DM; DCS	
s46Q(1)	Duty to keep proper accounts of levies paid	CEO; DAA; DM; DCS	
s46Q(1A)	Duty to forward to development agency part of levy imposed for carrying out works, services, or facilities on behalf of development agency or plan preparation costs	CEO; DAA; DM; DCS	

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	incurred by a development agency		
s46Q(2)	Duty to apply levy only for a purpose relating to the provision of plan preparation costs or works, services and facilities in respect of which the levy was paid etc.	CEO; DAA; DM; DCS	
s46Q(3)	Power to refund any amount of levy paid if it is satisfied the development is not to proceed	CEO; DAA; DM; DCS	Only applies when levy is paid to Council as a 'development agency'
s46Q(4)(c)	Duty to pay amount to current owners of land in the area if an amount of levy has been paid to a municipal council as a development agency for plan preparation costs incurred by the council or for the provision by the council of works, services of facilities in an area under s46Q(4)(a)	CEO; DAA; DM; DCS	Must be done within six months of the end of the period required by the development contributions plan and with the consent of, and in the manner approved by, the Minister
s46Q(4)(d)	Duty to submit to the Minister an amendment to the approved development contributions plan	CEO; DAA; DM; TLSTAT; TLSTRAT	Must be done in accordance with Part 3
s46Q(4)(e)	Duty to expend that amount on other works etc.	CEO; DAA; DM; TLSTAT; TLSTRAT	With the consent of, and in the manner approved by, the Minister
s46QC	Power to recover any amount of levy payable under Part 3B	CEO; DAA; DM; DCS	
s46QD	Duty to prepare report and give a report to the Minister	CEO; DAA; DM; DCS	Where Council is a collecting agency or development agency
s46V(3)	Duty to make a copy of the approved strategy plan (being the Melbourne Airport Environs Strategy Plan) and any documents lodged with it available	Not delegated	Does not apply to Golden Plains Shire Council
s46Y	Duty to carry out works in conformity with the approved	Not delegated	Does not apply to Golden Plains Shire Council

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	strategy plan		
s.47	Power to decide that an application for a planning permit does not comply with that Act	CEO; DAA; DM; TLSTAT;	
s49(1)	Duty to keep a register of all applications for permits and determinations relating to permits	CEO; DAA; DM; TLSTAT; TP; PSO	
s49(2)	Duty to make register available for inspection	CEO; DAA; DM; TLSTAT; TP; PSO	
s50(4)	Duty to amend application	CEO; DAA; DM; TLSTAT; TP	
s50(45)	Power to refuse to amend application	CEO; DAA; DM; TLSTAT; TP	
s50A6)	Duty to make note of amendment to application in register	CEO; DAA; DM; TLSTAT; TP	
s50A(1)	Power to make amendment to application	CEO; DAA; DM; TLSTAT; TP	
s50A(3)	Power to require applicant to notify owner and make a declaration that notice has been given	CEO; DAA; DM; TLSTAT; TP; PSO	
s50A(4)	Duty to note amendment to application in register	CEO; DAA; DM; TLSTAT;TP; PSO	
s51	Duty to make copy of application available for inspection	CEO; DAA; DM; TLSTAT; TP; PSO	
s52(1)(a)	Duty to give notice of the application to owners/occupiers of adjoining allotments unless satisfied that the grant of permit would not cause	CEO; DAA; DM; TLSTAT;TP; PSO	

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	material detriment to any person		
s52(1)(b)	Duty to give notice of the application to other municipal Council where appropriate	CEO; DAA; DM; TLSTAT; TP; PSO	
s52(1)(c)	Duty to give notice of the application to all persons required by the planning scheme	CEO; DAA; DM; TLSTAT; TP; PSO	
s52(1)(ca)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if anything authorised by the permit would result in breach of covenant	CEO; DAA; DM; TLSTAT; TP; PSO	
s52(1)(cb)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if application is to remove or vary the covenant	CEO; DAA; DM; TLSTAT; TP; PSO	
s52(1)(d)	Duty to give notice of the application to other persons who may be detrimentally effected	CEO; DAA; DM; TLSTAT; TP; PSO	
s52(1AA)	Duty to give notice of an application to remove or vary a registered restrictive	CEO; DAA; DM; TLSTAT; TP; PSO	
s52(3)	Power to give any further notice of an application where appropriate	CEO; DAA; DM; TLSTAT;TP; PSO	
s53(1)	Power to require the applicant to give notice under s 52(1) to persons specified by it	CEO; DAA; DM; TLSTAT; TP; PSO	
s53(1A)	Power to require the applicant to give the notice under s 52(1AA)	CEO; DAA; DM; TLSTAT; TP; PSO	
s54(1)	Power to require the applicant to provide more information	CEO; DAA; DM; TLSTAT; TP	

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s54(1A)	Duty to give notice in writing of information required under s54(1)	CEO; DAA; DM; TLSTAT; TP	
s54(1B)	Duty to specify the lapse date for an application	CEO; DAA; DM; TLSTAT; TP	
s54A(3)	Power to decide to extend time or refuse to extend time to give required information	CEO; DAA; DM; TLSTAT; TP	
s54A(4)	Duty to give written notice of decision to extend or refuse to extend time und s54A(3)	CEO; DAA; DM; TLSTAT; TP	
s55(1)	Duty to give copy application, together with the prescribed information to every referral authority specified in the planning scheme	CEO; DAA; DM; TLSTAT; TP; PSO	
s57(2A)	Power to reject objections considered made primarily for commercial advantage for the objector	CEO; DAA; DM; TLSTAT; TP	
s57(3)	Function of receiving name and address of persons to whom notice of decision is to go	CEO; DAA; DM; TLSTAT; TP	
s57(5)	Duty to make available for inspection copy of all objections	CEO; DAA; DM; TLSTAT; TP	
s57A(4)	Duty to amend application in accordance with applicant's request, subject to s57A(5)	CEO; DAA; DM; TLSTAT; TP	
s57A(5)	Power to refuse to amend application	CEO; DAA; DM; TLSTAT; TP	
s57A(6)	Duty to note amendments to application in register	CEO; DAA; DM; TLSTAT; TP; PSO	
s57B(1)	Duty to determine whether and to whom notice should	CEO; DAA; DM;	

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	be given	TLSTAT; TP	
s57B(2)	Duty to consider certain matters in determining whether notice should be given	CEO; DAA; DM; TLSTAT; TP	
s57C(1)	Duty to give copy of amended application to referral authority	CEO; DAA; DM; TLSTAT; TP; PSO	
s58	Duty to consider every application for a permit	CEO; DAA; DM; TLSTAT; TP	
s58A	Power to request advice from the Planning Application Committee	CEO; DAA; DM; TLSTAT; TP	
s60	Duty to consider certain matters	CEO; DAA; DM; TLSTAT; TP	
s60(1A)	Duty to consider certain matters.	CEO; DAA; DM; TLSTAT; TP	
s60(1B)	Duty to consider number of objectors in considering whether use or development may have significant social effect	CEO; DAA; DM; TLSTAT; TP	
s61(1)	Power to determine permit application, either to decide to grant a permit, to decide to grant a permit with conditions or to refuse a permit application	CEO; DAA; DM; ~~TLSTAT;~~ TLSTRAT; ~~SP;~~ TP	~~SP; TP under direction from TLSTAT; TLSTRAT; DM; DAA; COUNCIL~~ Delegation to officers does not apply to: • Making decisions on applications that have received objections, other than applications for the removal or variation of restrictive covenants. • Making decisions to refuse applications other than –

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			- Applications that lack the information required for assessment and which cannot be lapsed; - Applications that a determining referral authority has objected to; and - Applications for the removal or variation of restrictive covenants. The permit must not be inconsistent with a cultural heritage management plan under the Aboriginal Heritage Act 2006.
61(1)(c)	Power to refuse to grant a permit.	CEO; DAA; DM; TLSTAT; TP	Applications where applicant has failed to provide further information within specified timeframe.
s61(2)	Duty to decide to refuse to grant a permit if a relevant determining referral authority objects to grant of permit	CEO; DAA; DM TLSTAT; TP	
s61(2A)	Power to decide to refuse to grant a permit if a relevant recommending referral authority objects to the grant of permit	Not delegated	
s61(3)(a)	Duty not to decide to grant a permit to use coastal Crown land without Minister's consent	Not delegated	Does not apply to Golden Plains Shire Council.
s61(3)(b)	Duty to refuse to grant the permit without the Minister's consent	CEO; DAA; DM; TLSTAT; TP	
s61(4)	Duty to refuse to grant the permit if grant would authorise a breach of a registered restrictive covenant	CEO; DA; DM; TLSTAT; TP	
s62(1)	Duty to include certain conditions in deciding to grant a permit	CEO; DAA; DM; TLSTAT; TP	

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s62(2)	Power to include other conditions	CEO; DAA; DM; TLSTAT;TP	
s62(4)	Duty to ensure conditions are consistent with subsections (a), (b) and (c)	CEO; DAA; DM; TLSTAT; TP	
s62(5)(a)	Power to include a permit condition to implement an approved development contributions plan or an approved infrastructure contributions plan	CEO; DAA; DM; TLSTAT; TP	
s62(5)(b)	Power to include a permit condition that specified works be provided on or to the land or paid for in accordance with s 173 agreement	CEO; DAA; DM; TLSTAT; TP	
s62(5)(c)	Power to include a permit condition that specified works be provided or paid for by the applicant	CEO; DAA; DM; TLSTAT; TP	
s62(6)(a)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except in accordance with ss46N(1), 46GV(7) or 62(5)	CEO; DAA; DM; TLSTAT; TP	
s62(6)(b)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except a condition that a planning scheme requires to be included as referred to in s62(1)(a)	CEO; DAA; DM; TLSTAT; TP	
s63	Duty to issue the permit where made a decision in favour of the application (if no one has objected)	CEO; DAA; DM; TLSTAT; TP	
s64(1)	Duty to give notice of decision to grant a permit to applicant and objectors	CEO; DAA; DM; TLSTAT; TP	
s64(3)	Duty not to issue a permit until after the specified period	CEO; DAA; DM; TLSTAT; TP	

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s64(5)	Duty to give each objector a copy of an exempt decision	CEO; DAA; DM; TLSTAT; TP	Note: VicSmart applications are exempt from requirements of s64(1), (2) & (3).
s64A	Duty not to issue permit until the end of a period when an application for review may be lodged with VCAT by the recommending referral authority or until VCAT has determined the application, if a relevant recommending referral authority has objected to the grant of a permit	CEO; DAA; DM; TLSTAT; TP	
s65(1)	Duty to give notice of refusal to grant permit to applicant and person who objected under s 57	CEO; DAA; DM; TLSTAT; TP	
s66(1)	Duty to give notice under s 64 or s 65 and copy permit to relevant determining referral authorities	CEO; DAA; DM; TLSTAT; TP;	
s66(2)	Duty to give a recommending referral authority notice of its decision to grant a permit	CEO; DAA; DM; TLSTAT; TP	if the recommending referral authority objected to the grant of the permit or the responsible authority decided not to include a condition on the permit recommended by the recommending referral authority
s66(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	CEO; DAA; DM; TLSTAT; TP	if the recommending referral authority objected to the grant of the permit or the recommending referral authority recommended that a permit condition be included on the permit
s66(6)	Duty to give a recommendation referral authority a copy of any permit which Council decides to grant and a copy of any notice given under s 64 or 65	CEO; DAA; DM; TLSTAT; TP	if the recommending referral authority did not object to the grant of the permit or the recommending referral authority did not recommend a condition be included on the permit
s69(1)	Function of receiving application for extension of time of permit	CEO; DAA; DM; TLSTAT; TP	

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s69(1A)	Function of receiving application for extension of time to complete development	CEO; DAA; DM; TLSTAT; TP	
s69(2)	Power to extend time	CEO; DAA; DM; TLSTAT; TP	
s70	Duty to make copy permit available for inspection	CEO; DAA; DM; TLSTAT;;TP; PSO	
s71(1)	Power to correct certain mistakes	CEO; DAA; DM; TLSTAT; TP	
s71(2)	Duty to note corrections in register	CEO; DAA; DM; TLSTAT;TP; PSO	
s73	Power to decide to grant amendment subject to conditions	CEO; DAA; DM; TLSTAT; TP	
s74	Duty to issue amended permit to applicant if no objectors	CEO; DAA; DM; TLSTAT; TP	
s75	Power to amend permit if there are objectors	Not delegated	
s76	Duty to give applicant and objectors notice of decision to refuse to grant amendment to permit	CEO; DAA; DM; TLSTAT; TP	
s76A(1)	Duty to give relevant determining referral authorities copy of amended permit and copy of notice	CEO; DAA; DM; TLSTAT; TP	
s76A(2)	Duty to give a recommending referral authority notice of its decision to grant an amendment to a permit	CEO; DAA; DM; TLSTAT; TP	if the recommending referral authority objected to the amendment of the permit or the responsible authority decided not to include a condition on the amended permit recommended by the recommending referral authority
s76A(4)	Duty to give a recommending referral authority notice of	CEO; DAA; DM;	if the recommending referral authority objected to the

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	its decision to refuse a permit	TLSTAT; TP	amendment of the permit or the recommending referral authority recommended that a permit condition be included on the amended permit
s76A(6)	Duty to give a recommending referral authority a copy of any amended permit which Council decides to grant and a copy of any notice under s 64 or 76	CEO; DAA; DM; TLSTAT; TP	if the recommending referral authority did not object to the amendment of the permit or the recommending referral authority did not recommend a condition be included on the amended permit
s76D	Duty to comply with direction of Minister to issue amended permit	CEO; DAA; DM;; TLSTAT; TP	
s83	Function of being respondent to an appeal	CEO; DAA; DM; TLSTAT; TP	
s83B	Duty to give or publish notice of application for review	CEO; DAA; DM; TLSTAT; TP	
s84(1)	Power to decide on an application at any time after an appeal is lodged against failure to grant a permit	CEO; DAA; DM; TLSTAT; TP	
s84(2)	Duty not to issue a permit or notice of decision or refusal after an application is made for review of its failure to grant a permit	CEO; DAA; DM; TLSTAT; TP	
s84(3)	Duty to tell principal registrar if decide to grant a permit after an application is made for review of a failure to grant a permit	CEO; DAA; DM; TLSTAT; TP	
s84(6)	Duty to issue permit on receipt of advice within 3 working days	CEO; DAA; DM; TLSTAT; TP	
s84AB	Power to agree to confining a review by the Tribunal	CEO; DAA; DM	
s86	Duty to issue a permit at order of Tribunal within 3	CEO; DAA; DM;	

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	working days	TLSTAT; TP	
s87(3)	Power to apply to VCAT for the cancellation or amendment of a permit	CEO; DAA; DM; TLSTAT; TLSTRAT	
s90(1)	Function of being heard at hearing of request for cancellation or amendment of a permit	CEO; DAA; DM; TLSTAT; TP	
s91(2)	Duty to comply with the directions of the VCAT	CEO; DAA; DM; TLSTAT; TP	
s91(2A)	Duty to issue amended permit to owner if Tribunal so directs	CEO; DAA; DM; TLSTAT; TP	
s92	Duty to give notice of cancellation/amendment of permit by VCAT to persons entitled to be heard under s 90	CEO; DAA; DM; TLSTAT; TP	
s93(2)	Duty to give notice of VCAT order to stop development	CEO; DAA; DM; TLSTAT; TP; IO	
s95(3)	Function of referring certain applications to the Minister	CEO; DAA; DM; TLSTAT; TP	
s95(4)	Duty to comply with an order or direction	CEO; DAA; DM; TLSTAT; TP	
s96(1)	Duty to obtain a permit from the Minister to use and develop its land	CEO; DAA; DM; TLSTAT	
s96(2)	Function of giving consent to other persons to apply to the Minister for a permit to use and develop Council land	CEO; DAA; DM; TLSTAT	
s96A(2)	Power to agree to consider an application for permit concurrently with preparation of proposed amendment	CEO; DAA; DM; TLSTAT; TLSTRAT	

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Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s96C	Power to give notice, to decide not to give notice, to publish notice and to exercise any other Power under s 96C	CEO; DAA; DM; TLSTAT; TLSTRAT	
s96F	Duty to consider the panel's report under s 96E	Not delegated	Not delegated
s96G(1)	Power to determine to recommend that a permit be granted or to refuse to recommend that a permit be granted and power to notify applicant of the determination (including power to give notice under s 23 of the Planning and Environment (Planning Schemes) Act 1996)	Not delegated	Not delegated
s96H(3)	Power to give notice in compliance with Minister's direction	CEO; DAA; DM; TLSTAT; TLSTRAT; TP	
s96J	Power to issue permit as directed by the Minister	CEO; DAA; DM; TLSTAT; TLSTRAT; TP	
s96K	Duty to comply with direction of the Minister to give notice of refusal	CEO; DAA; DM; TLSTAT; TP	
s96Z	Duty to keep levy certificates given to it under ss 47 or 96A for no less than 5 years from receipt of the certificate	CEO; DAA; DM; TLSTAT; TP	
s97C	Power to request Minister to decide the application	CEO; DAA; DM; TLSTAT; TP	
s97D(1)	Duty to comply with directions of Minister to supply any document or assistance relating to application	CEO; DAA; DM; TLSTAT; TP	
s97G(3)	Function of receiving from Minister copy of notice of	CEO; DAA; DM;	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	refusal to grant permit or copy of any permit granted by the Minister	TLSTAT; TP	
s97G(6)	Duty to make a copy of permits issued under s 97F available for inspection	CEO; DAA; DM; TLSTAT; TP	
s97L	Duty to include Ministerial decisions in a register kept under s 49	CEO; DAA; DM; TLSTAT; TP	
s97MH	Duty to provide information or assistance to the Planning Application Committee	CEO; DAA; DM; TLSTAT; TP	
s97MI	Duty to contribute to the costs of the Planning Application Committee or subcommittee	CEO; DAA; DM; TLSTAT	
s97O	Duty to consider application and issue or refuse to issue certificate of compliance	CEO; DAA; DM; TLSTAT;TP	
s97P(3)	Duty to comply with directions of VCAT following an application for review of a failure or refusal to issue a certificate	CEO; DAA; DM; TLSTAT; TP	
.97Q(2)	Function of being heard by VCAT at hearing of request for amendment or cancellation of certificate	CEO; DAA; DM; TLSTAT; TP	
s97Q(4)	Duty to comply with directions of VCAT	CEO; DAA; DM; TLSTAT; TP	
s97R	Duty to keep register of all applications for certificate of compliance and related decisions	CEO; DAA; DM; TLSTAT; TP	
s98(1)&(2)	Function of receiving claim for compensation in certain circumstances	CEO; DAA; DM; TLSTAT	
s98(4)	Duty to inform any person of the name of the person from whom compensation can be claimed	CEO; DAA; DM; TLSTAT	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s101	Function of receiving claim for expenses in conjunction with claim	CEO; DAA; DM	
s103	Power to reject a claim for compensation in certain circumstances	CEO; DAA; DM	
s107(1)	Function of receiving claim for compensation	CEO; DAA; DM	
s107(3)	Power to agree to extend time for making claim	CEO; DAA; DM	
s114(1)	Power to apply to the VCAT for an enforcement order	CEO; DAA; DM; TLSTAT	
s117(1)(a)	Function of making a submission to the VCAT where objections are received	CEO; DAA; DM; TLSTAT; TP	
s120(1)	Power to apply for an interim enforcement order where s 114 application has been made	CEO; DAA; DM; TLSTAT; TP	
s123(1)	Power to carry out work required by enforcement order and recover costs	CEO; DAA; DM; TLSTAT;	
s123(2)	Power to sell buildings, materials, etc salvaged in carrying out work under s 123(1)	CEO; DAA; DM	Except Crown Land
s129	Function of recovering penalties	CEO; DAA; DM;	
s130(5)	Power to allow person served with an infringement notice further time	CEO; DAA; DM; TLSTAT	
s149A(1)	Power to refer a matter to the VCAT for determination	CEO; DAA; DM; TLSTAT	
s149A(1A)	Power to apply to VCAT for the determination of a matter relating to the interpretation of a s173 agreement	CEO; DAA; DM; TLSTAT	
s156	Duty to pay fees and allowances (including a payment to the Crown under s 156(2A)), and payment or	CEO; DAA; DM;; TLSTAT	Where Council is the relevant planning authority

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	reimbursement for reasonable costs and expenses incurred by the panel in carrying out its functions unless the Minister directs otherwise under s 156(2B) power to ask for contribution under s156(3) and power to abandon amendment or part of it under s 156(4)		
s171(2)(f)	Power to carry out studies and commission reports	CEO; DAA; DM; TLSTAT; TP	
s171(2)(g)	Power to grant and reserve easements	CEO; DAA; DM; TLSTAT	
s172C	Power to compulsorily acquire any outer public purpose land that is specified in the approved infrastructure contributions plan	CEO; DAA; DCS	Where Council is a development agency specified in an approved infrastructure contributions plan
s172D(1)	Power to compulsorily acquire any inner public purpose land that is specified in the plan before the time that the land is required to be provided to Council under s 46GV(4)	CEO; DAA; DCS	Where Council is a collecting agency specified in an approved infrastructure contributions plan
s172D(2)	Power to compulsorily acquire any inner public purpose land, the use and development of which is to be the responsibility of Council under the plan, before the time that the land is required to be provided under s 46GV(4)	CEO; DAA; DCS	Where Council is the development agency specified in an approved infrastructure contributions plan
s173(1)	Power to enter into agreement covering matters set out in s 174	CEO; DAA	DAA Where the CEO has a conflict of interest
s173(1A)	Power to enter into an agreement with an owner of land for the development or provision of land in relation to affordable housing	CEO; DAA; DM	Where Council is the relevant responsible authority.
---	Power to decide whether something is to the satisfaction of Council, where an agreement made	CEO only	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	under s 173 of the *Planning and Environment Act* 1987 requires something to be to the satisfaction of Council or Responsible Authority		
---	Power to give consent on behalf of Council, where an agreement made under s 173 of the *Planning and Environment Act* 1987 requires that something may not be done without the consent of Council or Responsible Authority	CEO; DAA; DM; TLSTAT; TP	
s177(2)	Power to end a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	CEO; DAA	
s178	Power to amend a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	CEO; DAA	DAA where the CEO has a conflict of interest.
s178A(1)	Function of receiving application to amend or end an agreement	CEO; DAA; DM; TLSTAT; TP	
s178A(3)	Function of notifying the owner as to whether it agrees in principle to the proposal under s 178A(1)	CEO; DAA; DM	
s178A(4)	Function of notifying the applicant and the owner as to whether it agrees in principle to the proposal	CEO; DAA; DM; TLSTAT; TLSTRAT	
s178A(5)	to propose to amend or end an agreement	CEO; DAA; DM	
s178B(1)	Duty to consider certain matters when considering proposal to amend an agreement	CEO; DAA; DM; TLSTAT;	
s178B(2)	Duty to consider certain matters when considering proposal to end an agreement	CEO; DAA; DM; TLSTAT	
s178C(2)	Duty to give notice of the proposal to all parties to the	CEO; DAA; DM;	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	agreement and other persons who may be detrimentally affected by decision to amend or end	TLSTAT	
s178C(4)	Function of determining how to give notice under s178C(2)	CEO; DAA; DM; TLSTAT	
s178E(1)	Duty not to make decision until after 14 days after notice has been given	CEO; DAA; DM; TLSTAT	
s178E(2)(a)	Power to amend or end the agreement in accordance with the proposal	CEO; DAA; DM; TLSTAT	if no objections are made under s 178D. Must consider matters in s 178B Requires agreement of the CEO unless the CEO has a conflict of interest.
s178E(2)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	CEO; DAA; DM; TLSTAT	If no objections are made under s178D. Must consider matters in s178B Requires agreement of the CEO unless the CEO has a conflict of interest.
s178E(2)(c)	Power to refuse to amend or end the agreement	CEO; DAA; DM; TLSTAT	If no objections are made under s178D. Must consider matters in s178B Requires agreement of the CEO unless the CEO has a conflict of interest.
s178E(3)(a)	Power to amend or end the agreement in accordance with the proposal	CEO; DAA; DM; TLSTAT	After considering objections, submissions and matters in s178B Requires agreement of the CEO unless the CEO has a conflict of interest.
s178E(3)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	CEO; DAA; DM; TLSTAT	After considering objections, submissions and matters in s178B Requires agreement of the CEO unless the CEO has a conflict of interest.
s178E(3)(c)	Power to amend or end the agreement in a manner that	CEO; DAA; DM;	After considering objections, submissions and matters

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	is substantively different from the proposal	TLSTAT	in s178B
s178E(3(d)	Power to refuse to amend or end the agreement	CEO; DAA; DM; TLSTAT	After considering objections, submissions and matters in s178B
s178F(1)	Duty to give notice of its decision under s178E(3)(a) or (b)	CEO; DAA; DM; TLSTAT	
s178F(2)	Duty to give notice of its decision under s178E(2)(c) or (3)(d)	CEO; DAA; DM; TLSTAT	
s178F(4)	Duty not to proceed to amend or end an agreement under s178E until at least 21 days after notice has been given or until an application for review to the Tribunal has been determined or withdrawn	CEO; DAA; DM; TLSTAT	
s178G	Duty to sign amended agreement	CEO; DAA; DM; TLSTAT	
s.178G	Duty to give copy to each other party to the agreement	CEO; DAA; DM; TLSTAT	
s178H	Power to require a person who applies to amend or end an agreement to pay the costs of giving notices and preparing the amended agreement	CEO; DAA; DM; TLSTAT	
s178I(3)	Duty to notify, in writing, each party to the agreement of the ending of the agreement relating to Crown land	CEO; DAA; CM; TLSTAT	
s179(2)	Duty to make available for inspection copy agreement	CEO; DAA; DM; TLSTAT	
s181	Duty to apply to the Registrar of Titles to record the agreement and to deliver a memorial to Registrar-General	CEO; DAA; DM; TLSTAT	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s181(1A)(a)	Power to apply to the Registrar of Titles to record the agreement	CEO; DAA; DM; TLSTAT	
s181(1A)(b)	Duty to apply to the Registrar of Titles, without delay, to record the agreement	CEO; DAA; DM; TLSTAT	
s182	Power to enforce an agreement	CEO; DAA; DM; TLSTAT	
s183	Duty to tell Registrar of Titles of ending/amendment of agreement	CEO; DAA; DM; TLSTAT	
s184F(1)	Power to decide to amend or end an agreement at any time after an application for review of the failure of Council to make a decision	CEO; DAA; DM	Requires agreement of the CEO unless the CEO has a conflict of interest.
s184F(2)	Duty not to amend or end the agreement or give notice of the decision after an application is made to VCAT for review of a failure to amend or end an agreement	CEO; DAA; DM	
s184F(3)	Duty to inform the principal registrar if the responsible authority decides to amend or end an agreement after an application is made for the review of its failure to end or amend the agreement	CEO; DAA; DM; TLSTAT	
s184F(5)	Function of receiving advice from the principal registrar that the agreement may be amended or ended in accordance with Council's decision	CEO; DAA; DM; TLSTAT	
s184G(2)	Duty to comply with a direction of the Tribunal	CEO; DAA; DM; TLSTAT; TLSTRAT	
s184G(3)	Duty to give notice as directed by the Tribunal	CEO; DAA; DM; TLSTAT	
s198(1)	Function to receive application for planning certificate	CEO; DAA; DM; TLSTAT	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s199(1)	Duty to give planning certificate to applicant	CEO; DAA; DM; TLSTAT	
s201(1)	Function of receiving application for declaration of underlying zoning	CEO; DAA; DM; TLSTAT	
s201(3)	Duty to make declaration	CEO; DAA; DM; TLSTAT	
-	Power to decide, in relation to any planning scheme or permit, that a specified thing has or has not been done to the satisfaction of Council	CEO; DAA; DM; TLSTAT	
-	Power, in relation to any planning scheme or permit, to consent or refuse to consent to any matter which requires the consent or approval of Council	CEO; DAA; DM; TLSTAT	
-	Power to approve any plan or any amendment to a plan or other document in accordance with a provision of a planning scheme or condition in a permit	CEO; DAA; DM; TLSTAT	
-	Power to give written authorisation in accordance with a provision of a planning scheme	CEO; DAA; DM; TLSTAT	
s201UAB(1)	Function of providing the Victorian Planning Authority with information relating to any land within municipal district	CEO; DAA; DM	
s201UAB(2)	Duty to provide the Victorian Planning Authority with information requested under s 201UAB (1) as soon as possible	CEO; DAA; DM; TLSTAT; TLSTRAT	

RAIL SAFETY (LOCAL OPERATIONS) ACT 2006			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS AND LIMITATIONS**
s33	Duty to comply with a direction of the Safety Director under s 33	CEO; DAA; WM	Where Council is a utility under s 3
s33A	Duty to comply with a direction of the Safety Director to give effect to arrangement under s 33A	CEO; DAA; WM	Duty of Council as a road authority under the *Road Management Act* 2004
s34	Duty to comply with a direction of the Safety Director to alter, demolish or take away works carried out contrary to a direction under s 33(1)	CEO; DAA; WM	Where Council is a utility under s 3
s34C(2)	Function of entering into safety interface agreements with rail infrastructure manager	CEO; DAA; WM	Where Council is the relevant road authority
s34D(1)	Function of working in conjunction with rail infrastructure manager in determining whether risks to safety need to be managed	CEO; DAA; WM	Where Council is the relevant road authority
s34D(2)	Function of receiving written notice of opinion	CEO; DAA; WM	Where Council is the relevant road authority
s34D(4)	Function of entering into safety interface agreement with infrastructure manager	CEO; DAA; WM	Where Council is the relevant road authority
s34E(1)(a)	Duty to identify and assess risks to safety	CEO; DAA; WM	Where Council is the relevant road authority
s34E(1)(b)	Duty to determine measures to manage any risks identified and assessed having regard to items set out in s 34E(2)(a)-(c)	CEO; DAA; WM	Where Council is the relevant road authority
s34E(3)	Duty to seek to enter into a safety interface agreement with rail infrastructure manager	CEO; DAA; WM	Where Council is the relevant road authority

RAIL SAFETY (LOCAL OPERATIONS) ACT 2006			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS AND LIMITATIONS**
s34F(1)(a)	Duty to identify and assess risks to safety, if written notice has been received under s 34D(2)(a)	CEO; DAA; WM	Where Council is the relevant road authority
s34F(1)(b)	Duty to determine measures to manage any risks identified and assessed, if written notice has been received under s 34D(2)(a)	CEO; DAA; WM	whereWhere Council is the relevant road authority
s34F(2)	Duty to seek to enter into a safety interface agreement with rail infrastructure manager	CEO; DAA; WM	Where Council is the relevant road authority
s34H	Power to identify and assess risks to safety as required under ss 34B, 34C, 34D, 34E or 34F in accordance with s 34H(a)-(c)	CEO; DAA; WM	Where Council is the relevant road authority
s34I	Function of entering into safety interface agreements	CEO; DAA; WM	Where Council is the relevant road authority
s34J(2)	Function of receiving notice from Safety Director	CEO; DAA; WM	whereWhere Council is the relevant road authority
s34J(7)	Duty to comply with a direction of the Safety Director given under s 34J(5)	CEO; DAA; WM	Where Council is the relevant road authority
s34K(2)	Duty to maintain a register of items set out in s34K (a)-(b)	CEO; DAA; WM	Where Council is the relevant road authority

RESIDENTIAL TENANCIES ACT 1997			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s142D	Function of receiving notice regarding an unregistered rooming house	CEO; DAA; DM; SEHO; EHO; MBS; ABS	
s142G(1)	Duty to enter required information in Rooming House Register for each rooming house in municipal district	CEO; DAA; DM; SEHO; EHO; MBS; ABS	
s142G(2)	Power to enter certain information in the Rooming House Register	CEO; DAA; DM; SEHO; EHO; MBS; ABS	
s142I(2)	Power to amend or revoke an entry in the Rooming House Register if necessary to maintain the accuracy of the entry	CEO; DAA; DM; SEHO; EHO; MBS; ABS	
s252	Power to give tenant a notice to vacate rented premises if s 252 (1) applies	CEO; DAA; DM; SEHO; MBS	Where Council is the landlord
s262(1)	Power to give tenant a notice to vacate rented premises	CEO; DAA; DM; SEHO; MBS	Where Council is the landlord
s262(3)	Power to publish its criteria for eligibility for the provision of housing by Council	CEO; DAA; DM; SEHO; MBS; ABS	
s518F	Power to issue notice to caravan park regarding emergency management plan if determined that the plan does not comply with the requirements	CEO; DAA; DM; SEHO; EHO; MBS	
s522(1)	Power to give a compliance notice to a person	CEO; DAA; DM; SEHO; EHO; MBS; ABS	
s525(2)	Power to authorise an officer to exercise powers in s	CEO; DAA; DM	

RESIDENTIAL TENANCIES ACT 1997			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	526 (either generally or in a particular case)		
s525(4)	Duty to issue identity card to authorised officers	CEO only	
s526(5)	Duty to keep record of entry by authorised officer under s 526	CEO; DAA; DM; SEHO; EHO; MBS; ABS	
s526A(3)	Function of receiving report of inspection	CEO; DAA; DM	
s527	Power to authorise a person to institute proceedings (either generally or in a particular case)	CEO; DAA; DM	

ROAD MANAGEMENT ACT 2004			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s11(1)	Power to declare a road by publishing a notice in the Government Gazette	CEO; DCS; WM	Obtain consent in circumstances specified in s11(2)
s11(8)	Power to name a road or change the name of a road by publishing notice in Government Gazette	CEO; DCS; WM	
s11(9)(b)	Duty to advise Registrar	CEO; DCS; WM	
s11(10)	Duty to inform Secretary to Department of Environment, Land, Water and Planning of declaration etc.	CEO; DCS; WM	Subject to s11(10A)
s11(10A)	Duty to inform Secretary to Department of Environment, Land, Water and Planning or nominated person	CEO; DAA; WM	Where Council is the coordinating road authority
s12(2)	Power to discontinue road or part of a road	CEO; DAA; WM	Where Council is the coordinating road authority
s12(4)	Power to publish, and provide copy, notice of proposed discontinuance	CEO; DCS; WM	Power of coordinating road authority where it is the discontinuing body Unless s 12 (11) applies
s12(5)	Duty to consider written submissions received within 28 days of notice	CEO; DAA; WM	Duty of coordinating road authority where it is the discontinuing body Unless s 12 (11) applies
s12(6)	Function of hearing a person in support of their written submission	CEO; DAA; WM	Function of co-ordinating road authority where it is the discontinuing body Unless s 12(11) applies
s12(7)	Duty to fix day, time and place of meeting under s 12 (6) and to give notice	CEO; DAA; WM	Duty of coordinating road authority where it is the discontinuing body Unless s 12 (11) applies

ROAD MANAGEMENT ACT 2004			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s12(10)	Duty to notify of decision made	CEO; DCS; WM	Duty of coordinating road authority where it is the discontinuing bodyDoes not apply where an exemption is specified by the regulations or given by the Minister
s13(1)	Power to fix a boundary of a road by publishing notice in Government Gazette	CEO; DCS; WM	Power of coordinating road authority and obtain consent under s 13(3) and s 13(4) as appropriate
s14(4)	Function of receiving notice from VicRoads	CEO; DAA; WM	
s14(7)	Power to appeal against decision of VicRoads	CEO; DAA	
s15(1)	Power to enter into arrangement with another road authority or a utility provider of public transport to transfer a road management function of the road authority to the other road authority, utility or provider of public transport	CEO; DAA; WM	
s.15(1A)	Power to enter into arrangement with a utility to transfer a road management function of the utility to the road authority	CEO; DAA; WM	
s15(2)	Duty to include details of arrangement in public roads register	CEO; DAA; WM	
s16(7)	Power to enter into an arrangement under s 15	CEO; DAA; WM	
s16(8)	Duty to enter details of determination in public roads register	CEO; DAA; WM	
s17(2)	Duty to register public road in public roads register	CEO; DAA; WM	Where Council is the coordinating road authority
s17(3)	Power to decide that a road is reasonably required for general public use	CEO; DAA; WM	whereWhere Council is the coordinating road authority
s17(3)	Duty to register a road reasonably required for general	CEO; DAA; WM	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	public use in public roads register		
s17(4)	Power to decide that a road is no longer reasonably required for general public use	CEO; DAA; WM	Where Council is the coordinating road authority
s17(4)	Duty to remove road no longer reasonably required for general public use from public roads register	CEO; DAA; WM	Where Council is the coordinating road authority
s18(1)	Power to designate ancillary area	CEO; DAA; WM	Where Council is the coordinating road authority, and obtain consent in circumstances specified in s 18(2)
s18(3)	Duty to record designation in public roads register	CEO; DAA; WM	Where Council is the coordinating road authority
s19(1)	Duty to keep register of public roads in respect of which it is the coordinating road authority	CEO; DAA; WM	
s19(4)	Duty to specify details of discontinuance in public roads register	CEO; DAA; WM	
s19(5)	Duty to ensure public roads register is available for public inspection	CEO; DAA; WM	
s21	Function of replying to request for information or advice	CEO; DAA; WM	Obtain consent in circumstances specified in s 11(2)
s22(2)	Function of commenting on proposed direction	CEO; DAA; WM	
s22(4)	Duty to publish a copy or summary of any direction made under s 22 by the Minister in its annual report.	CEO; DCS	
s22(5)	Duty to give effect to a direction under s 22	CEO; DAA; WM	
s40(1)	Duty to inspect, maintain and repair a public road.	CEO; DAA; WM; TLRW	

ROAD MANAGEMENT ACT 2004			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s40(5)	Power to inspect, maintain and repair a road which is not a public road	CEO; DAA; WM; TLRW	
s41(1)	Power to determine the standard of construction, inspection, maintenance and repair	CEO; DAA; WM; TLRW	
s42(1)	Power to declare a public road as a controlled access road	CEO; DAA; WM	Power of coordinating road authority and sch 2 also applies
s42(2)	Power to amend or revoke declaration by notice published in Government Gazette	CEO; DAA; WM	Power of coordinating road authority and sch 2 also applies
s42A(3)	Duty to consult with VIcRoads before road is specified	CEO; DAA; WM	Where Council is the coordinating road authority if road is a municipal road or part thereof
s42A(4)	Power to approve Minister's decision to specify a road as a specified freight road	CEO; DAA; WM	Where Council is the coordinating road authority If road is a municipal road or part thereof and where road is to be specified a freight road
s48EA	Duty to notify the owner or occupier of land and provider of public transport on which rail infrastructure or rolling stock is located (and any relevant provider of public transport)	CEO; DAA; WM	Where Council is the coordinating road authority, infrastructure manager or works manager
s48M(3)	Function of consulting with the relevant authority for purposes of developing guidelines under s 48M	CEO; DAA; WM	
s49	Power to develop and publish a road management plan	CEO; DAA; WM	
s51	Power to determine standards by incorporating the standard in a road management plan	CEO; DAA; WM	
s53(2)	Power to cause notice to be published in Government Gazette of amendment etc of document in road management plan	CEO; DAA; WM	

ROAD MANAGEMENT ACT 2004			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s54(2)	Duty to give notice of proposal to make a road management plan	CEO; DAA; WM	
s54(5)	Duty to conduct a review of road management plan at prescribed intervals	CEO; DAA; WM	
s54(6)	Power to amend road management plan	CEO; DAA; WM	
s54(7)	Duty to incorporate the amendments into the road management plan	CEO; DAA; WM	
s55(1)	Duty to cause notice of road management plan to be published in Government Gazette and newspaper	CEO; DAA; WM	
s63(1)	Power to consent to conduct of works on road	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority
s63(2)(e)	Power to conduct or to authorise the conduct of works in, on, under or over a road in an emergency	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority
s64(1)	Duty to comply with cl 13 of sch 7	CEO; DAA; WM	Where Council is the coordinating road authority or works manager
s66(1)	Power to consent to structure etc	CEO; DAA; WM	Where Council is the coordinating road authority
s67(2)	Function of receiving the name and address of the person responsible for distributing the sign of bill	CEO; DAA; WM	Where Council is the coordinating road authority
s67(3)	Power to request information	CEO; DAA; WM	Where Council is the coordinating road authority
s68(2)	Power to request information	CEO; DAA; WM	Where Council is the coordinating road authority
s71(3)	Power to appoint an authorised officer	CEO	
s72	Duty to issue an identity card to each authorised officer	CEO	
s85	Function of receiving report from authorised officer	CEO; DAA; WM	

ROAD MANAGEMENT ACT 2004			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
s86	Duty to keep register re s 85 matters	CEO; DAA; WM	
s87(1)	Function of receiving complaints	CEO; DAA; WM	
s87(2)	Duty to investigate complaint and provide report	CEO; DAA; WM	
s112(2)	Power to recover damages in court	CEO; DAA; TLRW	
s116	Power to cause or carry out inspection	CEO; DAA; WM	
s119(2)	Function of consulting with VicRoads	CEO; DAA; WM	
s120(1)	Power to exercise road management functions on an arterial road (with the consent of VicRoads)	CEO; DAA; WM	
s120(2)	Duty to seek consent of VicRoads to exercise road management functions before exercising power in s 120(1)	CEO; DAA; WM	
s121(1)	Power to enter into an agreement in respect of works	CEO; DAA; WM	
s122(1)	Power to charge and recover fees	CEO; DAA; WM; FM	
s123(1)	Power to charge for any services	CEO; DAA; WM; FM	
sch 2 cl 2(1)	Power to make a decision in respect of controlled access roads	CEO; DAA; WM	
sch 2 cl 3(1)	Duty to make policy about controlled access roads	CEO; DAA	
sch 2 cl 3(2)	Power to amend, revoke or substitute policy about controlled access roads	CEO; DAA	

ROAD MANAGEMENT ACT 2004			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
sch 2 cl 4	Function of receiving details of proposal from VicRoads	CEO; DAA; WM	
sch 2 cl 5	Duty to publish notice of declaration	CEO; DAA; WM	
sch 7, cl 7(1)	Duty to give notice to relevant coordinating road authority of proposed installation of non-road infrastructure or related works on a road reserve	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority or works manager
sch 7, cl 8(1)	Duty to give notice to any other infrastructure manager or works manager responsible for any non-road infrastructure in the area, that could be affected by any proposed installation of infrastructure or related works on a road or road reserve of any road	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority or works manager
sch 7, cl 9(1)	Duty to comply with request for information from a coordinating road authority, an infrastructure manager or a works manager responsible for existing or proposed infrastructure in relation to the location of any non-road infrastructure and technical advice or assistance in conduct of works	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority or works manager responsible for non-road infrastructure
sch 7, cl 9(2)	Duty to give information to another infrastructure manager or works manager where becomes aware any infrastructure or works are not in the location shown on records, appear to be in an unsafe condition or appear to need maintenance	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority or works manager
sch 7, cl 10(2)	Where sch 7 cl 10(1) applies, duty to, where possible, conduct appropriate consultation with persons likely to be significantly affected	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority or works manager
sch 7 cl 12(2)	Power to direct infrastructure manager or works	CEO; DAA; WM	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
	manager to conduct reinstatement works		
sch 7 cl 12(3)	Power to take measures to ensure reinstatement works are completed	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority
sch 7 cl 12(4)	Duty to ensure that works are conducted by an appropriately qualified person	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7 cl 12(5)	Power to recover costs	CEO; DAA; WM	Where Council is the coordinating road authority
7, cl 13(1)	Duty to notify relevant coordinating road authority within 7 days that works have been completed, subject to sch 7 cl 13(2)	CEO; DAA; WM; TLRW	Where Council is the works manager
sch 7 cl 13(2)	Power to vary notice period	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7, cl 13(3)	Duty to ensure works manager has complied with obligation to give notice under sch 7 cl 13(1)	CEO; DAA; WM	Where Council is the infrastructure manager
sch 7 cl 16(1)	Power to consent to proposed works	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7 cl 16(4)	Duty to consult	CEO; DAA; WM	Where Council is the coordinating road authority, responsible authority or infrastructure manager
sch 7 cl 16(5)	Power to consent to proposed works	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7 cl 16(6)	Power to set reasonable conditions on consent	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7 cl 16(8)	Power to include consents and conditions	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7 cl 17(2)	Power to refuse to give consent	CEO; DAA; WM	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
sch 7 cl 18(1)	Power to enter into an agreement	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7 cl 19(1)	Power to give notice requiring rectification of works	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7 cl 19(2) & (3)	Power to conduct the rectification works or engage a person to conduct the rectification works and Power to recover costs incurred	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7 cl 20(1)	Power to require removal, relocation, replacement or upgrade of existing non-road infrastructure	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7A cl 2	Power to cause street lights to be installed on roads	CEO; DAA; WM	Power of responsible road authority where it is the coordinating road authority or responsible road authority in respect of the road
sch 7A cl 3(1)(d)	Duty to pay installation and operation costs of street lighting – where road is not an arterial road	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7A cl 3(1)(e)	Duty to pay installation and operation costs of street lighting – where road is a service road on an arterial road and adjacent areas	CEO; DAA; WM	Where Council is the coordinating road authority
sch 7A cl (3)(1)(f)	Duty to pay installation and percentage of operation costs of street lighting – for arterial roads in accordance with cls 3(2) and 4	CEO; DAA; WM	Duty of Council as responsible road authority that installed the light (re: installation costs) and where Council is relevant municipal council (re: operating costs)

Does not currently apply to Golden Plains Shire Council

CEMETERIES AND CREMATORIA REGULATIONS 2015

These provisions apply to Council appointed as a cemetery trust under s 5 of the *Cemeteries and Crematoria Act* 2003, and also apply to Council appointed to manage a public cemetery under section 8(1)(a)(ii) as though it were a cemetery trust (see section 53)

PLANNING AND ENVIRONMENT REGULATIONS 2015			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS AND LIMITATIONS**
r6	Function of receiving notice, under s 19(1)(c) of the Act, from a planning authority of its preparation of an amendment to a planning scheme	CEO; DAA; DM; TLSTAT; TLSTRAT; SP; TP	Where Council is not the planning authority and the amendment affects land within its municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.
r21	Power of responsible authority to require a permit applicant to verify information (by statutory declaration or other written confirmation satisfactory to the responsible authority) in an application for a permit or to amend a permit or any information provided under s 54 of the Act	CEO; DAA; DM; TLSTAT; TLSTRAT; SP; TP; IO	
r25(a)	Duty to make copy of matter considered under section 60(1A)(g) available for inspection free of charge	CEO; DAA; DM; TLSTAT; TLSTRAT,	Where Council is the responsible authority
r25(b)	Function of receiving a copy of any document considered under s 60(1A)(g) by the responsible authority and duty to make the document available for inspection free of charge	CEO; DAA; DM; TLSTAT; TLSTRAT	Where Council is not the responsible authority but the relevant land is within Council's municipal district
r42	Function of receiving notice under s 96C(1)(c) of the Act from a planning authority of its preparation of a combined application for an amendment to a planning scheme and notice of a permit application	CEO; DAA; DM; TLSTAT; TLSTRAT; SP	Where Council is not the planning authority and the amendment affects land within Council's municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.

PLANNING AND ENVIRONMENT (FEES) REGULATIONS 2016			
Column 1	**Column 2**	**Column 3**	**Column 4**
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS AND LIMITATIONS**
r19	Power to waive or rebate a fee relating to an amendment of a planning scheme	CEO; DAA; DM	
r.20	Power to waive or rebate a fee other than a fee relating to an amendment to a planning scheme	CEO; DAA; DM	
r21	Duty to record matters taken into account and which formed the basis of a decision to waive or rebate a fee under r.19 or 20	CEO; DAA; DM	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 1999			
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
r7	Function of entering into a written agreement with a caravan park owner	CEO; DAA; DM	
r11	Function of receiving applications for registration	CEO; DAA; DM	
r.13(1)	Duty to grant registration if satisfied that the caravan park complies with these regulations	CEO; DAA; DM	
r13(2)	Duty to renew the registration if satisfied that the caravan park complies with these regulations	CEO; DAA; DM	
r13(2)	Power to refuse to renew the registration if not satisfied that the caravan park complies with these regulations	CEO; DAA; DM	
r13(4) & (5)	Duty to issue a certificate of registration	CEO; DAA; DM	
r15(1)	Function of receiving notice of transfer of ownership	CEO; DAA; DM	
r15(3)	Power to determine where notice of transfer is displayed	CEO; DAA; DM	
r16(1)	Duty to transfer registration to new caravan park owner	CEO; DAA; DM	
r16(2)	Duty to issue certificate of transfer of registration	CEO; DAA; DM	
r17(1)	Power to determine registration fee to accompany applications for registration or applications for renewal of registration	CEO; DAA; DM	
r18	Duty to keep register of caravan parks	CEO; DAA; DM	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 1999			
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
r19(4)	Power to determine where the emergency contact person's details are displayed	CEO; DAA; DM	
r19(6)	Power to determine where certain information is displayed	CEO; DAA; DM	
r22A(1)	Duty to notify caravan park owner of the relevant emergency service agencies for the caravan park, on the request of the caravan park owner	CEO; DAA; DM	
r22A(2)	Duty to consult with relevant emergency services agencies	CEO; DAA; DM	
r.23	Power to determine places in which caravan park owner must display a copy of emergency procedures	CEO; DAA; DM	
r24	Power to determine places in which caravan park owner must display copy of public emergency warnings	CEO; DAA; DM	
r25(3)	Duty to consult with relevant floodplain management authority	CEO; DAA; DM	
r26	Duty to have regard to any report of the relevant fire authority	CEO; DAA; DM	
r28(c)	Power to approve system for the collection, removal and disposal of sewage and waste water from a movable dwelling	CEO; DAA; DM	
r39	Function of receiving notice of proposed installation of unregistrable movable dwelling or rigid annexe	CEO; DAA; DM; MBS; ABS	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 1999			
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
r39(b)	Power to require notice of proposal to install unregistrable movable dwelling or rigid annexe	CEO; DAA; DM; MBS; ABS	
r40(4)	Function of receiving installation certificates	CEO; DAA; DM; MBS; ABS	
r42	Power to approve use of a non-habitable structure as a dwelling or part of a dwelling	CEO; DAA; DM; MBS; ABS	
sch 3 cl 4(3)	Power to approve the removal of wheels and axles from unregisterable movable dwelling	CEO; DAA; DM; MBS; ABS	

ROAD MANAGEMENT (GENERAL) REGULATIONS 2016			
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
r8(1)	Duty to conduct reviews of road management plan	CEO; DAA; WM	
r9(2)	Duty to produce written report of review of road management plan and make report available	CEO; DAA; WM	
r9(3)	Duty to give notice where road management review is completed and no amendments will be made (or no amendments for which notice is required)	CEO; DAA; WM	Where Council is the coordinating road authority
r10	Duty to give notice of amendment which relates to standard of construction, inspection, maintenance or repair under s 41 of the Act	CEO; DAA; WM	
r13(1)	Duty to publish notice of amendments to road management plan	CEO; DAA; WM	Where Council is the coordinating road authority
r13(3)	Duty to record on road management plan the substance and date of effect of amendment	CEO; DAA; WM	
r16(3)	Power to issue permit	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority
r18(1)	Power to give written consent re damage to road	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority
r23(2)	Power to make submission to Tribunal	CEO; DAA	Where Council is the coordinating road authority
r23(4)	Power to charge a fee for application under s 66(1) Road Management Act	CEO; DAA	Where Council is the coordinating road authority
r25(1)	Power to remove objects, refuse, rubbish or other material deposited or left on road	CEO; DAA; WM; TLRW	Where Council is the coordinating road authority
r25(2)	Power to sell or dispose of things removed from road or part of road (after first complying with r.25(3)	CEO; DAA; WM	Where Council is the coordinating road authority

ROAD MANAGEMENT (GENERAL) REGULATIONS 2016			
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
r25(5)	Power to recover in the Magistrates' Court, expenses from person responsible	CEO; DAA; WM	

ROAD MANAGEMENT (WORKS AND INFRASTRUCTURE) REGULATIONS 2015			
PROVISION	**THING DELEGATED**	**DELEGATE**	**CONDITIONS & LIMITATIONS**
r15	Power to exempt a person from requirement under clause 13(1) of Schedule 7 of the Act to give notice as to the completion of those works	CEO; DAA; WM	Where Council is the coordinating road authority and where consent given under s 63(1) of the Act
r22(2)	Power to waive whole or part of fee in certain circumstances	CEO; DAA; WM	Where Council is the coordinating road authority