



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

AGENDA ORDINARY COUNCIL MEETING

Meeting to be held at

Wellington Centre – Wellington Room

Foster Street, Sale and via MS Teams

Tuesday 18 March 2025, commencing at 5:00 PM

**or join Wellington on the Web:
www.wellington.vic.gov.au**

ORDINARY MEETING OF COUNCIL
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COUNCIL MEETING INFORMATION

Members of the Public Gallery should note that the Council records and publishes Council meetings via YouTube to enhance the accessibility of Council meetings to the broader Wellington community. These recordings are also archived and may be published on Council's Website for viewing by the public or used for publicity or information purposes. At the appropriate times during the meeting, members of the gallery may address the Council at which time their image, comments or submissions will be recorded.

Members of the public who are not in attendance at the Council meeting but who wish to communicate with the Council via the online webform should lodge their questions or comments early in the meeting to ensure that their submissions can be dealt with at the end of the meeting.

Please could gallery visitors, Councillors and invited online attendees ensure that mobile phones and other electronic devices are turned off or in silent mode for the duration of the meeting.

MISSION STATEMENT

Working together to make a difference. We listen and lead to provide quality services that improve life for all.

ACKNOWLEDGEMENT OF COUNTRY

“Wellington Shire Council acknowledges our offices are located on the traditional lands of the Gunaikurnai nation. We pay our deep respects to their Elders past, present and future and acknowledge their ongoing cultural and spiritual connections to their land and waters.”

1. APOLOGIES

2. DECLARATION OF CONFLICT/S OF INTEREST

3. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING/S

3.1. ADOPTION OF MINUTES OF PREVIOUS COUNCIL MEETING

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

OBJECTIVE

To adopt the minutes of the Ordinary Council Meeting of Tuesday 4 March 2025.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of Tuesday 4 March 2025.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

4. BUSINESS ARISING FROM PREVIOUS MEETINGS

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

ITEM	FROM MEETING	COMMENTS	ACTION BY
NIL			

5. ACCEPTANCE OF LATE AND URGENT ITEMS

6. NOTICE/S OF MOTION

7. RECEIVING OF PETITION OR JOINT LETTERS

7.1. OUTSTANDING PETITIONS

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

ITEM	FROM MEETING	COMMENTS	ACTION BY
Get lights installed at Stead Street Reserve, Sale.	4 March 2025	The Built Environment team have received the petition for consideration and response.	General Manager Built and Natural Environment

8. INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

9. QUESTION/S ON NOTICE

9.1. OUTSTANDING QUESTION/S ON NOTICE

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

ITEM	FROM MEETING	COMMENTS	ACTION BY
NIL			

10. MAYOR AND COUNCILLORS REPORT

ACTION OFFICER: MAYOR SCOTT ROSSETTI

RECOMMENDATION

That the Mayor and Councillors report be noted for February 2025.

FEBRUARY 2025

DATE	EVENT	ATTENDEES
1 February	First session of the Future Wellington Think Tank. CEO also in attendance.	Mayor Rossetti Cr Madeley, Cr Bannerman, Cr Stephens, Cr Ripper and Cr Foat.
5 February	Southerly Ten Community Advisory Group Meeting (CAG#31).	Cr Wells
6 February	North Gippsland CWA Group AGM and Conference. Chair U3A AGM. Attended Yarram and District Health Service AGM.	Cr Ripper Cr Stephens Cr Stephens
7 February	Warrigunya On Country House Grand Opening.	Cr Stephens
10 February	Stratford Water Tower Launch. Photo opportunity: Gippsland Water – Drinking Stations.	Cr Ripper and Cr Madeley Cr Madeley
11 February	Yarram Yarram Landcare Network Nursery.	Cr Bannerman, Cr Madeley and Cr Stephens.
12 February	Briagolong Representative Group Committee meeting. Youth Council Induction 2025.	Cr Ripper Mayor Rossetti and Cr Madeley.

DATE	EVENT	ATTENDEES
12 February	Yarram District Health Service Community Advisory Committee meeting.	Cr Stephens
13 February	Future of Heyfield Project. Rural Councils Victoria Webinar: Disaster Ready Fund. IWG Strzelecki Koalas Meeting. Business Boost Meeting – February.	Cr Ripper Cr Bannerman Cr Stephens Cr Tatterson
16 February	Yarram Wearable Art Festival.	Cr Stephens and Cr Madeley
19 February	Meeting with Darren Chester. CEO also in attendance.	Mayor Rossetti
20 February	SEATS Quarterly Meeting. Timber Towns Victoria General Meeting - February 2025. Tarra Festival Committee Meeting. Gippsland Grammar School Talk.	Cr Tatterson Cr Bannerman Cr Stephens Cr Foat
21 February	Tour of George Gray Centre. Rosedale Neighbourhood House - VEGuary Festival "Open Gardens". Official Opening of the Day Service Building, Mirridong Services. SEATS Quarterly Meeting	Cr Ripper Cr Ripper, Cr Bannerman, Cr Madeley, Cr Stephens and Cr Foat. Cr Ripper and Cr Stephens. Cr Tatterson
24 February	Future of Yarram project introduction. WSC Audit & Risk Committee meeting. Q&A ABC, Southbank Studio, Melbourne. Macbeth Photo Opportunity.	Cr Bannerman, Cr Madeley and Cr Stephens. Cr Bannerman and Cr Lowe. Cr Madeley Cr Madeley

DATE	EVENT	ATTENDEES
25 February	<p>RSL Meeting, Rosedale.</p> <p>Live4Life in 2025 - Crew Induction Day.</p> <p>Briefing with Governor of Victoria. CEO and WSC officers also in attendance.</p> <p>Governor of Victoria visit to Hussey & Co, and Robotic Dairy, Newry.</p> <p>Cameron Sporting Complex Meeting.</p>	<p>Cr Bannerman</p> <p>Mayor Rossetti</p> <p>Mayor Rossetti, Cr Madeley, Cr Wells, Cr Foat and Cr Tatterson.</p> <p>Mayor Rossetti, Cr Wells and Cr Foat.</p> <p>Cr Tatterson</p>
26 February	<p>Governor of Victoria visit to RAAF Base, East Sale.</p> <p>Governor of Victoria visit to ASH Timber, Heyfield.</p> <p>Governor of Victoria visit to Wulgunggo Ngalu and Star of the South, Yarram.</p> <p>Aqua Energy Redevelopment site visit / walk through.</p>	<p>Mayor Rossetti</p> <p>Mayor Rossetti, Cr Ripper and Cr Bannerman.</p> <p>Mayor Rossetti and Cr Stephens.</p> <p>Cr Tatterson</p>
27 February	<p>Governor of Victoria roundtable with Gippsland Agricultural Group and Food and Fibre, Bairnsdale.</p> <p>Wellington Municipal Emergency Management Committee meeting.</p>	<p>Mayor Rossetti</p> <p>Cr Stephens</p>

11. DELEGATES REPORT

12. CHIEF EXECUTIVE OFFICER

12.1. CHIEF EXECUTIVE OFFICER

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

RECOMMENDATION

That the Chief Executive Officer's report be received for February 2025.

FEBRUARY 2025

DAY	EVENT AND ATTENDEES
1 February	Attended the first session of the Future Wellington Think Tank. Mayor Rossetti, Cr Madeley, Cr Bannerman, Cr Stephens, Cr Ripper and Cr Foat present.
3 February	Coaching and Engagement Session with Gavin Pilz, online.
4 February	Met with the Aide to the Victorian Governor.
5 February	Attended Joint State/Local Government Monthly CEO Forum.
6 February	Attended WorkWell Respect Fund Project: Our Equal Local Government Project Governance Group meeting.
7 February	NBN Meeting with Alex Aeschlimann, to discuss Digital Plans for Wellington Shire.
10 February	Gippsland New Energy Coordination Group Meeting. Meeting with Rob Christie, Maffra and Districts Bendigo Bank Chair.
11 February	Online bi-monthly meeting with Sara Rhodes-Ward, from Regional Development Victoria.
14 February	Met with staff from Baw Baw Shire Council.
17 February	Gippsland Regional Partnership Quarterly Meeting, Morwell.
19 February	Meeting with Darren Chester & Mayor Rossetti, Sale.
20 February	Destination Gippsland Board Meeting, Tinamba.
25 February	Governor of Victoria Briefing, Council offices.
27 February	Attended Local Government CEO Dinner, Melbourne.
28 February	One Gippsland CEO Forum Meeting, via video conference

13. GENERAL MANAGER CORPORATE SERVICES

13.1. ASSEMBLY OF COUNCILLORS REPORT

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PURPOSE

To report on all assembly of Councillor records received for the period 24 February 2025 to 9 March 2025.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council note and receive the attached Assembly of Councillor records for the period 24 February to 9 March 2025.

BACKGROUND

Section 80A of the *Local Government Act 1989* required a written record be kept of all assemblies of Councillors, stating the names of all Councillors and Council staff attending, matters considered and any conflict of interest disclosures made by a Councillor. These records were required to be reported at an ordinary meeting of the Council and recorded in the minutes. Under the new *Local Government Act 2020*, this requirement is no longer provided for however, in accordance with good governance, Council will continue to provide records of assemblies of Councillors to ensure that the community are kept informed of Councillors activity and participation.

Following is a summary of all Assembly of Councillor records received for the period 24 February 2025 to 9 March 2025.

ATTACHMENTS

1. Assembly of Councillors - 2 December 2024 Gippsland Art Gallery Advisory Group Meeting [**13.1.1** - 1 page]
2. Assembly of Councillors - 3 March 2025 Gippsland Art Gallery Advisory Group Meeting [**13.1.2** - 1 page]
3. Assembly of Councillors - 4 March 2025 Council Day [**13.1.3** - 2 pages]
4. Assembly of Councillors - 5 March 2025 Stratford Structure Plan Community Consultation [**13.1.4** - 1 page]

OPTIONS

Council has the following options:

1. Note and receive the attached assembly of Councillors records; or
2. Not receive the attached assembly of Councillors records.

PROPOSAL

That Council note and receive the attached assembly of Councillors records during the period 24 February to 9 March 2025.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

FINANCIAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNICATION IMPACT

This impact has been assessed and there is no effect to consider at this time.

LEGISLATIVE IMPACT

The reporting of written records of assemblies of Councillors to the Council in the prescribed format complied with Section 80A of the *Local Government Act 1989* however, without prescription under the *Local Government Act 2020*, Council will continue to provide these records in accordance with good governance.

COUNCIL POLICY IMPACT

This impact has been assessed and there is no effect to consider at this time.

COUNCIL PLAN IMPACT

While this report does not meet a specific Council Plan strategic outcome, it aligns with good governance.

RESOURCES AND STAFF IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNITY IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENVIRONMENTAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENGAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.

RISK MANAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.

ASSEMBLY OF COUNCILLORS - MEETING ORGANISED, HOSTED OR SUPPORTED BY COUNCIL

NAME OF MEETING	Gippsland Art Gallery Advisory Group
DATE OF MEETING	Monday 2 December 2024

ASSEMBLY OF COUNCILLORS AND OFFICERS IN ATTENDANCE			
COUNCILLOR	ATTENDANCE	OFFICERS IN ATTENDANCE	
<i>Cr Cindy Madeley</i>	YES	Simon Gregg	Director Gippsland Art Gallery
MATTERS CONSIDERED IN THE MEETING			
<ul style="list-style-type: none"> Proposed art acquisitions Reports from Gallery Director and Friends of the Gallery representative 			
CONFLICTS OF INTEREST NOTED*			
NIL			

* In accordance with Rule 18.5(1) of the Wellington Shire Council Governance Rules a Councillor who has a conflict of interest must not participate in discussion of matters that will come before Council for a decision, or if a decision will be made by a member of staff acting under delegation.

NAME OF MEETING	Gippsland Art Gallery Advisory Group
DATE OF MEETING	Monday 3 March 2025

ASSEMBLY OF COUNCILLORS AND OFFICERS IN ATTENDANCE			
COUNCILLOR	ATTENDANCE	OFFICERS IN ATTENDANCE	
Cr Cindy Madeley	YES	Simon Gregg	Director Gippsland Art Gallery
Cr Liz Foat	YES	Suzanne Snooks	Manager Arts & Culture
MATTERS CONSIDERED IN THE MEETING			
<ul style="list-style-type: none"> Proposed art acquisitions Reports from Gallery Director, Manager Arts & Culture, and Friends of the Gallery representative Update on Turner & Australia major exhibition 			
CONFLICTS OF INTEREST NOTED*			
NIL			

* In accordance with Rule 18.5(1) of the Wellington Shire Council Governance Rules a Councillor who has a conflict of interest must not participate in discussion of matters that will come before Council for a decision, or if a decision will be made by a member of staff acting under delegation.

ASSEMBLY OF COUNCILLORS AND OFFICERS IN ATTENDANCE - COUNCIL DAY

COUNCIL WORKSHOPS – 4 MARCH 2025			
COUNCILLOR	ATTENDANCE	OFFICERS IN ATTENDANCE	
Cr Scott Rossetti (Mayor)	YES	David Morcom	Chief Executive Officer
Cr Cindy Madeley (Deputy Mayor)	YES	Arthur Skipitaris	General Manager Corporate Services
Cr Catherine Bannerman	YES	Chris Hastie	General Manager Built and Natural Environment
Cr Liz Foat	YES	Andrew Pomeroy	General Manager Development
Cr Edward Lowe	YES		
Cr Garry Stephens	YES		
Cr Carmel Ripper	YES (sessions 1-4)		
Cr John Tatterson	YES		
Cr Geoff Wells	YES		
CONFLICTS OF INTEREST NOTED*			
NIL			

* In accordance with Rule 18.5 of the Wellington Shire Council Governance Rules a Councillor who has a conflict of interest must not participate in discussion of matters that will come before Council for a decision, or if a decision will be made by a member of staff acting under delegation.

WORKSHOP DETAILS – 4 MARCH 2025		
ITEM NO.	WORKSHOP TITLE	PRESENTERS
1.1	CEO PERFORMANCE REVIEW PROCESS AND INDEPENDENT TRP REVIEW	<ul style="list-style-type: none"> Michael Malouf – Malouf Management Services Pty Ltd (external consultant) Conflicts of Interest: NIL
1.2	FEES AND CHARGES AND CAPITAL WORKS PROGRAM	<ul style="list-style-type: none"> Peta Crawford, Acting Manager Corporate Finance Ray Weber, Manager Assets and Projects Conflicts of Interest: NIL

ASSEMBLY OF COUNCILLORS AND OFFICERS IN ATTENDANCE - COUNCIL DAY

WORKSHOP DETAILS – 4 MARCH 2025		
ITEM NO.	WORKSHOP TITLE	PRESENTERS
1.3	RECOMMENDATIONS FROM THE FUTURE WELLINGTON THINK TANK	<ul style="list-style-type: none"> • <i>Six Community Members – Future Wellington Think Tank</i> • <i>Caz McLean, External Consultant - Caz McLean Consulting</i> <i>Conflict of Interest: NIL</i>
1.4	PROCUREMENT AND CONTRACTS UPDATE	<ul style="list-style-type: none"> • <i>Arthur Skipitaris, General Manager Corporate Services</i> <i>Conflict of Interest: NIL</i>
1.5	COMMUNITY ENGAGEMENT REVIEW	<ul style="list-style-type: none"> • <i>Kim Salleh, Manager Media and Communications</i> • <i>Nicole Danks, Communications and Engagement Advisor</i> <i>Conflict of Interest: NIL</i>

ASSEMBLY OF COUNCILLORS - MEETING ORGANISED, HOSTED OR SUPPORTED BY COUNCIL

NAME OF MEETING	Stratford Structure Plan – Community Consultation Session #1
DATE OF MEETING	5 March 2025

ASSEMBLY OF COUNCILLORS AND OFFICERS IN ATTENDANCE			
COUNCILLOR	ATTENDANCE	OFFICERS IN ATTENDANCE	
<i>Cr Edward Lowe</i>	YES	Miriam Turner	Strategic Planner
<i>Cr Carmel Ripper</i>	YES	Caragh Button	Strategic Planner
<i>Cr John Tatterson</i>	YES		
MATTERS CONSIDERED IN THE MEETING			
<ul style="list-style-type: none"> • Presentation of Stratford Structure Plan project, overview of next steps of the project. • Workshop of draft study area plans, current zones and land constraints. • 1:1 discussions with community members (20+) about their thoughts on how Stratford should grow over the next 20 years. 			
CONFLICTS OF INTEREST NOTED*			
NIL			

* In accordance with Rule 18.5(1) of the Wellington Shire Council Governance Rules a Councillor who has a conflict of interest must not participate in discussion of matters that will come before Council for a decision, or if a decision will be made by a member of staff acting under delegation.

13.2. FUTURE WELLINGTON - COMMUNITY THINK TANK RECOMMENDATIONS

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PURPOSE

For Council to receive the Future Wellington Think Tank Deliberative Engagement and Outcomes report, consider the recommendations for the Community Vision Statement and Guiding Principles, and acknowledge the significant work of the Think Tank participants.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council

1. *Receive the Future Wellington Think Tank Deliberative Engagement and Outcomes report.*
2. *Adopt the Community Vision Statement of:*
Option i: Connected, inclusive communities, a thriving economy, a resilient environment and a sustainable future; or
Option ii: Resilient, inclusive, sustainable Wellington where people thrive, nature is protected, and communities are connected; and
3. *Adopt the six Guiding Principles;*
 - *Promote economic innovation and foster local prosperity to drive sustainable growth.*
 - *Commit to environmental stewardship and build climate resilience to protect our natural resources and ensure a sustainable future.*
 - *Engage with and support young people as key contributors to the future of our community.*
 - *Preserve and celebrate cultural heritage and diversity to enrich our community.*
 - *Foster connected and accessible communities that promote inclusivity, social integration, equitable access to services and transport, for all ages and abilities.*
 - *Listen to and actively seek feedback from the community; ensure transparent decision-making and communicate effectively with the community about available Council resources.*

Noting that the guiding principles are interconnected and should not be considered in isolation.
4. *Acknowledge the significant work of the Future Wellington Think Tank to collaborate with each other and Council to recommend two options for the Community Vision Statement and six Guiding Principles.*
5. *Note that the information contained in the attached confidential Future Wellington Think Tank Deliberative Engagement and Outcomes report was designated confidential by the General Manager Corporate Services on 27 February 2025 because it contains confidential information as defined in section 3(1) of the Local Government Act 2020; (f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.*

BACKGROUND

Wellington Shire Council committed to undertaking a deliberative engagement process to review the Community Vision and long-term plans that guide Council's direction and priorities.

The objective was to establish the Future Wellington Think Tank, a representative community group, to craft recommendations for a new Community Vision Statement and Guiding Principles.

The Community Vision and Guiding Principles are community owned and will provide the overarching framework for Council's decisions about the next key Council strategic planning documents, being the –

- Council Plan 2025 - 2029,
- Municipal Public Health and Wellbeing Plan 2025 - 2029,
- Asset Plan, and
- Financial Plan.

Legislative requirements

The *Local Government Act 2020* (the Act) requires that Victorian councils use deliberative engagement practices to develop a Community Vision and key council strategic planning documents.

Deliberative engagement describes a group of everyday people considering relevant facts from multiple points of view, identifying options, and coming to a group decision. The process is about placing community members closer to the affairs of government. The expectation is that Council will implement the recommendations to the greatest extent possible, however the process does not replace or take away from the decision-making powers of elected representatives.

The Act requires that these documents be reviewed by 31 October the year following a general election. The *Public Health and Wellbeing Act 2008* also requires councils to develop a Municipal Public Health and Wellbeing Plan (MPHWP) within 12 months following a general election.

About Future Wellington

Future Wellington is the name of the project for Council's extensive community engagement process to check-in on Wellington Shire Council's existing Community Vision 2031 and support the development of Council's next Council Plan 2025 - 2029, Municipal Public Health and Wellbeing Plan, Asset Plan and Financial Plan. An external consultant, Caz McLean has been appointed to design and deliver the engagement process and support Council to prepare the new plans.

An overview and progress report on Future Wellington and the Think Tank process was provided to the new Council group, elected on 26 October 2024, as part of the mandatory Councillor induction program in November 2024, with subsequent briefings provided in Council workshops on 3 December and 17 December 2024.

Future Wellington includes both broad community engagement and a deliberative working group called the Future Wellington Think Tank.

Future Wellington Community Check-in process

The Future Wellington community check-in process engaged approximately 1900 community members who participated in a survey, community workshops, a drawing competition, photo competition, quick response postcards and pop-up conversations at selected events between 1 July and 31 August 2024.

A report of the community check-in findings was presented to Council on 17 December 2024 and forms an important part of the evidence base for the Think Tank recommendations and further decisions to be made about the new plans.

Establishment of the Future Wellington Think Tank

The Think Tank was formed from a representative sample of the community, with 22 participants engaging in deliberative discussions over four sessions.

Role of the Future Wellington Think Tank

Members were tasked with considering community feedback, learning from experts, and making recommendations for the future vision of Wellington.

The following remit guided Future Wellington Think Tank members through their deliberations:

- **Imagine Wellington in 2050. Consider what may have changed that makes you feel proud, inspired and connected to your community.**
- **With this in mind, what is our vision and guiding principles for Wellington to be the best place to live, work, study and play for all in 2050?**

Attachment 13.2.1 About Future Wellington details the engagement process undertaken to formulate the recommendations for the new Community Vision Statement and Guiding Principles for the Wellington Shire Council. It emphasises the valuable contributions of community members who took part in the community check-in and the Future Wellington Think Tank and underscores the importance of community involvement.

Confidential Attachment 13.2.3 The Future Wellington Think Tank Deliberative Engagement and Outcomes Report prepared by Caz McLean provides the Councillors with an outline of the deliberative engagement process which was undertaken to support the Future Wellington Think Tank to develop a new Community Vision and Guiding Principles as part of Future Wellington.

Acknowledgement of the Think Tank's contribution

The members of the Think Tank undertook significant voluntary work to collaborate in crafting the new Community Vision and Guiding Principles. All participants will receive a certificate of appreciation in recognition of their valued contribution. Members who attended a minimum of three out of the four sessions will also be provided with a \$150 gift card.

Think Tank recommendations

On Tuesday 4 March 2025, six of the Think Tank members presented their recommendations for the new Community Vision Statement and Guiding Principles to Councillors during a Council workshop. The members were supported by Caz McLean, Future Wellington Consultant.

The Think Tank have provided two options for the Community Vision Statement and six Guiding Principles.

Community Vision Statement

- **Option i:** Connected, inclusive communities, a thriving economy, a resilient environment and a sustainable future; or
- **Option ii:** Resilient, inclusive, sustainable Wellington where people thrive, nature is protected, and communities are connected.

Guiding Principles

- Promote economic innovation and foster local prosperity to drive sustainable growth.
- Commit to environmental stewardship and build climate resilience to protect our natural resources and ensure a sustainable future.
- Engage with and support young people as key contributors to the future of our community.
- Preserve and celebrate cultural heritage and diversity to enrich our community.
- Foster connected and accessible communities that promote inclusivity, social integration, equitable access to services and transport, for all ages and abilities
- Listen to and actively seek feedback from the community; ensure transparent decision-making and communicate effectively with the community about available Council resources.

The guiding principles are interconnected and should not be considered in isolation.

Should Council adopt the Community Vision Statement and Guiding Principles, the wording will be incorporated into Council's new Community Vision. Once the new Community Vision document is finalised, it will be presented to Council at a future Council meeting for approval.

ATTACHMENTS

1. About Future Wellington [13.2.1 - 7 pages]
2. Confidential Header - Future Wellington Think Tank Deliberative Engagement and Outcomes Report [13.2.2 - 1 page]
3. CONFIDENTIAL REDACTED - Future Wellington Think Tank Deliberative Engagement Process and Outcomes Report [13.2.3 - 41 pages]

OPTIONS

Council has the following options available:

1. Receive the Future Wellington Think Tank Deliberative Engagement and Outcomes report; adopt the Community Vision Statement of **Option i: Connected, inclusive communities, a thriving economy, a resilient environment and a sustainable future**; adopt the six Guiding Principles, noting that the guiding principles are interconnected and should not be considered in isolation; acknowledge the significant work of the Future Wellington Think Tank; and note that the information contained in the attached confidential Future Wellington Think Tank Deliberative Engagement and Outcomes report is designated confidential; or

2. Receive the Future Wellington Think Tank Deliberative Engagement and Outcomes report; adopt the Community Vision Statement of ***Option ii: Resilient, inclusive, sustainable Wellington where people thrive, nature is protected, and communities are connected***; adopt the six Guiding Principles, noting that the guiding principles are interconnected and should not be considered in isolation; acknowledge the significant work of the Future Wellington Think Tank; and note that the information contained in the attached confidential Future Wellington Think Tank Deliberative Engagement and Outcomes report is designated confidential; or
3. Receive the Future Wellington Think Tank Deliberative Engagement and Outcomes report; not adopt either of the options for the Community Vision Statement and six Guiding Principles; seek further information for consideration at a later Council Meeting; acknowledge the significant work of the Future Wellington Think Tank; and note that the information contained in the attached confidential Future Wellington Think Tank Deliberative Engagement and Outcomes report is designated confidential.

PROPOSAL

That Council receive the Future Wellington Think Tank Deliberative Engagement and Outcomes report; adopt one of the options for the Community Vision Statement and the six Guiding Principles; acknowledge the significant work of the Future Wellington Think Tank to collaborate with each other and Council to recommend two options for the Community Vision Statement and six Guiding Principles; and note that the information contained in the attached confidential Future Wellington Think Tank Deliberative Engagement and Outcomes report is designated confidential.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

FINANCIAL IMPACT

The resourcing of the Think Tank was delivered within the allocated operating budget using an external consultant and internal staff resources. There were 18 Think Tank members who were eligible for the \$150 voucher.

Any financial implications that arise as a result of the Community Vision Statement and Guiding Principles will be managed separately to this report as part of the development and approval of Council's next Council Plan, Municipal Public Health and Wellbeing Plan, Asset Plan, Financial Plan and other strategic documents.

COMMUNICATION IMPACT

An extensive promotional campaign has been undertaken directly with the community, providing important foundational information about the council planning process, the suite of plans, the purpose of the engagement, the focus of engagement activities and opportunities for participation.

The Think Tank members have been provided with the details of the Council meeting and encouraged to attend the meeting in-person or online. Council officers will ensure that all Think Tank members are notified of the decision made by Council following the receipt of the report. Should the recommendations be adopted, a media release will be prepared to inform the wider community.

LEGISLATIVE IMPACT

The establishment of the Future Wellington Think Tank to recommend the Community Vision Statement and Guiding Principles aligns with the requirement for Council to use deliberative engagement to consult with the community on key strategic documents as outlined in the *Local Government Act 2020*.

COUNCIL POLICY IMPACT

The community engagement has been undertaken in accordance with the Community Engagement Policy.

COUNCIL PLAN IMPACT

The Council Plan 2021-25 Theme 3 “Liveability and Wellbeing” states the following strategic outcome:

Strategic Outcome 3.2: *"An actively engaged community."*

Strategic Outcome 3.3: *"Opportunities for everyone to work, learn, create, play, and share."*

This report supports the above Council Plan strategic outcomes.

RESOURCES AND STAFF IMPACT

Any resourcing or staff impacts that arise as a result of the Community Vision Statement and Guiding Principles will be managed separately to this report as part of the development and approval of Council's next Council Plan, Municipal Public Health and Wellbeing Plan, Asset Plan, Financial Plan and other strategic documents.

COMMUNITY IMPACT

The recommended Community Vision Statement and Guiding Principles will replace the Community Vision Statement and Themes that are contained in the Community Vision 2031. The Community Vision and Guiding Principles are community owned and will provide the overarching framework for Council's decisions about the next Council Plan, Municipal Public Health and Wellbeing Plan, Asset Plan and Financial Plan.

ENVIRONMENTAL IMPACT

Both options for the Community Vision Statement include aspirations relating to the environment. With the Community Vision Statement and Guiding Principles providing the framework for Council's next Council Plan, Municipal Public Health and Wellbeing Plan, Asset Plan and Financial Plan, environment impacts will continue to be considered as these documents are developed and approved.

ENGAGEMENT IMPACT

Council is committed to genuine and effective community engagement in council planning and decision making. In accordance with the Community Engagement strategy, the Future Wellington project used the International Association for Public Participation (IAP2) principles to encourage community involvement.

RISK MANAGEMENT IMPACT

The Think Tank's recommendations for the Community Vision Statement and Guiding Principle are subject to Council's decision. By adopting a risk management approach, several risk mitigation strategies were employed throughout the deliberative engagement process, aiming to achieve support for the adoption and implementation of the recommendations.

About Future Wellington

This document details the engagement process undertaken to formulate the recommendations for the new Community Vision Statement and Guiding Principles for the Wellington Shire Council. It emphasises the valuable contributions of community members who took part in the community check-in and the Future Wellington Think Tank and underscores the importance of community involvement.

Future Wellington is the name of the project for Council's extensive community engagement process to deliver the next Community Vision and support the development of the Council Plan 2025 - 2029, Municipal Public Health and Wellbeing Plan 2025 - 2029, Asset Plan and Financial Plan.

An extensive promotional campaign was undertaken directly with the community, providing important foundational information about the council planning process, the suite of plans, the purpose of the engagement, the focus of engagement activities and opportunities for participation. Options for participation included being part of the broad community engagement or a deliberative working group called the Future Wellington Think Tank.

An overview and progress report on Future Wellington and the Think Tank process was provided to the new Council group, elected on 26 October 2024, as part of the mandatory Councillor induction program in November 2024, with subsequent briefings provided in Council workshops on 3 December and 17 December 2024.

Strategies to support inclusion and diversity

Future Wellington aimed to enhance community engagement by using a variety of methods that supported inclusion and reflected the diversity of the Wellington Shire community. An overview of the strategies utilised is outlined as follows:

- Adequate lead time was provided to promote participation opportunities and to explain the purpose in accessible language and formats, supported by appropriately targeted communications.
- Careful consideration of the needs, interests, and capacity of various stakeholders through the preparation of promotional information with the question: “what’s in it for the stakeholder?” at the forefront of the design, communication, and promotion of engagement mechanisms.
- A variety of mediums to engage with target groups including a mix of digital, in person, plain English, accessible and succinct written materials, and briefing materials.
- Appropriate incentives to encourage participation as an acknowledgment of the value of the contribution of community members.
- Utilise existing networks, groups, meetings, and community leaders to promote the project and engage the perspectives of special interest and community groups in the engagement process.
- Flexibility and willingness to respond to the preferences of stakeholders e.g. provision of a range of options for participation that enabled choice in how people might provide their feedback.
- For in person community engagement, local place-based venues were used with sessions scheduled at different times (morning, afternoon and evenings), weekdays and weekends.
- Internal and external engagement was informed by the expertise of relevant Council Officers and community members with local community knowledge to ensure the approach was tailored to the local context.
- Place based approach that leveraged key service providers and community groups to facilitate the participation of the stakeholders they represent and as key engagement and touch points for the wider community, with engagement taking place across the Shire.

Future Wellington Community Check-in process

The Future Wellington community check-in process engaged approximately 1900 community members who participated in a survey, community workshops, a drawing competition, photo competition, quick response postcards and pop-up conversations at selected events between 1 July and 31 August 2024. The valuable feedback and insights gathered throughout this time were used to produce the Future Wellington Community Check-in Findings Report which was presented to Council on 17 December 2024. This report formed an important part of the evidence base for the Think Tank recommendations and further decisions to be made about the new plans.

Establishment of the Future Wellington Think Tank

The Think Tank was established following an expression of interest (EOI) process with a total of 45 EOI’s received. A pool of 30 potential members, who were considered a representative sample of the Wellington community, were selected. As part of the EOI process applicants answered demographic questions about their age, gender, ethnicity, town, whether they identified as Aboriginal and Torres Strait Islander, cultural diversity, are part of the LGBTIQ+ community, and/or have a disability, whether they rent or own their

own home, and how long they have lived in Wellington. Collecting demographic information assisted with appointing a group representative of Wellington's everyday people. While there were some challenges in recruiting a sample that fully matched the demographic profile, primarily due to limited EOLs from certain cohorts and last-minute withdrawals, the overall process was successful in creating a diverse and inclusive Think Tank.

A report was presented to Council in December 2024 for approval, with the aim of establishing a group with 20 to 25 Think Tank members. This allowed for the natural attrition often associated with processes such as these. Although 27 community members accepted the invitation to join the Think Tank, the final number of participants was 22. The level of attrition over the four sessions was comparable to other similar processes conducted. While attendance peaked at 21 people for session one, attendance fluctuated between 19 and 15 for the second, third and fourth sessions due to unforeseen work and personal commitments, and some unplanned absences.

Role of the Future Wellington Think Tank

The purpose of the Future Wellington Think Tank was for members to be actively involved in a deliberative engagement process to consider the Future Wellington community check-in findings, hear from subject matter experts, learn from each other about local priorities, share their own perspectives and weigh up options about the future of Wellington Shire. The participants met over four sessions during February 2025 for a total of 13 hours of face-to-face engagement with further discretionary effort contributed via preparation, pre-reading and informal group sessions.

The following remit guided Future Wellington Think Tank members through their deliberations:

- **Imagine Wellington in 2050. Consider what may have changed that makes you feel proud, inspired and connected to your community.**
- **With this in mind, what is our vision and guiding principles for Wellington to be the best place to live, work, study and play for all in 2050?**

The following key messages were shared throughout the process to ensure the Think Tank were aware of the scope of their role in the process:

- Trade-offs are required in an environment where rising costs, financial constraints, and a growing population create competing demands for resources. Emergency events have also emphasised the need to invest in resilient infrastructure and respond to a changing climate, making Council's decision-making particularly challenging.
- The outcome of the process will involve the Future Wellington Think Tank making recommendations for the new Community Vision and Guiding Principles to inform the development of the new Council Plan, and sub-plans, and presenting them to Council.
- Council is responsible for overseeing the development of the Community Vision, but it is owned by the community.

- While the Community Vision will guide the Council Plan and other long-term plans and strategies, its scope extends beyond the Council's direct influence.
- The Community Vision provides a platform for advocacy and collaboration amongst Council, the community, groups, local organisations and agencies.
- It is anticipated that the new Community Vision and Guiding Principles will play an important role in shaping the complex decisions that Council faces about priorities for the next decade and beyond, considering Wellington's unique geographical and population challenges.
- The Community Vision describes what residents and ratepayers aspirations are for the future, and guides the long-term planning, decision-making and expectations for the municipality.
- Guiding Principles are broad, strategic guidelines, not actions, that will inform how Council will make decisions required to bring the community vision to life and address needs and priorities.
- Council is excited to see the outcomes of the Think Tank and will continue working together with the community to build a vibrant, resilient, and forward-looking Wellington Shire, supporting a happy and healthy life for all residents.

Overall, the engagement aimed to:

- Design a process where participants are given time and space to digest information, share and listen to different perspectives and deliberate ideas
- Design a process that is transparent and clear on the level of influence the process entails
- Design and deliver a process where participants clearly understand the remit, their role, tasks and the expected outcomes
- Provide participants with plain English information that will be presented from a mixture of internal and external sources, including results of the Future Wellington Community Check-in Findings Report.
- Deliver an independently facilitated process and provide a safe space for dialogue
- Develop a revised Community Vision Statement and Guiding Principles.

This engagement process was designed to align with the 'Collaborate' level of the International Association of Public Participation (IAP2). At the 'Collaborate' level the promise is that 'Council will partner with you in each aspect of the decision including the development of alternatives and the identification of the preferred solution'. This level was considered appropriate given the community ownership of the Community Vision.

At the first session, the participants were formally welcomed by Mayor Rossetti, with Deputy Mayor Madeley and several councillors in attendance. This session was facilitated by Caz McLean and supported by the Chief Executive Officer, General Managers and Council Officers.

The following three sessions were facilitated by Caz McLean and supported by Billie-Jo Thorburn, Performance and Reporting Coordinator and Nicole Danks, Communications and Engagement Advisor. Together, they worked together to provide the Think Tank members

with extensive information, presentations and opportunities to ask questions of Council officers and an external subject matter expert to support their informed participation.

In addition, the Think Tank members had access to an online portal to interact, discuss ideas and access resources. Assistance was provided by council staff to support any members who required help with the online delivery method. Support for Think Tank members also included addressing barriers to participation, providing accessible venues, and offering gift vouchers for participation.

As part of the process, the Think Tank members considered the current Community Vision Statement and Themes which are contained in the Community Vision 2031 as follows:

Community Vision Statement: Happy people, healthy environment and thriving communities.

Theme 1: Communities

Our Vision: "We know and support each other and have a strong sense of community belonging. Diversity is respected and there are many social and community activities providing opportunities for all people to interact. We strive for good health, feel safe in our communities and are prepared for natural disasters"

Theme 2: Services and Infrastructure

Our Vision: "Wellington has a built environment that is sustainable, appropriate, accessible and responsive to the community. Transport connects people to communities and places. Events and services support our strong communities"

Theme 3: Natural Environment

Our Vision: "Wellington's natural environment and landscape is clean, diverse, beautiful, accessible and protected"

Theme 4: Lifelong Learning

Our Vision: "Wellington has a broad choice of local training, education and holistic learning and development options that lead to meaningful employment and personal fulfilment."

Theme 5: Economy

Our Vision: "Wellington has a wealth of diverse industries providing employment opportunities for all. There is growth in the Wellington population and economy which is balanced with the preservation of our natural environment and connected communities"

Providing the recommendations to Council

On Tuesday 4 March 2025, six of the Think Tank members presented their recommendations for the new Community Vision Statement and Guiding Principles to Councillors during a Council workshop. The members were supported by Caz McLean, Future Wellington Consultant. The recommendations were then subsequently submitted to the Council Meeting of Tuesday 18 March for council to consider the adoption.

The Community Vision Statement and Guiding Principles as recommended by the Think Tank



Recommended Guiding Principles – previously named ‘Themes’

The following guiding principles are interconnected and should not be considered in isolation.

1. Promote economic innovation and foster local prosperity to drive sustainable growth.
2. Commit to environmental stewardship and build climate resilience to protect our natural resources and ensure a sustainable future.
3. Engage with and support young people as key contributors to the future of our community.
4. Preserve and celebrate cultural heritage and diversity to enrich our community.
5. Foster connected and accessible communities that promote inclusivity, social integration, equitable access to services and transport, for all ages and abilities
6. Listen to and actively seek feedback from the community; ensure transparent decision-making and communicate effectively with the community about available Council resources.

Acknowledgement of the Think Tank’s contribution

The members of the Think Tank undertook significant voluntary work to collaborate in crafting the new Community Vision and Guiding Principles. Their dedication and spirit of collaboration have been paramount to this initiative. These members have contributed their time and energy through face-to-face engagements, preparation, pre-reading, and informal group sessions. Their collective effort underscores the community's commitment to shaping the future of Wellington.

All participants will receive a certificate of appreciation in recognition of their valued contribution. Members who attended a minimum of three out of the four sessions will also be provided with a \$150 gift card.



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

ORDINARY COUNCIL MEETING 18 MARCH 2025

I declare that the information contained in the attached document **FUTURE WELLINGTON THINK TANK DELIBERATIVE ENGAGEMENT AND OUTCOMES REPORT** relating to **FUTURE WELLINGTON – COMMUNITY THINK TANK RECOMMENDATIONS** is confidential because it contains confidential information as defined in section 3(1) of the *Local Government Act 2020*;

(f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs

.....
ARTHUR SKIPITARIS
General Manager Corporate Services
27/02/2025

13.3. AUDIT & RISK COMMITTEE MINUTES

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

PURPOSE

To receive and note the minutes of the Audit & Risk Committee meeting held on 24 February 2025.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council:

- 1. Receive and note the minutes in brief of the Audit & Risk Committee 24 February 2025 (refer Attachment 13.3.1 Audit & Risk Committee Minutes in Brief 24 February 2025) and the confidential attachment 13.3.3 Audit & Risk Committee Minutes of 24 February 2025;**
- 2. Note that the information contained in the confidential attachment 13.3.3 Audit & Risk Committee Minutes of 24 February 2025 of this Council meeting agenda was designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Corporate Services on 25 February 2025 because it relates to the following grounds:
e) legal privileged information; and l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.**

BACKGROUND

Council maintains an Audit & Risk Committee in accordance with section 53 of the *Local Government Act 2020*. The Audit & Risk Committee is an independent advisory Committee to Council and its primary objective is to assist Council in the effective conduct of its responsibilities for financial reporting, management of risk, maintaining a reliable system of internal controls and facilitating the organisation's ethical development. Minutes of the Audit & Risk Committee are reported direct to Council.

A copy of the minutes in brief from the Audit & Risk Committee meeting of 24 February 2025 is attached and is provided for the information of Council and the public in general.

ATTACHMENTS

1. Audit & Risk Committee Minutes in Brief 24 February 2025 [**13.3.1** - 6 pages]
2. Confidential Header - Audit & Risk Committee minutes 24 February 2025 [**13.3.2** - 1 page]
3. CONFIDENTIAL REDACTED - Audit & Risk Committee minutes 24 February 2025 [**13.3.3** - 135 pages]

OPTIONS

Council has the following options available:

1. To receive and note the minutes from the Audit & Risk Committee meeting of 24 February 2025; or
2. To seek further information and consider the minutes at a future meeting.

PROPOSAL

To receive and note the minutes of the Audit & Risk Committee meeting held on 24 February 2025.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

FINANCIAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNICATION IMPACT

This impact has been assessed and there is no effect to consider at this time.

LEGISLATIVE IMPACT

The *Local Government Act 2020*, section 53(1) requires Council to establish an audit committee. Council's Audit & Risk Committee is an Advisory Committee to Council and operates within the Terms of Reference and Charter adopted by Council.

The Audit & Risk Committee Terms of Reference require the minutes of the Audit & Risk Committee to be forwarded to an ordinary meeting of the Council, including a report explaining any specific recommendations and key outcomes.

This report complies with the legislative requirements and the Audit & Risk Committee Terms of Reference requirements.

COUNCIL POLICY IMPACT

This impact has been assessed and there is no effect to consider at this time.

COUNCIL PLAN IMPACT

The Council Plan 2021-25 Theme 4 "Services and Infrastructure" states the following strategic outcome:

Strategic Outcome 4.1: *"A financially sustainable, high performing organisation."*

This report supports the above Council Plan strategic outcome.

RESOURCES AND STAFF IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNITY IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENVIRONMENTAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENGAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.

RISK MANAGEMENT IMPACT

The Audit & Risk Committee Charter identifies the management of risk as one of the primary objectives of the Audit & Risk Committee. The Audit & Risk Committee monitors the risk exposure of Council by determining if management has appropriate risk management processes and adequate management information systems in place.

AUDIT & RISK COMMITTEE MINUTES IN BRIEF – 24 FEBRUARY 2025

Present: Mr Chris Badger (Chair) (via Teams)
Mr Tony Smith (via Teams)
Mr Craig Nesbit (via Teams)
Councillor Edward Lowe (via Teams) (joined meeting at 2.40pm)
Councillor Catherine Bannerman (via Teams)

In attendance: Mr David Morcom (Chief Executive Officer) (joined meeting at 1.43pm)
Mr Arthur Skipitaris (General Manager Corporate Services)
Mr Kapil Kukreja (HLB Mann Judd) (via Teams)
Mr Jaideep Mor (HLB Mann Judd) (via Teams) (joined meeting at 1.35pm)

1 Welcome

2 Apologies

Ian Carroll, Manager Corporate Finance
Peta Crawford, Acting Manager Corporate Finance
Sheryl Saynor, Executive Support Corporate Services

3 Closure of Meeting to Public

*Tony Smith/Craig Nesbit
That the meeting be closed to the public under Section 66(5) of the Local Government Act 2020 to discuss legal privileged information and information that was confidential information for the purposes of section 77 of the Local Government Act 1989.*

CARRIED

4 Declaration of Conflict(s) of Interest

Nil

5 Adoption of Previous Minutes - 9 December 2024

*Tony Smith/Councillor Bannerman
That the Committee adopt the minutes of the previous meeting held on 9 December 2024.*

CARRIED

6 In Camera Session (conducted at 1.00pm)

Items 4, 5 and 7.4 were discussed in camera.

7.1 Election of Chair

Tony Smith/Craig Nisbet

That the Audit & Risk Committee recommend to Council that Chris Badger be appointed as Chairperson.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

(I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

be designated confidential information under Clause 3(1) of the Local Government Act 2020.

CARRIED

7.2 Action Items from Previous Minutes

Craig Nisbet /Tony Smith

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

(I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

be designated confidential information under Clause 3(1) of the Local Government Act 2020.

CARRIED

7.3 Internal Audit: Human Resources Management

Councillor Bannerman/Craig Nisbet

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

(I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

be designated confidential information under Clause 3(1) of the Local Government Act 2020.

CARRIED

7.4 Status of Audit Recommendations

Councillor Bannerman/Craig Nisbet

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

(I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

be designated confidential information under Clause 3(1) of the Local Government Act 2020.

CARRIED

7.5 OH&S Matters

Tony Smith/Craig Nisbet

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

(I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

be designated confidential information under Clause 3(1) of the Local Government Act 2020.

CARRIED

7.6 Thirteenth strategic risk – statutory and regulatory requirements

Craig Nisbet/Councillor Bannerman

That the Audit & Risk Committee endorse the risks as attached.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

(I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

be designated confidential information under Clause 3(1) of the Local Government Act 2020.

CARRIED

7.7 Road Management Act Processes

Councillor Bannerman/Tony Smith

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

(I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

be designated confidential information under Clause 3(1) of the Local Government Act 2020.

CARRIED

7.8 VAGO Report: Reporting on Local Government Performance: Follow Up

Tony Smith/Craig Nisbet

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

(I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

be designated confidential information under Clause 3(1) of the Local Government Act 2020.

CARRIED

7.9 Parliamentary inquiry into fraud and corruption control in local government

Tony Smith/Craig Nisbet

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

*(l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.10 Financial Report

Tony Smith/Craig Nisbet

That the Audit & Risk Committee recommend to Council that the Charter and Terms of Reference be amended as per attached.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

*(l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.11 ICT and Cyber Security Update

Councillor Bannerman/Tony Smith

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

*(l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.12 Staff Excess Leave

Councillor Lowe/Councillor Bannerman

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

*(l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.13 Chief Executive Officer's Credit Card Expenditure

Tony Smith/Craig Nisbet

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

*(l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.14 Related Party Transactions

Tony Smith/Councillor Lowe

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

*(l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.15 Register of Commissioned Reports

Tony Smith/Craig Nisbet

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

*(l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.16 Key Risk Matters Update

Councillor Lowe/Craig Nisbet

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

*(l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.17 Insurance Report

Councillor Bannerman/Tony Smith

That the Audit & Risk Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 3(1) Confidential Information of the Local Government Act 2020 as confidential by the Chief Executive Officer on 2 December 2024 because it relates to the following grounds:

*(l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.18 Fraud Report

Craig Nisbet/Tony Smith

*That the Audit & Risk Committee recommend to Council that it receive the report.
That the information contained in this document and designated under Section 3(1)
Confidential Information of the Local Government Act 2020 as confidential by the Chief
Executive Officer on 2 December 2024 because it relates to the following grounds:*

*(l) information that was confidential information for the purposes of section 77 of the
Local Government Act 1989.
be designated confidential information under Clause 3(1) of the Local Government Act 2020.
CARRIED*

7.19 General Business

Nil

8 Rotating Assessment and Feedback on Meeting – Craig Nisbet

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 3.28PM.



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

ORDINARY COUNCIL MEETING 18 MARCH 2025

I declare that the information contained in the attached document **AUDIT & RISK COMMITTEE MINUTES OF 24 FEBRUARY 2025** is confidential because it contains confidential information as defined in section 3(1) of the *Local Government Act 2020*:

- e) legal privileged information, being information to which legal professional privilege or client legal privilege applies;
- l) information that was confidential information for the purposes of section 77 of the *Local Government Act 1989*.

.....
ARTHUR SKIPITARIS
General Manager Corporate Services
5 March 2025

13.4. S6 INSTRUMENT OF DELEGATION – MEMBERS OF COUNCIL STAFF

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PURPOSE

For Council to adopt the updated *S6 Instrument of Delegation - Members of Council Staff*.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council, in the exercise of the powers conferred by the legislation referred to in the attached instrument of delegation, resolve that –

- 1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached Instrument of S6 Instrument of Delegation - Members of Council Staff, the powers, duties and functions set out in that instrument, subject to the conditions and limitations specified in that instrument as attached.*
- 2. The S6 Instrument of Delegation - Members of Council Staff comes into force immediately upon this resolution being made and is to be signed by the Council's Chief Executive Officer.*
- 3. On the coming into force of the S6 Instrument of Delegation - Members of Council Staff, the current S6 Instrument of Delegation - Members of Council Staff dated 4 September 2024 is revoked.*
- 4. The duties and functions set out in the S6 Instrument of Delegation - Members of Council Staff must be performed, and the powers set out in the instrument must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.*

BACKGROUND

The *Local Government Act 2020* provides for Council to delegate a power, duty or function of Council to members of Council staff. Delegations are essential to good governance as it is not practical for Council and the Chief Executive Officer alone to exercise the many statutory powers provided to Council.

Council's Instruments of Delegation are based on 'model delegations' which are provided through a legal firm. Council received the latest update from the legal firm during January 2025. The update applies to the *S6 Instrument of Delegation - Members of Council Staff*.

This is a minor update involving the insertion of section 12(2)(b) of the *Road Management Act 2004* to provide for Council to provide consent to the Head, Transport for Victoria to discontinue a road or part of a road.

The update also includes removing the limitation for the powers in sections 19FA(1) and 19FA(3)(a)-(c) of the *Food Act 1984* being delegated “only in relation to temporary food premises or mobile food premises” and the amendment of a typographical error in r 12(1) of the *Residential Tenancies (Caravan Parks and Moveable Dwellings Registration and Standards) Regulations 2024*.

The amended delegations appear on pages 18, 136 and 143 of the attached *S6 Instrument of Delegation - Members of Council Staff*.

A minor update has also been made due to operational requirements.

ATTACHMENTS

1. S6 Instrument of Delegation - Council to Members of Council Staff [**13.4.1** - 163 pages]
2. Change Table - S6 Instrument of Delegation - Council to Members of Council Staff [**13.4.2** - 2 pages]

OPTIONS

Council has the following options available:

1. That Council, in the exercise of the powers conferred by the legislation referred to in the attached instrument of delegation, resolve that –
 - i. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached *S6 Instrument of Delegation - Members of Council Staff*, the powers, duties and functions set out in that instrument, subject to the conditions and limitations specified in that instrument as attached.
 - ii. The S6 Instrument of Delegation - Members of Council Staff comes into force immediately upon this resolution being made and is to be signed by the Council's Chief Executive Officer.
 - iii. On the coming into force of the *S6 Instrument of Delegation - Members of Council Staff*, the current *S6 Instrument of Delegation - Members of Council Staff* dated 4 September 2024 is revoked.
 - iv. The duties and functions set out in the *S6 Instrument of Delegation - Members of Council Staff* must be performed, and the powers set out in the instrument must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt; or
2. That Council resolve that the *S6 Instrument of Delegation - Members of Council Staff* is not updated and seek further information for consideration at a future meeting of Council.

PROPOSAL

It is proposed that Council adopt the updated *S6 Instrument of Delegation - Members of Council Staff*.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

FINANCIAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNICATION IMPACT

This impact has been assessed and there is no effect to consider at this time.

LEGISLATIVE IMPACT

The *Local Government Act 2020* provides for Council to delegate a power, duty or function of Council to a member of Council staff.

COUNCIL POLICY IMPACT

This impact has been assessed, and it aligns with Council's Delegations Policy.

COUNCIL PLAN IMPACT

While this report does not meet a specific Council Plan strategic outcome, it aligns with good governance.

RESOURCES AND STAFF IMPACT

Upon notification of the update from Council's legal firm, all relevant staff were consulted and have contributed to any necessary updates of this Instrument of Delegation. Following adoption, all staff with altered or new delegations are notified.

COMMUNITY IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENVIRONMENTAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENGAGEMENT IMPACT

The Instruments of Delegation contained within the report have been prepared in consultation with appropriate business units at Council.

RISK MANAGEMENT IMPACT

The utilisation of Instruments of Delegation and Sub-Delegation allow for the provision of powers to be allocated to relevant council officers to allow them to carry out various duties and actions as an extension of Council.



WELLINGTON
SHIRE COUNCIL

S6 Instrument of Delegation – Members of Council Staff

Instrument of Delegation

to

Members of Council Staff



Instrument of Delegation

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

1. delegates each duty and/or function and/or power described in column 1 of the Schedule (and summarised in column 2 of the Schedule) to the member of Council staff holding, acting in or performing the duties of the office or position described opposite each such duty and/or function and/or power in column 3 of the Schedule;
2. declares that:
 - 2.1 this Instrument of Delegation is authorised by a resolution of Council passed on **18 March 2025**; and
 - 2.2 the delegation:
 - 2.2.1 comes into force immediately upon resolution and is to be signed by the Chief Executive Officer;
 - 2.2.2 remains in force until varied or revoked;
 - 2.2.3 is subject to any conditions and limitations set out in sub-paragraph 2.3, and the Schedule; and
 - 2.2.4 must be exercised in accordance with any guidelines or policies which Council from time to time adopts; and
 - 2.3 the delegate must not determine the issue, take the action or do the act or thing:
 - 2.3.1 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;
 - 2.3.2 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;
 - 2.3.3 if the determining of the issue, the taking of the action or the doing of the act or thing cannot be the subject of a lawful delegation; or
 - 2.3.4 if the determining of the issue, the taking of the action or the doing of the act or thing is already the subject of an exclusive delegation to another member of Council staff or delegated committee.



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

.....
Witness name:

DAVID MORCOM
Chief Executive Officer
Wellington Shire Council

.....

Date: / 03 / 2025



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SCHEDULE

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 8(1)(a)(ii)	Power to manage one or more public cemeteries	N/A	
s 12(1)	Function to properly and efficiently manage and maintain each public cemetery for which responsible and carry out any other function conferred under this Act	N/A	Where Council is a Class B cemetery trust
s 12(2)	Duty to have regard to the matters set out in paragraphs (a) – (c) in exercising its functions	N/A	Where Council is a Class B cemetery trust
s 12A(1)	Function to do the activities set out in paragraphs (a) – (n)	N/A	Where Council is a Class A cemetery trust
s 12A(2)	Duty to have regard to matters set out in paragraphs (a) – (e) in exercising its functions	N/A	Where Council is a Class A cemetery trust
s 13	Duty to do anything necessary or convenient to enable it to carry out its functions	N/A	
s 14	Power to manage multiple public cemeteries as if they are one cemetery	N/A	
s 15(4)	Duty to keep records of delegations	N/A	
s 17(1)	Power to employ any persons necessary	N/A	
s 17(2)	Power to engage any professional, technical or other assistance considered necessary	N/A	
s 17(3)	Power to determine the terms and conditions of employment or engagement	N/A	Subject to any guidelines or directions of the Secretary
s 18(3)	Duty to comply with a direction from the Secretary	N/A	
s 18B(1) & (2)	Duty to establish governance committees within 12 months of becoming a Class A cemetery trust and power to establish other governance committees from time to time	N/A	Where Council is a Class A cemetery trust
s 18C	Power to determine the membership of the governance committee	N/A	Where Council is a Class A cemetery trust

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 18D	Power to determine procedure of governance committee	N/A	Where Council is a Class A cemetery trust
s 18D(1)(a)	Duty to appoint community advisory committee for the purpose of liaising with communities	N/A	Where Council is a Class A cemetery trust
s 18D(1)(b)	Power to appoint any additional community advisory committees	N/A	Where Council is a Class A cemetery trust
s 18D(2)	Duty to establish a community advisory committee under s 18D(1)(a) within 12 months of becoming a Class A cemetery trust.	N/A	Where Council is a Class A cemetery trust
s 18D(3)	Duty to include a report on the activities of the community advisory committees in its report of operations under Part 7 of the <i>Financial Management Act 1994</i>	N/A	Where Council is a Class A cemetery trust
s 18F(2)	Duty to give preference to a person who is not a funeral director of a stonemason (or a similar position) when appointing a person to a community advisory committee	N/A	Where Council is a Class A cemetery trust
s 18H(1)	Duty to hold an annual meeting before 30 December in each calendar year	N/A	Where Council is a Class A cemetery trust
s 18I	Duty to publish a public notice of annual meeting in a newspaper, a reasonable time before the date of the annual meeting	N/A	Where Council is a Class A cemetery trust
s 18J	Duty to provide leadership, assistance and advice in relation to operational and governance matters relating to cemeteries (including the matters set out in s 18J(2))	N/A	Where Council is a Class A cemetery trust
s 18L(1)	Duty to employ a person as the chief executive officer (by whatever title called) of the Class A cemetery trust	N/A	Where Council is a Class A cemetery trust
s 18N(1)	Duty to prepare an annual plan for each financial year that specifies the items set out in paragraphs (a)-(d)	N/A	Where Council is a Class A cemetery trust
s 18N(3)	Duty to give a copy of the proposed annual plan to the Secretary on or before 30 September each year for the Secretary's approval	N/A	Where Council is a Class A cemetery trust

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 18N(5)	Duty to make amendments as required by the Secretary and deliver the completed plan to the Secretary within 3 months	N/A	Where Council is a Class A cemetery trust
s 18N(7)	Duty to ensure that an approved annual plan is available to members of the public on request	N/A	Where Council is a Class A cemetery trust
s 18O(1)	Duty to prepare a strategic plan and submit the plan to the Secretary for approval	N/A	Where Council is a Class A cemetery trust
s 18O(4)	Duty to advise the Secretary if the trust wishes to exercise its functions in a manner inconsistent with its approved strategic plan	N/A	Where Council is a Class A cemetery trust
s 18O(5)	Duty to ensure that an approved strategic plan is available to members of the public on request	N/A	Where Council is a Class A cemetery trust
s 18Q(1)	Duty to pay an annual levy on gross earnings as reported in the annual financial statements for the previous financial year	N/A	Where Council is a Class A cemetery trust
s 19	Power to carry out or permit the carrying out of works	N/A	
s 20(1)	Duty to set aside areas for the interment of human remains	N/A	
s 20(2)	Power to set aside areas for the purposes of managing a public cemetery	N/A	
s 20(3)	Power to set aside areas for those things in paragraphs (a) – (e)	N/A	
s 24(2)	Power to apply to the Secretary for approval to alter the existing distribution of land	N/A	
s 36	Power to grant licences to enter and use part of the land or building in a public cemetery in accordance with s 36	N/A	Subject to the approval of the Minister
s 37	Power to grant leases over land in a public cemetery in accordance with s 37	N/A	Subject to the Minister approving the purpose
s 40	Duty to notify Secretary of fees and charges fixed under s 39	N/A	
s 47	Power to pay a contribution toward the cost of the construction and maintenance of any private street adjoining or abutting a cemetery	N/A	Provided the street was constructed pursuant to the <i>Local Government Act 2020</i>

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 52	Duty to submit a report to the Secretary in relation to any public cemetery for which the cemetery trust is responsible for each financial year in respect of which it manages that cemetery	N/A	
s 57(1)	Duty to submit a report to the Secretary every financial year in respect of powers and functions under the Act	N/A	Report must contain the particulars listed in s 57(2)
s 59	Duty to keep records for each public cemetery	N/A	
s 60(1)	Duty to make information in records available to the public for historical or research purposes	N/A	
s 60(2)	Power to charge fees for providing information	N/A	
s 64(4)	Duty to comply with a direction from the Secretary under s 64(3)	N/A	
s 64B(d)	Power to permit interments at a reopened cemetery	N/A	
s 66(1)	Power to apply to the Minister for approval to convert the cemetery, or part of it, to a historic cemetery park	N/A	The application must include the requirements listed in s 66(2)(a)–(d)
s 69	Duty to take reasonable steps to notify of conversion to historic cemetery park	N/A	
s 70(1)	Duty to prepare plan of existing places of interment and make a record of any inscriptions on memorials which are to be removed	N/A	
s 70(2)	Duty to make plans of existing place of interment available to the public	N/A	
s 71(1)	Power to remove any memorials or other structures in an area to which an approval to convert applies	N/A	
s 71(2)	Power to dispose of any memorial or other structure removed	N/A	
s 72(2)	Duty to comply with request received under s 72	N/A	
s 73(1)	Power to grant a right of interment	N/A	
s 73(2)	Power to impose conditions on the right of interment	N/A	
s 74(3)	Duty to offer a perpetual right of interment	N/A	
s 75	Power to grant the rights of interment set out in s 75(a) and (b)	N/A	

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 76(3)	Duty to allocate a piece of interment if an unallocated right is granted	N/A	
s 77(4)	Power to authorise and impose terms and conditions on the removal of cremated human remains or body parts from the place of interment on application	N/A	
s 80(1)	Function of receiving notification and payment of transfer of right of interment	N/A	
s 80(2)	Function of recording transfer of right of interment	N/A	
s 82(2)	Duty to pay refund on the surrender of an unexercised right of interment	N/A	
s 83(2)	Duty to pay refund on the surrender of an unexercised right of interment	N/A	
s 83(3)	Power to remove any memorial and grant another right of interment for a surrendered right of interment	N/A	
s 84(1)	Function of receiving notice of surrendering an entitlement to a right of interment	N/A	
s 84F(2)(d)	Function of receiving notice of decision to vary or force the surrender of a right of interment under s 84C(2), (3) or (5)	N/A	
s 84H(4)	Power to exercise the rights of a holder of a right of interment	N/A	
s 84I(4)	Power to exercise the rights of a holder of a right of internment	N/A	
s 84I(5)	Duty to pay refund to the previous holder or holders of the right of interment	N/A	
s 84I(6)(a)	Power to remove any memorial on the place of interment	N/A	
s 84I(6)(b)	Power to grant right of interment under s 73	N/A	
s 85(1)	Duty to notify holder of 25 year right of interment of expiration at least 12 months before expiry	N/A	The notice must be in writing and contain the requirements listed in s 85(2)
s 85(2)(b)	Duty to notify holder of 25 year right of interment of expiration of right at least 12 months before expiry	N/A	Does not apply where right of internment relates to remains of a deceased veteran.

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 85(2)(c)	Power to leave interred cremated remains undistributed in perpetuity and convert right of interment to perpetual right of interment or; Remove interred remains and re-inter at another location within cemetery grounds and remove any memorial at that place and re-establish at new or equivalent location	N/A	May only be exercised where right of interment relates to cremated human remains of a deceased identified veteran, if right of interment is not extended or converted to a perpetual right of interment
s 86	Power to remove and dispose of cremated human remains and remove any memorial if no action taken by right holder within time specified	N/A	
s 86(2)	Power to leave interred cremated human remains undisturbed or convert the right of interment to a perpetual right of interment	N/A	
s 86(3)(a)	Power to leave interred cremated human remains undisturbed in perpetuity and convert the right of interment to a perpetual right of interment	N/A	
s 86(3)(b)	Power to remove interred cremated human remains and take further action in accordance with s 86(3)(b)	N/A	
s 86(4)	Power to take action under s 86(4) relating to removing and re-interring cremated human remains	N/A	
s 86(5)	Duty to provide notification before taking action under s 86(4)	N/A	
s 86A	Duty to maintain place of interment and any memorial at place of interment, if action taken under s 86(3)	N/A	
s 87(3)	Duty, if requested, to extend the right for a further 25 years or convert the right to a perpetual right of interment	N/A	
s 88	Function to receive applications to carry out a lift and re-position procedure at a place of interment	N/A	
s 91(1)	Power to cancel a right of interment in accordance with s 91	N/A	
s 91(3)	Duty to publish notice of intention to cancel right of interment	N/A	

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 92	Power to pay refund or grant a right of interment in respect of another place of interment to the previous holder of the cancelled right of interment	N/A	
s 98(1)	Function of receiving application to establish or alter a memorial or a place of interment	N/A	
s 99	Power to approve or refuse an application made under s 98, or to cancel an approval	N/A	
s 99(4)	Duty to make a decision on an application under s 98 within 45 days after receipt of the application or within 45 days of receiving further information where requested	N/A	
s 100(1)	Power to require a person to remove memorials or places of interment	N/A	
s 100(2)	Power to remove and dispose a memorial or place of interment or remedy a person's failure to comply with s 100(1)	N/A	
s 100(3)	Power to recover costs of taking action under s 100(2)	N/A	
s 101	Function of receiving applications to establish or alter a building for ceremonies in the cemetery	N/A	
s 102(1)	Power to approve or refuse an application under s 101, if satisfied of the matters in (b) and (c)	N/A	
s 102(2) & (3)	Power to set terms and conditions in respect of, or to cancel, an approval granted under s 102(1)	N/A	
s 103(1)	Power to require a person to remove a building for ceremonies	N/A	
s 103(2)	Power to remove and dispose of a building for ceremonies or remedy the failure to comply with s 103(1)	N/A	
s 103(3)	Power to recover costs of taking action under s 103(2)	N/A	
s 106(1)	Power to require the holder of the right of interment of the requirement to make the memorial or place of interment safe and proper or carry out specified repairs	N/A	

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 106(2)	Power to require the holder of the right of interment to provide for an examination	N/A	
s 106(3)	Power to open and examine the place of interment if s 106(2) not complied with	N/A	
s 106(4)	Power to repair or – with the approval of the Secretary - take down, remove and dispose any memorial or place of interment if notice under s 106(1) is not complied with	N/A	
s 107(1)	Power to require person responsible to make the building for ceremonies safe and proper or carry out specified repairs	N/A	
s 107(2)	Power to repair or take down, remove and dispose any building for ceremonies if notice under s 107(1) is not complied with	N/A	
s 108	Power to recover costs and expenses	N/A	
s 109(1)(a)	Power to open, examine and repair a place of interment	N/A	Where the holder of right of interment or responsible person cannot be found
s 109(1)(b)	Power to repair a memorial or, with the Secretary's consent, take down, remove and dispose of a memorial	N/A	Where the holder of right of interment or responsible person cannot be found
s 109(2)	Power to repair the building for ceremonies or, with the consent of the Secretary, take down, remove and dispose of a building for ceremonies	N/A	Where the holder of right of interment or responsible person cannot be found
s 110(1)	Power to maintain, repair or restore a memorial or place of interment from other funds if unable to find right of interment holder with consent of the Secretary	N/A	
s 110(1A)	Power to maintain, repair or restore the place of interment if unable to find any of the other holders after diligent inquiries and with the consent of the Secretary	N/A	
s 110(2)	Power to maintain, repair or restore any building for ceremonies from other funds if unable to find responsible person and with consent of the Secretary	N/A	

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 110A	Power to use cemetery trust funds or other funds for the purposes of establishing, maintaining, repairing or restoring any memorial or place of interment of any deceased identified veteran	N/A	
s 111	Power to enter into agreement with a holder of the right of interment to maintain a memorial or place of interment	N/A	
s 112	Power to sell and supply memorials	N/A	
s 116(4)	Duty to notify the Secretary of an interment authorisation granted	N/A	
s 116(5)	Power to require an applicant to produce evidence of the right of interment holder's consent to application	N/A	
s 118	Power to grant an interment authorisation if satisfied that the requirements of Division 2 of Part 8 have been met	N/A	
s 119	Power to set terms and conditions for interment authorisations	N/A	
s 131	Function of receiving an application for cremation authorisation	N/A	
s 133(1)	Duty not to grant a cremation authorisation unless satisfied that requirements of s 133 have been complied with	N/A	Subject to s 133(2)
s 145	Duty to comply with an order made by the Magistrates' Court or a coroner	N/A	
s 146	Power to dispose of bodily remains by a method other than interment or cremation	N/A	Subject to the approval of the Secretary
s 147	Power to apply to the Secretary for approval to dispose of bodily remains by a method other than interment or cremation	N/A	
s 149	Duty to cease using method of disposal if approval revoked by the Secretary	N/A	
s 150 & 152(1)	Power to authorise the interment or cremation of body parts if the requirements of Division 1 of Part 11 are met	N/A	
s 151	Function of receiving applications to inter or cremate body parts	N/A	
s 152(2)	Power to impose terms and conditions on authorisation granted under s 150	N/A	

CEMETERIES AND CREMATORIA ACT 2003 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
sch 1 cl 8(3)	Power to permit members to participate in a particular meeting by telephone, closed-circuit television or any other means of communication	N/A	
sch 1 cl 8(8)	Power to regulate own proceedings	N/A	Subject to cl 8
sch 1A cl 8(3)	Power to permit members to participate in a particular meeting by telephone, closed-circuit television or any other means of communication	N/A	Where Council is a Class A cemetery trust
sch 1A cl 8(8)	Power to regulate own proceedings	N/A	Where Council is a Class A cemetery trust Subject to cl 8

##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).

CEMETERIES AND CREMATORIA REGULATIONS 2015 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS AND LIMITATIONS
r 24	Duty to ensure that cemetery complies with depth of burial requirements	N/A	
r 25	Duty to ensure that the cemetery complies with the requirements for interment in concrete-lined graves	N/A	
r 27	Power to inspect any coffin, container or other receptacle if satisfied of the matters in paragraphs (a) and (b)	N/A	
r 28(1)	Power to remove any fittings on any coffin, container or other receptacle if the fittings may impede the cremation process or damage the cremator	N/A	
r 28(2)	Duty to ensure any fittings removed of are disposed in an appropriate manner	N/A	
r 29	Power to dispose of any metal substance or non-human substance recovered from a cremator	N/A	
r 30(2)	Power to release cremated human remains to certain persons	N/A	Subject to any order of a court
r 31(1)	Duty to make cremated human remains available for collection within 2 working days after the cremation	N/A	
r 31(2)	Duty to hold cremated human remains for at least 12 months from the date of cremation	N/A	
r 31(3)	Power to dispose of cremated human remains if no person gives a direction within 12 months of the date of cremation	N/A	
r 31(4)	Duty to take reasonable steps notify relevant people of intention to dispose of remains at expiry of 12 month period	N/A	
r 32	Duty to ensure a mausoleum is constructed in accordance with paragraphs (a)-(d)	N/A	

CEMETERIES AND CREMATORIA REGULATIONS 2015 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS AND LIMITATIONS
r 33(1)	Duty to ensure that remains are interred in a coffin, container or receptacle in accordance with paragraphs (a)-(c)	N/A	
r 33(2)	Duty to ensure that remains are interred in accordance with paragraphs (a)-(b)	N/A	
r 34	Duty to ensure that a crypt space in a mausoleum is sealed in accordance with paragraphs (a)-(b)	N/A	
r 36	Duty to provide statement that alternative vendors or supplier of monuments exist	N/A	
r 40	Power to approve a person to play sport within a public cemetery	N/A	
r 41(1)	Power to approve fishing and bathing within a public cemetery	N/A	
r 42(1)	Power to approve hunting within a public cemetery	N/A	
r 43	Power to approve camping within a public cemetery	N/A	
r 45(1)	Power to approve the removal of plants within a public cemetery	N/A	
r 46	Power to approve certain activities under the Regulation if satisfied of regulation (1)(a)-(c)	N/A	
r 47(3)	Power to approve the use of fire in a public cemetery	N/A	
r 48(2)	Power to approve a person to drive, ride or use a vehicle on any surface other than a road, track or parking area	N/A	
Note: sch 2 contains Model Rules – only applicable if the cemetery trust has not made its own cemetery trust rules			
sch 2 cl 4	Power to approve the carrying out of an activity referred to in rules 8, 16, 17 and 18 of sch 2	N/A	See note above regarding model rules

CEMETERIES AND CREMATORIA REGULATIONS 2015 ##			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS AND LIMITATIONS
sch 2 cl 5(1)	Duty to display the hours during which pedestrian access is available to the cemetery	N/A	See note above regarding model rules
sch 2 cl 5(2)	Duty to notify the Secretary of, (a) the hours during which pedestrian access is available to the cemetery; and (b) any changes to those hours	N/A	See note above regarding model rules
sch 2 cl 6(1)	Power to give directions regarding the manner in which a funeral is to be conducted	N/A	See note above regarding model rules
sch 2 cl 7(1)	Power to give directions regarding the dressing of places of interment and memorials	N/A	See note above regarding model rules
sch 2 cl 8	Power to approve certain mementos on a memorial	N/A	See note above regarding model rules
sch 2 cl 11(1)	Power to remove objects from a memorial or place of interment	N/A	See note above regarding model rules
sch 2 cl 11(2)	Duty to ensure objects removed under sub rule (1) are disposed of in an appropriate manner	N/A	See note above regarding model rules
sch 2 cl 12	Power to inspect any work being carried out on memorials, places of interment and buildings for ceremonies	N/A	See note above regarding model rules
sch 2 cl 14	Power to approve an animal to enter into or remain in a cemetery	N/A	See note above regarding model rules
sch 2 cl 16(1)	Power to approve construction and building within a cemetery	N/A	See note above regarding model rules
sch 2 cl 17(1)	Power to approve action to disturb or demolish property of the cemetery trust	N/A	See note above regarding model rules
sch 2 cl 18(1)	Power to approve digging or planting within a cemetery	N/A	See note above regarding model rules

##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			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS AND LIMITATIONS
s 41A(1)	Power to declare a dog to be a menacing dog	724 General Manager Development 198 Coordinator Local Laws 740 Manager Regulatory Services	Council may delegate this power to a Council authorised officer

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 19(2)(a)	Power to direct by written order that the food premises be put into a clean and sanitary condition	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	If s 19(1) applies
s 19(2)(b)	Power to direct by written order that specified steps be taken to ensure that food prepared, sold or handled is safe and suitable	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	If s 19(1) applies
s 19(3)	Power to direct by written order that the food premises not be kept or used for the sale, or handling for sale, of any food, or for the preparation of any food, or for any other specified purpose, or for the use of any specified equipment or a specified process	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	If s 19(1) applies Only in relation to temporary food premises or mobile food premises
s 19(4)(a)	Power to direct that an order made under s 19(3)(a) or (b), (i) be affixed to a conspicuous part of the premises, (ia) displayed at any point of sale, (ib) be published on the food business's Internet site and (ii) inform the public by notice in a published newspaper, on the Internet site or otherwise	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	If s 19(1) applies

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 19(6)(a)	Duty to revoke any order under s 19 if satisfied that an order has been complied with	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	If s 19(1) applies
s 19(6)(b)	Duty to give written notice of revocation under s 19(6)(a) if satisfied that an order has been complied with	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	If s 19(1) applies
s 19AA(2)	Power to direct, by written order, that a person must take any of the actions described in (a)-(c).	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19AA(4)(c)	Power to direct, in an order made under s 19AA(2) or a subsequent written order, that a person must ensure that any food or class of food is not removed from the premises	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Note: the power to direct the matters under s 19AA(4)(a) and (b) not capable of delegation and so such directions must be made by a Council resolution Only in relation to temporary food premises or mobile food premises

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 19AA(7)	Duty to revoke order issued under s 19AA and give written notice of revocation, if satisfied that that order has been complied with	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19CB(4)(b)	Power to request copy of records	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19E(1)(d)	Power to request a copy of the food safety program	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19EA(3)	Function of receiving copy of revised food safety program	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 19FA(1)	Power to direct a proprietor of a food premises to revise the food safety program for the premises or comply with any requirements specified in the food safety program	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority Subject to s 19FA(2), which requires a time limit for compliance to be specified
s 19FA(3)(a)	Power to refuse to approve an application for registration or renewal of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
s 19FA(3)(b)	Power to revoke a registration granted in respect of premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19FA(3)(c)	Power to suspend the registration of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 19GB	Power to request proprietor to provide written details of the name, qualification or experience of the current food safety supervisor	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s19IA(1)	Power to form opinion that the food safety requirements or program are non-compliant.	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19IA(2)	Duty to give written notice to the proprietor of the premises	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority Note: Not required if Council has taken other appropriate action in relation to deficiencies (see s 19IA(3))
s 19M(4)(a) & (5)	Power to conduct a food safety audit and take actions where deficiencies are identified	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 19N(2)	Function of receiving notice from the auditor	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19NA(1)	Power to request food safety audit reports	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19U(3)	Power to waive and vary the costs of a food safety audit if there are special circumstances	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	
s 19UA	Power to charge fees for conducting a food safety assessment or inspection	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Except for an assessment required by a declaration under s 19C or an inspection under ss 38B(1)(c) or 39

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 19W	Power to direct a proprietor of a food premises to comply with any requirement under Part IIIB	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19W(3)(a)	Power to direct a proprietor of a food premises to have staff at the premises undertake training or instruction	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 19W(3)(b)	Power to direct a proprietor of a food premises to have details of any staff training incorporated into the minimum records required to be kept or food safety program of the premises	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
---	Power to register or renew the registration of a food premises	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 36A	Power to accept an application for registration or notification using online portal	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 36B	Duty to pay the charge for use of online portal	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38AA(5)	Power to (a) request further information; or (b) advise the proprietor that the premises must be registered if the premises are not exempt	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38AB(4)	Power to fix a fee for the receipt of a notification under s 38AA in accordance with a declaration under s 38AB(1)	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 38A(4)	Power to request a copy of a completed food safety program template	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38B(1)(a)	Duty to assess the application and determine which class of food premises under s 19C the food premises belongs	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38B(1)(b)	Duty to ensure proprietor has complied with requirements of s 38A	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38B(2)	Duty to be satisfied of the matters in s 38B(2)(a)-(b)	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 38D(1)	Duty to ensure compliance with the applicable provisions of s 38C and inspect the premises if required by s 39	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38D(2)	Duty to be satisfied of the matters in s 38D(2)(a)-(d)	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38D(3)	Power to request copies of any audit reports	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38E(2)	Power to register the food premises on a conditional basis	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority; not exceeding the prescribed time limit defined under s 38E(5)

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 38E(4)	Duty to register the food premises when conditions are satisfied	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38F(3)(b)	Power to require proprietor to comply with requirements of this Act	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38G(1)	Power to require notification of change of the food safety program type used for the food premises	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 38G(2)	Function of receiving notice from proprietor if there is a change of the food safety program type used for the food premises	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 38G(4)	Power to require the proprietor of the food premises to comply with any requirement of the Act	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 39(2)	Duty to carry out an inspection of the premises during the period of registration before the registration of the food premises is renewed	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 39A	Power to register, or renew the registration of a food premises despite minor defects	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority Only if satisfied of matters in s 39A(2)(a)-(c)
s 39A (6)	Duty to comply with a direction of the Secretary	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 40(1)	Duty to give the person in whose name the premises is to be registered a certificate of registration	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 40(2)	Power to incorporate the certificate of registration in one document with any certificate of registration under Part 6 of the <i>Public Health and Wellbeing Act 2008</i>	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	
s 40C(2)	Power to grant or renew the registration of food premises for a period of less than 1 year	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 40D(1)	Power to suspend or revoke the registration of food premises	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 40E	Duty to comply with direction of the Secretary	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	
s 40F	Power to cancel registration of food premises	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 43	Duty to maintain records of registration	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority
s 43F(6)	Duty to be satisfied that registration requirements under Division 3 have been met prior to registering or renewing registration of a component of a food business	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority

FOOD ACT 1984			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 43F(7)	Power to register the components of the food business that meet requirements in Division 3 and power to refuse to register the components that do not meet the requirements	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
s 45AC	Power to bring proceedings	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	
s 46(5)	Power to institute proceedings against another person where the offence was due to an act or default by that other person and where the first person charged could successfully defend a prosecution, without proceedings first being instituted against the person first charged	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer	Where Council is the registration authority

HERITAGE ACT 2017			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 116	Power to sub-delegate Executive Director's functions, duties or powers	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	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			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 185L(4)	Power to declare and levy a cladding rectification charge	1 Chief Executive Officer ¹	

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

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 4B	Power to prepare an amendment to the Victorian Planning Provisions	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	If authorised by the Minister
s 4G	Function of receiving prescribed documents and a copy of the Victorian Planning Provisions from the Minister	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 4H	Duty to make amendment to Victorian Planning Provisions available in accordance with public availability requirements	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 4I(2)	Duty to make a copy of the Victorian Planning Provisions and other documents available in accordance with public availability requirements	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 8A(2)	Power to prepare amendment to the planning scheme where the Minister has given consent under s 8A	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 8A(3)	Power to apply to Minister to prepare an amendment to the planning scheme	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 8A(5)	Function of receiving notice of the Minister's decision	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 8A(7)	Power to prepare the amendment specified in the application without the Minister's authorisation if no response received after 10 business days	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 8B(2)	Power to apply to the Minister for authorisation to prepare an amendment to the planning scheme of an adjoining municipal district	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 12(3)	Power to carry out studies and do things to ensure proper use of land and consult with other persons to ensure co-ordination of planning scheme with these persons	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 524 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 552 Senior Statutory Planner 22 Environmental Planner 499 Compliance Officer	
s 12B(1)	Duty to review planning scheme	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 12B(2)	Duty to review planning scheme at direction of Minister	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 12B(5)	Duty to report findings of review of planning scheme to Minister without delay	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 14	Duties of a Responsible Authority as set out in s 14(a) to (d)	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 524 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 552 Senior Statutory Planner 22 Environmental Planner 499 Compliance Officer	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 17(1)	Duty of giving copy amendment to the planning scheme	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 17(2)	Duty of giving copy s 173 agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 17(3)	Duty of giving copy amendment, explanatory report and relevant documents to the Minister within 10 business days	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 18	Duty to make amendment etc. available in accordance with public availability requirements	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	Until the proposed amendment is approved or lapsed

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 19	Power to give notice, to decide not to give notice, to publish notice of amendment to a planning scheme and to exercise any other power under s 19 to a planning scheme	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 19	Function of receiving notice of preparation of an amendment to a planning scheme	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	Where Council is not the planning authority and the amendment affects land within Council's municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority
s 20(1)	Power to apply to Minister for exemption from the requirements of s 19	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	Where Council is a planning authority
s 21(2)	Duty to make submissions available in accordance with public availability requirements	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	Until the end of 2 months after the amendment comes into operation or lapses

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 21A(4)	Duty to publish notice	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 22(1)	Duty to consider all submissions received before the date specified in the notice	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 746 Major Land Use Planning Project Coordinator 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	Except submissions which request a change to the items in s 22(5)(a) and (b)
s 22(2)	Power to consider a late submission Duty to consider a late submission, if directed by the Minister	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 746 Major Land Use Planning Project Coordinator 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 23(1)(b)	Duty to refer submissions which request a change to the amendment to a panel	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 23(2)	Power to refer to a panel submissions which do not require a change to the amendment	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 24	Function to represent Council and present a submission at a panel hearing (including a hearing referred to in s 96D)	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 26(1)	Power to make report available for inspection in accordance with the requirements set out in s 197B of the Act	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 26(2)	Duty to keep report of panel available in accordance with public availability requirements	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	During the inspection period

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 27(2)	Power to apply for exemption if panel's report not received	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 28(1)	Duty to notify the Minister if abandoning an amendment	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	Note: the power to make a decision to abandon an amendment cannot be delegated
s 28(2)	Duty to publish notice of the decision on Internet site	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 28(4)	Duty to make notice of the decision available on Council's Internet site for a period of at least 2 months	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 30(4)(a)	Duty to say if amendment has lapsed	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 30(4)(b)	Duty to provide information in writing upon request	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 32(2)	Duty to give more notice if required	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 33(1)	Duty to give more notice of changes to an amendment	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 36(2)	Duty to give notice of approval of amendment	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 38(5)	Duty to give notice of revocation of an amendment	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 39	Function of being a party to a proceeding commenced under s 39 and duty to comply with determination by VCAT	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 40(1)	Function of lodging copy of approved amendment	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 41(1)	Duty to make a copy of an approved amendment available in accordance with the public availability requirements during inspection period	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 41(2)	Duty to make a copy of an approved amendment and any documents lodged with it available in person in accordance with the requirements set out in s 197B of the Act after the inspection period ends	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 42(2)	Duty to make copy of planning scheme available in accordance with the public availability requirements	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
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	N/A	Where Council is a responsible public entity and is a planning authority

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46AW	Function of being consulted by the Minister	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is a responsible public entity
s 46AX	Function of receiving a draft Statement of Planning Policy and written direction in relation to the endorsement of the draft Statement of Planning Policy Power to endorse the draft Statement of Planning Policy	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is a responsible public entity
s 46AZC(2)	Duty not to prepare an amendment to a declared area planning scheme that is inconsistent with a Statement of Planning Policy for the declared area that is expressed to be binding on the responsible public entity	640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is a responsible public entity
s 46AZK	Duty not to act inconsistently with any provision of the Statement of Planning Policy that is expressed to be binding on the public entity when performing a function or duty or exercising a power in relation to the declared area	22 Environmental Planner 142 Graduate Statutory Planner 499 Compliance Officer 524 Statutory Planner 552 Senior Statutory Planner 573 Coordinator Statutory Planning 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 541 Statutory Planner	Where Council is a responsible public entity

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GI(2)(b)(i)	Power to agree to a lower rate of standard levy for a class of development of a particular type of land than the rate specified in a Minister's direction	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning	Where Council is the planning authority, the municipal Council of the municipal district in which the land is located and/or the development agency
s 46GJ(1)	Function of receiving written directions from the Minister in relation to the preparation and content of infrastructure contributions plans	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GK	Duty to comply with a Minister's direction that applies to Council as the planning authority	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GN(1)	Duty to arrange for estimates of values of inner public purpose land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GO(1)	Duty to give notice to owners of certain inner public purpose land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GP	Function of receiving a notice under s 46GO	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	Where Council is the collecting agency
s 46GQ	Function of receiving a submission from an affected owner who objects to the estimated value per hectare (or other appropriate unit of measurement) of the inner public purpose land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GR(1)	Duty to consider every submission that is made by the closing date for submissions included in the notice under s 46GO	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GR(2)	Power to consider a late submission Duty to consider a late submission if directed to do so by the Minister	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GS(1)	Power to accept or reject the estimate of the value of the inner public purpose land in a submission made under s 46GQ	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GS(2)	Duty, if Council rejects the estimate of the value of the inner public purpose land in the submission, to refer the matter to the valuer-general, and notify the affected owner of the rejection and that the matter has been referred to the valuer-general	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning	
s 46GT(2)	Duty to pay half of the fee fixed by the valuer-general for arranging and attending the conference	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning	
s 46GT(4)	Function of receiving, from the valuer-general, written confirmation of the agreement between the planning authority's valuer and the affected owner's valuer as to the estimated value of the inner public purpose land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GT(6)	Function of receiving, from the valuer-general, written notice of a determination under s 46GT(5)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GU	Duty not to adopt an amendment under s 29 to an infrastructure contributions plan that specifies a land credit amount or a land equalisation amount that relates to a parcel of land in the ICP plan area of the	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
	plan unless the criteria in s 46GU(1)(a) and (b) are met	640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 46GV(3)	Function of receiving the monetary component and any land equalisation amount of the infrastructure contribution Power to specify the manner in which the payment is to be made	142 Graduate Statutory Planner 22 Environmental Planner 524 Statutory Planner 552 Senior Statutory Planner 573 Coordinator Statutory Planning 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 541 Statutory Planner	Where Council is the collecting agency
s 46GV(3)(b)	Power to enter into an agreement with the applicant	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GV(4)(a)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the development agency
s 46GV(4)(b)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GV(7)	Duty to impose the requirements set out in s 46GV(3) and (4) as conditions on the permit applied for by the applicant to develop the land in the ICP plan area	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 46GV(9)	Power to require the payment of a monetary component or the provision of the land component of an infrastructure contribution to be secured to Council's satisfaction	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GX(1)	Power to accept works, services or facilities in part or full satisfaction of the monetary component of an infrastructure contribution payable	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency
s 46GX(2)	Duty, before accepting the provision of works, services or facilities by an applicant under s 46GX(1), to obtain the agreement of the development agency or agencies specified in the approved infrastructure contributions plan	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GY(1)	Duty to keep proper and separate accounts and records	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency
s 46GY(2)	Duty to keep the accounts and records in accordance with the <i>Local Government Act 2020</i>	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZ(2)(a)	Duty to forward any part of the monetary component that is imposed for plan preparation costs to the planning authority that incurred those costs	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is that planning authority
s 46GZ(2)(a)	Function of receiving the monetary component	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where the Council is the planning authority This duty does not apply where Council is also the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZ(2)(b)	Duty to forward any part of the monetary component that is imposed for the provision of works, services or facilities to the development agency that is specified in the plan as responsible for those works, services or facilities	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency under an approved infrastructure contributions plan This provision does not apply where Council is also the relevant development agency
s 46GZ(2)(b)	Function of receiving the monetary component	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the development agency under an approved infrastructure contributions plan This provision does not apply where Council is also the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZ(4)	Duty to use any land equalisation amounts to pay land credit amounts under s 46GZ(7), except any part of those amounts that are to be forwarded to a development agency under s 46GZ(5)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZ(5)	Duty to forward any part of a land equalisation amount required for the acquisition of outer public purpose land by a development agency specified in the approved infrastructure contributions plan to that development agency	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	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

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZ(5)	Function of receiving any part of a land equalisation amount required for the acquisition of outer public purpose land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the development agency specified in the approved infrastructure contributions plan This provision does not apply where Council is also the collecting agency
s 46GZ(7)	Duty to pay to each person who must provide an infrastructure contribution under the approved infrastructure contributions plan any land credit amount to which the person is entitled under s 46GW	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the collecting agency under an approved infrastructure contributions plan

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZ(9)	Duty to transfer the estate in fee simple in the land to the development agency specified in the approved infrastructure contributions plan as responsible for the use and development of that land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	If any inner public purpose land is vested in Council under the <i>Subdivision Act 1988</i> or acquired by Council before the time it is required to be provided to Council under s 46GV(4) Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is also the development agency
s 46GZ(9)	Function of receiving the fee simple in the land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is the development agency under an approved infrastructure contributions plan This duty does not apply where Council is also the collecting agency

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZA(1)	Duty to keep proper and separate accounts and records	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is a development agency under an approved infrastructure contributions plan
s 46GZA(2)	Duty to keep the accounts and records in accordance with the <i>Local Government Act 2020</i>	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is a development agency under an approved infrastructure contributions plan

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZB(3)	Duty to follow the steps set out in s 46GZB(3)(a) – (c)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is a development agency under an approved infrastructure contributions plan
s 46GZB(4)	Duty, in accordance with requirements of the VPA, to report on the use of the infrastructure contribution in the development agency's annual report and provide reports on the use of the infrastructure contribution to the VPA	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	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
s 46GZD(2)	Duty, within 6 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s 46GZD(2)(a) and (b)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZD(3)	Duty to follow the steps set out in s 46GZD(3)(a) and (b)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the collecting agency under an approved infrastructure contributions plan

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZD(5)	Duty to make payments under s 46GZD(3) in accordance with ss 46GZD(5)(a) and 46GZD(5)(b)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZE(2)	Duty to forward the land equalisation amount back to the collecting agency within 6 months after the expiry date if any part of a land equalisation amount paid or forwarded to a development agency for acquiring outer public purpose land has not been expended by the development agency to acquire that land at the date on which the approved infrastructure contributions plan expires	552 Senior Statutory Planner 640 Coordinator Strategic Planning 724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is the development agency under an approved infrastructure contributions plan This duty does not apply where Council is also the collecting agency
s 46GZE(2)	Function of receiving the unexpended land equalisation amount	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is also the development agency
s 46GZE(3)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s 46GZE(3)(a) and (b)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZF(2)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to use the public purpose land for a public purpose approved by the Minister or sell the public purpose land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the development agency under an approved infrastructure contributions plan

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZF(3)	Duty, if land is sold under s 46GZF(2)(b), to follow the steps in s 46GZF(3)(a) and (b)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZF(3)	Function of receiving proceeds of sale	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the collection agency under an approved infrastructure contributions plan This provision does not apply where Council is also the development agency
s 46GZF(4)	Duty to divide the proceeds of the public purpose land among the current owners of each parcel of land in the ICP plan area and pay each current owner a portion of the proceeds in accordance with s 46GZF(5)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZF(6)	Duty to make the payments under s 46GZF(4) in accordance with s 46GZF(6)(a) and (b)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZH	Power to recover the monetary component, or any land equalisation amount of the land component, payable under Part 3AB as a debt in any court of competent jurisdiction	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 552 Senior Statutory Planner 640 Coordinator Strategic Planning	Where Council is the collecting agency under an approved infrastructure contributions plan

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46GZI	Duty to prepare and give a report to the Minister at the times required by the Minister	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is a collecting agency or development agency
s 46GZK	Power to deal with public purpose land which has vested in, been acquired by, or transferred to, Council	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	Where Council is a collecting agency or development agency
s 46LB(3)	Duty to publish, on Council's Internet site, the payable dwelling amount for a financial year on or before 1 July of each financial year for which the amount is adjusted under s 46LB (2)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 640 Coordinator Strategic Planning 573 Coordinator Statutory Planning	
s 46N(1)	Duty to include condition in permit regarding payment of development infrastructure levy	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46N(2)(c)	Function of determining time and manner for receipt of development contributions levy	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	
s 46N(2)(d)	Power to enter into an agreement with the applicant regarding payment of development infrastructure levy	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	
s 46O(1)(a) & (2)(a)	Power to ensure that community infrastructure levy is paid, or agreement is in place, prior to issuing building permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46O(1)(d) & (2)(d)	Power to enter into agreement with the applicant regarding payment of community infrastructure levy	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	
s 46P(1)	Power to require payment of amount of levy under s 46N or s 46O to be satisfactorily secured	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	
s 46P(2)	Power to accept provision of land, works, services or facilities in part or full payment of levy payable	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	
s 46Q(1)	Duty to keep proper accounts of levies paid	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	
s 46Q(1A)	Duty to forward to development agency part of levy imposed for carrying out works, services, or facilities on behalf of development agency or plan preparation costs incurred by a development agency	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning	
s 46Q(2)	Duty to apply levy only for a purpose relating to the provision of plan preparation costs or the works, services and facilities in respect of which the levy was paid etc	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46Q(3)	Power to refund any amount of levy paid if it is satisfied the development is not to proceed	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Only applies when levy is paid to Council as a 'development agency'
s 46Q(4)(c)	Duty to pay amount to current owners of land in the area if an amount of levy has been paid to a municipal council as a development agency for plan preparation costs incurred by the Council or for the provision by the Council of works, services or facilities in an area under s 46Q(4)(a)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Must be done within six months of the end of the period required by the development contributions plan and with the consent of, and in the manner approved by, the Minister
s 46Q(4)(d)	Duty to submit to the Minister an amendment to the approved development contributions plan	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Must be done in accordance with Part 3
s 46Q(4)(e)	Duty to expend that amount on other works etc.	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	With the consent of, and in the manner approved by, the Minister
s 46QC	Power to recover any amount of levy payable under Part 3B	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 723 General Manager Corporate Services 420 Manager Corporate Finance	
s 46QD	Duty to prepare report and give a report to the Minister	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is a collecting agency or development agency
s 46V(3)	Duty to make a copy of the approved strategy plan (being the Melbourne Airport Environs Strategy Plan) and any documents lodged with it available in accordance with the public availability requirements, during the inspection period	N/A	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 46V(4)	Duty to make a copy of the approved strategy plan (being the Melbourne Airport Environs Strategy Plan) and any documents lodged with it available in accordance with s 197B of the Act and on payment of the prescribe fee, after the inspection period	N/A	
s 46V(5)	Duty to keep a copy of the approved strategy plan incorporating all amendments to it	N/A	
s 46V(6)	Duty to make a copy of the approved strategy plan incorporating all amendments to it available in accordance with the public available requirements	N/A	
s 46Y	Duty to carry out works in conformity with the approved strategy plan	N/A	
s 47	Power to decide that an application for a planning permit does not comply with that Act	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 49(1)	Duty to keep a register of all applications for permits and determinations relating to permits	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 49(2)	Duty to make register available for inspection in accordance with the public availability requirements	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 50(4)	Duty to amend application	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 50(5)	Power to refuse to amend application	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 50(6)	Duty to make note of amendment to application in register	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 50A(1)	Power to make amendment to application	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 50A(3)	Power to require applicant to notify owner and make a declaration that notice has been given	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 50A(4)	Duty to note amendment to application in register	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 51	Duty to make copy of application available for inspection in accordance with the public availability requirements	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 52(1)(a)	Duty to give notice of the application to owners/occupiers of adjoining allotments unless satisfied that the grant of permit would not cause material detriment to any person	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 52(1)(b)	Duty to give notice of the application to other municipal council where appropriate	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 52(1)(c)	Duty to give notice of the application to all persons required by the planning scheme	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 52(1)(ca)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if may result in breach of covenant	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 52(1)(cb)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if application is to remove or vary the covenant	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 52(1)(d)	Duty to give notice of the application to other persons who may be detrimentally effected	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 52(1AA)	Duty to give notice of an application to remove or vary a registered restrictive covenant	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 52(3)	Power to give any further notice of an application where appropriate	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 53(1)	Power to require the applicant to give notice under s 52(1) to persons specified by it	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 53(1A)	Power to require the applicant to give the notice under s 52(1AA)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 54(1)	Power to require the applicant to provide more information	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 54(1A)	Duty to give notice in writing of information required under s 54(1)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 54(1B)	Duty to specify the lapse date for an application	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 54A(3)	Power to decide to extend time or refuse to extend time to give required information	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 54A(4)	Duty to give written notice of decision to extend or refuse to extend time under s 54A(3)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 55(1)	Duty to give copy application, together with the prescribed information, to every referral authority specified in the planning scheme	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 57(2A)	Power to reject objections considered made primarily for commercial advantage for the objector	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 57(3)	Function of receiving name and address of persons to whom notice of decision is to go	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 57(5)	Duty to make a copy of all objections available in accordance with the public availability requirements	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 57A(4)	Duty to amend application in accordance with applicant's request, subject to s 57A(5)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 57A(5)	Power to refuse to amend application	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 57A(6)	Duty to note amendments to application in register	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 57B(1)	Duty to determine whether and to whom notice should be given	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 57B(2)	Duty to consider certain matters in determining whether notice should be given	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 57C(1)	Duty to give copy of amended application to referral authority	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 58	Duty to consider every application for a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 58A	Power to request advice from the Planning Application Committee	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 60	Duty to consider certain matters	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 60(1A)	Duty to consider certain matters	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 60(1B)	Duty to consider number of objectors in considering whether use or development may have significant social effect	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 22 Environmental Planner 541 Statutory Planner	
s 61(1)	Power to determine permit application, either to decide to grant a permit, to decide to grant a permit with conditions or to refuse a permit application	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	The permit must not be inconsistent with a cultural heritage management plan under the <i>Aboriginal Heritage Act 2006</i>

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 61(2)	Duty to decide to refuse to grant a permit if a relevant determining referral authority objects to grant of permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 61(2A)	Power to decide to refuse to grant a permit if a relevant recommending referral authority objects to the grant of permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 61(3)(a)	Duty not to decide to grant a permit to use coastal Crown land without Minister's consent	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 61(3)(b)	Duty to refuse to grant the permit without the Minister's consent	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 61(4)	Duty to refuse to grant the permit if grant would authorise a breach of a registered restrictive covenant	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 62(1)	Duty to include certain conditions in deciding to grant a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 62(2)	Power to include other conditions	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 62(4)	Duty to ensure conditions are consistent with paragraphs (a),(b) and (c)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 62(5)(a)	Power to include a permit condition to implement an approved development contributions plan or an approved infrastructure contributions plan	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 62(5)(b)	Power to include a permit condition that specified works be provided on or to the land or paid for in accordance with s 173 agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 62(5)(c)	Power to include a permit condition that specified works be provided or paid for by the applicant	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 62(6)(a)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except in accordance with ss 46N(1), 46GV(7) or 62(5)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 62(6)(b)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except a condition that a planning scheme requires to be included as referred to in s 62(1)(a)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 63	Duty to issue the permit where made a decision in favour of the application (if no one has objected)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 64(1)	Duty to give notice of decision to grant a permit to applicant and objectors	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	This provision applies also to a decision to grant an amendment to a permit – see s 75

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 64(3)	Duty not to issue a permit until after the specified period	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	This provision applies also to a decision to grant an amendment to a permit – see s 75
s 64(5)	Duty to give each objector a copy of an exempt decision	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	This provision applies also to a decision to grant an amendment to a permit – see s 75
s 64A	Duty not to issue permit until the end of a period when an application for review may be lodged with VCAT or until VCAT has determined the application, if a relevant recommending referral authority has objected to the grant of a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	This provision applies also to a decision to grant an amendment to a permit – see s 75A

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 65(1)	Duty to give notice of refusal to grant permit to applicant and person who objected under s 57	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 66(1)	Duty to give notice under s 64 or s 65 and copy permit to relevant determining referral authorities	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 66(2)	Duty to give a recommending referral authority notice of its decision to grant a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	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

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 66(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	If the recommending referral authority objected to the grant of the permit or the recommending referral authority recommended that a permit condition be included on the permit
s 66(6)	Duty to give a recommending referral authority a copy of any permit which Council decides to grant and a copy of any notice given under s 64 or 65	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	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
s 69(1)	Function of receiving application for extension of time of permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 69(1A)	Function of receiving application for extension of time to complete development	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 69(2)	Power to extend time	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 70	Duty to make copy permit available in accordance with public availability requirements	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 71(1)	Power to correct certain mistakes	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 71(2)	Duty to note corrections in register	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 73	Power to decide to grant amendment subject to conditions	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 74	Duty to issue amended permit to applicant if no objectors	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 76	Duty to give applicant and objectors notice of decision to refuse to grant amendment to permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 76A(1)	Duty to give relevant determining referral authorities copy of amended permit and copy of notice	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 76A(2)	Duty to give a recommending referral authority notice of its decision to grant an amendment to a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	If the recommending referral authority objected to the amendment of the permit or the responsible authority decided not to include a condition on the amended permit recommended by the recommending referral authority
s 76A(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	If the recommending referral authority objected to the amendment of the permit or the recommending referral authority recommended that a permit condition be included on the amended permit
s 76A(6)	Duty to give a recommending referral authority a copy of any amended permit which Council decides to grant and a copy of any notice given under s 64 or 76	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	If the recommending referral authority did not object to the amendment of the permit or the recommending referral authority did not recommend a condition be included on the amended permit

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 76D	Duty to comply with direction of Minister to issue amended permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 83	Function of being respondent to an appeal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 83B	Duty to give or publish notice of application for review	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 84(1)	Power to decide on an application at any time after an appeal is lodged against failure to grant a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 84(2)	Duty not to issue a permit or notice of decision or refusal after an application is made for review of a failure to grant a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 84(3)	Duty to tell principal registrar if decide to grant a permit after an application is made for review of its failure to grant a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 84(6)	Duty to issue permit on receipt of advice within 3 business days	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 84AB	Power to agree to confining a review by the Tribunal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 499 Compliance Officer 541 Statutory Planner	
s 86	Duty to issue a permit at order of Tribunal within 3 business days	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 87(3)	Power to apply to VCAT for the cancellation or amendment of a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 90(1)	Function of being heard at hearing of request for cancellation or amendment of a permit	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 91(2)	Duty to comply with the directions of VCAT	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 91(2A)	Duty to issue amended permit to owner if Tribunal so directs	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 92	Duty to give notice of cancellation/amendment of permit by VCAT to persons entitled to be heard under s 90	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 93(2)	Duty to give notice of VCAT order to stop development	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 95(3)	Function of referring certain applications to the Minister	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 95(4)	Duty to comply with an order or direction	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 96(1)	Duty to obtain a permit from the Minister to use and develop its land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 96(2)	Function of giving consent to other persons to apply to the Minister for a permit to use and develop Council land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 96A(2)	Power to agree to consider an application for permit concurrently with preparation of proposed amendment	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 96C	Power to give notice, to decide not to give notice, to publish notice and to exercise any other power under s 96C	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 96F	Duty to consider the panel's report under s 96E	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 96G(1)	Power to determine to recommend that a permit be granted or to refuse to recommend that a permit be granted and power to notify applicant of the determination (including power to give notice under s 23 of the <i>Planning and Environment (Planning Schemes) Act 1996</i>)	142 Graduate Statutory Planner 524 Statutory Planner 541 Statutory Planner 552 Senior Statutory Planner 573 Coordinator Statutory Planning 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 96H(3)	Power to give notice in compliance with Minister's direction	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 96J	Duty to issue permit as directed by the Minister	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 96K	Duty to comply with direction of the Minister to give notice of refusal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 96Z	Duty to keep levy certificates given to it under ss 47 or 96A for no less than 5 years from receipt of the certificate	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 541 Statutory Planner	
s 97C	Power to request Minister to decide the application	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	
s 97D(1)	Duty to comply with directions of Minister to supply any document or assistance relating to application	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 97G(3)	Function of receiving from Minister copy of notice of refusal to grant permit or copy of any permit granted by the Minister	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 97G(6)	Duty to make a copy of permits issued under s 97F available in accordance with public availability requirements	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 97L	Duty to include Ministerial decisions in a register kept under s 49	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 97MH	Duty to provide information or assistance to the Planning Application Committee	1 Chief Executive Officer	
s 97MI	Duty to contribute to the costs of the Planning Application Committee or subcommittee	1 Chief Executive Officer	
s 97O	Duty to consider application and issue or refuse to issue certificate of compliance	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 97P(3)	Duty to comply with directions of VCAT following an application for review of a failure or refusal to issue a certificate	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner	
s 97Q(2)	Function of being heard by VCAT at hearing of request for amendment or cancellation of certificate	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 97Q(4)	Duty to comply with directions of VCAT	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 97R	Duty to keep register of all applications for certificate of compliance and related decisions	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 98(1)&(2)	Function of receiving claim for compensation in certain circumstances	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	
s 98(4)	Duty to inform any person of the name of the person from whom compensation can be claimed	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 101	Function of receiving claim for expenses in conjunction with claim	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	
s 103	Power to reject a claim for compensation in certain circumstances	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	
s 107(1)	Function of receiving claim for compensation	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	
s 107(3)	Power to agree to extend time for making claim	724 General Manager Development	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 499 Compliance Officer	
s 113(2)	Power to request a declaration for land to be proposed to be reserved for public purposes	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	
s 114(1)	Power to apply to the VCAT for an enforcement order	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 499 Compliance Officer	
s 117(1)(a)	Function of making a submission to the VCAT where objections are received	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		541 Statutory Planner 142 Graduate Statutory Planner 499 Compliance Officer	
s 120(1)	Power to apply for an interim enforcement order where s 114 application has been made	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 499 Compliance Officer	
s 123(1)	Power to carry out work required by enforcement order and recover costs	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 499 Compliance Officer	
s 123(2)	Power to sell buildings, materials, etc salvaged in carrying out work under s 123(1)	724 General Manager Development	Except Crown Land
125(1)	Power to apply to any court of competent jurisdiction or to the tribunal for an injunction restraining any	724 General Manager Development 730 Manager Land Use Planning	Section 123 of the <i>Victorian Civil and Administrative Tribunal Act</i>

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
	person from contravening an enforcement order or an interim enforcement order.	971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 541 Statutory Planner 499 Compliance Officer 22 Environmental Planner 499 Compliance Officer 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	1998 applies on an application to the Tribunal.
s 129	Function of recovering penalties	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 499 Compliance Officer	
s 130(5)	Power to allow person served with an infringement notice further time	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 499 Compliance Officer	
s 149A(1)	Power to refer a matter to the VCAT for determination	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 499 Compliance Officer	
s 149A(1A)	Power to apply to VCAT for the determination of a matter relating to the interpretation of a s 173 agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner 499 Compliance Officer	
s 149B	Power to apply to the Tribunal for a declaration.	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 541 Statutory Planner 499 Compliance Officer 22 Environmental Planner 499 Compliance Officer 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
s 156	Duty to pay fees and allowances (including a payment to the Crown under s 156(2A)), and payment or reimbursement for reasonable costs and expenses incurred by the panel in carrying out its functions unless the Minister directs otherwise under s 156(2B) power to ask for contribution under s 156(3) and power to abandon amendment or part of it under s 156(4)	573 Coordinator Statutory Planning 640 Coordinator Strategic Planning 724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is the relevant planning authority
s 171(2)(f)	Power to carry out studies and commission reports	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 22 Environmental Planner	
s 171(2)(g)	Power to grant and reserve easements	724 General Manager Development 730 Manager Land Use Planning 746 Major Land Use Planning Project Coordinator 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 541 Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 22 Environmental Planner	
s 172C	Power to compulsorily acquire any outer public purpose land that is specified in the approved infrastructure contributions plan	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is a development agency specified in an approved infrastructure contributions plan
s 172D(1)	Power to compulsorily acquire any inner public purpose land that is specified in the plan before the time that the land is required to be provided to Council under s 46GV(4)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is a collecting agency specified in an approved infrastructure contributions plan

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 172D(2)	Power to compulsorily acquire any inner public purpose land, the use and development of which is to be the responsibility of Council under the plan, before the time that the land is required to be provided under s 46GV(4)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	Where Council is the development agency specified in an approved infrastructure contributions plan
s 173(1)	Power to enter into agreement covering matters set out in s 174	1 Chief Executive Officer	
s 173(1A)	Power to enter into an agreement with an owner of land for the development or provision of land in relation to affordable housing	1 Chief Executive Officer	Where Council is the relevant responsible authority
---	Power to decide whether something is to the satisfaction of Council, where an agreement made under s 173 of the <i>Planning and Environment Act 1987</i> requires something to be to the satisfaction of Council or Responsible Authority	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 22 Environmental Planner 142 Graduate Statutory Planner 524 Statutory Planner 541 Statutory Planner	
---	Power to give consent on behalf of Council, where an agreement made under s 173 of the <i>Planning and Environment Act 1987</i> requires that something may not be done without the consent of Council or Responsible Authority	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 22 Environmental Planner 142 Graduate Statutory Planner 524 Statutory Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 177(2)	Power to end a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178	Power to amend a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178A(1)	Function of receiving application to amend or end an agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		541 Statutory Planner	
s 178A(3)	Function of notifying the owner as to whether it agrees in principle to the proposal under s 178A(1)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178A(4)	Function of notifying the applicant and the owner as to whether it agrees in principle to the proposal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178A(5)	Power to propose to amend or end an agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		541 Statutory Planner	
s 178B(1)	Duty to consider certain matters when considering proposal to amend an agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178B(2)	Duty to consider certain matters when considering proposal to end an agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178C(2)	Duty to give notice of the proposal to all parties to the agreement and other persons who may be detrimentally affected by decision to amend or end	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 178C(4)	Function of determining how to give notice under s 178C(2)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178E(1)	Duty not to make decision until after 14 days after notice has been given	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178E(2)(a)	Power to amend or end the agreement in accordance with the proposal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	If no objections are made under s 178D Must consider matters in s 178B

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 178E(2)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	If no objections are made under s 178D Must consider matters in s 178B
s 178E(2)(c)	Power to refuse to amend or end the agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	If no objections are made under s 178D Must consider matters in s 178B
s 178E(3)(a)	Power to amend or end the agreement in accordance with the proposal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	After considering objections, submissions and matters in s 178B

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 178E(3)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	After considering objections, submissions and matters in s 178B
s 178E(3)(c)	Power to amend or end the agreement in a manner that is substantively different from the proposal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	After considering objections, submissions and matters in s 178B
s 178E(3)(d)	Power to refuse to amend or end the agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	After considering objections, submissions and matters in s 178B

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 178F(1)	Duty to give notice of its decision under s 178E(3)(a) or (b)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178F(2)	Duty to give notice of its decision under s 178E(2)(c) or (3)(d)	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178F(4)	Duty not to proceed to amend or end an agreement under s 178E until at least 21 days after notice has been given or until an application for review to the Tribunal has been determined or withdrawn	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 178G	Duty to sign amended agreement and give copy to each other party to the agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178H	Power to require a person who applies to amend or end an agreement to pay the costs of giving notices and preparing the amended agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 178I(3)	Duty to notify, in writing, each party to the agreement of the ending of the agreement relating to Crown land	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 179(2)	Duty to make a copy of each agreement available in accordance with the public availability requirements	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 181	Duty to apply to the Registrar of Titles to record the agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 181(1A)(a)	Power to apply to the Registrar of Titles to record the agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 181(1A)(b)	Duty to apply to the Registrar of Titles, without delay, to record the agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 182	Power to enforce an agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 499 Compliance Officer 541 Statutory Planner	
s 183	Duty to tell Registrar of Titles of ending/amendment of agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 184F(1)	Power to decide to amend or end an agreement at any time after an application for review of the failure of Council to make a decision	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 184F(2)	Duty not to amend or end the agreement or give notice of the decision after an application is made to VCAT for review of a failure to amend or end an agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 184F(3)	Duty to inform the principal registrar if the responsible authority decides to amend or end an agreement after an application is made for the review of its failure to end or amend the agreement	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 184F(5)	Function of receiving advice from the principal registrar that the agreement may be amended or ended in accordance with Council's decision	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 184G(2)	Duty to comply with a direction of the Tribunal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 184G(3)	Duty to give notice as directed by the Tribunal	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 185B(1)	Duty to comply with a request from the Minister to provide the name, address, email address or telephone number of any person to whom the Minister is required to give notice	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 541 Statutory Planner	
s 198(1)	Function to receive application for planning certificate	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	
s 199(1)	Duty to give planning certificate to applicant	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 201(1)	Function of receiving application for declaration of underlying zoning	142 Graduate Statutory Planner 22 Environmental Planner 524 Statutory Planner 552 Senior Statutory Planner 573 Coordinator Statutory Planning 724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 541 Statutory Planner	
s 201(3)	Duty to make declaration	22 Environmental Planner 552 Senior Statutory Planner 573 Coordinator Statutory Planning 724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 142 Graduate Statutory Planner 524 Statutory Planner 541 Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
-	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	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		22 Environmental Planner 142 Graduate Statutory Planner 524 Statutory Planner 541 Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner	
	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	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 22 Environmental Planner 552 Senior Statutory Planner 142 Graduate Statutory Planner 524 Statutory Planner 541 Statutory Planner	
	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	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 22 Environmental Planner 552 Senior Statutory Planner 142 Graduate Statutory Planner 524 Statutory Planner 541 Statutory Planner	

PLANNING AND ENVIRONMENT ACT 1987			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
-	Power to give written authorisation in accordance with a provision of a planning scheme	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 22 Environmental Planner 552 Senior Statutory Planner 142 Graduate Statutory Planner 524 Statutory Planner 541 Statutory Planner	
s 201UAB(1)	Function of providing the Victoria Planning Authority with information relating to any land within municipal district	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	
s 201UAB(2)	Duty to provide the Victoria Planning Authority with information requested under s 201UAB(1) as soon as possible	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 541 Statutory Planner 142 Graduate Statutory Planner	

PLANNING AND ENVIRONMENT (FEES) REGULATIONS 2016			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS AND LIMITATIONS
r 19	Power to waive or rebate a fee relating to an amendment of a planning scheme	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner	
r 20	Power to waive or rebate a fee other than a fee relating to an amendment to a planning scheme	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning	
r 21	Duty to record matters taken into account and which formed the basis of a decision to waive or rebate a fee under r19 or 20	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning	

PLANNING AND ENVIRONMENT REGULATIONS 2015			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS AND LIMITATIONS
r 6	Function of receiving notice, under s 19(1)(c) of the Act, from a planning authority of its preparation of an amendment to a planning scheme	1 Chief Executive Officer	Where Council is not the planning authority and the amendment affects land within its municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.
r 21	Power of responsible authority to require a permit applicant to verify information (by statutory declaration or other written confirmation satisfactory to the responsible authority) in an application for a permit or to amend a permit or any information provided under s 54 of the Act	142 Graduate Statutory Planner 22 Environmental Planner 524 Statutory Planner 552 Senior Statutory Planner 573 Coordinator Statutory Planning 724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 541 Statutory Planner	
r 25(a)	Duty to make copy of matter considered under s 60(1A)(g) in accordance with the public availability requirements	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 541 Statutory Planner	Where Council is the responsible authority

PLANNING AND ENVIRONMENT REGULATIONS 2015			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS AND LIMITATIONS
r 25(b)	Function of receiving a copy of any document considered under s 60(1A)(g) by the responsible authority and duty to make the document available in accordance with the public availability requirements	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 22 Environmental Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 541 Statutory Planner	Where Council is not the responsible authority but the relevant land is within Council's municipal district
r 42	Function of receiving notice under s 96C(1)(c) of the Act from a planning authority of its preparation of a combined application for an amendment to a planning scheme and notice of a permit application	724 General Manager Development 730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 573 Coordinator Statutory Planning 552 Senior Statutory Planner 524 Statutory Planner 142 Graduate Statutory Planner 640 Coordinator Strategic Planning 656 Strategic Planner 706 Strategic Planner 541 Statutory Planner	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.

RESIDENTIAL TENANCIES ACT 1997			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 518F	Power to issue notice to caravan park regarding emergency management plan if determined that the plan does not comply with the requirements	724 General Manager Development 144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
s 522(1)	Power to give a compliance notice to a person	724 General Manager Development 144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
s 525(2)	Power to authorise an officer to exercise powers in s 526 (either generally or in a particular case)	724 General Manager Development 144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	

RESIDENTIAL TENANCIES ACT 1997			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 525(4)	Duty to issue identity card to authorised officers	730 Manager Land Use Planning 971 Major Projects and Principal Strategic Planner 421 Manager People and Capability 965 Coordinator Governance and Risk 967 Governance Officer	
s 526(5)	Duty to keep record of entry by authorised officer under s 526	724 General Manager Development 144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
s 526A(3)	Function of receiving report of inspection	724 General Manager Development 144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
s 527	Power to authorise a person to institute proceedings (either generally or in a particular case)	724 General Manager Development 144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 7	Power to enter into a written agreement with a caravan park	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 10	Function of receiving application for registration	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 11	Function of receiving application for renewal of registration	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 12(1)	Duty to grant the registration if satisfied that the caravan park complies with these regulations	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 12(1)	Power to refuse to grant the registration if not satisfied that the caravan park complies with these regulations	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 12(2)	Duty to renew the registration if satisfied that the caravan park complies with these regulations	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 12(2)	Power to refuse to renew the registration if not satisfied that the caravan park complies with these regulations	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 12(3)	Duty to have regard to matters in determining an application for registration or an application for renewal of registration	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 12(4) & (5)	Duty to issue certificate of registration	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 14(1)	Function of receiving notice of transfer of ownership	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 14(3)	Power to determine where notice of transfer is displayed	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 15(1)	Duty to transfer registration to new caravan park owner	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 15(2)	Duty to issue a certificate of transfer of registration	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 15(3)	Power to determine where certificate of transfer of registration is displayed	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 16(1)	Power to determine the fee to accompany applications for registration or applications for renewal of registration	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 17	Duty to keep register of caravan parks	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 21(1)	Duty to notify a caravan park owner of the relevant emergency services agencies for the caravan park, on the request of the caravan park owner	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 21(2)	Duty to consult with relevant emergency services agencies	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 22	Power to determine places in which caravan park owner must display a copy of emergency procedures	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 23	Power to determine places in which caravan park owner must display copy of public emergency warnings	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 24(2)	Power to consult with relevant floodplain management authority	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 26(b)(i)	Power to approve system for the discharge of sewage and wastewater from a movable dwelling	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 38	Function of receiving notice of proposed installation of unregistrable movable dwelling or rigid annexe	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 38(b)	Power to require notice of proposal to install unregistrable movable dwelling or rigid annexe	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2024			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 39(3)	Function of receiving installation certificate	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 45(3)	Power to determine places in which caravan park owner must display name and telephone number of an emergency contact person	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	
r 45(5)	Power to determine places in which caravan park owner must display the certificate of registration or certificate of renewal of registration, the plan of the caravan park and a copy of the caravan park rules	144 Coordinator Environmental Health 145 Environmental Health Officer 146 Environmental Health Officer 559 Environmental Health Officer 830 Environmental Health Officer 740 Manager Regulatory Services	

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 11(1)	Power to declare a road by publishing a notice in the Government Gazette	725 General Manager Built & Natural Environment 433 Coordinator Asset Management 489 Manager Assets & Projects	Obtain consent in circumstances specified in s 11(2)
s 11(8)	Power to name a road or change the name of a road by publishing notice in Government Gazette	725 General Manager Built & Natural Environment 433 Coordinator Asset Management 489 Manager Assets & Projects	
s 11(9)(b)	Duty to advise Registrar	725 General Manager Built & Natural Environment 433 Coordinator Asset Management 489 Manager Assets & Projects	
s 11(10)	Duty to inform Secretary to Department of Environment, Land, Water and Planning of declaration etc.	725 General Manager Built & Natural Environment 433 Coordinator Asset Management 733 Manager Built Environment 489 Manager Assets & Projects	Subject to s 11(10A)
s 11(10A)	Duty to inform Secretary to Department of Environment, Land, Water and Planning or nominated person	725 General Manager Built & Natural Environment 433 Coordinator Asset Management 733 Manager Built Environment 489 Manager Assets & Projects	Where Council is the coordinating road authority
s 12(2)	Power to discontinue road or part of a road	725 General Manager Built & Natural Environment 433 Coordinator Asset Management 733 Manager Built Environment 489 Manager Assets & Projects	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 12(2)(b)	Function of providing consent to the Head, Transport for Victoria for the discontinuance of a road or part of a road	725 General Manager Built & Natural Environment	
s 12(4)	Duty to publish, and provide copy, notice of proposed discontinuance	725 General Manager Built & Natural Environment 433 Coordinator Asset Management 733 Manager Built Environment 489 Manager Assets & Projects	Power of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(5)	Duty to consider written submissions received within 28 days of notice	725 General Manager Built & Natural Environment 433 Coordinator Asset Management 733 Manager Built Environment 489 Manager Assets & Projects	Duty of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(6)	Function of hearing a person in support of their written submission	725 General Manager Built & Natural Environment 433 Coordinator Asset Management 733 Manager Built Environment 489 Manager Assets & Projects	Function of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(7)	Duty to fix day, time and place of meeting under s 12(6) and to give notice	725 General Manager Built & Natural Environment 733 Manager Built Environment 489 Manager Assets & Projects 433 Coordinator Asset Management	Duty of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(10)	Duty to notify of decision made	725 General Manager Built & Natural Environment 489 Manager Assets & Projects 433 Coordinator Asset Management 733 Manager Built Environment	Duty of coordinating road authority where it is the discontinuing body Does not apply where an exemption is specified by the regulations or given by the Minister

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 13(1)	Power to fix a boundary of a road by publishing notice in Government Gazette	725 General Manager Built & Natural Environment 489 Manager Assets & Projects 433 Coordinator Asset Management 733 Manager Built Environment	Power of coordinating road authority and obtain consent under s 13(3) and s 13(4) as appropriate
s 14(4)	Function of receiving notice from the Head, Transport for Victoria	433 Coordinator Asset Management 489 Manager Assets & Projects 725 General Manager Built & Natural Environment 733 Manager Built Environment	
s 14(7)	Power to appeal against decision of the Head, Transport for Victoria	489 Manager Assets & Projects 725 General Manager Built & Natural Environment	
s 15(1)	Power to enter into arrangement with another road authority, utility or a provider of public transport to transfer a road management function of the road authority to the other road authority, utility or provider of public transport	725 General Manager Built & Natural Environment 489 Manager Assets & Projects 433 Coordinator Asset Management	
s 15(1A)	Power to enter into arrangement with a utility to transfer a road management function of the utility to the road authority	725 General Manager Built & Natural Environment 489 Manager Assets & Projects 733 Manager Built Environment	
s 15(2)	Duty to include details of arrangement in public roads register	733 Manager Built Environment 617 Coordinator Road Planning	
s 16(7)	Power to enter into an arrangement under s 15	725 General Manager Built & Natural Environment	

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 16(8)	Duty to enter details of determination in public roads register	733 Manager Built Environment 617 Coordinator Road Planning	
s 17(2)	Duty to register public road in public roads register	733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the coordinating road authority
s 17(3)	Power to decide that a road is reasonably required for general public use	733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the coordinating road authority
s 17(3)	Duty to register a road reasonably required for general public use in public roads register	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the coordinating road authority
s 17(4)	Power to decide that a road is no longer reasonably required for general public use	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the coordinating road authority
s 17(4)	Duty to remove road no longer reasonably required for general public use from public roads register	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the coordinating road authority
s 18(1)	Power to designate ancillary area	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the coordinating road authority, and obtain consent in circumstances specified in s 18(2)
s 18(3)	Duty to record designation in public roads register	733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the coordinating road authority
s 19(1)	Duty to keep register of public roads in respect of which it is the coordinating road authority	733 Manager Built Environment 617 Coordinator Road Planning	
s 19(4)	Duty to specify details of discontinuance in public roads register	725 General Manager Built & Natural Environment	

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		489 Manager Assets & Projects 36 Coordinator Infrastructure Development 733 Manager Built Environment	
s 19(5)	Duty to ensure public roads register is available for public inspection	733 Manager Built Environment 617 Coordinator Road Planning	
s 21	Function of replying to request for information or advice	725 General Manager Built & Natural Environment 733 Manager Built Environment	Obtain consent in circumstances specified in s 11(2)
s 22(2)	Function of commenting on proposed direction	725 General Manager Built & Natural Environment 733 Manager Built Environment	
s 22(4)	Duty to publish a copy or summary of any direction made under s 22 by the Minister in its annual report	725 General Manager Built & Natural Environment 733 Manager Built Environment	
s 22(5)	Duty to give effect to a direction under s 22	725 General Manager Built & Natural Environment 733 Manager Built Environment	
s 40(1)	Duty to inspect, maintain and repair a public road	725 General Manager Built & Natural Environment 733 Manager Built Environment	
s 40(5)	Power to inspect, maintain and repair a road which is not a public road	725 General Manager Built & Natural Environment 733 Manager Built Environment	
s 41(1)	Power to determine the standard of construction, inspection, maintenance and repair	725 General Manager Built & Natural Environment 733 Manager Built Environment 489 Manager Assets & Projects	
s 42(1)	Power to declare a public road as a controlled access road	725 General Manager Built & Natural Environment	Power of coordinating road authority and sch 2 also applies

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
		733 Manager Built Environment	
s 42(2)	Power to amend or revoke declaration by notice published in Government Gazette	725 General Manager Built & Natural Environment 733 Manager Built Environment	Power of coordinating road authority and sch 2 also applies
s 42A(3)	Duty to consult with Head, Transport for Victoria and Minister for Local Government before road is specified	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the coordinating road authority If road is a municipal road or part thereof
s 42A(4)	Power to approve Minister's decision to specify a road as a specified freight road	725 General Manager Built & Natural Environment 733 Manager Built Environment	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
s 48EA	Duty to notify the owner or occupier of land and provider of public transport on which rail infrastructure or rolling stock is located (and any relevant provider of public transport)	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the responsible road authority, infrastructure manager or works manager
s 48M(3)	Function of consulting with the relevant authority for purposes of developing guidelines under s 48M	725 General Manager Built & Natural Environment 733 Manager Built Environment	
s 49	Power to develop and publish a road management plan	725 General Manager Built & Natural Environment 733 Manager Built Environment	
s 51	Power to determine standards by incorporating the standards in a road management plan	725 General Manager Built & Natural Environment 733 Manager Built Environment	

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 53(2)	Power to cause notice to be published in Government Gazette of amendment etc of document in road management plan	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	
s 54(2)	Duty to give notice of proposal to make a road management plan	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	
s 54(5)	Duty to conduct a review of road management plan at prescribed intervals	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	
s 54(6)	Power to amend road management plan	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	
s 54(7)	Duty to incorporate the amendments into the road management plan	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	
s 55(1)	Duty to cause notice of road management plan to be published in Government Gazette and newspaper	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	
s 63(1)	Power to consent to conduct of works on road	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 63(2)(e)	Power to conduct or to authorise the conduct of works in, on, under or over a road in an emergency	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the infrastructure manager
s 64(1)	Duty to comply with cl 13 of sch 7	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the infrastructure manager or works manager
s 66(1)	Power to consent to structure etc	724 General Manager Development 198 Coordinator Local Laws 740 Manager Regulatory Services	Where Council is the coordinating road authority
s 67(2)	Function of receiving the name & address of the person responsible for distributing the sign or bill	724 General Manager Development 198 Coordinator Local Laws 740 Manager Regulatory Services	Where Council is the coordinating road authority
s 67(3)	Power to request information	724 General Manager Development 198 Coordinator Local Laws 740 Manager Regulatory Services	Where Council is the coordinating road authority
s 68(2)	Power to request information	724 General Manager Development 198 Coordinator Local Laws 740 Manager Regulatory Services	Where Council is the coordinating road authority
s 71(3)	Power to appoint an authorised officer	1 Chief Executive Officer	
s 72	Duty to issue an identity card to each authorised officer	1 Chief Executive Officer	

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 85	Function of receiving report from authorised officer	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	
s 86	Duty to keep register re s 85 matters	1 Chief Executive Officer	
s 87(1)	Function of receiving complaints	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	
s 87(2)	Duty to investigate complaint and provide report	1 Chief Executive Officer	
s 96	Power to authorise a person for the purpose of instituting legal proceedings	1 Chief Executive Officer	
s 112(2)	Power to recover damages in court	725 General Manager Built & Natural Environment 733 Manager Built Environment	
s 116	Power to cause or carry out inspection	725 General Manager Built & Natural Environment 733 Manager Built Environment 661 Built Environment Planning Systems Officer 617 Coordinator Road Planning	
s 119(2)	Function of consulting with the Head, Transport for Victoria	1 Chief Executive Officer	
s 120(1)	Power to exercise road management functions on an arterial road (with the consent of the Head, Transport for Victoria)	439 Manager Natural Environment & Parks 489 Manager Assets & Projects 725 General Manager Built & Natural Environment	

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
s 120(2)	Duty to seek consent of the Head, Transport for Victoria to exercise road management functions before exercising power in s 120(1)	36 Coordinator Infrastructure Development 617 Coordinator Road Planning	
s 121(1)	Power to enter into an agreement in respect of works	725 General Manager Built & Natural Environment 733 Manager Built Environment 489 Manager Assets & Projects	
s 122(1)	Power to charge and recover fees	1 Chief Executive Officer	
s 123(1)	Power to charge for any service	1 Chief Executive Officer	
sch 2 cl 2(1)	Power to make a decision in respect of controlled access roads	1 Chief Executive Officer	
sch 2 cl 3(1)	Duty to make policy about controlled access roads	1 Chief Executive Officer	
sch 2 cl 3(2)	Power to amend, revoke or substitute policy about controlled access roads	1 Chief Executive Officer	
sch 2 cl 4	Function of receiving details of proposal from the Head, Transport for Victoria	1 Chief Executive Officer	
sch 2 cl 5	Duty to publish notice of declaration	1 Chief Executive Officer	
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	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the infrastructure manager or works manager
sch 7 cl 8(1)	Duty to give notice to any other infrastructure manager or works manager responsible for any non-road infrastructure in the area, that could be affected by any proposed installation of	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the infrastructure manager or works manager

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
	infrastructure or related works on a road or road reserve of any road		
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	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the infrastructure manager 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	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the infrastructure manager or works manager
sch 7 cl 10(2)	Where Sch 7 cl 10(1) applies, duty to, where possible, conduct appropriate consultation with persons likely to be significantly affected	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the infrastructure manager or works manager
sch 7 cl 12(2)	Power to direct infrastructure manager or works manager to conduct reinstatement works	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority
sch 7 cl 12(3)	Power to take measures to ensure reinstatement works are completed	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
sch 7 cl 12(4)	Duty to ensure that works are conducted by an appropriately qualified person	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority
sch 7 cl 12(5)	Power to recover costs	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority
sch 7 cl 13(1)	Duty to notify relevant coordinating road authority within 7 days that works have been completed, subject to sch 7 cl 13(2)	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the works manager
sch 7 cl 13(2)	Power to vary notice period	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	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)	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the infrastructure manager
sch 7 cl 16(1)	Power to consent to proposed works	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
sch 7 cl 16(4)	Duty to consult	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority, responsible authority or infrastructure manager
sch 7 cl 16(5)	Power to consent to proposed works	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority
sch 7 cl 16(6)	Power to set reasonable conditions on consent	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority
sch 7 cl 16(8)	Power to include consents and conditions	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority
sch 7 cl 17(2)	Power to refuse to give consent and duty to give reasons for refusal	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
sch 7 cl 18(1)	Power to enter into an agreement	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority
sch 7 cl 19(1)	Power to give notice requiring rectification of works	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	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	725 General Manager Built & Natural Environment 733 Manager Built Environment	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	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the coordinating road authority
sch 7A cl 2	Power to cause street lights to be installed on roads	725 General Manager Built & Natural Environment 489 Manager Assets & Projects 36 Coordinator Infrastructure Development 733 Manager Built Environment 617 Coordinator Road Planning	Power of responsible road authority where it is the coordinating road authority or responsible road authority in respect of the road

ROAD MANAGEMENT ACT 2004			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
sch 7A cl 3(1)(d)	Duty to pay installation and operation costs of street lighting - where road is not an arterial road	725 General Manager Built & Natural Environment 489 Manager Assets & Projects 36 Coordinator Infrastructure Development 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the responsible road authority
sch 7A cl 3(1)(e)	Duty to pay installation and operation costs of street lighting – where road is a service road on an arterial road and adjacent areas	725 General Manager Built & Natural Environment 489 Manager Assets & Projects 36 Coordinator Infrastructure Development 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the responsible road authority
sch 7A cl (3)(1)(f)	Duty to pay installation and percentage of operation costs of street lighting – for arterial roads in accordance with cls 3(2) and 4	725 General Manager Built & Natural Environment 489 Manager Assets & Projects 36 Coordinator Infrastructure Development 733 Manager Built Environment 617 Coordinator Road Planning	Duty of Council as responsible road authority that installed the light (re: installation costs) and where Council is relevant municipal council (re: operating costs)

ROAD MANAGEMENT (GENERAL) REGULATIONS 2016			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 8(1)	Duty to conduct reviews of road management plan	725 General Manager Built & Natural Environment 733 Manager Built Environment	
r 9(2)	Duty to produce written report of review of road management plan and make report available	725 General Manager Built & Natural Environment 733 Manager Built Environment	
r 9(3)	Duty to give notice where road management review is completed and no amendments will be made (or no amendments for which notice is required)	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the coordinating road authority
r 10	Duty to give notice of amendment which relates to standard of construction, inspection, maintenance or repair under s 41 of the Act	725 General Manager Built & Natural Environment 733 Manager Built Environment	
r 13(1)	Duty to publish notice of amendments to road management plan	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the coordinating road authority
r 13(3)	Duty to record on road management plan the substance and date of effect of amendment	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	
r 16(3)	Power to issue permit	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the coordinating road authority
r 18(1)	Power to give written consent re damage to road	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the coordinating road authority

ROAD MANAGEMENT (GENERAL) REGULATIONS 2016			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 23(2)	Power to make submission to Tribunal	725 General Manager Built & Natural Environment 733 Manager Built Environment 489 Manager Assets & Projects	Where Council is the coordinating road authority
r 23(4)	Power to charge a fee for application under s 66(1) Road Management Act	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning	Where Council is the coordinating road authority
r 25(1)	Power to remove objects, refuse, rubbish or other material deposited or left on road	725 General Manager Built & Natural Environment 733 Manager Built Environment 617 Coordinator Road Planning 36 Coordinator Infrastructure Development	Where Council is the responsible road authority
r 25(2)	Power to sell or dispose of things removed from road or part of road (after first complying with regulation 25(3))	198 Coordinator Local Laws 724 General Manager Development 740 Manager Regulatory Services	Where Council is the responsible road authority
r 25(5)	Power to recover in the Magistrates' Court, expenses from person responsible	725 General Manager Built & Natural Environment 733 Manager Built Environment	

ROAD MANAGEMENT (WORKS AND INFRASTRUCTURE) REGULATIONS 2015			
PROVISION	THING DELEGATED	POSITION CODE & NAME	CONDITIONS & LIMITATIONS
r 15	Power to exempt a person from requirement under cl 13(1) of sch 7 of the Act to give notice as to the completion of those works	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the coordinating road authority and where consent given under s 63(1) of the Act
r 22(2)	Power to waive whole or part of fee in certain circumstances	725 General Manager Built & Natural Environment 733 Manager Built Environment	Where Council is the coordinating road authority

S6 Instrument of Delegation – Council to Members of Council staff
Maddocks January 2025 Update

Amendments as a result of Maddocks update:

NEW Provision

<u>Delegation Source</u>	<u>Provision</u>	<u>Item Delegated</u>	<u>Delegate</u>	<u>Conditions & Limitations</u>
Road Management Act 2004	s 12(2)(b)	Function of providing consent to the Head, Transport for Victoria for the discontinuance of a road or part of a road	725 General Manager Built & Natural Environment	

CHANGED Provision

<u>Delegation Source</u>	<u>Provision</u>	<u>Item Delegated</u>	<u>Delegate</u>	<u>Conditions & Limitations</u>
Food Act 1984	s 19FA(1)	Power to direct a proprietor of a food premises to revise the food safety program for the premises or comply with any requirements specified in the food safety program	144 Coordinator Environmental Health, 145 Environmental Health Officer, 146 Environmental Health Officer, 559 Environmental Health Officer, 830 Environmental Health Officer	Where Council is the registration authority Only in relation to temporary food premises or mobile food premises. Subject to s 19FA(2), which requires a time limit for compliance to be specified
Food Act 1984	s 19FA(3)(a)	Power to refuse to approve an application for registration or renewal of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	144 Coordinator Environmental Health, 145 Environmental Health Officer, 146 Environmental Health Officer, 559 Environmental Health Officer, 830 Environmental Health Officer	Where Council is the registration authority Only in relation to temporary food premises or mobile food premises. Refusal to grant or renew the

ATTACHMENT 13.4.2

<u>Delegation Source</u>	<u>Provision</u>	<u>Item Delegated</u>	<u>Delegate</u>	<u>Conditions & Limitations</u>
				registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
Food Act 1984	s 19FA(3)(b)	Power to revoke a registration granted in respect of premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	144 Coordinator Environmental Health, 145 Environmental Health Officer, 146 Environmental Health Officer, 559 Environmental Health Officer, 830 Environmental Health Officer	Where Council is the registration authority Only in relation to temporary food premises or mobile food premises.
Food Act 1984	s 19FA(3)(c)	Power to suspend the registration of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	144 Coordinator Environmental Health, 145 Environmental Health Officer, 146 Environmental Health Officer, 559 Environmental Health Officer, 830 Environmental Health Officer	Where Council is the registration authority Only in relation to temporary food premises or mobile food premises.
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(1)	Power to refuse to renew grant the registration if not satisfied that the caravan park complies with these regulations	740 Manager Regulatory Services, 144 Coordinator Environmental Health, 145 Environmental Health Officer, 146 Environmental Health Officer, 559 Environmental Health Officer, 830 Environmental Health Officer	

Amendments as a result of operational requirements:

Remove due to positions being abolished (Position variation request 23/01/25):

- **951 | Senior Strategic Planner**

13.5. S11A INSTRUMENT OF APPOINTMENT AND AUTHORISATION (PLANNING AND ENVIRONMENT ACT 1987)

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PURPOSE

To seek Council's approval for the designated Council Officers responsible for administration and enforcement of the *Planning and Environment Act 1987* to be appointed and authorised as Authorised Officers under the *Planning and Environment Act 1987*.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

- 1. That Council appoint and authorise the Council Officers referred to in the attached S11A Instrument of Appointment and Authorisation (Planning and Environment Act 1987).**
- 2. That the instrument comes into force immediately upon being signed by Council's Chief Executive Officer and remains in force until Council determines to vary or revoke the instrument.**
- 3. That Council revoke all previous S11A Instruments of Appointment and Authorisation (Planning and Environment Act 1987).**

BACKGROUND

The Authorised Officers involved are Council officers requiring authorisation and appointment by Council under section 147(4) of the *Planning and Environment Act 1987* and section 313 of the *Local Government Act 2020* to institute proceedings for offences against the Acts and regulations described in the attached instrument of authorisation.

Rather than individual documents for each Council officer authorised under the Planning and Environment Act 1987, this updated S11A instrument is a single document listing all authorised Council officers. This change aims to streamline the process and improve record keeping.

Other updates made to the attached updated S11A Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*) include:

- Updated formatting.
- Amendments recommended by Council's solicitors to more closely align with the wording of section 147(4) of the *Planning and Environment Act 1987*.
- Inclusion of Council officer Nicole Reynolds who is due to start employment with Council in March 2025.

ATTACHMENTS

1. S11A Instrument of Appointment and Authorisation (Planning and Environment Act 1987) [**13.5.1** - 2 pages]

OPTIONS

Council has the following options available:

1. Appoint and authorise the Council officers referred to in the attached S11A Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*) and revoke all previous S11A Instruments of Appointment and Authorisation (*Planning and Environment Act 1987*); or
2. Not appoint and authorise the Council officers referred to in the attached S11A Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*) and seek further clarification and report at a future meeting.

PROPOSAL

It is proposed that Council appoint and authorise the Council officers referred to in the attached 'S11A Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*)' and revoke all previous S11A Instruments of Appointment and Authorisation (*Planning and Environment Act 1987*).

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

FINANCIAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNICATION IMPACT

This impact has been assessed and there is no effect to consider at this time.

LEGISLATIVE IMPACT

Section 147(4) of the *Planning and Environment Act 1987* provides Council with the authority to approve the S11A Instrument of Appointment and Authorisation.

COUNCIL POLICY IMPACT

This impact has been assessed and there is no effect to consider at this time.

COUNCIL PLAN IMPACT

While this report does not meet a specific Council Plan strategic outcome, it aligns with good governance.

RESOURCES AND STAFF IMPACT

Following adoption, our processes ensure that affected Council officers are notified and Council procedures updated as required.

COMMUNITY IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENVIRONMENTAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENGAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.

RISK MANAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.



WELLINGTON
SHIRE COUNCIL

S11A Instrument of Appointment and Authorisation (Planning and Environment Act 1987)



Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*)

In this Instrument 'officer' means –

Andrew Wolstenholme
Amie Hill
Barry Hearsey
Caragh Button
Francois Theron
Kim Phillips
Kritsaya Jintakom
Mark Bayly
Miriam Turner
Nicole Reynolds
Russell Searle

By this Instrument of Appointment and Authorisation Wellington Shire Council –

1. under s 147(4) of the *Planning and Environment Act 1987* – authorises the officers to carry out the duties or functions and to exercise the powers of an authorised officer under the *Planning and Environment Act 1987*; and
2. under s 313 of the *Local Government Act 2020* authorises the officers either generally or in a particular case to institute proceedings for offences against the Acts and regulations described in this instrument.

It is declared that this Instrument -

- revokes all previous *S11A Instruments of Appointment and Authorisation (Planning and Environment Act 1987)*;
- comes into force immediately upon its execution;
- remains in force until varied or revoked.

This Instrument is made by the Chief Executive Officer of Wellington Shire Council in the exercise of his authority to act on Council's behalf, which includes the authority conferred by resolution of Council made on **18 March 2025**.

DAVID MORCOM
Chief Executive Officer
Wellington Shire Council

Date: **1 / 03 / 2025**

13.6. REMUNERATION COMMITTEE MINUTES

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

PURPOSE

For Council to note and receive the minutes and endorse the actions of the Remuneration Committee meeting held on 4 March 2025.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council:

- 1. Note and receive the minutes from the Remuneration Committee meeting held on 4 March 2025 as per attachment 13.6.1 Remuneration Committee minutes; and***
- 2. Endorse the actions from the Remuneration Committee meeting held on 4 March 2025 as detailed in the attached minutes.***

ATTACHMENTS

1. Remuneration Committee minutes - 4 March 2025 [13.6.1 - 3 pages]

OPTIONS

Council has the following options available:

1. Note and receive the minutes from the Remuneration Committee meeting held on 4 March 2025 and endorse the actions from the meeting; or
2. Not note and receive the minutes from the Remuneration Committee meeting held on 4 March 2025 or endorse the actions from the meeting and seek further information for consideration at a future Council meeting.

PROPOSAL

It is proposed that Council:

1. Note and receive the minutes from the Remuneration Committee meeting held on 4 March 2025 as attached; and
2. Endorse the actions from the Remuneration Committee meeting held on 4 March 2025 as detailed in the attached minutes.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

FINANCIAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNICATION IMPACT

This impact has been assessed and there is no effect to consider at this time.

LEGISLATIVE IMPACT

This impact has been assessed and there is no effect to consider at this time.

COUNCIL POLICY IMPACT

The Remuneration Committee reviews Councillor entitlements, expenses, reimbursements and gifts and ensures alignment with Council policy direction and governance in relation to Councillor benefits.

COUNCIL PLAN IMPACT

While this report does not meet a specific Council Plan strategic outcome, it aligns with good governance.

RESOURCES AND STAFF IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNITY IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENVIRONMENTAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENGAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.

RISK MANAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.



REMUNERATION COMMITTEE

Tuesday 4 March 2025 – 8.30am

MINUTES

PRESENT: Councillor Scott Rossetti
Councillor Carmel Ripper
Councillor Catherine Bannerman
David Morcom (Chief Executive Officer)
Arthur Skipitaris (General Manager Corporate Services)

APOLOGIES: Nil

1. **Declaration of Conflicts of Interest:**
No Conflicts of Interest were declared.
2. **Minutes of Previous Meeting:**
The minutes of the previous meeting on 15 October 2024 were accepted.
3. **Actions from previous minutes**
Nil.
4. **Councillor Costs and Reimbursements**
Councillor Costs and Reimbursements spreadsheets were reviewed, discussed and accepted.
 - Councillor Expense Summary Report YTD – 31 January 2025 (Attachment 1)
5. **Review of Audit & Risk Committee remuneration**
Council's Audit & Risk Committee Charter stipulates that the remuneration amount paid to independent Committee members is to be determined by the Remuneration Committee annually, allowing for an increase linked to -
 - the annual increase of Councillor allowances;
 - benchmarking against other Councils; or
 - other consideration such as Council budget constraints.

The Committee agreed to consider the proposed increase to Audit & Risk Committee sitting fees out of session, so that they could discuss with the Council group.

Having consulted with the Council group, members of the Remuneration Committee determined to recommend to Council that :

 - **The Audit & Risk Committee Chair receive \$1,100 per meeting;**
 - **The independent Audit & Risk Committee members receive \$850 per meeting;**

- All independent Audit & Risk Committee members, including the Chair, receive \$850 for any additional attendances, eg. training, Council Workshops etc.; and
- Travel will not be paid.

6. General Business
Nil.

The meeting closed at 8.50am

Attachment 1 – Councillor Expense Summary Report YTD – 31 January 2025

Councillor Expenses and Reimbursements - Period 01 July 2024 to 31 January 2025					
	2024/25 Actuals	Commitments	Left to spend/ receive after commitments	2024/25 Adopted Budget	2024/25 Adjusted Budget
Councillor and Mayoral Allowances	243,739.58	-	131,245.42	374,985.00	374,985.00
Other Councillor expenses	48,297.37	-	62,377.63	110,675.00	110,675.00
Grand Total	292,036.95	-	193,623.05	485,660.00	485,660.00

14. GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT

14.1. GLENCAIRN ROAD WIDENING

ACTION OFFICER: MANAGER ASSETS AND PROJECTS

PURPOSE

The purpose of this report is for Council to consider entering into a contract for the Glencairn Road Licola Landslide Rectification Works.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council:

- 1. Adopt the recommendations contained in the attached confidential Tender Evaluation Report for Glencairn Road Licola Landslide Rectification Works; and***
- 2. Note that the information contained in the attached confidential Tender Evaluation Report for Glencairn Road Licola Landslide Rectification Works, was designated confidential by the General Manager Built and Natural Environment on 5 March 2025 because it contains confidential information as defined in section 3(1) of the Local Government Act 2020; (g)(ii) private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage; except that once this recommendation has been adopted the name of the successful tenderer can be made public.***

BACKGROUND

This project includes the construction of four retaining walls on a steep and narrow section of Glencairn Road, Licola, to improve safety by re-establishing the required road formation width.

Accordingly, a tender was advertised for these works and has been evaluated. A contract has now been prepared for Council's consideration.

ATTACHMENTS

1. Confidential Header - Glencairn Road Licola Landslide Rectification Works [14.1.1 - 1 page]
2. CONFIDENTIAL REDACTED - 2025-204 Tender Evaluation Report - Glencairn Road Licola Landslide Rectification Works [14.1.2 - 6 pages]

OPTIONS

Council has the following options available:

1. Adopt the recommendations contained in the attached confidential tender evaluation report for Glencairn Road Licola Landslide Rectification Works;
2. Not enter into a contract and not proceed with these works at this time.

PROPOSAL

That Council adopt the recommendations contained in the attached confidential tender evaluation report for Glencairn Road Licola Landslide Rectification Works.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

COLLABORATION

Pursuant to section 109(2) of the *Local Government Act 2020*, no collaborative opportunities have been identified for this one-off project.

FINANCIAL IMPACT

These works have been budgeted for under the 2024-2025 capital works program.

COMMUNICATION IMPACT

This impact has been assessed and there is no effect to consider at this time.

LEGISLATIVE IMPACT

Wellington Shire Council is committed to ensuring the Contract tendering process complies with the *Local Government Act 2020* and the Best Practice Procurement Guidelines for Victorian Local Government.

COUNCIL POLICY IMPACT

These works are in line with Council's policies of maintaining and enhancing Council's infrastructure.

COUNCIL PLAN IMPACT

The Council Plan 2021-25 Theme 4 "Services and Infrastructure" states the following strategic outcome:

Strategic Outcome 4.2: *"Services deliver operating efficiencies and best value."*

This report supports the above Council Plan strategic outcome.

RESOURCES AND STAFF IMPACT

This project will be undertaken with the resources of the Assets and Projects unit.

COMMUNITY IMPACT

These works will have a positive community impact because it will improve road safety on this section of roadway.

ENVIRONMENTAL IMPACT

This impact will have minimal environmental impact, with the contractors providing an Environmental Management Plan which will be strictly monitored.

ENGAGEMENT IMPACT

Wellington Shire Council's standard consultation practices will be implemented on this project.

RISK MANAGEMENT IMPACT

It is considered that the proposed contract works will not expose Wellington Shire Council to any significant risks. All Occupational Health and Safety risks will be discussed with the contractor and allocated to the party in the best position to manage each risk.



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

ORDINARY COUNCIL MEETING 18 MARCH 2025

I declare that the information contained in the attached document **GLENCAIRN ROAD LICOLA LANDSLIDE RECTIFICATION WORKS** relating to **TENDER EVALUATION CONTRACT 2025-204** is confidential because it contains confidential information as defined in section 3(1) of the *Local Government Act 2020*;

(a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released



CHRIS HASTIE
General Manager Built and Natural Environment
5/03/2025

15. GENERAL MANAGER DEVELOPMENT

15.1. LEGISLATIVE ASSEMBLY PETITION #202456 - FLOOD OVERLAYS

ACTION OFFICER: MANAGER LAND USE PLANNING

PURPOSE

The purpose of this report is to acknowledge and note an e-petition that has been lodged with the Victorian Legislative Assembly by Mr Henry Luiz. The petition raises the concerns of landowners in Eastern Victoria regarding the restrictive nature of current flood overlay controls within coastal areas, including the Wellington Shire – refer Attachment 15.1.1 Petition Flood overlays.

The report also seeks a resolution for the Council to write to the Minister for Planning to highlight the issues and challenges associated with developing within flood prone coastal areas – refer Attachment 15.1.2 Letter to Minister Legislative Assembly Petition #202456 Flood Overlays.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

- 1. That Council acknowledges and notes the e-petition lodged with the Victorian Legislative Assembly as per Attachment 15.1.1 Petition Flood overlays relating to current flood overlay controls within coastal areas, including the Wellington Shire.***
- 2. That Council writes to the Minister for Planning to highlight the issues associated with developing within flood prone coastal areas as per Attachment 15.1.2 Letter to Minister Legislative Assembly Petition #202456 Flood Overlays.***

BACKGROUND

The e-petition draws the Victorian Legislative Assembly's attention to the concerns of landowners within Eastern Victoria, including Loch Sport, to the current flood overlay controls which apply to land in coastal areas of the Wellington Shire.

Whilst acknowledging and appreciating the government's commitment to public safety, the petitioners believe that the flood overlay regulations have become overly restrictive and are having unintended consequences on local development, economic growth, individuals' retirement plans and the overall quality of life for residents.

In view of the above, the e-petitioners are requesting that the Victorian Legislative Assembly call on the State Government to:

1. Review and revise the revised flood overlay conditions to allow for more flexibility for current homeowners, while maintaining a focus on safeguarding against genuine flood threats.

2. Introduce a tiered approach to flood risk management that takes into account varying flood risks in different areas and allows for more tailored regulations that will enable responsible development without compromising safety.
3. Provide support for property owners and businesses affected by the flood overlay conditions, including offering financial assistance, incentives for flood mitigation measures, or exceptions in cases where risk is demonstrably low.

The e-petition, which has been sponsored by the Member for Gippsland South, Danny O'Brien MP, closes on 19 March 2025. At the time of writing, the e-petition has attracted more than a thousand signatures.

The e-petition reflects the concerns of the community and highlights the challenge that relevant government agencies face in terms of how to effectively manage/mitigate predicted sea level rise within coastal areas.

Council is working closely and collaboratively with the West Gippsland Catchment Management Authority to explore all options available to effectively mitigate against the long-term flood predictions and to facilitate new development in appropriate and most importantly safe locations in the short to medium-term whilst resisting proposals that are vulnerable from an unacceptable level of risk from flooding in the long-term.

ATTACHMENTS

1. Petition Flood overlays [15.1.1 - 1 page]
2. Letter to Minister Legislative Assembly Petition #202456 – Flood Overlays [15.1.2 - 3 pages]

OPTIONS

Council has the following options available:

1. Acknowledge and note the e-petition that has been lodged with the Victorian Legislative Assembly by Mr Henry Luiz, which raises the concerns of landowners in Eastern Victoria regarding the restrictive nature of current flood overlay controls within coastal areas,
2. Resolve to write to the Minister for Planning to highlight the issues and challenges associated with developing within flood prone coastal areas,
3. Not acknowledge or note an e-petition that has been lodged with the Victorian Legislative Assembly by Mr Henry Luiz, which raises the concerns of landowners in Eastern Victoria regarding the restrictive nature of current flood overlay controls within coastal areas, and
4. Not write to the Minister for Planning to highlight the issues associated with developing within flood prone coastal areas.

PROPOSAL

That Council:

1. Acknowledge and note the e-petition that has been lodged with the Victorian Legislative Assembly by Mr Henry Luiz, which raises the concerns of landowners in Eastern Victoria regarding the restrictive nature of current flood overlay controls within coastal areas, and
2. Resolve to write to the Minister for Planning to highlight the issues associated with developing within flood prone coastal areas.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

FINANCIAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNICATION IMPACT

The e-petition has served to publicise the planning challenges associated with developing within the flood prone areas of Wellington Shire.

LEGISLATIVE IMPACT

This impact has been assessed and there is no effect to consider at this time.

COUNCIL POLICY IMPACT

This impact has been assessed and there is no effect to consider at this time.

COUNCIL PLAN IMPACT

The Council Plan 2021-25 Theme 1 “Environment and Climate Change” states the following strategic outcome:

Strategic Outcome 1.1: *“A climate and disaster resilient community.”*

The Council Plan 2021-25 Theme 3 “Liveability and Wellbeing” states the following strategic outcome:

Strategic Outcome 3.2: *“An actively engaged community.”*

This report supports the above Council Plan strategic outcomes.

RESOURCES AND STAFF IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNITY IMPACT

The e-petition has served to publicise the complex planning issues associated with developing within flood prone areas and afforded an opportunity for the community to voice its concerns directly with state government.

ENVIRONMENTAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENGAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.

RISK MANAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.

Attachment 1: Flood Overlay Petition

Legislative Assembly Petition: #202456 | closes 19 March 2025

Petition Flood overlays

henry@luiz.com.au started this petition

Issue:

This petition of residents in Victoria draws to the attention of the Legislative Assembly the concerns of land owners of East Victoria, including Loch Sport, with regard to the current flood overlay conditions. While we acknowledge and appreciate the government's commitment to public safety, we believe that these regulations have become overly restrictive and are having unintended consequences on local development, economic growth, individuals' retirement plans and the overall quality of life for residents.

Action:

The petitioners therefore request that the Legislative Assembly call on the Government to

1. Review and revise the revised flood overlay conditions to allow for more flexibility as current home owners while maintaining a focus on safeguarding against genuine flood threats.
2. Introduce a tiered approach to flood risk management that takes into account varying flood risks in different areas, and allows for more tailored regulations that will enable responsible development without compromising safety.
3. Provide support for property owners and businesses affected by the flood overlay conditions, including offering financial assistance, incentives for flood mitigation measures, or exceptions in cases where risk is demonstrably low.



18 March 2025

The Hon. Sonya Kilkenney
Minister for Planning

Via Email: sonya.kilkenney@parliament.vic.gov.au

Dear Minister Kilkenney,

LEGISLATIVE ASSEMBLY PETITION #202456 – ‘FLOOD OVERLAYS’

I am writing to you in relation to Legislative Assembly Petition #202456 – ‘Flood Overlays’ (**copy attached**), lodged by Mr Henry Luiz of Loch Sport, Gippsland and sponsored by Member for Gippsland South, Danny O’Brien MP.

In his petition, Mr Luiz requests that the Legislative Assembly call upon the state government to address the concerns of land and business owners who are at risk from flooding, to review and revise what he believes to be ‘over restrictive’ flood related planning controls – particularly within coastal areas.

Mr Luiz’s concerns have been prompted by recent changes to the way in which proposals for new residential development are being considered in flood prone coastal areas within the Wellington Shire in response to revised West Gippsland Catchment Management Authority (WGCMA) policy.

The changes have significant implications for some property owners of vacant residential blocks in several of Wellington Shire’s coastal settlements – including Mr Luiz’s land in Loch Sport, as well as Golden Beach, Paradise Beach, McLoughlin’s Beach and Port Albert.

New planning permit applications for residential development on vacant residential zoned blocks must now be assessed against a predicted 0.8 metre rise in sea level response to 2100 future climatic modelled conditions. All Victorian councils that have coastline (including Wellington Shire Council) must comply with this state government policy.

This policy position now means that the WGCMA’s assessment criteria has made it significantly more difficult for landowners wanting to develop in identified flood prone areas. In some instances, the building of new dwellings will not be supported by the WGCMA given the predicted level of flood risk.

Whilst the WGCMA Flood Strategy identifies several measures to alleviate flood impacts – including raised road levels, the construction of sea walls, road realignments and property acquisitions in Loch Sport, the costs associated with these measures are prohibitive for Council. As longer-term solutions, these measures are also highly unlikely to address the issues at-play in the short-term.

Notwithstanding this, Council is working with the WGCMA to understand options available to property owners who intend to build new homes within the impacted flood areas. Until Council clearly understands the longer-term options and implications, it is, with the agreement of the WGCMA, continuing to support planning applications for new single dwellings, though this may be for a limited time only.

Yours sincerely

SCOTT ROSSETTI
Mayor

Attachment 1: Petition lodged with the Legislative Assembly by Mr Henry Luiz, Loch Sport, Gippsland

Legislative Assembly Petition: #202456 | closes 19 March 2025

Petition Flood overlays

henry@luiz.com.au started this petition

Issue:

This petition of residents in Victoria draws to the attention of the Legislative Assembly the concerns of land owners of East Victoria, including Loch Sport, with regard to the current flood overlay conditions. While we acknowledge and appreciate the government's commitment to public safety, we believe that these regulations have become overly restrictive and are having unintended consequences on local development, economic growth, individuals' retirement plans and the overall quality of life for residents.

Action:

The petitioners therefore request that the Legislative Assembly call on the Government to

1. Review and revise the revised flood overlay conditions to allow for more flexibility as current home owners while maintaining a focus on safeguarding against genuine flood threats.
2. Introduce a tiered approach to flood risk management that takes into account varying flood risks in different areas, and allows for more tailored regulations that will enable responsible development without compromising safety.
3. Provide support for property owners and businesses affected by the flood overlay conditions, including offering financial assistance, incentives for flood mitigation measures, or exceptions in cases where risk is demonstrably low.

15.2. MONTHLY PLANNING DECISIONS - JANUARY 2025

ACTION OFFICER: MANAGER LAND USE PLANNING

PURPOSE

To provide a report to Council on recent planning permit trends and planning decisions made under delegation by Statutory Planners during the month of January 2025.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 January and 31 January 2025.

BACKGROUND

Statutory Planners have delegated authority under the *Planning and Environment Act 1987* to make planning decisions in accordance with the *Planning and Environment Act 1987* and the Wellington Planning Scheme, including the issue of planning permits, amended permits, extensions of time, refusal of planning permits and notices of decision to grant a planning permit.

A copy of planning permit decisions made between 1 January and 31 January 2025 is included in Attachment 15.2.1 Planning Decisions Report - January 2025.

An overview of recent planning permit trends including decisions made, efficiency of decision making and the estimated value of approved development (derived from monthly planning permit activity reporting data) is in Attachment 15.2.2 Planning Trends Report - January 2025.

ATTACHMENTS

1. Planning Decisions Report - January 2025 [**15.2.1** - 4 pages]
2. Planning Trends Report - January 2025 [**15.2.2** - 3 pages]

OPTIONS

Council has the following options available:

1. Receive 1 January - 31 January 2025 planning decisions report; or
2. Not receive 1 January - 31 January 2025 planning decisions report and seek further information for consideration at a future Council meeting.

PROPOSAL

That Council note the report of recent planning permit trends and planning application determinations between 1 January and 31 January 2025.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a conflict of interest.

FINANCIAL IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNICATION IMPACT

The monthly report communicates information about planning trends and determinations including the issue of planning permits, amended permits, refusal of planning permits, and notices of decision to grant a planning permit.

LEGISLATIVE IMPACT

All planning decisions have been processed and issued in accordance with the *Planning and Environment Act 1987* and the Wellington Planning Scheme.

COUNCIL POLICY IMPACT

All planning decisions have been issued after due consideration of relevant Council policy, including Council's Heritage Policy, and the requirements of the Planning Policy Framework in the Wellington Planning Scheme.

COUNCIL PLAN IMPACT

The Council Plan 2021-25 Theme 2 "Economy and Sustainable Growth" states the following strategic outcome:

Strategic Outcome 2.1: *"A diverse economy that creates jobs and opportunities."*

Strategic Outcome 2.3: *"An increase in variety of housing choice to support equitable access to housing."*

This report supports the above Council Plan strategic outcomes.

RESOURCES AND STAFF IMPACT

This impact has been assessed and there is no effect to consider at this time.

COMMUNITY IMPACT

This impact has been assessed and there is no effect to consider at this time.

ENVIRONMENTAL IMPACT

Planning decisions are made in accordance with the relevant environmental standards to ensure that environmental impacts are minimised.

ENGAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.

RISK MANAGEMENT IMPACT

This impact has been assessed and there is no effect to consider at this time.

**PLANNING APPLICATION DETERMINATIONS
BETWEEN 1/01/2025 AND 31/01/2025**

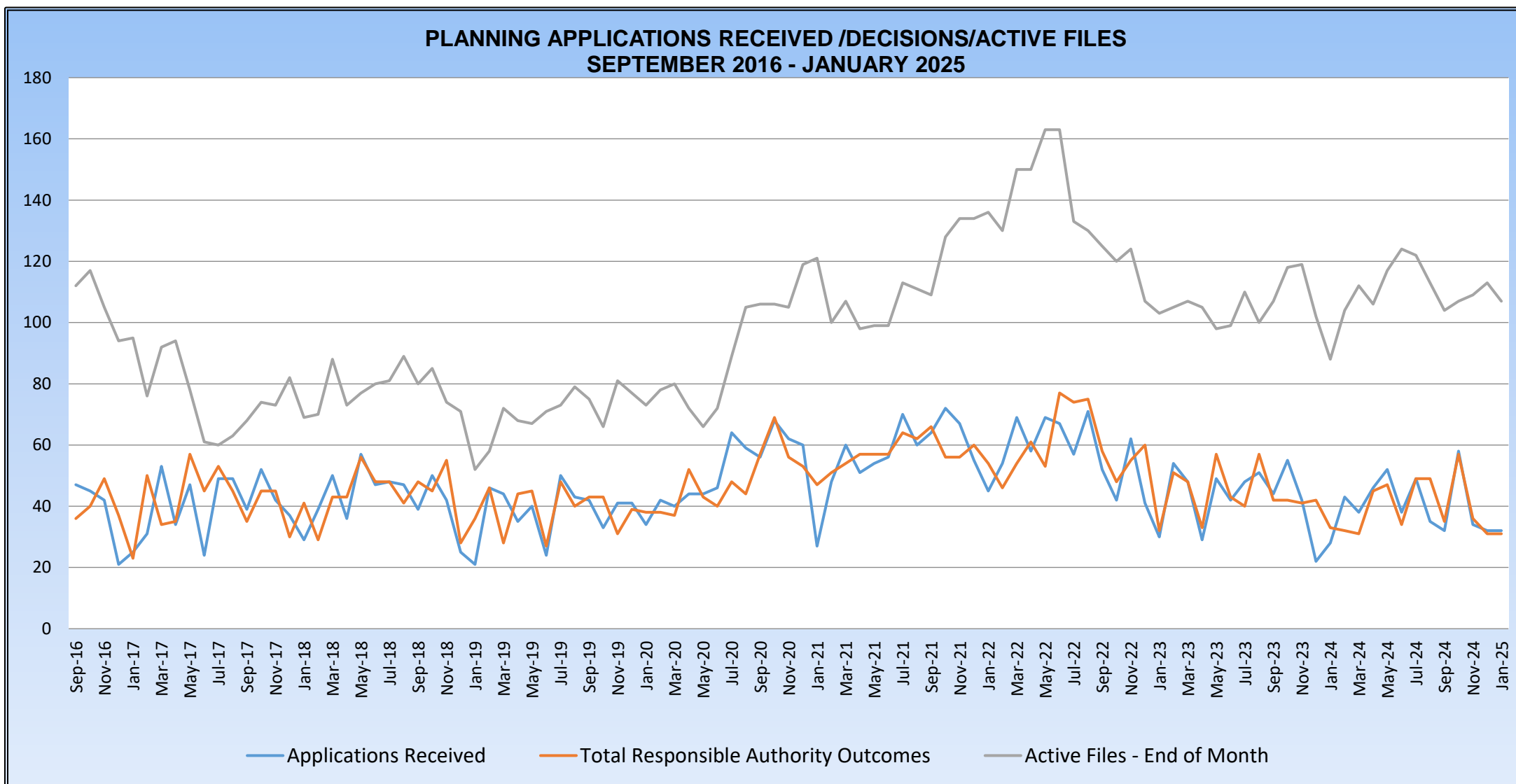
ATTACHMENT 15.2.1

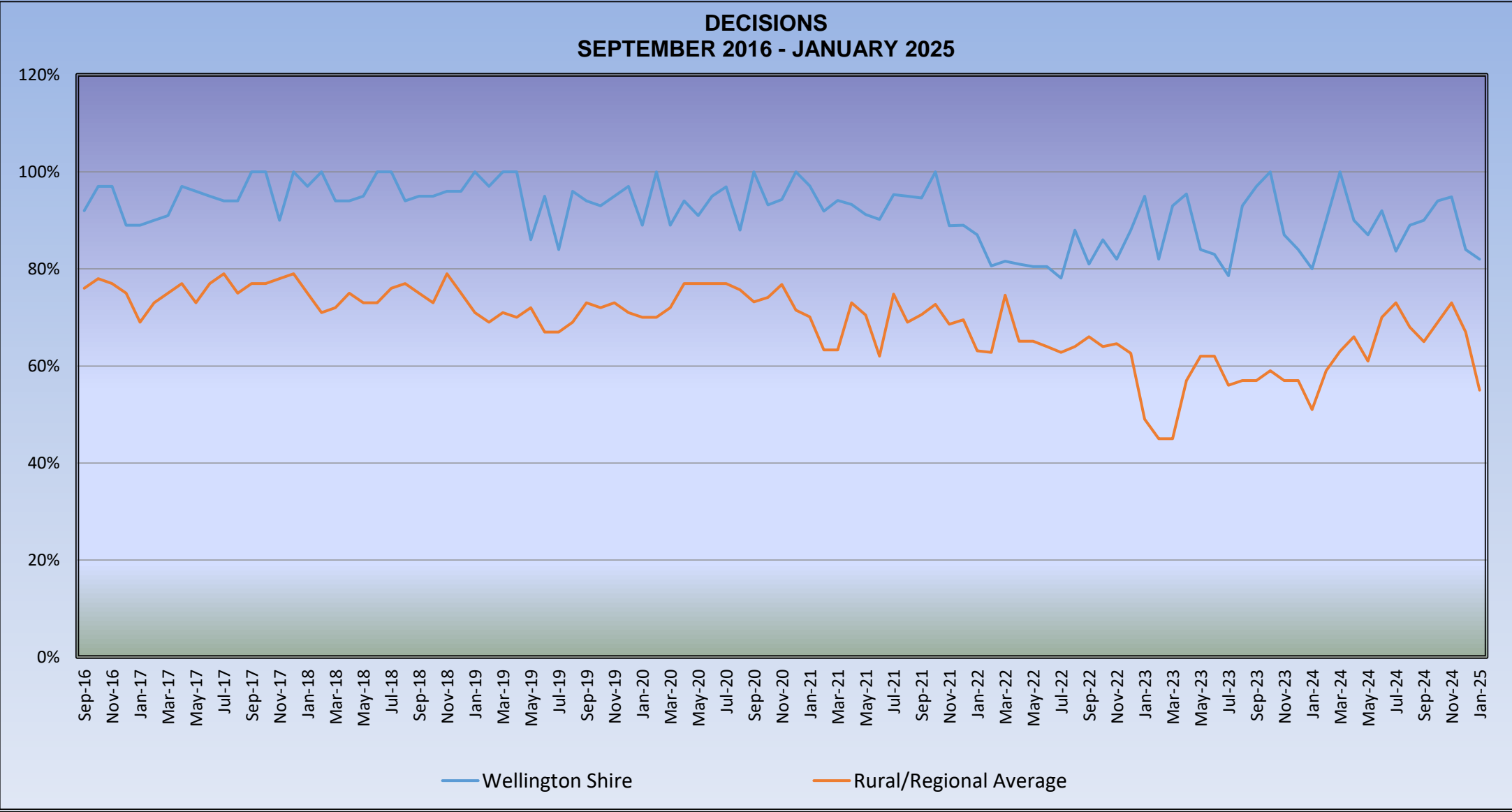
Application No/Year	Date Received	Property Title & Address	Proposal	Status
298-6.00/2016	25/11/2024	Assessment No. 205856 LOT: 1 LP: 207332M ROSEDALE-LONGFORD RD ROSEDALE	Use and development of the land for a class B broiler farm	Permit Issued by Delegate of Resp/Auth 21/01/2025
185-4.00/2019	25/11/2024	Assessment No. 205856 CA: 63A 494 ROSEDALE-LONGFORD ROSEDALE	Removal of planning permit condition/cluster broiler farm/access TZ2.	Permit Issued by Delegate of Resp/Auth 21/01/2025
103-2.00/2021	21/11/2024	Assessment No. 205567 LOT: 1 LP: 66556 2,631 ROSEDALE-LONGFORD ROSEDALE	Staged re-subdivision of the land into four lots.	Permit Issued by Delegate of Resp/Auth 9/01/2025
310-2.00/2023	3/12/2024	Assessment No. 17459 PC: 351882 273-285 YORK ST SALE	Buildings & works / construction of extension to existing building.	Permit Issued by Delegate of Resp/Auth 24/01/2025
328-2.00/2023	13/11/2024	Assessment No. 277533 LOT: 1 TP: 892918Y 30 NORTH ST PORT ALBERT	Two lot subdivision of the land and creation of an easement (E1)	Permit Issued by Delegate of Resp/Auth 22/01/2025
360-1.00/2023	17/10/2023	Assessment No. 366211 CA: 114 838 THREE CHAIN RD NEWRY	To change the area that liquor is allowed to be consumed.	Permit Issued by Delegate of Resp/Auth 7/01/2025
386-1.00/2023	9/11/2023	Assessment No. 48876 LOT: 1 PS: 415175A 87-89 STEVENS ST SALE	2 Lot subdivision of the land.	Permit Issued by Delegate of Resp/Auth 2/01/2025
406-1.00/2023	24/11/2023	Assessment No. 380758 CA: 8 SEC: 5 10 CENTRE RD SEASPRAY	Two lot subdivision of the land.	NOD issued by Delegate of Respon/Auth 21/01/2025
432-2.00/2023	22/11/2024	Assessment No. 10264 LOT: 1 TP: 808341G 166-168 PEARSON ST SALE	Buildings & works/construction of 2 dwellings/subdivision/move trees.	Permit Issued by Delegate of Resp/Auth 3/01/2025
30-1.00/2024	6/02/2024	Assessment No. 332338 CA: 3 SEC: 5 13 FITZGIBBON ST BRIAGOLONG	3 lot subdivision and removal of native street tree.	Permit Issued by Delegate of Resp/Auth 13/01/2025
118-1.00/2024	17/04/2024	Assessment No. 192435 LOT: 1 TP: 14804S 101-103 PRINCE ST ROSEDALE	U /D of land for a residential building (Rural Workers Accommodation).	Permit Issued by Delegate of Resp/Auth 17/01/2025

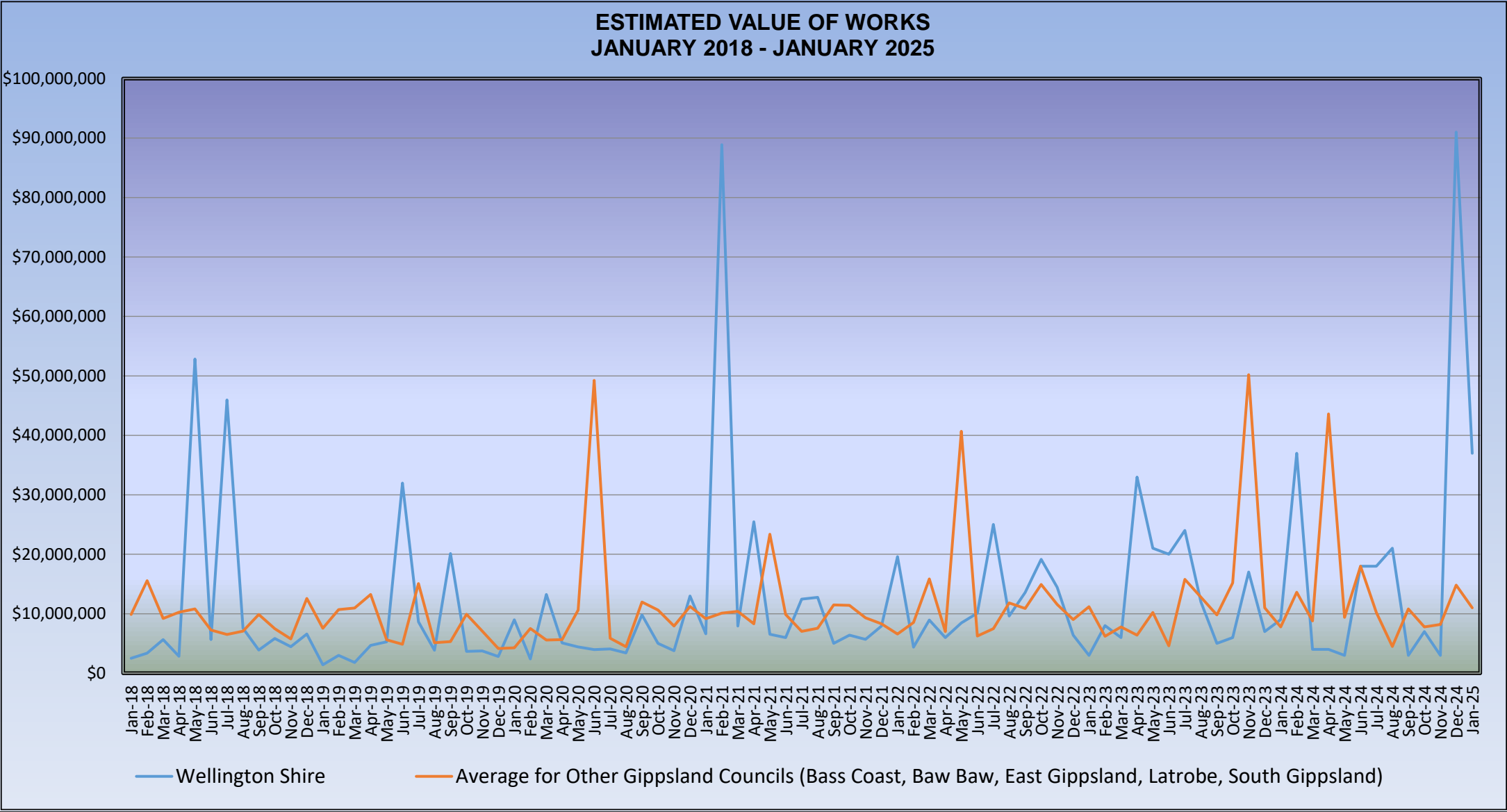
Application No/Year	Date Received	Property Title & Address	Proposal	Status	ATTACHMENT 15.2.1
197-1.00/2024	27/06/2024	Assessment No. 457259 LOT: 2 PS: 846502G ABELS RD LONGFORD	B & W associated with the construction of a dwelling & outbuilding.	Permit Issued by Delegate of Resp/Auth 24/01/2025	
247-1.00/2024	29/07/2024	Assessment No. 353037 LOT: 33 LP: 54201 19 TAMBORITHA TCE COONGULLA	Buildings & works associated with the construction of a dwelling.	Permit Issued by Delegate of Resp/Auth 28/01/2025	
252-1.00/2024	1/08/2024	Assessment No. 274043 LOT: 1 PS: 913344B 272 KEMPS RD YARRAM	Subdivision of the land from 2 lots to 2 new lots.	Permit Issued by Delegate of Resp/Auth 7/01/2025	
282-1.00/2024	4/09/2024	Assessment No. 70375 LOT: 1 PS: 404783M 20-24 BERGEN CRES SALE	B & W assoc with construction of 8 independent living units.	Permit Issued by Delegate of Resp/Auth 17/01/2025	
285-1.00/2024	5/09/2024	Assessment No. 376848 PCA: 10 SEC: 1 1/12 FORBES ST BRIAGOLONG	Use of land to sell and consume liquor.	Permit Issued by Delegate of Resp/Auth 2/01/2025	
288-1.00/2024	9/09/2024	Assessment No. 85035 LOT: 2 PS: 117513 MONAGHANS LANE CLYDEBANK	Use and development of the land for a dwelling and racing dog kennels.	Permit Issued by Delegate of Resp/Auth 24/01/2025	
314-1.00/2024	4/10/2024	Assessment No. 407403 LOT: 1 PS: 605240H 155 ROSEDALE-FLYNN ROSEDALE	Two lot subdivision.	Permit Issued by Delegate of Resp/Auth 31/01/2025	
335-1.00/2024	16/10/2024	Assessment No. 234781 LOT: 874 LP: 55692 32 LEON ST LOCH SPORT	B/W associated with the const of an extension to an existing dwelling.	Permit Issued by Delegate of Resp/Auth 20/01/2025	
343-1.00/2024	18/10/2024	Assessment No. 463141 LOT: 67 PS: 846495A 50 WIGGINS AVE MAFFRA	Two lot subdivision of the land.	Permit Issued by Delegate of Resp/Auth 20/01/2025	
354-1.00/2024	24/10/2024	Assessment No. 364612 LOT: 16 PS: 146226 226 RYANS RD COONGULLA	Buildings & works associated with the construction of an outbuilding.	Permit Issued by Delegate of Resp/Auth 31/01/2025	
357-1.00/2024	28/10/2024	Assessment No. 390369 CA: 20 SEC: 4A 33 WILLUNG RD ROSEDALE	Multi lot subdivision of the land.	Permit Issued by Delegate of Resp/Auth 31/01/2025	
363-1.00/2024	7/11/2024	Assessment No. 245761 LOT: 1874 LP: 65192 131 WALLABY ST LOCH SPORT	Buildings and works associated with the construction of a dwelling.	NOD issued by Delegate of Respon/Auth 13/01/2025	

Application No/Year	Date Received	Property Title & Address	Proposal	Status
367-1.00/2024	12/11/2024	Assessment No. 104141 LOT: 1 PS: 620980D 307 GRIMMES RD DENISON	Two lot re-subdivision of the land.	Permit Issued by Delegate of Resp/Auth 29/01/2025
369-1.00/2024	14/11/2024	Assessment No. 459909 LOT: 2 PS: 846476E 1,944 MAFFRA-BRIAGOLONG BRIAGOLONG	Amendment to a Section 173 Agreement.	Permit Issued by Delegate of Resp/Auth 10/01/2025
370-1.00/2024	20/11/2024	Assessment No. 387399 LOT: 1 PS: 506799C 1,711 SETTLEMENT RD WURRUK	B&W associated with the construction of a boundary fence.	Refusal Issued by Delegate of Respo/Auth 14/01/2025
371-1.00/2024	20/11/2024	Assessment No. 37077 LOT: 1 TP: 384108V 29 DESAILLY ST SALE	B&W associated with the alteration to an existing building and fence	Permit Issued by Delegate of Resp/Auth 16/01/2025
376-1.00/2024	22/11/2024	Assessment No. 327965 LOT: 9 LP: 221081 148 JOHNSON LANE SEATON	Buildings & works / construction of extension to an existing dwelling.	Permit Issued by Delegate of Resp/Auth 8/01/2025
382-1.00/2024	29/11/2024	Assessment No. 200741 CA: 4 SEC: A 83 MOWATS LANE STRADBROKE	Buildings and works associated with the construction of a dwelling.	Permit Issued by Delegate of Resp/Auth 21/01/2025
386-1.00/2024	4/12/2024	Assessment No. 262774 LOT: 1 TP: 369314D 76 HIGH ST WOODSIDE	Buildings & works / extension to existing dwelling.	Permit Issued by Delegate of Resp/Auth 7/01/2025
394-1.00/2024	11/12/2024	Assessment No. 29579 LOT: 1 LP: 74979 286 RAGLAN ST SALE	Buildings and works associated with the construction of a crossover.	Permit Issued by Delegate of Resp/Auth 15/01/2025
401-1.00/2024	17/12/2024	Assessment No. 349555 LOT: 1 TP: 369534N 94 VALENCIA VALENCIA CREEK	Buildings & works associated with the construction of an outbuilding.	Permit Issued by Delegate of Resp/Auth 2/01/2025
402-1.00/2024	17/12/2024	Assessment No. 375667 LOT: 1 PS: 410235L 15 TINAMBA-GLENMAGGIE TINAMBA	Buildings and works associated with the construction of an outbuilding	Permit Issued by Delegate of Resp/Auth 10/01/2025
403-1.00/2024	18/12/2024	Assessment No. 279018 LOT: 8 BLK: 2 LP: 3222 21 WHARF ST PORT ALBERT	Buildings and works associated with the construction of an outbuilding	Permit Issued by Delegate of Resp/Auth 2/01/2025
405-1.00/2024	19/12/2024	Assessment No. 191908 LOT: 6 PS: 313178 30-32 PRINCE ST ROSEDALE	B&W associated with the extension to an existing building.	Permit Issued by Delegate of Resp/Auth 31/01/2025

Application No/Year	Date Received	Property Title & Address	Proposal	Status
407-1.00/2024	19/12/2024	Assessment No. 215616 LOT: 478 LP: 52647 115 FAIRWAY AVE GOLDEN BEACH	Buildings and works associated with the construction of a dwelling.	NOD issued by Delegate of Respon/Auth 22/01/2025
7-1.00/2025	14/01/2025	Assessment No. 298059 LOT: 4 LP: 4556 86 RODGERS ST YARRAM	Use and development of the land for a childcare centre.	Withdrawn 26/01/2025
8-1.00/2025	14/01/2025	Assessment No. 346452 CA: 19B SEC: 5 85 LOTTONS RD LLOWALONG	Buildings & works / construction of an agricultural building.	Permit Issued by Delegate of Respon/Auth 21/01/2025
13-1.00/2025	21/01/2025	Assessment No. 328526 LOT: 2 PS: 131533 545 OLD JOES RD SEATON	Buildings and works associated with the construction of an outbuilding	Permit Issued by Delegate of Respon/Auth 31/01/2025
Total No of Decisions Made: 39				







16. FURTHER GALLERY AND ONLINE COMMENTS

Gallery comments are an opportunity for members of the public to raise any particular matter they wish. This allows those in the gallery to speak directly to Councillors but is not a forum designed for open discussion or debate. We will listen respectfully to what you have to say and make the commitment that if your query requires a written response, we will advise you that a response will be forthcoming, and a copy of that response will be circulated to all Councillors.

This is not a forum for members of the public to lodge complaints against individuals, including Councillors and staff, particularly as that individual gets no public right of reply to any matter raised. We take complaints seriously, and in line with the guidance from the Victorian Ombudsman and the local Government Inspectorate, we request that any specific complaint against an individual be put in writing. This way, your concern can be properly dealt with while ensuring fairness to all parties concerned.

If you wish to speak, we remind you that this part of the meeting is being recorded and broadcast on our website. Council's official Minutes will record that you have spoken to Council and the subject you spoke to Council about but will not record specific comments. We ask you to state your name in full, where you are from, and you have three minutes.

ONLINE COMMENTS –

FURTHER GALLERY COMMENTS –

Meeting declared closed at:

The live streaming of this Council meeting will now come to a close.

17. IN CLOSED SESSION

COUNCILLOR

That the meeting be closed to the public pursuant to Section 66(2) of the Local Government Act 2020 to consider matters under Section 66(5)(b) as defined by Section 3(1) being:

- a) Council business information*
- b) Security information*
- c) Land use planning information*
- d) Law enforcement information*
- e) Legal privileged information*
- f) Personal information*
- g) Private commercial information*
- h) Confidential meeting information*
- i) Internal arbitration information*
- j) Councillor Conduct Panel confidential information*
- k) Information prescribed by the regulations to be confidential information*
- l) Information that was confidential information for the purposes of section 77 of the Local Government Act 1989*

IN CLOSED SESSION

COUNCILLOR

That Council move into open session and ratify the decision made in closed session.