



### ***S7. Instrument of Sub-Delegation by CEO***

## The Chief Executive Officer

## Instrument of Sub-Delegation

**By this instrument of sub-delegation, I, David Leahy as Chief Executive Officer of West Wimmera Shire Council -**

1. delegate each duty and/or function and/or power respectively 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 respectively described in column 3 of the Schedule;
2. record that references in the Schedule are as follows

**CEO** means Chief Executive Officer

**GMIDW** means **General Manager Infrastructure Development and Works**

**GMCCS means General Manager Corporate and Community Services**

**FM** means Finance Manager

**RC** means Rates Coordinator

**AM** means Asset Manager

**EHO** means Environmental Health Officer

**CM** means **Contracts Manager**

**MBS** means Municipal Building Surveyor

**MPE** means Manager Planning and Environment

**CBDM** means Community and Business Development Manager

**FCSM** means Family and Community Services Manager

**LL** means Local Laws Officer / Fire Prevention Officer / Natural Resources Officer

**EYC** means Early Years Coordinator

**MCHN** means Maternal Child Health Nurse

**RAC** means Regional Access Coordinator

**IE** means Infrastructure Engineer

**CSO** means Corporate Support Officer

**GO** means Governance Officer

**CM** means **Contracts Manager**

**RMO** means Records Management Officer

3. record that on the coming into force of this Instrument of Sub-Delegation each delegation under the Instrument of Sub-Delegation dated ##[**#date#**] and executed by ##[**#name#**] is revoked;
4. declare that this Instrument of Sub-Delegation -
  - 4.1 comes into force immediately upon its execution;
  - 4.2 remains in force until varied or revoked;
  - 4.3 is subject to any conditions and limitations set out in paragraph 5, and in the Schedule; and
  - 4.4 must be read in accordance with any guidelines or policies which Council from time to time adopts; and
5. declare that the delegate must not determine the issue, take the action or do the act or thing if:
  - 5.1 the issue, action, act or thing is an issue, action or thing which Council has previously designated as an issue, action, act or thing which must be the subject of a Resolution of Council; or
  - 5.2 if the determining of the issue, taking of the action or doing of the act or thing would or would be likely to involve a decision which is inconsistent with a
    - (a) policy; or
    - (b) strategyadopted by Council; or
  - 5.3 if the determining of the issue, the taking of the action or the doing of the act or thing cannot be the subject of a lawful delegation, whether on account of section 98(1)(a)-(f) (inclusive) of the Act or otherwise.



**This instrument of sub-delegation** is dated ##[**#date#**] and is made by the Chief Executive Officer under authority of an instrument of delegation authorised by Resolution of Council made on ##[**#date#**].

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

.....  
Witness

Date: .....



## SCHEDULE

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| ABORIGINAL HERITAGE ACT 2006 |  |              |                          |
|------------------------------|--|--------------|--------------------------|
| Column 1                     | Column 2   | Column 3     | Column 4                 |
| PROVISION                    | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| Parts 4, 6 and 8             | powers, functions and duties of a sponsor of a cultural heritage management plan under Parts 4, 6 and 8 of the <i>Aboriginal Heritage Act 2006</i> . | MBE<br>GMIDW |                          |
| s.74A(1)                     | Power to enter into an Aboriginal cultural heritage land management agreement with a registered Aboriginal party                                     | GMIDW        |                          |
| s.74E(1)                     | Duty to give copy of Aboriginal cultural heritage land management agreement to Secretary of Victorian Communities.                                   | GMIDW<br>MPE |                          |



| ASSOCIATIONS INCORPORATION REFORM ACT 2012 |   |             |  |
|--|---|-------------|--|
| Column 1                                   | Column 2  | Column 3    | Column 4   |
| PROVISION                                  | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.132                                      | power to nominate a body to which assets should be returned | GMCCS<br>FM | where a wound up incorporated association has assets consisting of property supplied by Council (which includes the unexpended portion of a grant) |



| BUILDING ACT 1993 |   |              |  |
|-------------------|---|--------------|--|
| Column 1          | Column 2  | Column 3     | Column 4   |
| PROVISION         | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS   |
| s.3(1)            | power to appoint municipal building surveyor  | GMIDW        | the person must be a registered building surveyor (unlimited) as required by section 213 |
| s.11(2)           | duty to publish notice in a newspaper if regulation under Part 2 ceases to have effect  | MPE<br>GMIDW |  |
| s.29A             | function of giving consent to building permit for demolition in its capacity as responsible authority under the <i>Planning and Environment Act 1987</i>            | MBS          |  |
| s.29B(1)          | duty to give notice where amendment of planning scheme sought in its capacity as responsible authority under the <i>Planning and Environment Act 1987</i>           | MPE          |  |
| s.29B(3)          | duty to give notice where request for amendment withdrawn, refused etc. in its capacity as responsible authority under the <i>Planning and Environment Act 1987</i> | GMIDW<br>MPE |  |
| s.30              | function of receiving copy permit, plans and other documents  | MPE<br>MBS   |  |
| s.30B             | function of receiving checklist confirming all relevant documents to be provided by building surveyor   | MBS<br>MPE   |  |
| s.31(1)           | duty to keep register of building permits   | MBS          |  |
| s.31(2)           | duty to make register available for inspection  | MBS          |  |



| BUILDING ACT 1993 |  |          |  |
|-------------------|--|----------|--|
| Column 1          | Column 2   | Column 3 | Column 4   |
| PROVISION         | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS   |
| s.32              | duty to keep documents   | MBS      |  |
| s.32A(2)          | duty to provide Urban Renewal Authority Victoria notice setting out information in section 32A(3) and a copy of any relevant planning permit within 14 days after being given a copy of building permit under section 30(1), in certain circumstances where section 32A(1) applies |          | NOT APPLICABLE   |
| s.66(b)(i)        | function of determining fees   |          | NOT DELEGATED – COUNCIL DECISION   |
| s.73              | function of receiving copy permit, plans and other documents   | MBS      |  |
| s.74(1)           | duty to keep register of occupancy permits, temporary approvals and amendments   | MBS      |  |
| s.74(2)           | duty to make register available  | MBS      |  |
| s.75              | duty to keep documents   | MBS      |  |
| s.80              | function of receiving notification of appointment  |          | NOT APPLICABLE – PRIVATE SURVEYORS ONLY                                      |
| s.81(2)           | function of receiving notification for work terminated   | MBS      |  |
| s.83F             | function of receiving notice of appointment of manager for private building surveyor's business from Victorian Building Authority  | MBS      | Note: this provision will commence on 1 July 2017, unless proclaimed earlier |
| s.101(2)          | function of receiving copy documents   | MBS      |  |



| BUILDING ACT 1993 |  |              |                          |
|-------------------|--|--------------|--------------------------|
| Column 1          | Column 2   | Column 3     | Column 4                 |
| PROVISION         | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.120(2)(a)       | function of receiving notification that an order is complied with  | MBS          |                          |
| s.123(1)          | power to determine whether to recover from the owner the costs of work carried out or action taken under Part 8 Division 3 of the Act by the municipal building surveyor as a debt due to Council pursuant to sub-section 123(1) of the Act  | GMIDW<br>MBS |                          |
| s.123(2)          | power to determine whether to apply any sum or part of any sum for which a bond or undertaking is deposited with Council under a condition imposed on a permit under section 22 of the Act towards the costs of carrying out work or taking action pursuant to sub-section 123(2) of the Act | GMIDW<br>MBS |                          |
| s.125(1)          | function of receiving copy notice or order   | MBS          |                          |
| s.125(2)          | function of receiving written notice of the compliance, amendment or cancellation  | MBS          |                          |
| s.126(1)          | duty to keep register of emergency orders, building notices and building orders  | MBS          |                          |
| s.126(2)          | duty to make register available for inspection   | MBS          |                          |
| s.160(3)(d)       | power to make application to the Building Appeals Board  | GMIDW        |                          |
| s.162(1)(a)(i)    | function of being consulted by the Building Appeals Board  | GMIDW        |                          |
| s.162(4)(b)       | function of entering into an agreement when directed by Building Appeals Board   | GMIDW        |                          |



| BUILDING ACT 1993 |   |              |   |
|-------------------|---|--------------|---|
| Column 1          | Column 2  | Column 3     | Column 4  |
| PROVISION         | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS                              |
| s.164(1)          | power to agree to terminate or vary agreement   | GMIDW        |   |
| s.164(2)          | power to terminate or vary agreement  | GMIDW        |   |
| s.164(4)          | power to apply for approval   | MBS          |   |
| s.165(1)(a)       | duty to lodge copy or give notice   | MBS          |   |
| s.165(1)(b)       | duty to apply to agreement made in the Register   | MBS          |   |
| s.192(1)          | function of consulting with Minister regarding Alpine resorts   |              | NOT APPLICABLE  |
| s.214(1)          | power to enter into agreement   | GMIDW        |   |
| s.215(1)          | power to enter into agreements with a private building surveyor   | GMIDW        |   |
| s.216A            | power to apply to the Minister for exemption  |              | Not delegated – application to be under CEO signature |
| s.216C            | power to appoint a municipal building surveyor to carry out certain functions outside of the municipal district | GMIDW        |   |
| s.222             | function of receiving order from Minister   | GMIDW        |   |
| s.228(2)          | power to authorise a person to exercise any power of an authorised person under Division 2 of Part 13           | CEO<br>GMIDW |   |



| BUILDING ACT 1993 |   |                     |  |
|-------------------|---|---------------------|--|
| Column 1          | Column 2  | Column 3            | Column 4                                   |
| PROVISION         | THING DELEGATED   | DELEGATE            | CONDITIONS & LIMITATIONS                   |
| s.241(1)&(4)      | power to authorise a person or persons to bring proceedings for an offence against Part 3, 4, 5, 7 or 8 of the Act or the building regulations within Council's municipal district pursuant to sub-sections 241(1) and 241(4)                     | GMIDW               |  |
| s.242             | function of receiving funds recovered through prosecution   | GMIDW               |  |
| s.252(1)          | power to determine whether to apply to the Magistrates' Court for a warrant under section 252 of the Act if a person refuses to vacate a building or land when required to do so by order under the Act pursuant to sub-section 252(1) of the Act | GMIDW<br>MBS<br>MPE |  |
| sch 2 cl.1(c)(i)  | function of determining fees  |                     | Not delegated – fees determined by Council |
| sch 2 cl.4(2)     | function of receiving copy application  | MBS                 |  |
| sch 2 cl.4(3)     | function of receiving fees  | MBS                 |  |
| sch 2 cl.4(4)     | power to fix fees in accordance with cl.4(5)  |                     | Not delegated – fees determined by Council |



| CATCHMENT AND LAND PROTECTION ACT 1994 |  |             |  |
|--|--|-------------|--|
| Column 1                               | Column 2   | Column 3    | Column 4   |
| PROVISION                              | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.22A(4)                               | function of receiving a copy of the Minister's declaration   | GMIDW       |  |
| s.22B                                  | duty to prepare a roadside weed and pest animal management plan  | LL          | where a declaration has been made in respect of council's municipal district, under s.22A<br>see also s.22C for the contents of the plan |
| s.22C(3)                               | function of determining which additional information to include in a roadside weed and pest animal management plan                             | LL          |  |
| s.22D                                  | duty to have regard to matters in (a) – (c) when preparing a roadside weed and pest animal management plan                                     | LL          |  |
| s.22E(1)                               | duty to submit proposed roadside weed and pest animal management plan within 120 days of Minister's declaration                                | LL<br>GMIDW |  |
| s.22E(2)                               | power to apply in writing to the Minister to request an extension of time to submit the proposed roadside weed and pest animal management plan | GMIDW<br>LL |  |
| s.22F                                  | duty to comply with procedure described in s.22F before preparing roadside weed and pest animal management plan                                | LL          |  |
| s.22G                                  | duty to comply with request of Minister to provide a revised roadside weed and pest animal management plan                                     | GMIDW<br>LL |  |





| CATCHMENT AND LAND PROTECTION ACT 1994 |  |             |  |
|--|--|-------------|--|
| s.22H                                  | function of receiving notice from the Minister of approval of roadside weed and pest animal management plan  | GMIDW<br>LL |  |
| s.22I(1)                               | duty to publish the approved roadside weed and pest animal management plan on council's website as soon as practicable after plan is approved  | GMIDW<br>LL |  |
| s.22I(2)                               | duty to ensure that copies of the approved roadside weed and pest animal management plan are available for inspection during normal office hours                                     | LL          |  |
| s.22J                                  | duty to implement measures set out in approved roadside weed and pest animal management plan   | LL          |  |
| s.22K(1),(2)&(3)                       | power to request, in writing, that the Minister approve a variation of its approved roadside weed and pest animal management plan  | LL<br>GMIDW |  |
| s.22K(4)                               | function of receiving notice of Minister's decision to approve or refuse to approve the request for a variation of roadside weed and pest animal management plan                     | GMIDW<br>LL |  |
| s.22L                                  | function of receiving Minister's request to vary approved roadside weed and pest animal management plan  | GMIDW<br>LL |  |
| s.22M(1)                               | duty to publish a consolidated version of its approved roadside weed and pest animal management plan on its website as soon as practicable after variation under sections 22K or 22L | LL          |  |
| s.22M(2)                               | duty to ensure that a consolidated version of its approved roadside weed and pest animal management is available for inspection  | LL          |  |



| <b>CATCHMENT AND LAND PROTECTION ACT 1994</b> |   |             |  |
|---|---|-------------|--|
| s.22N(2)                                      | function of receiving notice of Minister's intention to suspend the approval of a roadside weed and pest animal management plan                             | LL          |  |
| s.22N(2)                                      | function of submitting to the Minister reasons why the approval of the roadside weed and pest animal management plan should not be suspended                | GMIDW<br>LL |  |
| s.22N(3)                                      | function of receiving notice of Minister's decision   | GMIDW       |  |
| s.22O(2)                                      | function of receiving notice of Minister's intention to revoke his or her approval of a roadside weed and pest animal management plan                       | GMIDW       |  |
| s.22O(2)(b)                                   | function of submitting to the Minister reasons why the approval of the roadside weed and pest animal management plan should not be revoked                  | GMIDW<br>LL |  |
| s.22O(3)                                      | function of receiving notice of Minister's decision to revoke his or her approval of a roadside weed and pest animal management plan                        | GMIDW<br>LL |  |
| s.22P(1)                                      | function of receiving request to provide the Minister with specified information or documentation   | LL          |  |
| s.22P(2)                                      | duty to provide Minister with requested information or documentation  | LL          |  |
| s.22Q   | duty to provide Minister with a written report setting out the outcomes of the measures set out in the plan within 30 days after the plan ceases to operate | LL          |  |



| CHILD WELLBEING AND SAFETY ACT 2005 |  |              |                          |
|-------------------------------------|--|--------------|--------------------------|
| Column 1                            | Column 2   | Column 3     | Column 4                 |
| PROVISION                           | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.19                                | duty to comply with the Child Safe Standards   | GMCCS<br>EYC |                          |
| s.25                                | function of receiving education and advice from the Commission for Children and Young MPEple regarding the Child Safe Standards        | EYC          |                          |
| s.26                                | function of receiving request from the Commission for Children and Young MPEple for any information or document                        | GMCCS<br>EYC |                          |
| s.27(1)                             | function of receiving request from a relevant authority to provide any information or document   | EYC          |                          |
| s.29(2)                             | function of receiving written notice and consenting to inspection of relevant premises by the Commission for Children and Young MPEple | GMCCS<br>EYC |                          |
| s.29(3)                             | power to consent to inspection of relevant premises without written notice by the Commission for Children and Young MPEple             | GMCCS        |                          |
| s.30                                | duty to comply with notice to provide documents given under subsection (1)   | GMCCS<br>EYC |                          |
| s.31                                | duty to comply with notice to comply given under subsection (1)  | GMCCS<br>EYC |                          |



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|       |   |              |  |
|-------|---|--------------|--|
| s.36  | duty to ensure that the Commission for Children and Young MPEple is given any assistance reasonably required to perform functions                     | EYC          |  |
| s.41I | power to seek review by the Commission for Children and Young MPEple of decision by the Commission to issue a notice to produce or a notice to comply | GMCCS<br>EYC |  |
| s.41J | power to apply to VCAT for a review of the Commission for Children and Young MPEple to issue a notice to comply                                       | GMCCS        | Must have first exhausted all available avenues for review under s.41I |
| s.41M | function of being given opportunity to comment on adverse comment or opinion to be included in annual report or further report                        | GMCCS        |  |



| CHILDREN YOUTH AND FAMILIES ACT 2005 |   |               |  |
|--------------------------------------|---|---------------|--|
| Column 1                             | Column 2  | Column 3      | Column 4   |
| PROVISION                            | THING DELEGATED   | DELEGATE      | CONDITIONS & LIMITATIONS                             |
| s.23(1)                              | function of being allocated money by the Secretary for the purposes of Part 3.1                             | GMCCS         |  |
| s.25                                 | power to use land or property for the purposes of the Department of Health and Human Services               | GMCCS         | where authorised by the Secretary                    |
| s.26                                 | function of entering into an agreement with the Secretary   | GMCCS         |  |
| s.35                                 | function of consulting with the Secretary   | GMCCS<br>MCHN | where council is an information holder under the Act |
| s.36                                 | function of consulting with the community-based child and family service                                    | GMCCS<br>MCHN | where council is an information holder under the Act |
| s.192                                | power to provide information to the Secretary   | GMCCS         | where council is an information holder under the Act |
| s.196                                | function of receiving written direction from an authorised officer in relation to disclosure of information | GMCCS         | where council is an information holder under the Act |
| s.197                                | duty to comply with written direction from authorised officer   | MCHN          | where council is an information holder under the Act |



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| CLIMATE CHANGE ACT 2010 |   |          |  |
|-------------------------|---|----------|--|
| Column 1                | Column 2  | Column 3 | Column 4                                 |
| PROVISION               | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS                 |
| s.50(1)                 | function of receiving notice of proposed Carbon Sequestration Agreement | CEO      | where council is the public land manager |



| CONSERVATION, FORESTS AND LAND ACT 1987 |   |              |   |
|---|---|--------------|---|
| Column 1                                | Column 2  | Column 3     | Column 4  |
| PROVISION                               | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS                            |
| s.66(1)                                 | duty to submit plans to the Secretary to the Department of Environment, Land, Water and Planning of specified works prior to their commencement | GMIDW        | specified works are listed in Schedule 3 of the Act |
| s.67                                    | power to take action contrary to a Code of Practice if paragraphs (a) and (b) apply   | GMIDW<br>MPE |   |



| COUNTRY FIRE AUTHORITY ACT 1958 |  |             |                          |
|---------------------------------|--|-------------|--------------------------|
| Column 1                        | Column 2   | Column 3    | Column 4                 |
| PROVISION                       | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.36                            | function of providing fire hydrants when so requested by the Authority   | GMIDW       |                          |
| s.41A                           | power to recover costs of serving notice by fire prevention officer  | LL          |                          |
| s.42(1)                         | power to request officers and members of any CFA brigade to carry out work (including burning) for the removal or abatement of any fire danger or for the prevention of fire | LL<br>GMIDW |                          |
| s.42(2)                         | duty to pay for work undertaken  | LL          |                          |
| s.43(1)                         | duty to take all practicable steps to prevent occurrence of fires and minimise the danger of spread of fires   | LL          |                          |
| s.43(2)                         | power to acquire equipment, etc. for purposes of s.43(1) and pay for it out of municipal fund  | LL<br>GMIDW |                          |
| s.50F(1)                        | power to prepare Neighbourhood Safer Places Plan   | LL          |                          |
| s.50F(4)                        | duty to publish and make available Neighbourhood Safer Places Plan   | LL          |                          |
| s.50G(1)                        | duty to identify and designate places as neighbourhood safer places  | LL          |                          |
| s.50G(4)                        | duty to ask the CFA to assess the neighbourhood safer place  | LL          |                          |





| COUNTRY FIRE AUTHORITY ACT 1958 |   |             |                          |
|---------------------------------|---|-------------|--------------------------|
| Column 1                        | Column 2  | Column 3    | Column 4                 |
| PROVISION                       | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.50H(1)                        | duty to ensure that appropriate signage is provided at neighbourhood safer places   | LL          |                          |
| s.50I                           | duty to maintain all designated neighbourhood safer places  | LL          |                          |
| s.50J(1)                        | duty to conduct an annual review of designated neighbourhood safer places by 31 August of each year   | LL          |                          |
| s.50J(2)                        | duty to ask the CFA to assess each neighbourhood safer place  | LL          |                          |
| s.50J(5)                        | power to decommission a neighbourhood safer place if paragraphs (a) or (b) apply  | LL          |                          |
| s.55(c)                         | function of receiving recommendations of the municipal fire prevention committee  | LL          |                          |
| s.55A(1)                        | duty to prepare and maintain a municipal fire prevention plan in accordance with advice and recommendation of municipal fire prevention committee | GMIDW<br>LL |                          |
| s.96A(1)(a)                     | duty to appoint fire prevention officer   | GMIDW       |                          |
| s.96A(1)(b)                     | power to appoint assistant fire prevention officers   | GMIDW       |                          |
| s.109C                          | function of receiving funds for penalties recovered under section 41E   | LL          |                          |



| CULTURAL AND RECREATIONAL LANDS ACT 1963 |                             |             |                          |
|--|-----------------------------|-------------|--------------------------|
| Column 1                                 | Column 2                    | Column 3    | Column 4                 |
| PROVISION                                | THING DELEGATED             | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.4                                      | function of receiving rates | GMCCS<br>FM |                          |



| DANGEROUS GOODS ACT 1985 |  |          |                          |
|--------------------------|--|----------|--------------------------|
| Column 1                 | Column 2   | Column 3 | Column 4                 |
| PROVISION                | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS |
| s.29                     | function of receiving statement from the Victorian WorkCover Authority about details of dangerous goods on licensed premises | GMIDW    |                          |



| DISABILITY ACT 2006 |   |                       |  |
|---------------------|---|-----------------------|--|
| Column 1            | Column 2  | Column 3              | Column 4   |
| PROVISION           | THING DELEGATED   | DELEGATE              | CONDITIONS & LIMITATIONS   |
| s. 38(4)            | power to prepare a Disability Action Plan, in accordance with section 38                      | RAC<br>GMCCS          |  |
| s. 38(5)            | duty to report on the implementation of the Disability Action plan in Council's annual report | RAC<br>GMCCS          | If a plan is prepared under s. 38(4) or is taken to be prepared under s. 38(2)   |
| s. 38(5A)           | duty to ensure certain disability matters are addressed in the Council Plan                   | CEO<br>GMCCS<br>GMIDW | If Council has not determined to prepare a plan under s. 38(4) or are not taken to have prepared a plan under s. 38(2) |



| DOMESTIC ANIMALS ACT 1994 |   |             |                          |
|---------------------------|---|-------------|--------------------------|
| Column 1                  | Column 2  | Column 3    | Column 4                 |
| PROVISION                 | POWER, DUTY OR FUNCTION   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.10                      | function of receiving applications for registration of dogs or cats   | LL          |                          |
| s.10A(4)                  | duty to not register or renew the registration of a dangerous dog or a restricted breed dog unless the dog is (a) desexed or (b) a dangerous dog that is not a restricted breed dog and is exempt under section 10B(1)(c), 10B(1)(d) or 10B(1)(e) from the requirement to be desexed or (c) a restricted breed dog that is not a dangerous dog and is exempt under section 10B(1)(e) from the requirement to be desexed   | LL<br>GMIDW |                          |
| s.10C(1)                  | duty to not register a dog or cat unless the dog or cat (a) has been implanted with prescribed permanent identification device or (b) is of a class of dogs exempt under a resolution made under section 10D(3), from the requirement to be implanted with such a device or (c) is otherwise exempted under the Act from the requirement to be implanted with such a device or (d) subject to subsection (2), has previously been registered with Council at any time in the 12 month period immediately before the application for registration was lodged | LL<br>GMIDW |                          |
| s.10C(5)                  | duty to cause to be published a copy of the resolution  | LL          |                          |
| s.10C(6)                  | duty to not register or renew registration of dangerous dog, menacing dog or restricted breed dog unless the dog has been implanted with permanent identification device  | LL          |                          |



| <b>DOMESTIC ANIMALS ACT 1994</b> |  |                 |                                     |
|----------------------------------|--|-----------------|-------------------------------------|
| <b>Column 1</b>                  | <b>Column 2</b>  | <b>Column 3</b> | <b>Column 4</b>                     |
| <b>PROVISION</b>                 | <b>POWER, DUTY OR FUNCTION</b>   | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b> |
| s.10D(6)                         | duty to cause to be published a copy of the resolution   | LL              |                                     |
| s.12(1)                          | power to appoint an agent for Council in the registration of cats and dogs   | GMIDW           |                                     |
| s.13                             | function of receiving notification of sale by domestic animal business   | LL              |                                     |
| s.14(b)                          | power to approve form of registration or renewal of registration of dogs and cats  | LL              |                                     |
| s.15(2)                          | power to permit pro-rata fees for dogs or cats registered for part of a year   | GMIDW<br>LL     |                                     |
| s.15(6)                          | duty to waive 50% of a registration fee of dogs or cats if paragraphs (a) or (b) apply   | GMIDW<br>LL     |                                     |
| s.16                             | duty to register or renew the registration of a dog or cat (other than a dangerous or restricted breed dog) in certain circumstances | LL              |                                     |
| s.17(1)                          | power to register or renew the registration of a dangerous dog and impose conditions upon the registration                           | LL              |                                     |
| s.17(1AA)                        | duty not to register a restricted breed dog unless section 17(1A) applies  | LL              |                                     |



| DOMESTIC ANIMALS ACT 1994 |   |             |  |
|---------------------------|---|-------------|--|
| Column 1                  | Column 2  | Column 3    | Column 4   |
| PROVISION                 | POWER, DUTY OR FUNCTION   | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.17(1A)                  | power to register restricted breed dog if (a) the dog was in Victoria immediately before the commencement of <i>Domestic Animals Act (Dangerous Dogs) Act 2010</i> and (b) the dog was registered in Victoria immediately before the commencement of the <i>Domestic Animals Act (Restricted Breeds) Act 2011</i> | LL<br>GMIDW |  |
| s.17(1B)                  | power to renew registration of restricted breed dog   | LL          |  |
| s.17(1C)                  | power to impose conditions on registration or renewal of registration of a dog under section 17(1A) or section 17(1B)   | LL<br>GMIDW |  |
| s.17(2)                   | duty to notify owner and allow owner opportunity to make submissions, if Council proposes not to register or renew the registration of a dangerous dog or restricted breed dog  | LL<br>GMIDW |  |
| s.17(3)                   | duty to consider submissions in relation to the registration or renewal of registrations of a dangerous dog before making decision  |             | NOT DELEGATED – COUNCIL TO CONSIDER SUBMISSIONS (In accordance with LG Act 1989) |
| s.17(4)                   | duty to serve written notice of decision not to register or renew registration of dangerous dog or restricted breed dog   | LL          |  |
| s.18(1)                   | duty to keep register and allow inspection of register of all registered dogs and cats  | LL          |  |
| s.18(2)(b)                | power to fix fee for inspection of registrations of dogs and cats in the municipality   |             | NOT DELEGATED – Council to set fee as part of annual fees and charges review     |



| <b>DOMESTIC ANIMALS ACT 1994</b> |  |                 |   |
|----------------------------------|--|-----------------|---|
| <b>Column 1</b>                  | <b>Column 2</b>  | <b>Column 3</b> | <b>Column 4</b>   |
| <b>PROVISION</b>                 | <b>POWER, DUTY OR FUNCTION</b>   | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b>   |
| s.18(3)                          | power to fix fees for making of records or obtaining certificates  |                 | NOT DELEGATED – Council to set fees as part of annual fees and charges review     |
| s.19(1)(a)                       | duty to allocate a registration number to every dog and cat which is registered  | LL              |   |
| s.19(1)(b)                       | duty to give or send the owner a registration certificate  | LL              |   |
| s.19(1)(c)                       | duty to issue to the owner an identification marker  | LL              |   |
| s.23(6)                          | duty to give owner or occupier of the private property a copy of a notice served under section 23(3)   | LL              |   |
| s.25(3)                          | duty to cause to be published any orders made by council under section 25  | LL              |   |
| s.26(2A)                         | duty to obtain agreement of owner or occupier of private property, where Council proposes to make, by resolution, an order under section 26(2)   | LL              |   |
| s.26(3)                          | duty to cause to be published any orders made by council under section 26  | LL              |   |
| s.33A(1)                         | duty to accept any dog or cat kept surrendered to Council by the owner of the animal   | LL              |   |
| s.33A(3)                         | duty to give Secretary certain information about a dog under its control if dog exhibits aggressive behaviour, may have been involved in a dog attack or may be a restricted breed dog | LL              | this information must be given to the Secretary in the time specified in s.33A(4) |





| DOMESTIC ANIMALS ACT 1994 |   |             |  |
|---------------------------|---|-------------|--|
| Column 1                  | Column 2  | Column 3    | Column 4   |
| PROVISION                 | POWER, DUTY OR FUNCTION   | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.33A(2)(b)               | duty to deal with surrendered dog or cat in accordance with the Act, the regulations and relevant Codes of Practice       | LL          |  |
| s.34(1)                   | power to declare a dog dangerous  | LL<br>GMIDW |  |
| s.34(2)                   | duty not to declare a dog dangerous in certain circumstances  | LL          |  |
| s.35(2)                   | duty to notify the owner and receive written and oral submissions from the owner if proposing a dog be declared dangerous | LL          |  |
| s.35(3)                   | duty to consider materials submitted before making a declaration  | GMIDW       |  |
| s.36                      | duty to give written notice of a declaration to owner   | LL          |  |
| s.37                      | function of receiving notification from owners of certain dogs  | LL          |  |
| s.41A(3)                  | power to revoke a declaration made under section 41A(1)   |             | NOT DELEGATED – CEO to revoke after considering advice from LL and GMIDW |
| s.41B(1)                  | duty to notify the owner and allow it the opportunity to make submissions to the council                                  | LL          |  |
| s.41C                     | duty to give notice of a menacing dog declaration to owner  | LL          |  |



| <b>DOMESTIC ANIMALS ACT 1994</b> |  |                 |   |
|----------------------------------|--|-----------------|---|
| <b>Column 1</b>                  | <b>Column 2</b>  | <b>Column 3</b> | <b>Column 4</b>   |
| <b>PROVISION</b>                 | <b>POWER, DUTY OR FUNCTION</b>   | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b>   |
| s.41D                            | function of receiving notification in relation to menacing dog   | LL              |   |
| s.41F                            | function of receiving notification from owners of restricted breed dogs  | LL              |   |
| s.41J(2)(a)                      | power to issue a permit to own more than 2 restricted breed dogs to any person who has applied to the Council for such a permit                | GMIDW           | Conditions to be included on how dogs are to be housed  |
| s.41J(2)(b)                      | power to issue a permit to keep more than 2 restricted breed dogs at a premises to any person who has applied to the Council for such a permit | GMIDW           | Conditions to be included in approval to ensure dogs cannot escape premises                     |
| s.41J(3)                         | power to fix fee for application for permit  |                 | Council to set fees as part of annual fees and charges review                                   |
| s.44(1)                          | power to require restraint of animals  | LL              | if council has made a relevant local law prohibiting the keeping of animals in a specified area |
| s.44(2)                          | duty to give written notice of requirement in s.44(1)  | LL              |   |
| s.44AC(1)(c)                     | power to inspect information kept on register of dangerous, menacing and restricted breed dogs, in accordance with the regulations             | LL<br>GMIDW     |   |
| s.44AE                           | duty to provide details of dangerous, menacing or restricted breed dogs to Secretary   | LL              |   |



| DOMESTIC ANIMALS ACT 1994 |  |                    |                          |
|---------------------------|--|--------------------|--------------------------|
| Column 1                  | Column 2   | Column 3           | Column 4                 |
| PROVISION                 | POWER, DUTY OR FUNCTION  | DELEGATE           | CONDITIONS & LIMITATIONS |
| s.44AEA                   | duty to provide to the Secretary information relating to a dog destroyed under s.84TA, 84TB, 84TC  | LL                 |                          |
| s.44AF                    | duty to provide to the Secretary information relating to dangerous, menacing or restricted breed dogs  | LL                 |                          |
| s.44AG                    | duty to provide to the Secretary information about owners of dangerous, menacing or restricted breed dogs  | LL                 |                          |
| s.44AH                    | duty to provide, when requested under sub-section (1)) a statement to Secretary confirming that information previously provided by Council is accurate         | LL<br>GMIDW        |                          |
| s.46(1)                   | function of receiving applications to register a premises  | LL                 |                          |
| s.46(2)                   | power to approve form of registration of domestic animal businesses  | GMIDW              |                          |
| s.47(1) & (2)             | power to register and impose any terms, conditions, limitations or restrictions on the registration of premises for the purposes of a domestic animal business | MPE<br>GMIDW<br>LL |                          |
| s.48(2)                   | power to approve form of renewal of registration   | LL                 |                          |
| s.49(1)                   | power to fix fees for registration or renewal of registration of domestic animal premises  | LL                 |                          |
| s.49(2)                   | power to refund all or part of application fee   | GMIDW              |                          |



| DOMESTIC ANIMALS ACT 1994 |   |             |                          |
|---------------------------|---|-------------|--------------------------|
| Column 1                  | Column 2  | Column 3    | Column 4                 |
| PROVISION                 | POWER, DUTY OR FUNCTION   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.52(1)                   | function of receiving notice of transfer of registration  | LL          |                          |
| s.52(2)(a)                | power to approve form of notice of transfer of registration   | LL          |                          |
| s.52(2)(c)                | power to fix fee for transfer of registration   | LL          |                          |
| s.52(3)                   | power to register new (transferred) premises as a domestic animal business and impose any terms, conditions, limitations or restrictions on that registration | LL<br>GMIDW |                          |
| s.54(1)                   | power to refuse to register or renew the registration, refuse to transfer registration, suspend registration and revoke registration of premises              | LL<br>GMIDW |                          |
| s.54(2)                   | power to act in accordance with section 54(1) if satisfied that the circumstances of section 54(2)(a) or (b) are in existence                                 | LL          |                          |
| s.54(3)                   | duty to refuse to register or renew the registration of a premises in relation to a breeding domestic animal business in certain circumstances                | LL<br>GMIDW |                          |
| s.55                      | duty to give notice if it is proposed that the powers under section 54 will be exercised  | LL          |                          |
| s.56                      | duty to receive both oral and written submissions and take into account any submissions   | LL          |                          |
| s.57(1) & (2)             | duty to serve notice of decision and give reasons for decision  | LL          |                          |



| DOMESTIC ANIMALS ACT 1994 |   |             |   |
|---------------------------|---|-------------|---|
| Column 1                  | Column 2  | Column 3    | Column 4  |
| PROVISION                 | POWER, DUTY OR FUNCTION   | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.58B                     | power to apply to Minister to register premises as premises on which domestic animal business conducted               | GMIDW       |   |
| s.58C(3)                  | duty to comply with the terms, conditions, limitations and restrictions on registration of premises under section 58C | LL          |   |
| s.58D(2)                  | power to apply to Minister for renewal of registration of premises  | LL          |   |
| s.58E                     | duty to pay fee with application for registration or renewal of registration of premises                              | LL          |   |
| s.58F                     | power to surrender registration of premises on which domestic animal business conducted by notice to Minister         | LL<br>GMIDW |   |
| s.58G                     | duty to notify the Minister of transfer of registration   | LL          |   |
| s.58J                     | power to make submissions to the Minister regarding Minister's exercise of power under section 58H                    | GMIDW       |   |
| s.58K                     | function of receiving notice of Minister's decision   | GMIDW       |   |
| s.68A(1)                  | duty to, in consultation with Secretary, prepare, at four year intervals, a domestic animal management plan           | LL          | The first domestic animal management plan must be prepared after a three year interval, as previously scheduled |
| s.68A(3)(a)               | duty to review domestic animal management plan annually and, if appropriate, amend the plan                           | LL          |   |



| DOMESTIC ANIMALS ACT 1994 |  |          |  |
|---------------------------|--|----------|--|
| Column 1                  | Column 2   | Column 3 | Column 4   |
| PROVISION                 | POWER, DUTY OR FUNCTION  | DELEGATE | CONDITIONS & LIMITATIONS   |
| s.68A(3)(b)               | duty to provide the Secretary with a copy of the plan and any amendments to the plan   | LL       |  |
| s.68A(3)(c)               | duty to prepare an evaluation of its implementation of the plan for publication in Council's annual report   | LL       |  |
| s.69(1)                   | duty to make payment to the Treasurer of specified amounts in respect of registration of cats, dogs or registered animal business  | LL       |  |
| s.72                      | power to appoint, by instrument, employees to be authorised officers   |          | NOT DELEGATED – Council to endorse recommendations from GMIDW                    |
| s.72A(1)                  | power to appoint person who is not employee of council as authorised officer   |          | person appointed must have qualifications and experience prescribed by Secretary |
| s.73(1)                   | duty to issue identity card to authorised officers   |          | NOT DELEGATED – Council to endorse recommendations from GMIDW                    |
| s.84J                     | power to retain custody of dog or cat until animal recovered under division 5 or destroyed under division 6  | LL       |  |
| s.84L(1)                  | power to retain custody of dog the subject of a declaration under section 98A until review of the declaration is determined under Part 7E or the dog is recovered under division 5 or destroyed under division 6 | LL       |  |



| DOMESTIC ANIMALS ACT 1994 |  |             |   |
|---------------------------|--|-------------|---|
| Column 1                  | Column 2   | Column 3    | Column 4  |
| PROVISION                 | POWER, DUTY OR FUNCTION  | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.84L(2)                  | power to retain custody of dog before destruction under division 6 where dog is seized under section 80 and officer cannot serve declaration because owner cannot be identified  | LL<br>GMIDW |   |
| s.84M                     | power to decide not to retain custody of dog or cat seized under section 23(1), 82, 83, 84, 84A, 84B or 84C  | LL          |   |
| s.84N                     | power to require custody of restricted breed dog until the outcome of prosecution under the Act or Regulations in relation to the dog  | LL          |   |
| s.84O(1)                  | power to destroy a cat seized under Part 7A if cat does not bear an identification marker or device or cat is wild, uncontrollable or diseased   | LL          |   |
| s.84O(2)                  | duty to destroy dangerous dog or restricted breed dog as soon as possible where owner is entitled to recover dog under division 5 but does not recover dog in accordance with the time period in that division                             | LL          |   |
| s.84O(3)                  | duty to sell or destroy cat or dog (other than dangerous or restricted breed dog) as soon as possible where owner is entitled to recover dog under division 5 but does not recover dog in accordance with the time period in that division | LL<br>GMIDW |   |
| s.84P                     | power to destroy dog seized under Part 7A in certain circumstances listed in subsections (a) - (f)   |             | Council must not use this power to destroy a dog which is a restricted dog breed pursuant to s.84P(1)(a) and (b) before 30 September 2017 |



| DOMESTIC ANIMALS ACT 1994 |  |             |  |
|---------------------------|--|-------------|--|
| Column 1                  | Column 2   | Column 3    | Column 4   |
| PROVISION                 | POWER, DUTY OR FUNCTION  | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.84Q(1)                  | duty to commence prosecution of a person as soon as possible after seizure under Part 7A, if authorised officer reasonably suspects that the person has committed an offence listed in subsection (2) with respect to a dog or a cat seized under that part, and power to retain custody of animal seized under section 84B and in any other case, duty to retain custody until the outcome of the prosecution in section 84Q is known | LL<br>GMIDW |  |
| s.84Q(3)(a)               | duty to serve declaration on owner   | LL          |  |
| s.84R                     | power to require owner to provide his or her current address to Council in certain circumstances   | LL          |  |
| s.84S                     | power to destroy dog seized under Part 7A, in the time periods listed, if owner is suspected of committing an offence set out in paragraph (a), (b) or (c) of section 84Q(2) and cannot be identified,   | LL<br>GMIDW |  |
| s.84T(1)                  | duty to destroy dog seized under section 80 within 8 days after seizure if owner cannot be identified and authorised officer reasonably believes dog is restricted breed dog   | LL          |  |
| s.84T(2)                  | duty to notify the Secretary of certain information after destroying a dog under section 84T(1)  | LL          | Notice must comply with requirements of s.84T(3)   |
| s.84TA(1)                 | power to destroy a dog seized under Part 7A in circumstances listed (a) – (c)  | LL<br>GMIDW | 84TA (4) & (5) council must make decision within 48 hours and record the time and date of decision |





| DOMESTIC ANIMALS ACT 1994 |  |             |  |
|---------------------------|--|-------------|--|
| Column 1                  | Column 2   | Column 3    | Column 4   |
| PROVISION                 | POWER, DUTY OR FUNCTION  | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.84TC(1)                 | power to destroy a dangerous dog if the dog was declared a dangerous dog and it is believed that the owner of the dog is guilty of an offence under section 24 or 26 | LL<br>GMIDW | 84TC (4) & (5) council must make decision within 48 hours and record the time and date of decision |
| s.84U                     | duty to ensure seized animal is desexed before selling it  | LL          |  |
| s.84V(2)                  | power to give animal to an approved person or body   | LL          | where council is authorised under this Act to destroy the animal                                   |
| s.84Y                     | power to enter written agreement to seize, retain and/or dispose of dogs or cats   | GMIDW       |  |
| s.95                      | function of receiving payment of fines   | LL          |  |
| s.98(1A)                  | power to apply to VCAT for review of a decision by Minister in relation to registration of domestic animal business  | GMIDW       |  |
| s.100A                    | duty to notify Secretary where VCAT or Supreme Court sets aside a decision to declare a dog to be a dangerous dog, menacing dog or restricted breed dog              | GMIDW       | Notice must comply with requirements of s.100A(2) &(3)   |



| DOMESTIC BUILDING CONTRACTS ACT 1995 |   |          |  |
|--------------------------------------|---|----------|--|
| Column 1                             | Column 2  | Column 3 | Column 4   |
| PROVISION                            | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS   |
| s.48R                                | function of receiving details of alleged contraventions of building legislation | MBS      | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |



| EDUCATION AND CARE SERVICES NATIONAL LAW ACT 2010 |   |          |                          |
|---|---|----------|--------------------------|
| Column 1  | Column 2  | Column 3 | Column 4                 |
| PROVISION   | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.271   | power to disclose information in respect of education and care services | GMCCS    |                          |



| EDUCATION AND TRAINING REFORM ACT 2006 |   |          |                          |
|--|---|----------|--------------------------|
| Column 1                               | Column 2  | Column 3 | Column 4                 |
| PROVISION                              | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.2.3.13                               | power to enter into and carry out a contract with the school council  | CEO      | Not Delegated            |
| s.4.9.4(1AAA)                          | function of responding to requests by Victorian Registration and Qualifications Authority for information under s 4.9.4 |          | Not Applicable           |



| ELECTRICITY SAFETY ACT 1998 |  |             |   |
|-----------------------------|--|-------------|---|
| Column 1                    | Column 2   | Column 3    | Column 4  |
| PROVISION                   | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.84C                       | duty to keep trees clear of electrical lines on public land managed by Council | GMIDW<br>WM | Applies to public land, managed by Council, which has been declared under s.81 of the Electricity Safety Act 1998 for the purposes of Part 8 of the Act |
| s.86B                       | duty to specify certain matters in municipal fire prevention plan              | LL<br>GMIDW |   |



| <b>EMERGENCY MANAGEMENT ACT 1986</b> |   |                 |   |
|--------------------------------------|---|-----------------|---|
| <b>Column 1</b>                      | <b>Column 2</b>   | <b>Column 3</b> | <b>Column 4</b>   |
| <b>PROVISION</b>                     | <b>THING DELEGATED</b>  | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b>   |
| s.18                                 | power to arrange to co-operate with other councils in relation to emergency management  | GMIDW           |   |
| s.19(1)                              | if co-operating with other councils, power to appoint one of the municipal councils to be the principal municipal council in relation to emergency management               | GMIDW           |   |
| s.20(1)                              | duty to prepare and maintain municipal emergency management plan  | GMIDW<br>GMCCS  | duty of the principal council if a principal council is appointed under section 19  |
| s.21(1)                              | duty to appoint municipal emergency resource officer(s)   | CEO             | duty of the principal council if a principal council is appointed under section 19  |
| s.21(3)                              | duty to appoint a municipal emergency planning committee  |                 | details of appointments to be reported to Council<br>duty of the principal council if a principal council is appointed under section 19 |
| s.21A(3)                             | duty to forward a copy of council's written response to the audit report to the Chief Officer, Operations of the Victorian SES within 3 months of receiving an audit report | GMIDW           | duty of the principal council if a principal council is appointed under section 19  |



| EMERGENCY MANAGEMENT ACT 2013 |  |          |                          |
|-------------------------------|--|----------|--------------------------|
| Column 1                      | Column 2   | Column 3 | Column 4                 |
| PROVISION                     | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS |
| s.69                          | duty to comply with an information gathering notice issued by the Inspector-General for Emergency Management                 | GMIDW    |                          |
| s.70                          | function of receiving draft review or report and providing comment or response to Inspector-General for Emergency Management | GMIDW    |                          |
| s.70A(2)                      | power to consent to entry of vessel, premises or vehicle   | GMIDW    |                          |
| s.70A(3)                      | duty to provide the Inspector-General with a written response to a request for consent under s.70A(2)                        | GMIDW    |                          |
| s.70B                         | function of giving reasonable assistance to the Inspector-General for Emergency Management                                   | GMIDW    |                          |



| ENVIRONMENT PROTECTION ACT 1970 |  |              |  |
|---------------------------------|--|--------------|--|
| Column 1                        | Column 2   | Column 3     | Column 4                                   |
| PROVISION                       | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS                   |
| s.4                             | power to appoint a litter enforcement officer  | GMIDW        |  |
| s.19B(3A)                       | duty to make a copy of documentation pertaining to an application available for inspection                             | MPE<br>GMIDW | where council is the responsible authority |
| s.19B(4A)(a)                    | duty to tell Authority information in respect to subparagraphs (i)- (v)  | MPE<br>GMIDW | where council is the responsible authority |
| s.19B(4A)(b)                    | power to tell Authority its position on application  | MPE          | where council is the responsible authority |
| s.19B(4A)(c)                    | power to ask Authority to include specified conditions in a works approval   | MPE          | where council is the responsible authority |
| s.19B(4B)                       | duty to give Authority a copy of permit issued under the <i>Planning and Environment Act 1987</i>                      | MPE          | where council is the responsible authority |
| s.20(8)(ba)                     | duty to make copy of application and all accompanying documents submitted under paragraph (a) available for inspection | MPE          | where council is the responsible authority |
| s.20(8)(ca)                     | duty to advise Authority of items set out in paragraph (ca)  | MPE          | where council is the responsible authority |
| s.20(8)(cb)(i)                  | power to tell Authority of its position on an application  | MPE          | where council is the responsible authority |
| s.20(8)(cb)(ii)                 | power to ask Authority to include conditions in licence  | MPE          | where council is the responsible authority |
| s.20(8)(cc)                     | duty to provide a copy of any permit issued under the <i>Planning and Environment Act 1987</i> to the Authority.       | MPE          | where council is the responsible authority |





| ENVIRONMENT PROTECTION ACT 1970 |   |           |  |
|---------------------------------|---|-----------|--|
| Column 1                        | Column 2  | Column 3  | Column 4   |
| PROVISION                       | THING DELEGATED   | DELEGATE  | CONDITIONS & LIMITATIONS   |
| s.20A(6)(ba)                    | duty to make copy of an application referred to under paragraph (a) available                                   | MPE       | where council is the responsible authority                       |
| s.20A(6)(ca)                    | duty to advise the Authority of items set out in subparagraphs (i)-(v)  | MPE       | where council is the responsible authority                       |
| s.20A(6)(cb)(i)                 | power to tell Authority of its position on an application   | MPE       | where council is the responsible authority                       |
| s.20A(6)(cb)(ii)                | power to ask Authority to include conditions in licence   | MPE       | where council is the responsible authority                       |
| s.20A(6)(cc)                    | duty to give Authority a copy of permit issued under the <i>Planning and Environment Act 1987</i>               | MPE       | where council is the responsible authority                       |
| s.28                            | duty to comply with order of Authority  | MPE       |  |
| s.45X(2)                        | power to direct, by written notice, any person who deposited litter to do certain things                        | MPE<br>LL | where council is a litter authority<br>section 45X(1) must apply |
| s.45X(4)                        | power to direct, by written notice, the occupier to remove or dispose of litter.                                | LL        | where council is a litter authority                              |
| s.45Y(2)                        | power to direct, by written notice, any person who deposited an object or thing to do certain things            | GMIDW     | where council is a litter authority<br>section 45Y(1) must apply |
| s.45Y(4)                        | power to direct, by written notice, the occupier to remove or dispose of object or thing.                       | GMIDW     | where council is a litter authority                              |
| s.45Z(1)                        | power to remove or dispose of litter upon failure to comply with direction given under subsection 45X(2) or (4) | GMIDW     | where council is a litter authority                              |



| ENVIRONMENT PROTECTION ACT 1970 |  |             |   |
|---------------------------------|--|-------------|---|
| Column 1                        | Column 2   | Column 3    | Column 4                                    |
| PROVISION                       | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS                    |
| s.45Z(2)                        | power to remove or dispose of object or thing upon failure to comply with direction given under subsection 45Y(2) or (4) | GMIDW       | where council is a litter authority         |
| s.45Z(3)                        | power to recover reasonable costs incurred in taking action under section 45Z  | GMIDW       | where council is a litter authority         |
| s.45ZK(1)                       | function of receiving reports of offences under Part VIIA  | LL          |   |
| s.45ZK(2)                       | power to take proceedings upon receiving a report  | LL          |   |
| s.48A                           | power to authorise a person to enforce subsections (3) and (8) of section 48A  | MPE         |   |
| s.49B(2)                        | power to nominate a representative to be part of the Local Government Waste Forum  | GMIDW       | where council is in a waste recovery region |
| s.49G(2)                        | function of collaborating with Waste and Resource Recovery Group   | GMIDW       |   |
| s.50BH                          | duty to perform waste management functions consistently with Regional Waste and Resource Recovery Implementation Plan    | GMIDW<br>WM |   |
| s.53A(2)                        | duty to obtain a permit for the transport of prescribed waste  | WM          |   |
| s.53K                           | power (and duty) to declare an area requiring septic tank systems to be of a type that treats all sewage                 | EHO         |   |



| ENVIRONMENT PROTECTION ACT 1970 |  |            |   |
|---------------------------------|--|------------|---|
| Column 1                        | Column 2   | Column 3   | Column 4  |
| PROVISION                       | THING DELEGATED  | DELEGATE   | CONDITIONS & LIMITATIONS                            |
| s.53MB                          | power to inspect septic tank system and issue certificate approving its use  | EHO        |   |
| s.53O                           | duty to lodge an annual return with the Authority  | EHO        |   |
| s.53ZA(3)                       | function of receiving notice from the environmental auditor if the auditor withdraws a certificate or statement of environmental audit     | MPE<br>EHO | where council is the relevant responsible authority |
| s.53ZA(4)                       | function of receiving a new or amended certificate or statement of environmental audit   | MPE<br>EHO | where council is the relevant responsible authority |
| s.53ZA(6)                       | function of receiving notice from the Authority that an incorrect certificate or statement of environmental audit has been withdrawn       | MPE<br>EHO | where council is the relevant responsible authority |
| s.53ZB(2)                       | function of receiving environmental audit report, and a copy of the certificate of environmental audit or statement of environmental audit | MPE<br>EHO | where council is the relevant responsible authority |
| s.59(3)                         | power to authorise a person to take proceedings for an offence against Part IXB  | GMIDW      |   |



| ESTATE AGENTS ACT 1980 |  |          |                          |
|------------------------|--|----------|--------------------------|
| Column 1               | Column 2   | Column 3 | Column 4                 |
| PROVISION              | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS |
| s.70E(3)               | duty to comply with request of Director or Inspector under section 70E(1) to provide answers or supply information |          | Not Applicable           |



| FENCES ACT 1968 |   |          |   |
|-----------------|---|----------|---|
| Column 1        | Column 2  | Column 3 | Column 4  |
| PROVISION       | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS                                      |
| s.14(2)         | function of providing certain information to assist an owner of land to give a fencing notice | GMCCS    |   |
| s.16(1)         | power to agree with adjoining owner of land on a fence line other than common boundary        | GMIDW    | with respect to land owned by or under the control of council |



| FILMING APPROVAL ACT 2014 |  |          |                          |
|---------------------------|--|----------|--------------------------|
| Column 1                  | Column 2   | Column 3 | Column 4                 |
| PROVISION                 | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS |
| sch 1. Principle 1        | duty to not unreasonably withhold the approval of an application for a film permit, subject to this Act and any other Act  | GMIDW    |                          |
|                           | power to consider operational requirements such as commercial agreements and the maintenance of any land or facilities. or to consider public amenity, safety and security, and environmental and heritage impacts when approving a permit application | GMIDW    |                          |
| sch 1. Principle 2        | duty to approve or refuse an application for a film permit in a timely manner and to take reasonable steps to respond to an applicant within 5 business days   | GMIDW    |                          |
| sch 1. Principle 3        | duty to give reasons for refusal of a film permit application.   | GMIDW    |                          |
| sch 1. Principle 4        | duty to take reasonable steps to provide a single point of contact to deal with commercial filming on public land  | GMIDW    |                          |
| sch 1. Principle 5        | duty to ensure that any application forms and other documents required to consider an application for a film permit are consistent with any standard forms or documents issued by Film Victoria  | GMIDW    |                          |
| sch 1. Principle 6        | duty for fees charged for applications for film permits and issuing film permits not exceed cost recovery  | GMIDW    |                          |



| FILMING APPROVAL ACT 2014 |   |       |  |
|---------------------------|---|-------|--|
| sch 1. Principle 7        | duty to publish information about how a person may apply for a film permit on its website or on a website approved by Film Victoria                                   | GMIDW |  |
| sch 1. Principle 8        | duty to take reasonable steps to ensure that staff responsible for considering and issuing film permits are given appropriate information regarding the film industry | GMIDW |  |



| FINES REFORM ACT 2014 |  |          |   |
|-----------------------|--|----------|---|
| Column 1              | Column 2   | Column 3 | Column 4  |
| PROVISION             | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS  |
| s.10D                 | power to take action where work and development permit cancelled or partially completed  |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.10F(4)              | function of receiving notice from Secretary regarding where infringement notice waived   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.16                  | function of registering infringement fines with Director of Fines Victoria   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.20                  | function of being advised by Director of Fines Victoria of determination   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.21                  | power to withdraw infringement notice, issue official warning or file a charge-sheet upon receipt of notice under section 20       |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.21A                 | duty to notify Director of Fines Victoria of commencement of proceeding by filing a charge-sheet under section 21(1)(c) in writing |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.22                  | power to request Director of Fines Victoria not to issue or serve notice of final demand   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |





| FINES REFORM ACT 2014 |   |          |   |
|-----------------------|---|----------|---|
| Column 1              | Column 2  | Column 3 | Column 4  |
| PROVISION             | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS  |
| s.37(2)               | function of receiving written notice of enforcement cancellation from Director of Fines Victoria  |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.38                  | duty, upon receipt of enforcement cancellation notice, to withdraw notice, withdraw notice and issue a written warning or withdraw notice and commence proceeding |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.38A                 | duty to notify Director of Fines of commencement of proceeding by filing a charge-sheet under section 38(1)(a)(iii) in writing                                    |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.43                  | power to refer infringement fine to Director of Fines Victoria for management by payment arrangement upon request   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.44                  | function of receiving notice of notification of refusal of application under section 43   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.46                  | power to offer payment plan   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.48(2)               | duty to request Director of Fines Victoria to remove infringement fine if infringement notice withdrawn   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |
| s.54(1)               | duty to provide Director of Fines Victoria with most up-to-date contact details of persons where referring infringement fine                                      |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |



| FINES REFORM ACT 2014 |  |          |  |
|-----------------------|--|----------|--|
| Column 1              | Column 2   | Column 3 | Column 4   |
| PROVISION             | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS   |
| s.54(5)               | function of receiving notice from Director of Fines Victoria where fine recipient makes certain requests   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier  |
| s.174                 | function of receiving request from the Director of Fines Victoria or the sheriff   |          | Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier  |
| s.175                 | duty to comply with a request from the Director of Fines Victoria or the Sheriff for the supply of information for the purpose of enforcing registered fines |          | unless the CEO of the Council certifies in writing that exceptional circumstances apply<br><br>Note: this provision is not yet in force and will commence on 31 December 2017, unless proclaimed earlier |



| <b>FIRE SERVICES PROPERTY LEVY ACT 2012</b> |   |                 |   |
|---|---|-----------------|---|
| <b>Column 1</b>                             | <b>Column 2</b>   | <b>Column 3</b> | <b>Column 4</b>   |
| <b>PROVISION</b>                            | <b>THING DELEGATED</b>  | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b>   |
| s.9(9)                                      | power to apportion any levy amount  | GMCCS<br>FM     | for 2 or more parcels of land which have a combined valuation and are owned separately                      |
| s.9A(1)                                     | function of receiving application for single farm enterprise exemption                            | FM              |   |
| s.9A(2)(b)                                  | power to specify form and timeframe for making applications under s.9A(1)                         | GMCCS<br>FM     |   |
| s.9A(3)                                     | power to require further particulars or for applicant to verify particulars regarding application | FM              |   |
| s.9A(4)                                     | function of receiving notice of changes in circumstances  | RC<br>FM        |   |
| s.19 and 20                                 | duty to pay levy amount in respect of leviable land owned by Council                              |                 | note: Council is only liable to pay the relevant fixed charge in respect of land described in section 20(1) |
| s.21(3)(a)                                  | function of assessing the amount of levy payable  | RC<br>FM        |   |
| s. 21(3)(b)                                 | function of collecting the levy payable   | FM              |   |



| FIRE SERVICES PROPERTY LEVY ACT 2012 |  |             |   |
|--------------------------------------|--|-------------|---|
| Column 1                             | Column 2   | Column 3    | Column 4  |
| PROVISION                            | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.21(4)(a)                           | function of assessing the amount of levy payable   | N/A         | if council has been directed to be a collection agency in respect of non-rateable leviable land not located within its municipal district boundaries  |
| s.21(4)(b)                           | function of collecting the levy payable  | N/A         | if council has been directed to be a collection agency in respect of non-rateable leviable land not located within its municipal district boundaries  |
| s.22                                 | power to exercise powers and functions under section 229 of the <i>Local Government Act 1989</i> (land information certificates) and section 232 (institute proceedings) | GMCCS<br>FM |   |
| s.24                                 | duty to keep levy records in accordance with s.24  | FM          |   |
| s.25(1)                              | duty to give a written notice to the owner of leviable land or to another specified person if requested by owner   | RC<br>FM    |   |
| s.25(6)                              | duty to transfer the amount of levy collected to the Commissioner  | FM          |   |
| s.27(1)                              | power to defer payment of levy in respect of rateable leviable land where applicant shows hardship   | GMCCS<br>FM | s.170 of the <i>Local Government Act 1989</i> applies, subject to modifications set out in s.27.<br><br>note: may only defer levy if have deferred rates or charges under s.170 of the <i>Local Government Act 1989</i> for that land |



| FIRE SERVICES PROPERTY LEVY ACT 2012 |   |                    |   |
|--------------------------------------|---|--------------------|---|
| Column 1                             | Column 2  | Column 3           | Column 4  |
| PROVISION                            | THING DELEGATED   | DELEGATE           | CONDITIONS & LIMITATIONS  |
| s.27(1)                              | power to require payment of levy in respect of rateable leviabale land where applicant no longer in hardship or no longer occupies land   | GMCCS<br>FM        | s.170 of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.27   |
| s.27(1)                              | power to waive levy in respect of rateable leviabale land   | CEO<br>GMCCS<br>FM | s.171 of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.27(4)<br><br>note: may only waive levy if have waived rates or charges under s.171 of the <i>Local Government Act</i> 1989 for that land |
| s.27(1)                              | duty to waive levy upon receipt of an application which complies with s.171(4) of the <i>Local Government Act</i> 1989, in respect of rateable leviabale land   | CEO<br>GMCCS<br>FM | s.171 of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.27(4)<br><br>note: may only waive levy if have waived rates or charges under s.171 of the <i>Local Government Act</i> 1989 for that land |
| s.27(1)                              | power to decide to treat a person to whom a waiver is granted as having made a continuing application or waiver in respect of rateable leviabale land, in accordance with s.171(4)(f) of the <i>Local Government Act</i> 1989 | CEO<br>GMCCS<br>FM | s.171 of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.27(4)<br><br>note: may only waive levy if have waived rates or charges under s.171 of the <i>Local Government Act</i> 1989 for that land |



| FIRE SERVICES PROPERTY LEVY ACT 2012 |  |             |   |
|--------------------------------------|--|-------------|---|
| Column 1                             | Column 2   | Column 3    | Column 4  |
| PROVISION                            | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.27(1)                              | function of receiving application for waiver of levy in respect of rateable leviable land  | RC<br>FM    | s.171A of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.27(4)<br><br>note: may only waive levy if have waived rates or charges under s.171A of the <i>Local Government Act</i> 1989 for that land |
| s.27(1)                              | power to require information or verification in respect of rateable leviable land  | FM          | s.171A of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.27(4)<br><br>note: may only waive levy if have waived rates or charges under s.171A of the <i>Local Government Act</i> 1989 for that land |
| s.27(1)                              | power to waive levy or levy interest in respect of rateable leviable land  | GMCCS<br>FM | s.171A of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.27(4)<br><br>note: may only waive levy if have waived rates or charges under s.171A of the <i>Local Government Act</i> 1989 for that land |
| s.28(1)                              | power to defer payment of levy in respect of non-rateable leviable land where applicant shows hardship                                     | GMCCS<br>FM | s.170 of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.28   |
| s.28(1)                              | power to require payment of levy in respect of non-rateable leviable land where applicant no longer in hardship or no longer occupies land | GMCCS<br>FM | s.170 of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.28   |



| FIRE SERVICES PROPERTY LEVY ACT 2012 |  |             |   |
|--------------------------------------|--|-------------|---|
| Column 1                             | Column 2   | Column 3    | Column 4  |
| PROVISION                            | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.28(1)                              | power to waive levy in respect of non-rateable leviable land   | GMCCS<br>FM | s.171 of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.28(4)  |
| s.28(1)                              | duty to waive levy upon receipt of an application which complies with s.171(4) of the <i>Local Government Act</i> 1989, in respect of non-rateable leviable land   | GMCCS<br>FM | s.171 of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.28(4)  |
| s.28(1)                              | power to decide to treat a person to whom a waiver is granted as having made a continuing application or waiver in respect of non-rateable leviable land, in accordance with s.171(4)(f) of the <i>Local Government Act</i> 1989 | GMCCS<br>FM | s.171 of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.28(4)  |
| s.28(1)                              | function of receiving application for waiver of levy in respect of non- rateable leviable land   | RC<br>FM    | s.171A of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.28(4) |
| s.28(1)                              | power to require information or verification in respect of non-rateable leviable land  | RC<br>FM    | s.171A of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.28(4) |
| s.28(1)                              | power to waive levy or levy interest in respect of non-rateable leviable land  | GMCCS<br>FM | s.171A of the <i>Local Government Act</i> 1989 applies, subject to modifications set out in s.28(4) |
| s.29(1)                              | duty to give concession  | FM          |   |
| s.30(1)                              | duty to require a person to pay levy interest  | FM          |   |



| FIRE SERVICES PROPERTY LEVY ACT 2012 |   |             |  |
|--------------------------------------|---|-------------|--|
| Column 1                             | Column 2  | Column 3    | Column 4   |
| PROVISION                            | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS                           |
| s.30(3)                              | power to obtain court order requiring payment of levy   | FM          |  |
| s.30(4)                              | power to waive levy interest where court order obtained under s.30(3)   | GMCCS       |  |
| s.30(5)                              | power to exempt any person from paying the whole or part of levy interest, in accordance with s.30(5)(a) or (b)   | GMCCS<br>FM |  |
| s.30(6)                              | power to recover levy interest due in the same way as Council recovers the levy amount  | FM          |  |
| s.31(1)                              | power to recover the whole of the levy from either all, any or one persons jointly liable to pay levy   | FM          | where 2 or more persons jointly liable to pay levy |
| s.31A(2)(a)                          | duty to refund amount of levy proportionate to the part of levy year remaining where land ceases to be leviable land and levy payment has already been made | FM          |  |
| s.31A(2)(b)                          | duty to only require proportionate amount of levy to be paid where land ceases to be leviable land and levy payment has not already been made               | FM          |  |
| s.32(7)                              | power to recover amount in arrears, in accordance with s.32(7)  | FM          |  |
| s.33(1)                              | power to send notice where levy due and unpaid  | FM          |  |
| s.33(5)                              | power to recover unpaid amount due  | FM          |  |





| FIRE SERVICES PROPERTY LEVY ACT 2012 |   |             |  |
|--------------------------------------|---|-------------|--|
| Column 1                             | Column 2  | Column 3    | Column 4   |
| PROVISION                            | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.34                                 | duty to make adjustment and apply or refund overpayment in accordance with s.34 and give a revised assessment notice to the owner or specified person | FM          | where an objection, review or appeal results in the alteration of a valuation or a decision to attribute a different AVPCC |
| s.35(1)                              | power to recover unpaid levy amount   | FM          |  |
| s.35(4)(b)                           | power to request occupier to disclose the amount of rent and name and address of person to whom rent is payable                                       | FM<br>GMCCS |  |
| s.36(1)                              | function of receiving application for refund of amounts overpaid  | FM          |  |
| s.36(4)                              | duty to refund overpayment, if determined that the payment was in excess of amount owed   | FM          |  |
| s.36(5)                              | power to refund overpayment, if determined that the payment was in excess of amount owed  | FM          |  |
| s.37(1)                              | duty to separately account for levy amounts and levy interest collected   | FM          |  |
| s.37(3)                              | power to retain any interest earned on levy amounts and levy interest   | FM          |  |
| s.37(5)                              | duty to refund over payment   | FM          |  |



| FIRE SERVICES PROPERTY LEVY ACT 2012 |  |             |   |
|--------------------------------------|--|-------------|---|
| Column 1                             | Column 2   | Column 3    | Column 4  |
| PROVISION                            | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.38(1)                              | power to cancel assessment of person's liability to pay levy if satisfied that an assessment has been made in error  | FM          |   |
| s.38(2)                              | duty to comply with requirements in s.38(2) where Council has made an assessment in error  | FM          |   |
| s.39(2)                              | duty to conduct another assessment of the levy amount and, if applicable, give the owner or specified person a revised assessment notice, in accordance with s.39(2) | GMCCS<br>FM |   |
| s.39(3)                              | duty to refund payment in excess of amount owed and any interest accrued   | FM          |   |
| s.40                                 | duty to submit a return to the Commissioner  | FM          | in a form approved by the Commissioner and in accordance with any directions issued by the Minister |
| s.41(1)                              | duty to pay all levy amounts and levy interest received to the Commissioner in 4 instalments   | FM          |   |
| s.41(4)                              | power to decide to forward late payments of levy amounts and levy interest to the Commissioner at the same time as the next instalment is payable                    | GMCCS<br>FM |   |
| s.71(1)                              | function of receiving application for alteration of levy records   | RC<br>FM    |   |
| s.71(2)                              | power to specify the manner and form of applications under s.71(1)   | RC<br>FM    |   |



| FIRE SERVICES PROPERTY LEVY ACT 2012 |  |          |                          |
|--------------------------------------|--|----------|--------------------------|
| Column 1                             | Column 2   | Column 3 | Column 4                 |
| PROVISION                            | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS |
| s.72                                 | duty to comply with any Ministerial directions issued under s.72 | FM       |                          |



| FLORA AND FAUNA GUARANTEE ACT 1988 |   |              |                          |
|------------------------------------|---|--------------|--------------------------|
| Column 1                           | Column 2  | Column 3     | Column 4                 |
| PROVISION                          | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.25(1)                            | function of being party to an agreement for management of flora and fauna           | MPE<br>GMIDW |                          |
| s.37(d)                            | function of responsible/planning authority to receive notice of conservation orders | MPE<br>GMIDW |                          |



| FOOD ACT 1984        |   |          |   |
|----------------------|---|----------|---|
| Column 1             | Column 2  | Column 3 | Column 4  |
| PROVISION            | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS  |
| s.7D(3)              | duty to comply with a declaration made by the Secretary under subsection (1)  | EHO      |   |
| s.7E(6)              | duty to publish a copy of a direction given by the Minister under subsection (1) in the annual report   | EHO      |   |
| s.19(4)(b)           | duty to notify the Department of the making of the order  | EHO      | If section 19(1) applies  |
| s.19(4)(c)           | duty to notify the registration authority of the making of the order and any appeal and the outcome of the appeal   | EHO      | If section 19(1) applies and if council is not the registration authority |
| s.19A(4)(b)          | function of receiving notice from authorised officer  | EHO      | where council is the registration authority                               |
| s.19BA(3)            | duty to give notice of the variation or revocation of the order to the general public in the same manner as the original notice   | EHO      | must be done by the same person as gave the original notice               |
| s.19EA(3)            | function of receiving a copy of any significant revision made to the food safety program  | EHO      | where council is the registration authority                               |
| s.19H(5)(a) & (5)(b) | duty to take into account (a) the food safety performance of the food business; and (b) any guidelines issued by the Secretary in determining the frequency and intervals of the assessments and audits | EHO      | where council is the registration authority                               |
| s.19I                | duty to conduct a food safety assessment as required under section 19H  | EHO      | Subject to section 19J<br>where council is the registration authority     |



| FOOD ACT 1984 |   |              |   |
|---------------|---|--------------|---|
| Column 1      | Column 2  | Column 3     | Column 4                                    |
| PROVISION     | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS                    |
| s.19IA(2)     | duty to give written notice to proprietor if food safety requirements or section 19DC(2) have not been complied with unless subsection (3) applies.                           | GMIDW<br>EHO | where council is the registration authority |
| s.19N         | function of receiving information from a food safety auditor  | EHO          | where council is the registration authority |
| s.19U(4)      | duty to ensure that information relating to costs of a food safety audit are available for inspection by the public   | EHO          |   |
| s.19UA(4)     | duty to consider proprietor's history of compliance in deciding whether to charge the fee   | EHO<br>GMIDW |   |
| s.19UA(5)     | duty to ensure that the method of determining a fee under subsection (3)(a) and the considerations that apply under subsection (4) are available for inspection by the public | EHO<br>GMIDW |   |
| s.20(1C)      | duty to ensure authorised officers are suitably qualified or trained  | GMIDW        |   |
| s.20(2)       | power to limit or impose conditions on the authority granted to an authorised officer   | GMIDW        |   |
| s.26(5)       | duty to destroy or dispose of article   | EHO          |   |
| s.32(1)       | duty to submit samples of food for analysis   | EHO          |   |
| s.32(3)       | function of receiving report by analyst   | EHO          |   |



| FOOD ACT 1984  |   |          |   |
|----------------|---|----------|---|
| Column 1       | Column 2  | Column 3 | Column 4                                    |
| PROVISION      | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS                    |
| s.35A(2)       | function of receiving notice of operation from the proprietor of a food premises  | EHO      | where council is the registration authority |
| s.37           | function of receiving application, information and documents required under section 36 from the proprietor of a food business | EHO      |   |
| s.38(3)        | duty to consult with the Secretary about the proposed exemption under section 38(2)   | EHO      |   |
| s.38AA(2)      | function of being notified of operation   | EHO      | where council is the registration authority |
| s.38AA(4)      | duty to determine whether the food premises are exempt from the requirement of registration                                   | EHO      | where council is the registration authority |
| s.38A(5) & (6) | function of receiving a food safety audit certificate from a proprietor   | EHO      | where council is the registration authority |
| s.38B(1)(c)    | duty to inspect premises  | EHO      | where council is the registration authority |
| s.38E(1)(c)    | function of assessing the requirement for a food safety program   | EHO      | where council is the registration authority |
| s.38E(3)(a)    | function of receiving certificates  | EHO      | where council is the registration authority |
| s.38F(3)(a)    | duty to note the change to the classification of the food premises on the certificate of registration                         | EHO      | where council is the registration authority |
| s.39(2)        | duty to inspect within 12 months before renewal of registration   | EHO      | where council is the registration authority |



| FOOD ACT 1984   |   |              |   |
|-----------------|---|--------------|---|
| Column 1        | Column 2  | Column 3     | Column 4                                    |
| PROVISION       | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS                    |
| s.39(3)         | duty to inspect within 3 months before renewal of registration if circumstances in section 39(3)(a)-(d) apply | EHO          | where council is the registration authority |
| s.39A(6)        | duty to comply with direction of Secretary.   | EHO          |   |
| s.40(1)         | duty to issue a certificate of registration in the prescribed form  | EHO          | where council is the registration authority |
| s.40D(2)        | duty to specify how long a suspension is to last under s.40D(1)   | EHO          | where council is the registration authority |
| s.40E(4)        | duty to comply with direction of Secretary  | EHO          |   |
| s.43(1) and (2) | duty to maintain records of the prescribed particulars and orders in force under Part III                     | EHO          | where council is the registration authority |
| s.43(3)         | duty to make available information held in records, free of charge, on request                                | EHO          | where council is the registration authority |
| s.43I           | function of receiving a statement of trade of a proprietor of a food business                                 | EHO          |   |
| s45AA           | power to act in proceedings against the Crown   | GMIDW<br>EHO | power of the responsible agency             |
| s.45AC          | power to bring proceedings for an offence under the Act   | GMIDW<br>EHO |   |





| FOOD ACT 1984 |  |          |   |
|---------------|--|----------|---|
| Column 1      | Column 2   | Column 3 | Column 4  |
| PROVISION     | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS  |
| s.53G(1)      | duty to provide information in subsection (1) to the Secretary as soon as practicable after a person is convicted by a court for an offence under this Act   | EHO      | where Council is the "relevant Council" under subsection (6)                          |
| s.53G(2)      | duty to advise the Secretary that a person has not appealed a conviction within the time allowed   | EHO      | where Council is the "relevant Council" under subsection (6)                          |
| s.53G(3)      | duty to advise the Secretary of the fact that an appeal or application for leave is lodged against the conviction and of other matters in this subsection  | EHO      | where Council is the "relevant Council" under subsection (6)                          |
| s.53G(4)      | duty to inform the Secretary of the outcome of the appeal or application   | EHO      | where Council is the "relevant Council" under subsection (6)                          |
| s.58(1)       | duty to notify the Director of Liquor Licensing where an order is made under s.19 of the Act and a licence/permit under the <i>Liquor Control Reform Act</i> 1998 is in force  |          | where council is the registration authority   |
| s.58(2)       | duty to notify the Director of Liquor Licensing when a holder of a permit/licence under the <i>Liquor Control Reform Act</i> 1998 is found guilty or pleads guilty and in respect of which no conviction is recorded |          | where council is the registration authority   |
| s.58B(1)      | power to take action in relation to a thing done or omitted at the food premises   | EHO      | where council is the registration authority for the temporary or mobile food premises |
| s.58B(2)      | power to take into account results of inspection, assessment, audit or other action taken by another registration authority in relation to temporary or mobile food premises   | EHO      | where council is the registration authority for the temporary or mobile food premises |



| FOOD ACT 1984 |  |              |                          |
|---------------|--|--------------|--------------------------|
| Column 1      | Column 2   | Column 3     | Column 4                 |
| PROVISION     | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.59C(2)      | power to take actions necessary to ensure compliance with direction under section 19, section 19B or Part VII            | EHO          |                          |
| s.59C(7)(b)   | power to recover costs incurred under subsection (2) or (3)  | GMIDW<br>EHO |                          |
| s.71(a)       | power to revoke or suspend the registration of the food premises under Part IIIB or section 40D in certain circumstances | GMIDW<br>EHO |                          |



| FREEDOM OF INFORMATION ACT 1982 |   |          |  |
|---------------------------------|---|----------|--|
| Column 1                        | Column 2  | Column 3 | Column 4   |
| PROVISION                       | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS   |
| s.17(1)                         | function of receiving requests for access   | GMCCS    |  |
| s.17(2B)                        | power to waive or reduce fee  | GMCCS    |  |
| s.18                            | power to transfer requests to another agency  | GMCCS    |  |
| s.22                            | power to calculate charges for access to documents  | GMCCS    |  |
| s.25A                           | power to refuse requests  | GMCCS    |  |
| s.26(1)                         | power to make a decision on a request   |          | Not Delegated – CEO to make decision based on briefing report from GMCCS |
| s.33(5)                         | duty to appoint a person registered under the Health Practitioner Regulation National Law to be the principal officer of the agency for the purposes of section 33(4) | EHO      |  |
| s.41                            | power to amend the record of information  | GMCCS    | where a request has been made to the council under section 39            |
| s.49G(3)                        | function of receiving notice from the Freedom of Information Commissioner   | GMCCS    |  |
| s. 49I                          | duty to assist the Freedom of Information Commissioner to undertake a review  | GMCCS    |  |
| s.49K                           | function of consulting with the Freedom of Information Commissioner   | GMCCS    |  |



| FREEDOM OF INFORMATION ACT 1982 |  |          |   |
|---------------------------------|--|----------|---|
| Column 1                        | Column 2   | Column 3 | Column 4  |
| PROVISION                       | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS  |
| s. 49L                          | duty to make a fresh decision where a matter is referred back to Council by the Freedom of Information Commissioner  | GMCCS    | decision must be made within 28 days of referral, unless other time period agreed under s.49L(2)  |
| s.49L(2)                        | power to agree with the Freedom of Information Commissioner to another time period for making the fresh decision under s.49L(1)                                | GMCCS    |   |
| s. 49L(4)                       | duty to notify the Freedom of Information Commissioner that a fresh decision has been made or has not been made  | GMCCS    |   |
| s. 49L(5)                       | duty to revoke the earlier decision where a fresh decision has been made and to inform the applicant of the requirements of s.49L(6) and the effect of s.49(7) | GMCCS    |   |
| s. 49M(1)                       | power to exercise a choice to reconsider the subject matter of an application for review and make a fresh decision.  | GMCCS    | must advise the Freedom of Information Commissioner and the applicant in writing<br>decision must be made within 28 days of referral, unless other time period agreed under s.49M(2)<br>may make a fresh decision only once during a review under this part s. 49M(8) |
| s.49M(2)                        | power to agree with Freedom of Information Commissioner to another time period for making a fresh decision   | GMCCS    |   |



| FREEDOM OF INFORMATION ACT 1982 |   |              |                          |
|---------------------------------|---|--------------|--------------------------|
| Column 1                        | Column 2  | Column 3     | Column 4                 |
| PROVISION                       | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS |
| s. 49M(4)                       | duty to notify the Freedom of information Commissioner in writing of a whether a fresh decision has or has not been made  | GMCCS        |                          |
| s. 49M(5)                       | duty to revoke the earlier decision where a fresh decision has been made and to inform the applicant of the requirements of s.49M(6) and the effect of s.49M(7) | GMCCS        |                          |
| s. 49N                          | function of entering into an agreement in relation to a decision that is the subject of a review  | GMCCS        |                          |
| s. 49O(2)                       | function of consulting with the Freedom of Information Commissioner regarding the referral of matters   | GMCCS        |                          |
| s. 50(3D)                       | power to apply to the Tribunal for review of a decision of the Freedom of Information Commissioner under s 49P.   | CEO<br>GMCCS |                          |
| s. 50(3F)                       | duty to notify the Freedom of information Commissioner of an application for review under s. 50(3D)   | GMCCS        |                          |
| s. 61E                          | duty to co-operate with Freedom of Information Commissioner where a complaint relates to the agency   | GMCCS        |                          |
| s.61G                           | function of consulting with the Freedom of Information Commissioner   | GMCCS        |                          |
| s 61I(2)                        | power to make submissions to the Freedom of information Commissioner in relation to a complaint   | GMCCS        |                          |



| FREEDOM OF INFORMATION ACT 1982 |   |          |   |
|---------------------------------|---|----------|---|
| Column 1                        | Column 2  | Column 3 | Column 4  |
| PROVISION                       | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS  |
| s. 61I(4)                       | duty to comply with request of the Freedom of Information Commissioner to produce a document or provide information | GMCCS    |   |
| s. 61J                          | duty to comply with a production notice issued by the Freedom of Information Commissioner                           | GMCCS    | where council is a "prescribed agency" for the purposes of sections 61J |
| s. 64B                          | duty to provide the Freedom of Information Commissioner any information referred to in s.64(2)                      | GMCCS    |   |



| <b>GAMBLING REGULATION ACT 2003</b> |  |                 |  |
|-------------------------------------|--|-----------------|--|
| <b>Column 1</b>                     | <b>Column 2</b>  | <b>Column 3</b> | <b>Column 4</b>  |
| <b>PROVISION</b>                    | <b>THING DELEGATED</b>   | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b>                    |
| s.3.3.5                             | function of receiving a copy of proposed applications  | MPE             |  |
| s.3.3.5AA                           | function of receiving notification from the Commission   | MPE             |  |
| s.3.3.5AB(2)                        | function of receiving a copy of the amended application  | MPE             |  |
| s.3.3.5B                            | duty to notify the Commission in writing as to whether it intends to make a submission under section 3.3.6 | MPE             |  |
| s.3.3.6                             | power to make submission to Commission on application for approval of premises                             | GMIDW<br>MPE    | Submission based on Council direction                  |
| s.3.3.8(4)                          | function of receiving notification from the Commission of its decision                                     | MPE             |  |
| s.3.3.14                            | power to apply to Tribunal for review of Commission's decision granting approval of premises               | GMIDW<br>MPE    | At the direction of Council                            |
| s.3.4.18(2)                         | function of receiving a copy of proposed request   | MPE             |  |
| s.3.4.18A                           | function of receiving notification from the Commission that it has received a request                      | MPE             |  |
| s.3.4.18B(2)                        | function of receiving amended copies of proposed request   | MPE             |  |
| s.3.4.18C                           | duty to notify Commission as to whether it intends to make a submission under section 3.4.19               | MPE             | Based on Council's position in relation to application |



| GAMBLING REGULATION ACT 2003 |  |              |  |
|------------------------------|--|--------------|--|
| Column 1                     | Column 2   | Column 3     | Column 4   |
| PROVISION                    | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS   |
| s.3.4.19                     | power to make submission to the Commission addressing the economic and social impact of a proposed licence amendment on the wellbeing of the community of the municipal district in which the approved venue is located; and taking into account the impact of the proposed amendment on surrounding municipal districts | GMIDW<br>MPE |  |
| s.3.4.21(2)                  | power to apply to Tribunal for review of Commission's decision relating to amendment increasing number of gaming machines  | GMIDW<br>MPE | Application to comply with Council's position regarding the individual amendment application |
| s.8.5.3(2)                   | function of receiving a copy of application for bingo centre   | MPE          |  |
| s.8.5.5                      | power to submit report to Commission on application received under section 8.5.3(3)(a)   | MPE          |  |





| GRAFFITI PREVENTION ACT 2007 |   |                   |                          |
|------------------------------|---|-------------------|--------------------------|
| Column 1                     | Column 2  | Column 3          | Column 4                 |
| PROVISION                    | THING DELEGATED   | DELEGATE          | CONDITIONS & LIMITATIONS |
| s.18(1)                      | power to take action necessary to remove or obliterate graffiti from private premises where graffiti is visible from a public place, in accordance with section 18  | GMIDW<br>WM       |                          |
| s.18(2)                      | power to enter private property for the purpose of section 18(1) if notice provided and owner has given written consent to removal of graffiti and entry  | LL<br>GMIDW<br>WM |                          |
| s.18(2)(a)                   | power to serve notice regarding proposal to remove or obliterate graffiti at least 28 days before action proposed to be taken   | LL                |                          |
| s.18(3)(a)                   | duty to serve notice regarding proposal to remove or obliterate graffiti at least 10 days before it is proposed to take action to remove or obliterate graffiti (where entry to private premises not necessary) | LL                |                          |
| s.18(3)(b)                   | power to remove or obliterate graffiti (where entry not necessary), where written notice of proposed action given and owner gives consent or does not object in accordance with notice                          | GMIDW<br>WM       |                          |
| s.18(3A)                     | power to take further action to remove or obliterate graffiti   | WM                |                          |
| s.18(8)(a)                   | duty to take reasonable steps to consult with owner or occupier in relation to manner of taking action to remove or obliterate graffiti   | GMIDW             |                          |



| GRAFFITI PREVENTION ACT 2007 |  |             |                          |
|------------------------------|--|-------------|--------------------------|
| Column 1                     | Column 2   | Column 3    | Column 4                 |
| PROVISION                    | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.18(8)(b)                   | duty to ensure that work is done by an authorised person, where entry to the property is necessary under section 18(1)   | GMIDW<br>WM |                          |
| s.18(8)(c)                   | duty to ensure that work is carried out expeditiously and to avoid unnecessary inconvenience and disruption and with reasonable care and to reasonable standards | GMIDW<br>WM |                          |
| s.19(1)                      | power to authorise a person to carry out Council's functions under section 18.   | CEO         | NOT DELEGATED            |
| s.19(2)(c)                   | power to determine performance criteria for authorised persons   | ?           |                          |
| s.20(1)                      | duty to issue an identity card to an authorised person   | GMIDW       |                          |



| HEALTH RECORDS ACT 2001 |   |              |                          |
|-------------------------|---|--------------|--------------------------|
| Column 1                | Column 2  | Column 3     | Column 4                 |
| PROVISION               | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.48                    | function of receiving notice of complaint from the Health Services Commissioner   | EHO          |                          |
| s.51(1)                 | function of receiving notice that Health Services Commissioner has declined to entertain a complaint                                    | EHO          |                          |
| s.51(3)                 | function of receiving notice that Health Services Commissioner referred complaint   | EHO          |                          |
| s.52(2)                 | function of receiving notice that Health Services Commissioner referred complaint to registration board                                 | EHO          |                          |
| s.53(2)                 | function of receiving notice that Health Services Commissioner has dismissed a stale complaint  | EHO          |                          |
| s.56(3)                 | power to indicate wishes with respect to whether conciliation appropriate   | EHO          |                          |
| s.56(4)                 | function of receiving notice of Health Services Commissioner's decision under s.56(1)   | EHO          |                          |
| s.57(4)                 | function of receiving notice that Health Services Commissioner has dismissed the complaint after deciding conciliation is inappropriate | GMIDW<br>EHO |                          |
| s.61(1)(b)              | power to sign the record of a conciliation agreement  | GMIDW        |                          |
| s.61(2)                 | power to lodge a copy of the record with the Tribunal   | EHO          |                          |



| HEALTH RECORDS ACT 2001 |  |              |                          |
|-------------------------|--|--------------|--------------------------|
| Column 1                | Column 2   | Column 3     | Column 4                 |
| PROVISION               | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.63(1)                 | function of receiving notice that conciliation has failed  | EHO          |                          |
| s.63(8)                 | function of receiving notice that Health Services Commissioner has dismissed the complaint following a failed conciliation | EHO          |                          |
| s.63(10)                | function of receiving notice that Health Services Commissioner is to conduct an investigation of the complaint             | EHO          |                          |
| s.64(2)                 | function of receiving notice of Privacy Commissioner's ruling  | GMCCS        |                          |
| s.64(7)                 | duty to report on action taken following notice of a ruling requiring specified action                                     | EHO          |                          |
| s.65(1)                 | power to require the Health Services Commissioner to refer the complaint to the Tribunal                                   | GMIDW<br>EHO |                          |
| s.72                    | power to apply to the Tribunal for review of a decision to serve a compliance notice                                       | GMIDW        |                          |
| s.73(1)                 | power to apply to the Tribunal for an interim order  | GMIDW        |                          |



| <b>HEAVY VEHICLE NATIONAL LAW 2012</b><br><b>(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b> |   |                 |   |
|---|---|-----------------|---|
| <b>Column 1</b>   | <b>Column 2</b>   | <b>Column 3</b> | <b>Column 4</b>   |
| <b>PROVISION</b>  | <b>THING DELEGATED</b>  | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b>   |
| s.118(1)(b)   | duty to give or not give consent to the grant of a mass or dimension exemption notice for a category of heavy vehicles          | IE              | where council is the relevant road manager must comply with requirements of s.156 |
| s.124(1)(b)   | duty to give or not give consent to the grant of a mass or dimension exemption permit for a heavy vehicle                       | IE              | where council is the relevant road manager must comply with requirements of s.156 |
| s.139(1)(b)   | duty to give or not give consent to the grant of a class 2 heavy vehicle authorisation notice                                   | IE              | where council is the relevant road manager  |
| s.145(1)(b)   | duty to give or not give consent to the grant of a class 2 heavy vehicle permit   | IE              | where council is the relevant road manager  |
| s.156(1)  | duty to give or not give consent  | IE              | where council is the relevant road manager  |
| s.156(2)  | power to request a longer period to decide to give or not give consent under s.156(1)   | IE              | where council is the relevant road manager  |
| s.156(6)  | function of giving Regulator a written statement explaining its decision not to give consent                                    | IE              | where council is the relevant road manager statement must comply with s.172       |
| s.157(2)  | function of receiving notice from the Regulator that an applicant has been notified of the third party consultation requirement | IE              | where council is the relevant road manager  |



| HEAVY VEHICLE NATIONAL LAW 2012<br>(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic)) |  |          |  |
|---|--|----------|--|
| Column 1  | Column 2   | Column 3 | Column 4   |
| PROVISION   | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS   |
| s.158(2)  | duty to, as far as practicable, deal with the request for consent, where consultation with other entity is not yet completed | IE       | where council is the relevant road manager                                     |
| s.158(4)  | power to decide to give or not give the consent in the circumstances   | IE       | where council is the relevant road manager                                     |
| s.159   | power to notify the Regulator that a route assessment is required and the fee payable for the route assessment               | IE       | where council is the relevant road manager                                     |
| s.159(4)  | power to stop considering whether to give or not to give consent until route assessment fee is paid                          | IE       | where council is the relevant road manager                                     |
| s.160(1)  | power to consent to the grant of a mass or dimension authority subject to a road condition listed in (a) or (b)              | IE       | where council is the relevant road manager                                     |
| s.160(2)  | duty to give the Regulator a written statement explaining the decision to consent subject to conditions                      | IE       | where council is the relevant road manager<br>statement must comply with s.172 |
| s.161(1)  | power to consent to the grant of a mass or dimension authority subject to a travel condition                                 | IE       | where council is the relevant road manager                                     |
| s.161(2)  | duty to give the Regulator a written statement explaining the decision to consent subject to travel conditions               | IE       | where council is the relevant road manager<br>statement must comply with s.172 |
| s.162(1)  | power to request the Regulator to impose a stated vehicle condition on the authority   | IE       | where council is the relevant road manager                                     |



| HEAVY VEHICLE NATIONAL LAW 2012<br>(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic)) |   |             |  |
|---|---|-------------|--|
| Column 1  | Column 2  | Column 3    | Column 4                                   |
| PROVISION   | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS                   |
| s.162(2)(b)   | function of being notified of the decision under s.162(2)(a)  | IE          | where council is the relevant road manager |
| s.163(3)  | duty to give or not give consent within 3 months or longer as agreed with Regulator                                       | IE          | where council is the relevant road manager |
| s.167(2)(b)   | power to give the Regulator a notice of objection to the application of s.167 to the proposed replacement authority       | IE<br>GMIDW | where council is the relevant road manager |
| s.167(2)(c)   | function of receiving notice that the Regulator withdraws the proposed replacement authority from the expedited procedure | IE          | where council is the relevant road manager |
| s.167(3)  | power to give written notice of consent or refusal  | IE          | where council is the relevant road manager |
| s.169   | power to give consent to the grant of a mass or dimension authority for a trial period                                    | IE          | where council is the relevant road manager |
| s.170(1)  | function of being notified by the Regulator of renewal of mass or dimension authority for trial period                    | IE          | where council is the relevant road manager |
| s.170(3)  | power to give written objection   | GMIDW<br>IE | where council is the relevant road manager |
| s.174(2)(a)   | power to request the Regulator to amend the mass or dimension authority, where satisfied of matters in s.174(1)           | GMIDW<br>IE | where council is the relevant road manager |



| HEAVY VEHICLE NATIONAL LAW 2012<br>(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic)) |  |             |   |
|---|--|-------------|---|
| Column 1  | Column 2   | Column 3    | Column 4  |
| PROVISION   | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.174(2)(b)   | power to request the Regulator to cancel the mass or dimension authority, where satisfied of matters in s.174(1) | GMIDW<br>IE | where council is the relevant road manager  |
| s.174(4)(c)   | function of receiving notice from the Regulator that the road authority must not comply with the request         | IE          | where council is the relevant road manager  |
| s.176   | duty to give or not give consent to an amendment of a mass or dimension authority                                | IE          | where council is the relevant road manager<br>the provisions relating to a request for consent under Division 2 of the Act apply to the request for consent under s.176 |
| s.178(2)(a)   | power to request the Regulator to amend the mass or dimension authority, where satisfied of matters in s.178(1)  | IE          | where council is the relevant road manager  |
| s.178(2)(b)   | power to request the Regulator to cancel the mass or dimension authority, where satisfied of matters in s.178(1) | IE          | where council is the relevant road manager  |
| s.178(4)(c)   | function of receiving notice from the Regulator that the road authority must not comply with the request         | IE          | where council is the relevant road manager  |
| s.180(2)  | function of receiving notice from the Regulator  | IE          | where council is the relevant road manager  |
| s.611(2)  | power to apply for a compensation order  | GMIDW<br>IE |   |
| s.612   | function of preparing certificate  | IE          |   |





| <b>HEAVY VEHICLE NATIONAL LAW 2012</b><br><b>(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b> |  |                 |  |
|---|--|-----------------|--|
| <b>Column 1</b>   | <b>Column 2</b>  | <b>Column 3</b> | <b>Column 4</b>                            |
| <b>PROVISION</b>  | <b>THING DELEGATED</b>   | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b>        |
| s.613(1)  | duty to give a copy of a certificate referred to in s.612 to the defendant at least 28 days before hearing                                 | IE              |  |
| s.613(3)  | function of receiving notice that defendant intends to challenge the matter  | GMIDW<br>IE     |  |
| s.643(2)  | function of receiving referral of review application   | IE              |  |
| s.644   | duty to conduct internal review of reviewable decision and give applicant a reasonable opportunity to make written or oral representations | GMIDW<br>IE     | where council is the relevant road manager |
| s.645(1)  | duty to either confirm or amend decision or substitute another decision for the reviewable decision  | IE              | where council is the relevant road manager |
| s.645(5)  | duty to, as soon as practicable, give the Regulator notice of the review   | IE              | where council is the relevant road manager |



| HEAVY VEHICLE NATIONAL LAW APPLICATION ACT 2013 |   |             |  |
|---|---|-------------|--|
| Column 1  | Column 2  | Column 3    | Column 4   |
| PROVISION                                       | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS                                       |
| s.18(2)   | power to enter into an arrangement to transfer a function | GMIDW<br>IE | in respect of roads where council is the relevant road manager |



| HERITAGE ACT 1995 |  |              |                          |
|-------------------|--|--------------|--------------------------|
| Column 1          | Column 2   | Column 3     | Column 4                 |
| PROVISION         | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.34(1)           | function of receiving statement from Executive-Director  | MPE          |                          |
| s.34A(1)          | function of receiving statement of recommendation from Executive Director  | MPE<br>GMIDW |                          |
| s.39(4)           | function of receiving notice of recommendation not to include place or object in Heritage Register and no objections to recommendation from Heritage Council | MPE<br>GMIDW |                          |
| s.40(3)           | function of receiving notice of recommendation not to include place or object in Heritage Register and objections to recommendation from Heritage Council    | MPE<br>GMIDW |                          |
| s.42(1)(d)        | function of receiving referral of recommendation and submissions for consideration for an amendment to a planning scheme from Heritage Council               | MPE<br>GMIDW |                          |
| s.49(2)           | duty to keep at Council's office a copy of so much of the Heritage Register as relates to any place in the municipal district                                | MPE          |                          |
| s.49(3)           | function of receiving notice of amendment to register  | MPE          |                          |
| s.49(4)           | duty to make any part of the Heritage Register kept at Council's office available to the public for inspection   | MPE          |                          |



| HERITAGE ACT 1995 |  |              |  |
|-------------------|--|--------------|--|
| s.62K             | function of receiving notice of approval of World Heritage Strategy Plan from Minister | MPE<br>GMIDW |  |
| s.71              | function of receiving copy of application for permit from Executive Director           | MPE<br>GMIDW |  |



| HOUSING ACT 1983 |   |                |  |
|------------------|---|----------------|--|
| Column 1         | Column 2  | Column 3       | Column 4   |
| PROVISION        | THING DELEGATED   | DELEGATE       | CONDITIONS & LIMITATIONS                                       |
| s.15(1)(d)       | function of consenting to any development, control, etc. of any land                            | GMIDW?<br>MPE? |  |
| s.34(1)          | function of entering into arrangements with the Director whereby Council carries out works      | GMIDW?         |  |
| s.34(3)          | power to enter into arrangements with the Director for the purposes of this Act                 | GMIDW          |  |
| s.67(1)(a)       | power to do all things to make house comply with regulations or to give effect to direction     | GMIDW<br>MBS   | NOT DELEGATED – CEO TO TAKE ACTION BASED ON COUNCIL DIRECTION? |
| s.67(1)(b)       | power to demolish house (where case so requires)  | GMIDW<br>MBS   | NOT DELEGATED – CEO TO TAKE ACTION BASED ON COUNCIL DIRECTION? |
| s.67(2)          | power to recover expenses   | GMIDW          |  |
| s.67(3)          | power to sell or dispose of material  |                | Not delegated - CEO to act on Council direction                |
| s.68(1)          | power to order that house<br>(a) be and remain unoccupied; or<br>(b) be vacated by the occupier |                | Not delegated - CEO to act on Council direction                |
| s.68A            | power to revoke declaration   |                | NOT DELEGATED – CEO TO TAKE ACTION BASED ON COUNCIL DIRECTION? |



| HOUSING ACT 1983 |  |                |                                    |
|------------------|--|----------------|------------------------------------|
| Column 1         | Column 2   | Column 3       | Column 4                           |
| PROVISION        | THING DELEGATED  | DELEGATE       | CONDITIONS & LIMITATIONS           |
| s.71(1)          | power to authorise person for purposes of s.71   | CEO?<br>GMIDW? |                                    |
| Sch 2, cl 3(1)   | power to sell or give to the Director any land vested in it, other than Crown land   | CEO            | Actions based on Council direction |
| Sch 2, cl 3(2)   | power to lease land, enter into agreements with the Director concerning land, or apply funds for carrying out such agreement | CEO?<br>GMIDW? |                                    |
| Sch 6, cl 1      | duty to lodge signed certificate   | GMIDW          |                                    |
| Sch 6, cl 1      | power to authorise staff member to sign certificate  | CEO            |                                    |
| Sch 6, cl 2      | power to request recording in Register   | GMIDW          |                                    |
| Sch 6, cl 6      | duty to lodge notice with the Registrar of Titles that the declaration has ceased to operate                                 | GMIDW          |                                    |
| Sch 6, cl 7(1)   | power to require occupier to pay to council any money owing  | GMCCS<br>FM    |                                    |
| Sch 6, cl 7(2)   | duty to forward a copy of any notice under cl 7(1) to the owner of the house concerned                                       | GMCCS<br>FM    |                                    |
| Sch 6, cl 7(5)   | duty to notify occupier if council receives any payment  | GMCCS<br>FM    |                                    |



Maddocks



| IMPOUNDING OF LIVESTOCK ACT 1994 |   |             |   |
|----------------------------------|---|-------------|---|
| Column 1                         | Column 2  | Column 3    | Column 4  |
| PROVISION                        | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.9(3)                           | function of receiving notice from owner or occupier of whereabouts of livestock   | LL          |   |
| s.10                             | power to give written permission to owner or occupier of land to impound livestock on their land for longer than 4 days                 | LL<br>GMIDW |   |
| s.14                             | duty to keep record of impounded livestock  | LL          |   |
| s.15                             | duty to ascertain owner of livestock and serve a notice of seizure on the owner as soon as possible                                     | LL          |   |
| s.16                             | duty to release livestock   | LL          |   |
| s.16A(3)                         | power to approve form of notice to be served under s.16A(1)   | LL          |   |
| s.16B(3)                         | power to approve form of notice to be served under s.16B(1)   | LL          |   |
| s.17                             | duty to hold livestock for seven days, or 3 days after time within which measures must be taken under notice served , prior to disposal | LL          |   |
| s.17A                            | duty to hold livestock for 14 days prior to disposal in accordance with Part 2  | LL          | where authorised officer of Council has impounded livestock under section 5A of the Act |





| IMPOUNDING OF LIVESTOCK ACT 1994 |   |             |                          |
|----------------------------------|---|-------------|--------------------------|
| Column 1                         | Column 2  | Column 3    | Column 4                 |
| PROVISION                        | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.18                             | power to offer uncollected livestock for sale   | LL<br>GMIDW |                          |
| s.19                             | duty to give public notice of intention to sell livestock                                 | LL          |                          |
| s.20                             | duty to apply the proceeds of the sale of livestock in the order set out in section 20(1) | GMIDW       |                          |
| s.21                             | power to dispose of livestock including destroying or re-housing                          | GMIDW<br>LL |                          |



| IMPOUNDING OF LIVESTOCK ACT 1994 |  |             |                          |
|----------------------------------|--|-------------|--------------------------|
| Column 1                         | Column 2   | Column 3    | Column 4                 |
| PROVISION                        | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.22                             | function of posting written notice of the impounding of livestock at the pound where they are held   | LL          |                          |
| s.27                             | function of receiving notice of proceedings  | GMIDW       |                          |
| s.28(1)                          | duty to not sell or dispose of impounded livestock until (a) the time limit in section 27(2) has expired or (b) the proceedings have been determined or withdrawn, where council receives notification of proceeding under section 27(1) | LL<br>GMIDW |                          |
| s.28(3)                          | power to release impounded livestock pending determination of proceedings  | LL          |                          |
| s.29(2)                          | duty to release impounded livestock and convey it to the owner at Council's expense where Magistrates' Court determines impounding was in contravention of this Act  | LL          |                          |
| s.30                             | power to recover outstanding amount as a debt  | GMIDW<br>LL |                          |



| INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION ACT 2011 |   |          |                          |
|---|---|----------|--------------------------|
| Column 1  | Column 2  | Column 3 | Column 4                 |
| PROVISION   | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.15(6)   | function of consulting with and receiving information from the Independent Broad-based Anti-Corruption Commission (IBAC)              | CEO      | Not delegated            |
| s.35(2)   | power to enter into agreements or arrangements for use of services with the Independent Broad-based Anti-Corruption Commission (IBAC) | CEO      | Not delegated            |
| s.56  | function of providing information to the Independent Broad-based Anti-Corruption Commission (IBAC)                                    | CEO      | Not delegated            |



| INFRINGEMENTS ACT 2006 |  |                       |                          |
|------------------------|--|-----------------------|--------------------------|
| Column 1               | Column 2   | Column 3              | Column 4                 |
| PROVISION              | THING DELEGATED  | DELEGATE              | CONDITIONS & LIMITATIONS |
| s.6                    | duty to provide Attorney-General with prescribed information   | LL                    |                          |
| s.9                    | power to make and publish guidelines and policies in respect of the use of official warnings for infringement offences | LL                    |                          |
| s.11                   | duty to withdraw an official warning in certain circumstances  | LL                    |                          |
| s.15                   | power to accept late payment of infringement penalty   | LL                    |                          |
| s.17(1)                | power to refer certain matters to the Court  | CEO<br>GMIDW          |                          |
| s.17(3)                | power to withdraw infringement notice and file a charge and summons in the Children's Court in some circumstances      | GMCCS                 |                          |
| s.18(1) & (2)          | power to withdraw an infringement notice in some circumstances   | GMCCS<br>GMIDW<br>CEO |                          |
| s.22                   | function of receiving application for review of decision to serve infringement notice                                  | GMCCS<br>GMIDW<br>CEO |                          |



| INFRINGEMENTS ACT 2006 |   |                       |                          |
|------------------------|---|-----------------------|--------------------------|
| Column 1               | Column 2  | Column 3              | Column 4                 |
| PROVISION              | THING DELEGATED   | DELEGATE              | CONDITIONS & LIMITATIONS |
| s.23(1)                | power to request additional information required to conduct review  | CEO<br>GMIDW<br>GMCCS |                          |
| s.23(2)                | duty to suspend review where request made under section 23(1)   | CEO<br>GMIDW<br>GMCCS |                          |
| s.23(4)                | power to refuse or grant request for extension of time made under section 23(3)(b)  | GMIDW<br>GMCCS        |                          |
| s.23(5)                | duty, if extension of time granted under section 23(4)(b), to inform applicant in writing of the period of the extension  | GMIDW<br>GMCCS        |                          |
| s.23(6)(a)             | power, if applicant fails to provide information requested under section 23(1) within time under section 23(3) or, within the period of extension if an extension is granted under section 23(4)(b), to review the decision under section 24 without additional information   | CEO<br>GMIDW<br>GMCCS |                          |
| s.23(6)(b)(i) & (ii)   | power, if applicant fails to provide information requested under section 23(1) within time under section 23(3) or, within the period of extension if an extension is granted under section 23(4)(b), to accept information provided by the applicant out of time and to review the decision under section 24 with that late information | GMIDW<br>GMCCS        |                          |



| INFRINGEMENTS ACT 2006 |   |           |  |
|------------------------|---|-----------|--|
| Column 1               | Column 2  | Column 3  | Column 4   |
| PROVISION              | THING DELEGATED   | DELEGATE  | CONDITIONS & LIMITATIONS   |
| s.24(1)(a) & (b)       | duty, if application for review under section 22(1)(a), (b) or (c) is received, to review decision to serve infringement notice and suspend procedures used for enforcement of infringement penalty until review complete and applicant is sent advice of outcome | LL<br>MPE |  |
| s.24(1A)               | duty to review whether person unlikely to have been aware of infringement notice, and suspend procedures until review complete and applicant is sent advice of outcome  | LL<br>MPE | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |
| s.24(2)                | duty to ensure that a review is conducted by a person who was not involved in making the decision to serve the infringement notice  | LL<br>MPE |  |
| s.24(3)(a)             | duty to review decision within prescribed time or, if additional information is requested under section 23, within prescribed period plus 35 days   | LL<br>MPE |  |
| s.24(3)(b)             | duty to serve on the applicant written notice of outcome of review within 21 days of decision   | LL<br>MPE |  |



| INFRINGEMENTS ACT 2006 |  |                             |  |
|------------------------|--|-----------------------------|--|
| Column 1               | Column 2   | Column 3                    | Column 4   |
| PROVISION              | THING DELEGATED  | DELEGATE                    | CONDITIONS & LIMITATIONS   |
| s.25(1)                | power, after reviewing a decision, to take the following actions (or any combination of those actions):<br>confirm the decision to serve an infringement notice;<br>withdraw the infringement notice and serve an official warning;<br>withdraw the infringement notice;<br>withdraw the infringement notice and refer the matter to the Court in accordance with Part 2 or, where infringement notice served on a child, withdraw the infringement notice and file a charge and summons in the Children's Court;<br>in the case of an infringement offence involving additional steps, alter or vary those steps;<br>waive all or any prescribed costs; or<br>approve a payment plan. | LL<br>MPE<br>GMIDW<br>GMCCS |  |
| s.25(2)                | power, in the case of application made under section 22(1)(b), to:<br>(a) confirm the decision;<br>(b) withdraw the notice and serve an official warning; or<br>(c) withdraw the notice.   | LL<br>MPE                   |  |
| s.25(2A)               | power made under s 22(1)(d), to grant or refuse application  | LL<br>MPE                   | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |



| INFRINGEMENTS ACT 2006 |   |                |  |
|------------------------|---|----------------|--|
| Column 1               | Column 2  | Column 3       | Column 4   |
| PROVISION              | THING DELEGATED   | DELEGATE       | CONDITIONS & LIMITATIONS   |
| s.25(3)                | duty to: <ul style="list-style-type: none"> <li>refer matter to the Court; or</li> <li>where an infringement notice has been served on a child, withdraw infringement notice and file a charge and summons in the Children's Court</li> </ul> |                | To be repealed on 1 July 2017, or on an earlier date, if proclaimed earlier                          |
| s.25(3)                | function of receiving application for payment plan for infringement notices confirmed under subsection 25(2)(a)   | GMCCS<br>GMIDW | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |
| s.25(4)                | duty to serve application with written notice of decision made under section 25(2A)(a)  | GMCCS<br>GMIDW | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |
| s.25(5)                | function of receiving application for payment plan for infringement notices confirmed under subsection 25(4)  | LL<br>MPE      | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |
| s.25(6)                | duty to serve application with written notice of outcome of review under section 25(2A)(b), and advise that payment is required within 14 days  | LL<br>MPE      | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |
| s.27D(3)               | power to recover debt or take enforcement action where work and development permit is cancelled or partially completed  | GMIDW<br>MPE   | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |





| INFRINGEMENTS ACT 2006 |   |           |  |
|------------------------|---|-----------|--|
| Column 1               | Column 2  | Column 3  | Column 4   |
| PROVISION              | THING DELEGATED   | DELEGATE  | CONDITIONS & LIMITATIONS   |
| s.27F(3)               | function of receiving notice of infringement notice being waived by Secretary   | LL<br>MPE | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier     |
| s.29(1) & (2)          | power to serve a penalty reminder notice  | LL<br>MPE |  |
| s.37(4)                | function of receiving notice of time and place of hearing   |           | To be repealed on 1 July 2017, or on an earlier date, if proclaimed earlier                              |
| s.40(1)(a)             | duty to lodge prescribed information with the Court, if person elects for lodgeable infringement offence matter to be heard by the Court or if matter referred to Court | LL        |  |
| s.40(1)(d)             | duty to serve details on person who was served with infringement notice, at least 14 days prior to hearing date   | LL        |  |
| s.46(1)                | function of receiving application for payment plan  | LL        |  |
| s.46(1A)               | function of receiving application for payment plan from body corporate  | LL<br>MPE | Note: this provision is not yet in force and will commence on 1 December 2017, unless proclaimed earlier |
| s.46(3)                | duty to offer payment plan in certain circumstances   | LL<br>MPE |  |
| s.46(4)                | power to offer payment plan in certain circumstances  | LL<br>MPE |  |



| INFRINGEMENTS ACT 2006 |  |           |  |
|------------------------|--|-----------|--|
| Column 1               | Column 2   | Column 3  | Column 4   |
| PROVISION              | THING DELEGATED  | DELEGATE  | CONDITIONS & LIMITATIONS   |
| s.46(5)(a)             | power to arrange and manage payment plan   | LL<br>MPE |  |
| s.46(5)(b)             | power to refer infringement penalty and costs to the Secretary for management by payment plan  | LL<br>MPE |  |
| s.46(6)                | duty to provide notice with relevant details if council determines not to offer payment plan   | GMIDW     | Note: this provision is not yet in force and will commence on 1 December 2017, unless proclaimed earlier |
| s.46(7)                | duty to cease action taken to collect infringement penalty upon receipt of application under subsections 46(1) or (1A)                     | GMIDW     | Note: this provision is not yet in force and will commence on 1 December 2017, unless proclaimed earlier |
| s.49(3)(a)             | duty, if infringement notice withdrawn, to withdraw infringement penalty and prescribed cost from payment plan                             | GMIDW     |  |
| s.49(3)(b)             | duty, if infringement notice withdrawn, to request the Secretary to remove the infringement penalty and prescribed costs from payment plan | GMIDW     |  |
| s.49A(2)               | power to vary terms of a payment arrangement   | GMIDW     | Note: this provision is not yet in force and will commence on 1 December 2017, unless proclaimed earlier |
| s.49A(4)               | duty to give written notification to applicant of decision regarding payment plan variation  | GMIDW     | Note: this provision is not yet in force and will commence on 1 December 2017, unless proclaimed earlier |



| INFRINGEMENTS ACT 2006 |  |             |                          |
|------------------------|--|-------------|--------------------------|
| Column 1               | Column 2   | Column 3    | Column 4                 |
| PROVISION              | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.50(1)                | duty to allocate money received under payment plan in order of priority  | GMIDW       |                          |
| s.50(3)                | duty to advise person to whom payment plan applies of overpayment  | GMCCS<br>FM |                          |
| s.50(3)(a)             | power to offer to apply amount of overpayment to outstanding infringement penalties, prescribed costs or enforcement orders, if person consents and directs council to do so | GMCCS<br>FM |                          |
| s.50(3)(b)             | power to refund amount of overpayment by appropriating Consolidated Fund or refunding from another fund or account   | GMCCS<br>FM |                          |
| s.51(1)                | duty to provide Secretary with most up-to-date contact details of person to whom payment plan applies  | GMIDW       |                          |
| s.51(2)(a)             | power to request person to whom payment plan applies to confirm address details  | LL<br>MPE   |                          |
| s.51(2)(b)             | power to supply address to Secretary   | GMIDW       |                          |
| s.51(4)                | function of receiving notification from Secretary  | LL<br>MPE   |                          |
| s.52(2)                | duty to send written notice advising of default on payment plan  | FM          |                          |



| INFRINGEMENTS ACT 2006 |   |                |  |
|------------------------|---|----------------|--|
| Column 1               | Column 2  | Column 3       | Column 4   |
| PROVISION              | THING DELEGATED   | DELEGATE       | CONDITIONS & LIMITATIONS   |
| s.53A(2)               | function of consulting with Secretary   | GMIDW<br>GMCCS | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |
| s.53B(2)               | duty to comply with request by Secretary under s 53B(1)   | GMIDW<br>GMCCS | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |
| s.53C(2)               | duty to respond give report to Secretary in response to any recommendations made under s 53C(1)                     | GMIDW<br>GMCCS | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |
| s.54(1)                | power to lodge details of outstanding infringement penalty with an infringements registrar in certain circumstances | GMCCS<br>FM    |  |
| s.58                   | power to request an infringements registrar not to make an enforcement order  | GMCCS<br>FM    | Action taken on advice from authorised officer   |
| s.63(1)                | power to apply for reinstatement of enforcement order   | GMIDW          | Action taken on advice from authorised officer   |
| s 63A(2)               | power to apply for a revocation of an enforcement order   | GMIDW          |  |
| s.64(2)                | function of receiving notification of revocation of enforcement order   | GMIDW          |  |
| s.65(1)(a)             | power to apply to infringements registrar for revocation of enforcement order                                       | GMIDW          |  |



| INFRINGEMENTS ACT 2006 |   |              |  |
|------------------------|---|--------------|--|
| Column 1               | Column 2  | Column 3     | Column 4   |
| PROVISION              | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS   |
| s.66(5)                | function of being notified of revocation of enforcement order   | GMIDW<br>LL  |  |
| s.69(1)                | power to request infringements registrar not to refer matter to Court, by written notice  | GMIDW<br>LL  |  |
| s.75(1)(b)             | function of being served notice of intention to apply for rehearing   | GMIDW<br>LL  |  |
| s.123(3)(b)(ii)        | power to apply to infringements registrar to make an attachment of earnings order   | CEO          |  |
| s.129(3)(b)(ii)        | power to apply to infringements registrar to make an attachment of debts order  | CEO          |  |
| s.164(3)               | power to, on written request, give access to any information held by council that may be of use in enforcement of orders or warrants to sheriff or any contractor or subcontractor supporting functions of sheriff or infringements registrar | GMCCS<br>CEO | Council must be a specified agency (see Schedule 2 of Regulations) |



| LAND ACT 1958 |  |              |   |
|---------------|--|--------------|---|
| Column 1      | Column 2   | Column 3     | Column 4  |
| PROVISION     | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS  |
| s.22D(1)      | duty to execute an instrument of transfer and surrender  | CEO          | where the Attorney-General has authorised council to surrender land |
| s.103(1)(d)   | power to consent to closure of road which is impassable or useless within municipality                                       | GMIDW<br>WM  |   |
| s.134A(2)(a)  | power to be consulted before Minister grants lease for stratum of Crown land   | GMIDW<br>MPE |   |
| s.138A(3)(a)  | power to be consulted before person grants licence for strata of Crown land  | GMIDW<br>MPE |   |
| s.140A(3)(c)  | duty to provide report to Minister for grant of licences for jetty landing stages on Crown land                              | MPE          |   |
| s.172(1)      | power to approve excise of land from certain streets by Governor in Council  | MPE          |   |
| s.183A(1)     | power to raise funds by allowing use of common for the purposes of agriculture   | MPE          | consent of Minister required  |
| s.190         | power to authorise persons to enter onto Crown land and remove materials for the purposes of forming/maintaining public road | GMIDW<br>WM  | consent of Minister required  |
| s.349         | power to agree to closure of road on land vested in the Crown  | GMIDW        |   |



| LAND ACT 1958 |  |             |   |
|---------------|--|-------------|---|
| Column 1      | Column 2   | Column 3    | Column 4  |
| PROVISION     | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.400         | power to give notice to Secretary that road is an unused road                              | GMIDW<br>AM | Land Regulations 2016, r 10<br>For the purposes of section 400(2) of the Act, the prescribed form and particulars for a notice that a road or part of a road that a municipal council considers is not required for public traffic is an unused road is the form and particulars in Schedule 4. |
| s.407(1)      | power to inform Minister it is desirable to re-open licensed closed road or water frontage | GMIDW<br>AM |   |
| s.407(3)(b)   | power to cause any building / hedge/ ditch etc to be taken down / filled up / removed etc  | GMIDW       | where a licence under Division 8 of Part I has been cancelled under section 407(1)  |
| s.411         | function of receiving particulars of licence from the Secretary                            | AM          |   |



| LAND ACQUISITION AND COMPENSATION ACT 1986 |  |              |  |
|--|--|--------------|--|
| Column 1                                   | Column 2   | Column 3     | Column 4   |
| PROVISION                                  | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS   |
|  |  |              | <ul style="list-style-type: none"><li>• certain provisions in this Act apply only to Councils in their capacity as acquiring authorities ("authority") or to Councils in their capacity as responsible authority ("responsible authority")</li><li>• all powers, duties and functions under this Act exercised under delegation to be reported to the CEO as soon as practicable</li></ul> |
| s.6  | duty of the authority to serve notice of intention to acquire on persons with an interest in the land                    | CEO          | Notice served as a result of Council resolution  |
| s.7(1)(b)                                  | power to serve statement on person interested in the land in accordance with s.7(1)(b)                                   | GMIDW<br>CEO |  |
| s.9(1)                                     | duty of the authority to serve copy of notice on certain responsible authorities   | GMIDW        |  |
| s.9(2)                                     | duty of the responsible authority to provide information in writing when required to do so by an authority               | MPE<br>GMIDW |  |
| s.9(3)                                     | duty of the responsible authority to forward a copy of application for planning permit/building approval to an authority | MPE          |  |
| s.10(1)                                    | duty of the authority to lodge notice and prescribed fee with the Registrar of Titles or Registrar-General               | MPE          |  |





| LAND ACQUISITION AND COMPENSATION ACT 1986 |  |              |                          |
|--|--|--------------|--------------------------|
| Column 1                                   | Column 2   | Column 3     | Column 4                 |
| PROVISION                                  | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.10(4)                                    | duty of the authority to give notice of cancellation/lapse in writing  | GMIDW        |                          |
| s.10(7)                                    | duty of the authority to pay fees where an owner applies for a new section 32(2) certificate                 | MPE<br>GMIDW |                          |
| s.14(1)                                    | power of an authority to amend notice upon agreement with persons on whom it was served                      | GMIDW<br>MPE |                          |
| s.15(1)                                    | power of an authority not to proceed with the acquisition  | GMIDW        |                          |
| s.15(2)                                    | duty of the authority to serve a statement cancelling the notice of intention to acquire                     | MPE          |                          |
| s.17                                       | power of the authority to agree with owner to extend operation of notice                                     | GMIDW        |                          |
| s.18(1)                                    | power of the authority to acquire interest in land by agreement  | GMIDW        |                          |
| s.19                                       | function of the authority publishing a notice declaring the interest to be acquired                          | GMIDW<br>MPE |                          |
| s.22                                       | duty of the authority to serve copy notice of acquisition and a statement to persons interested in that land | GMIDW<br>MPE |                          |



| LAND ACQUISITION AND COMPENSATION ACT 1986 |   |             |                          |
|--|---|-------------|--------------------------|
| Column 1                                   | Column 2  | Column 3    | Column 4                 |
| PROVISION                                  | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.23                                       | duty of the authority to publish copy notice of acquisition in local newspaper                            | MPE<br>AM   |                          |
| s.26(1)                                    | duty of the authority to endeavour to obtain agreement with the owner / occupier                          | GMIDW       |                          |
| s.26(5)                                    | power of the authority to enter into possession of the land   | GMIDW       |                          |
| s.26(11)                                   | duty of the authority to serve copy certificate under section 26(4)(a) on occupier                        | GMIDW       |                          |
| s.27                                       | power of the authority to recover any rent due  | GMCCS<br>FM |                          |
| s.28(1)                                    | power of the authority to issue a warrant where refusal to give up possession                             | LL<br>CEO   |                          |
| s.31(1) and supporting provisions          | power of the authority to make an offer, including the power to determine amount of the offer.            | CEO         |                          |
| s.31(5)                                    | duty of the authority to have regard to a valuation of the land in making an offer under section 31       | CEO         |                          |
| s.31(7)                                    | power of the authority to reduce the offer by an amount equal to outstanding interest, rates, taxes, etc. | CEO         |                          |



| LAND ACQUISITION AND COMPENSATION ACT 1986 |  |                     |                          |
|--|--|---------------------|--------------------------|
| Column 1                                   | Column 2   | Column 3            | Column 4                 |
| PROVISION                                  | THING DELEGATED  | DELEGATE            | CONDITIONS & LIMITATIONS |
| s.32(1)                                    | duty of the authority to set out total amount of compensation where Minister directs information required to be set out by section 31 is inappropriate | CEO                 |                          |
| s.32(2)                                    | duty of the authority to pay the total amount of compensation offered in court   | CEO                 |                          |
| s.32(4)                                    | duty of the authority to apply to the court for determination of the amount payable  | CEO                 |                          |
| s.33(1)                                    | function of the authority of receiving notice of acceptance or notice of claim   | CEO                 |                          |
| s.36(1)                                    | duty of the authority to serve a reply to the notice of claim  | CEO                 |                          |
| s.36(2)                                    | power of the authority to admit/vary/reject the claim under section 36   | CEO                 |                          |
| s.36(3)                                    | duty of the authority to provide claimant with method and basis of its valuation   | CEO                 |                          |
| s.37(4)                                    | duty of the authority to serve reply to notice of claim on claimant, where no offer was made   | CEO                 |                          |
| s.43(2)                                    | power of the authority to give notice of intention   | CEO<br>GMIDW<br>MPE |                          |



| LAND ACQUISITION AND COMPENSATION ACT 1986 |   |              |                          |
|--|---|--------------|--------------------------|
| Column 1                                   | Column 2  | Column 3     | Column 4                 |
| PROVISION                                  | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.43(3)                                    | duty of the authority to do action specified in notice under section 43(2)  | GMIDW<br>WM  |                          |
| s.45(1)                                    | power of the authority to grant a loan to claimant  | GMCCS<br>FM  |                          |
| s.48(2)                                    | duty of the authority to serve reply to notice of claim within 3 months on claimant                               | CEO          |                          |
| s.51(8)                                    | power of the authority to advance compensation to assist a person purchasing another interest in land             | CEO          |                          |
| s.63(1)                                    | duty of the authority to prepare all instruments of conveyance  | GMIDW        |                          |
| s.65(a)                                    | function of the authority to receive interest in land despite any restrictions under other laws                   | GMIDW        |                          |
| s.65(b)                                    | function of the authority to recover compensation where authority acquires an interest under section 65(a)        | GMIDW<br>CEO |                          |
| s.67(1)                                    | function of the authority to negotiate with agents  | CEO          |                          |
| s.68(1)                                    | power of the authority to purchase or redeem interest in mortgage   | CEO          |                          |
| s.68(4)                                    | power of the authority to direct where to convey release of mortgagee's interest upon payment under section 68(3) | CEO          |                          |



| LAND ACQUISITION AND COMPENSATION ACT 1986 |   |             |                          |
|--|---|-------------|--------------------------|
| Column 1                                   | Column 2  | Column 3    | Column 4                 |
| PROVISION                                  | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.68(5)                                    | power of the authority to give notice to the mortgagee that it will pay principal and interest upon 6 months of the notice  | CEO         |                          |
| s.68(6)                                    | power of the authority to direct where to convey release of mortgagee interest upon payment under section 68(5)   | CEO         |                          |
| s.69(1)                                    | power of the authority to pay amounts required under sub-ss. (c)-(e) to the credit of the Trust Fund where mortgagee fails to release interest or adduce good title       | CEO         |                          |
| s.69(2)                                    | power of the authority to execute a deed poll   | CEO         |                          |
| s.69(3)                                    | duty to register the deed poll in the office of the Registrar-General   | CEO         |                          |
| s.70(1)                                    | function of the authority to negotiate with the mortgagee/person entitled to redemption of the value of interest and compensation where sum payable exceeds value of land | CEO         |                          |
| s.70(4)                                    | power of the authority to direct where to convey release of mortgagee interest upon payment under section 70(3)   | CEO         |                          |
| s.71(1)                                    | power of the authority to pay amount required by section 70(3) to the credit of the Trust Fund where mortgagee fails to convey interest or adduce good title              | GMCCS<br>FM |                          |



| LAND ACQUISITION AND COMPENSATION ACT 1986 |   |             |                          |
|--|---|-------------|--------------------------|
| Column 1                                   | Column 2  | Column 3    | Column 4                 |
| PROVISION                                  | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.71(3)                                    | power of the authority to execute and register a deed poll  | CEO         |                          |
| s.72(1)                                    | function of the authority to settle an agreement with mortgagee/person entitled to redemption of interest payable where part of the land is taken | CEO         |                          |
| s.72(4)                                    | power of the authority to direct where to convey release of mortgagee's interest  | CEO         |                          |
| s.72(6)                                    | function of the authority to furnish copy memorandum under section 72(5)  | CEO         |                          |
| s.73(1)                                    | power of the authority to pay compensation to the credit of the Trust Fund where mortgagee fails to release/adduce good title                     | GMCCS<br>FM |                          |
| s.73(3)                                    | power of the authority to execute and register a deed poll  | CEO         |                          |
| s.74(1)                                    | power of the authority to enter land  | GMIDW<br>WM |                          |
| s.74(2)                                    | duty of the authority to serve notice of intention to enter and a statement on occupier and owner   | GMIDW<br>WM |                          |
| s.75(1)                                    | power of the authority occupy land as long as is necessary for the purposes of the <i>Local Government Act 1989</i>                               | GMIDW<br>WM |                          |



| LAND ACQUISITION AND COMPENSATION ACT 1986 |   |             |                          |
|--|---|-------------|--------------------------|
| Column 1                                   | Column 2  | Column 3    | Column 4                 |
| PROVISION                                  | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.75(2)(a)                                 | power of the authority or authorised person to dig and take from land any clay, soil, etc.                                  | GMIDW<br>WM |                          |
| s.75(2)(b)                                 | power of the authority to deposit any material on land  | GMIDW<br>WM |                          |
| s.75(2)(c)                                 | power of the authority to make cuttings or excavations on land  | GMIDW<br>WM |                          |
| s.75(2)(d)                                 | power of the authority to take timber from the land   | GMIDW<br>WM |                          |
| s.75(2)(e)                                 | power of the authority to make and use roads on land  | GMIDW<br>WM |                          |
| s.75(2)(f)                                 | power of the authority to manufacture on the land any materials required  | GMIDW<br>WM |                          |
| s.75(2)(g)                                 | power of the authority to erect workshops, sheds, etc on land   | GMIDW<br>WM |                          |
| s.75(3)                                    | duty of the authority to serve notice in writing on owner/occupier and Soil Conservation Authority if intends to enter land | GMIDW<br>WM |                          |



| LAND ACQUISITION AND COMPENSATION ACT 1986 |  |              |                          |
|--|--|--------------|--------------------------|
| Column 1                                   | Column 2   | Column 3     | Column 4                 |
| PROVISION                                  | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.75(5)                                    | duty of the authority to give notice in writing of nature and quantity of material taken                           | GMIDW<br>WM  |                          |
| s.76                                       | duty of the authority to comply with obligations under section 76(a)-(e)   | GMIDW<br>WM  |                          |
| s.79(1)                                    | duty of the authority to fence land when so required by the owner  | WM           |                          |
| s.80                                       | power of the authority to refer a claim to the Court/Tribunal for determination                                    | GMIDW        |                          |
| s.83                                       | duty of the authority to serve a copy of the referral notice on other parties                                      | GMIDW        |                          |
| s.87                                       | power of the authority in a compulsory conference to increase the amount of an offer                               | CEO<br>GMIDW |                          |
| s.91(4)                                    | power of the authority to set-off costs of determinations against any compensation award/costs payable to claimant | CEO          |                          |
| s.96(1)                                    | function of the authority to make application to the court for a valuer  |              |                          |
| s.103(1)                                   | power of the authority to inspect documents by notice in writing   | CEO          |                          |





| LAND ACQUISITION AND COMPENSATION ACT 1986 |   |          |                          |
|--|---|----------|--------------------------|
| Column 1                                   | Column 2  | Column 3 | Column 4                 |
| PROVISION                                  | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.104(3)                                   | power of the authority/authorise a person to accept service on its behalf   | CEO      |                          |
| s.106(1)(c)                                | power of the authority to extend/abridge time limits under the Act by agreement with concerned party                  | CEO      |                          |
| s.109(1)                                   | power of the authority to sell, lease or deal with an interest in land  | CEO      |                          |
| s.109(2)                                   | duty of the authority to offer the land for sale to the former owner if within 18 months of acquisition under the Act | CEO      |                          |



| LIQUOR CONTROL REFORM ACT 1998 |  |                       |  |
|--------------------------------|--|-----------------------|--|
| Column 1                       | Column 2   | Column 3              | Column 4                                     |
| PROVISION                      | THING DELEGATED  | DELEGATE              | CONDITIONS & LIMITATIONS                     |
| s.27(1)                        | power to apply to Director for a licence or BYO permit   | GMCCS<br>GMIDW<br>CEO |  |
| s.33                           | function of receiving copy of application  | MPE                   |  |
| s.40(1)                        | power to object to grant, variation or relocation of a licence   | MPE                   | Upon the direction of Council via resolution |
| s.40(1A)                       | power to object to grant, variation or relocation of packaged liquor licence or late night (packaged liquor) licence | MPE                   |  |
| s.91                           | power to request the Commission to conduct an inquiry into whether there are grounds to take disciplinary action     | MPE<br>GMIDW          |  |
| s.94                           | power to request the Commission to conduct an inquiry into amenity or disuse   | MPE                   |  |
| Sch 3, cl 18(3)                | duty to notify Minister of result of poll under clause 18(1)   | MPE                   |  |



| LOCAL GOVERNMENT ACT 1989 |  |          |  |
|---------------------------|--|----------|--|
| Column 1                  | Column 2   | Column 3 | Column 4   |
| PROVISION                 | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS   |
| s.74C                     | power to make a submission to the local government panel   | CEO      | Not delegated – CEO to make submission in accordance with Council resolution |
| s.75                      | duty to reimburse councillors for necessary out of pocket expenses incurred while performing duties  | FM       |  |
| s.75A                     | power to reimburse members of council committees for necessary out of pocket expenses incurred while performing duties   | FM       |  |
| s.75B(3)                  | duty to keep reimbursement policy available for inspection at Council's office   | CEO      |  |
| s.76A                     | duty to take out and maintain certain insurance  | FM       |  |
| s.76C(6)                  | duty to give copy of Code of Conduct to each Councillor and duty to make Code of Conduct available for inspection by the public and publish a copy on Council's internet website | CEO      | Not delegated  |
| s.80(1)                   | power to apply to the Minister in writing for exemption of councillors from section 79   | CEO      | Not delegated  |
| s.80(1A)                  | function of providing additional information regarding application to exempt councillors from section 79 to the Minister   | CEO      | Not delegated  |



| LOCAL GOVERNMENT ACT 1989 |   |                       |                          |
|---------------------------|---|-----------------------|--------------------------|
| Column 1                  | Column 2  | Column 3              | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE              | CONDITIONS & LIMITATIONS |
| s.81(2B)                  | duty to review any exemptions in force under section 81(2A) with 12 months after a general election | GMCCS<br>CSO          |                          |
| s.81F                     | power to request to be joined as a party to a VCAT proceeding regarding Councillor misconduct       | CEO<br>GMCCS          |                          |
| s.81G(1)(b)               | function of receiving notice from Councillor Conduct Panel  | GMCCS                 |                          |
| s.81J(5)                  | duty to pay necessary expenses incurred by Councillors attending mediation, training or counselling | GMCCS                 |                          |
| s.81L(5)                  | duty to amend Councillor Code of Conduct if directed by the Councillor Conduct Panel                | CEO                   |                          |
| s.82(3)                   | duty to ensure the office is open on the days and during the times specified by Council             | CEO<br>GMCCS          |                          |
| s.82A(1)                  | duty to maintain website  | GMCCS                 |                          |
| s.82A(2)(a)               | duty to ensure public notices are published on website  | CEO<br>GMCCS<br>GMIDW |                          |



| LOCAL GOVERNMENT ACT 1989 |   |                       |                               |
|---------------------------|---|-----------------------|-------------------------------|
| Column 1                  | Column 2  | Column 3              | Column 4                      |
| PROVISION                 | THING DELEGATED   | DELEGATE              | CONDITIONS & LIMITATIONS      |
| s.82A(2)(ab)              | duty to ensure certain documents are published on website   | CEO<br>GMCCS<br>GMIDW |                               |
| s.82A(2)(b)               | duty to ensure each local law in force is available on website  | CEO<br>GMIDW          |                               |
| s.82A(2)(c)               | duty to ensure list of documents available for public inspection and instructions how such documents can be examined are available on website | GMCCS                 |                               |
| s.85(7)                   | function of receiving a copy of order   | CEO                   |                               |
| s.87(1)                   | duty to keep register of delegations to special committees  | CEO                   |                               |
| s.89(4)                   | duty to give at least 7 days' notice of council and special committee meetings  | CEO                   | unless section 89(4A) applies |
| s.89(4A)                  | duty to provide such notice as practicable and to specify extraordinary circumstances which prevented giving 7 days notice of meeting         | CEO                   |                               |
| s.93(1)                   | duty to keep minutes of meetings  | CEO                   |                               |
| s.94(6)                   | duty to make details of proposed remuneration of CEO available for public inspection  | CEO                   |                               |
| s.98(4)                   | duty to keep register of delegations to members of Council staff  | CEO                   |                               |



| LOCAL GOVERNMENT ACT 1989 |  |             |                          |
|---------------------------|--|-------------|--------------------------|
| Column 1                  | Column 2   | Column 3    | Column 4                 |
| PROVISION                 | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.101(1)                  | duty to implement long service leave for council staff   | GMCCS<br>FM |                          |
| s.109(3)                  | function of receiving report from probity auditor  | CEO         |                          |
| s.119(2)                  | duty to give notice in government gazette and a public notice stating certain matters                      | CEO         |                          |
| s.119(2A)                 | duty to ensure proposed law is available for inspection  | CEO         |                          |
| s.119(3)                  | duty to give notice in government gazette and a public notice after local law is made                      | CEO<br>GO   |                          |
| s.119(4)                  | duty to send copy local law to Minister  | CEO<br>GO   |                          |
| s.120(1)                  | duty to print copies of local laws   | GO          |                          |
| s.120(2)(a)               | duty to make local laws available for inspection   | CEO<br>GO   |                          |
| s.120(2)(b)               | duty to make local laws available for purchase   | GO          |                          |
| s.120(3)                  | duty to make available for inspection all documents incorporated by local laws                             | GO          |                          |
| s.125(3A)                 | duty to publish the proposed Council Plan on Council's website and make it available for public inspection | CEO<br>GO   |                          |



| LOCAL GOVERNMENT ACT 1989 |  |                    |                          |
|---------------------------|--|--------------------|--------------------------|
| Column 1                  | Column 2   | Column 3           | Column 4                 |
| PROVISION                 | THING DELEGATED  | DELEGATE           | CONDITIONS & LIMITATIONS |
| s.125(5)                  | duty to submit a copy of the Council Plan to the Minister  | CEO                |                          |
| s.125(10)                 | duty to advise the Minister of details of adjustment to the Council Plan                                 | CEO                |                          |
| s.125(11)                 | duty to make Council Plan available for inspection   | CEO<br>GO          |                          |
| s.126(4)                  | duty to make copy of Strategic Resource Plan available for inspection                                    | GMCCS<br>FM        |                          |
| s.129(1)                  | duty to provide public notice after preparing a budget or revised budget                                 | GMCCS<br>FM        |                          |
| s.129(4)                  | duty to display copy of budget and revised budget  | GMCCS<br>FM        |                          |
| s.130(2)                  | duty to give notice of its decision to adopt budget or revised budget                                    | CEO<br>GMCCS<br>FM |                          |
| s.130(4)                  | duty to submit a copy of the budget or revised budget to the Minister                                    | GMCCS<br>FM        |                          |
| s.130(7)                  | duty to give the Minister any details concerning its budget or revised budget that the Minister requires | GMCCS<br>FM        |                          |



| LOCAL GOVERNMENT ACT 1989 |  |                    |   |
|---------------------------|--|--------------------|---|
| Column 1                  | Column 2   | Column 3           | Column 4  |
| PROVISION                 | THING DELEGATED  | DELEGATE           | CONDITIONS & LIMITATIONS  |
| s.130(9)                  | duty to make copies of the budget or revised budget available for inspection by the public   | GMCCS<br>FM        |   |
| s.131(1)                  | duty to prepare an annual report   | GMCCS<br>FM        |   |
| s.132(1)                  | duty to submit the finalised performance statement and financial statements to the auditor as soon as possible after the end of the financial year | FM                 |   |
| s.132(2)                  | duty to submit the performance statement and financial statements to the auditor for reporting on the audit  | FM                 | Must be done after Council has passed a resolution to approve the statements in principle |
| s.132(6)                  | function of receiving a copy of the report on the performance statement  | CEO<br>GMCCS<br>FM |   |
| s.133(1)                  | duty to submit annual report to the Minister   | FM                 |   |
| s.133(2)                  | duty to give public notice that annual report has been prepared and can be inspected at the Council office and on Council's website                | GMCCS<br>FM        |   |
| s.133(3)                  | duty to make annual report available for public inspection   | GMCCS<br>FM        |   |





| LOCAL GOVERNMENT ACT 1989 |   |                       |                          |
|---------------------------|---|-----------------------|--------------------------|
| Column 1                  | Column 2  | Column 3              | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE              | CONDITIONS & LIMITATIONS |
| s.136(1)                  | duty to implement the principles of sound financial management  | GMCCS<br>FM           |                          |
| s.137(1)                  | duty to establish/maintain a budgeting and reporting framework that is consistent with the principles of sound financial management | GMCCS<br>FM           |                          |
| s.140(1)                  | duty to keep records and accounts   | FM                    |                          |
| s.140(2)(a)               | duty to ensure moneys due are collected   | FM                    |                          |
| s.140(2)(b)               | duty to implement arrangement for security of money received  | FM                    |                          |
| s.140(2)(c)               | duty to expend moneys received  | FM                    |                          |
| s.140(2)(d)               | duty to ensure control over assets  | AM<br>FM<br>GMIDW     |                          |
| s.140(2)(e)               | duty to ensure liabilities are authorised   | FM                    |                          |
| s.140(2)(f)               | duty to ensure efficiency of operations   | CEO<br>GMCCS<br>GMIDW |                          |



| LOCAL GOVERNMENT ACT 1989 |  |             |  |
|---------------------------|--|-------------|--|
| Column 1                  | Column 2   | Column 3    | Column 4   |
| PROVISION                 | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.140(2)(g)               | duty to develop and maintain adequate internal control system  | GMCCS<br>FM |  |
| s.140(3)                  | duty to keep accounts and records up to date and ready for inspection  | FM          |  |
| s.141                     | Power to apply money to: <ul style="list-style-type: none"><li>perform functions and powers under this or any other Act</li><li>repay an overpayment</li><li>make a refund</li></ul> | GMCCS<br>FM | Schedules of accounts paid to be submitted to next possible Council meeting for Council approval of reimbursements to Advance Account. |
| s.142(1)                  | power to waive payments  | GMCCS       | Subject to limits as determined by CEO.  |
| s.142(3)(a)               | power to defer payments  | GMCCS       | Subject to limits as determined by CEO.  |
| s.142(3)(b)               | power to waive payment and interest  | GMCCS       | Subject to limits as determined by CEO.  |
| s.142(3)(c)               | power to waive interest  | GMCCS       | Subject to limits as determined by CEO.  |
| s.143(a)                  | power to invest money in government securities (Commonwealth)  | GMCCS<br>FM |  |
| s.143(b)                  | power to invest money in government securities (Victoria)  | GMCCS<br>FM |  |



| LOCAL GOVERNMENT ACT 1989 |  |             |                          |
|---------------------------|--|-------------|--------------------------|
| Column 1                  | Column 2   | Column 3    | Column 4                 |
| PROVISION                 | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.143(c)                  | power to invest money with an authorised deposit-taking institution          | GMCCS<br>FM |                          |
| s.143(d)                  | power to invest money with a financial institution                           | GMCCS<br>FM |                          |
| s.143(e)                  | power to invest money with eligible money market dealers                     | GMCCS<br>FM |                          |
| s.154                     | power to determine that land is not rateable land in accordance with s.154   | FM<br>RC    |                          |
| s.157(2)                  | duty to publish notice of change in valuation system                         | FM<br>RC    |                          |
| s.158(3)                  | power to levy rates by sending notice to person liable                       | FM          |                          |
| s.158(3A)                 | power to send rate notice to a person specified upon request                 | FM<br>RC    |                          |
| s.159(5)                  | power to determine form & time period  | GMCCS<br>FM |                          |
| s.159(6)                  | power to require applicant to give further particulars or verify particulars | FM          |                          |
| s.161(3)                  | duty to make available for inspection certain information                    | FM          |                          |



| LOCAL GOVERNMENT ACT 1989 |  |             |  |
|---------------------------|--|-------------|--|
| Column 1                  | Column 2   | Column 3    | Column 4   |
| PROVISION                 | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.163(1C)                 | duty to send a copy of the public notice to each person who will be liable to pay the special rate or special charge | FM<br>RC    |  |
| s.163(4)                  | power to levy special rate/charge by sending notice to person liable   | FM          |  |
| s.164(2)                  | duty to notify of decision under s 164(1) to persons liable to pay special rate/charge                               | GMIDW       | Limited to Director or Executive Manager responsible for works or project. |
| s.165                     | duty to refund excess money  | FM          |  |
| s.166(2)                  | duty to notify persons liable that special rate/charge varied  | GMIDW<br>FM |  |
| s.169(2)                  | duty to send notice to person who was granted a rebate or concession and not complied with terms                     | FM          |  |
| s.170(1)                  | power to defer payment where applicant shows hardship  | GMCCS<br>FM |  |
| s.170(3)(a)               | power to require payment where no longer hardship/in occupation  | GMCCS<br>FM |  |
| s.171(1)                  | power to waive rate/charge to eligible recipient or in accordance with Council determination                         | GMCCS<br>FM |  |



| LOCAL GOVERNMENT ACT 1989 |   |             |   |
|---------------------------|---|-------------|---|
| Column 1                  | Column 2  | Column 3    | Column 4  |
| PROVISION                 | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.171(4)(e)               | duty to waive amount which is in accordance with concession order upon receipt of application                             | GMCCS<br>FM |   |
| s.171(4)(f)               | power to decide to treat person to whom waiver granted as having made continuing application or waiver                    | FM          | requires the approval of the Minister administering the <i>State Concessions Act 2004</i> |
| s.171(5A)                 | power to waive rate/charge where person has right to recover it from another (upon application of the eligible recipient) | GMCCS<br>FM |   |
| s.171A(1)                 | function of receiving application for waiver  | GMCCS<br>FM |   |
| s.171A(2)                 | power to require information or verification  | GMCCS<br>FM |   |
| s.171A(3)                 | power to waive rate/charge/interest   | GMCCS       |   |
| s.172(1)                  | power to raise interest and require payment from person liable  | FM          |   |
| s.172(3)                  | power to exempt a person from paying interest   | GMCCS       |   |
| s.172(4)                  | power to recover interest due   | GMCCS       |   |
| s.173(2)(a)               | duty to refund rates/charges where land ceases to be rateable and payment was made  | FM          |   |



| LOCAL GOVERNMENT ACT 1989 |   |             |                          |
|---------------------------|---|-------------|--------------------------|
| Column 1                  | Column 2  | Column 3    | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.173(2)(b)               | duty to require pro rata payment where land ceases to be rateable         | FM<br>RC    |                          |
| s.175(2)                  | power to require current rates, arrears from person acquiring land        | FM          |                          |
| s.177(1)                  | power to require occupier to pay rent upon notice                         | GMCCS<br>FM |                          |
| s.177(4)                  | power to recover unpaid rent as a debt due                                | GMCCS<br>FM |                          |
| s.180(1)                  | power to recover unpaid rate/charge as a debt due                         | GMCCS<br>FM |                          |
| s.181(2)                  | power to dispose of land where rate/charge unpaid                         | GMCCS<br>FM |                          |
| s.181(5)                  | power to serve and to give notices before Council sells the land          | GMCCS<br>FM |                          |
| s.181(7)                  | power to deduct expenses incurred in connection with sale                 | GMCCS<br>FM |                          |
| s.181C(2)                 | power to send notice to person liable to pay environmental upgrade charge | GMIDW<br>FM |                          |



| LOCAL GOVERNMENT ACT 1989 |  |                      |   |
|---------------------------|--|----------------------|---|
| Column 1                  | Column 2   | Column 3             | Column 4  |
| PROVISION                 | THING DELEGATED  | DELEGATE             | CONDITIONS & LIMITATIONS  |
| s. 181E(1)                | duty to use best endeavours to recover environmental upgrade charge  | FM                   |   |
| s. 181F                   | duty to adjust environmental upgrade charge to reflect lower amount advanced to owner and advise any person liable to pay charge in writing of the adjustment  | FM                   | Council must refund any excess amounts paid to owner or occupier as a result of an adjustment being made to an upgrade charge under 181F(1) |
| s.185F(1)                 | duty to comply with any direction of the Minister under s.185D   | GMCCS<br>FM          |   |
| s.186(1)                  | duty to give notice and invite proposals where intend to enter into contract in excess of \$150,000 for contracts in relation to goods and services and \$200,000 for contracts in relation to works | GMIDW<br>GMCCS<br>CM |   |
| s.186(3)                  | duty to ensure the public notice for tenders and expression of interest are in the prescribed form   | GMCCS<br>GMIDW<br>CM |   |
| s.186A(8)                 | duty to make procurement policy available for public inspection on website and at Council offices  | CEO                  |   |
| s.188(a)                  | power to accept devise of real property, gift, etc   |                      | NOT DELEGATED – SUBJECT TO COUNCIL DECISION   |
| s.188(b)                  | power to carry out condition of devise, gift, etc  |                      | NOT DELEGATED – SUBJECT TO COUNCIL DECISION   |



| LOCAL GOVERNMENT ACT 1989 |   |                       |  |
|---------------------------|---|-----------------------|--|
| Column 1                  | Column 2  | Column 3              | Column 4   |
| PROVISION                 | THING DELEGATED   | DELEGATE              | CONDITIONS & LIMITATIONS   |
| s.189(2)(a)               | duty to give notice before sell/ exchanging land  | GMIDW<br>GMCCS<br>CEO |  |
| s.189(2)(b)               | duty to obtain valuation before selling/exchanging land not more than 6 months prior to the sell / exchange | GMIDW<br>GMCCS<br>CEO |  |
| s.190                     | power to lease land where there is no requirement to give public notice under s.223                         | GMIDW<br>GMCCS<br>CEO |  |
| s.190(3)                  | duty to give notice before making certain leases  | GMIDW<br>GMCCS<br>CEO | <ul style="list-style-type: none"><li>s.190(1) applies</li></ul> |
| s.194                     | power to compound with certain persons  | CEO                   |  |
| s.199                     | duty to give notice of proposed drainage works to persons affected  | GMIDW                 |  |
| s.200(1)                  | power to give persons notice that must carry out drainage works   | GMIDW                 |  |
| s.200(2)                  | power to carry out works itself where non-compliance with notice  | GMIDW                 |  |





| LOCAL GOVERNMENT ACT 1989 |   |                       |  |
|---------------------------|---|-----------------------|--|
| Column 1                  | Column 2  | Column 3              | Column 4   |
| PROVISION                 | THING DELEGATED   | DELEGATE              | CONDITIONS & LIMITATIONS   |
| s.201(1)                  | duty to construct, manage, etc works under schemes approved under <i>Water Act</i> 1989                                     | GMIDW                 |  |
| s.201(2)                  | power to carry out any power under the Act for purpose of 201(1)  | GMIDW                 |  |
| s.203(1)                  | power to develop and implement a transport plan   | GMIDW<br>AM           |  |
| s.203(2)                  | power to prepare a transport plan jointly with one or more other councils   | GMIDW<br>AM           |  |
| s.203A                    | power to procure, provide or enable transport services within the municipal district  | GMIDW<br>GMCCS<br>CEO |  |
| s.204(1)                  | power to publish notice in Government Gazette of road to be declared a public highway                                       | GMIDW<br>AM           |  |
| s.207D(2)                 | duty to notify Registrar of Titles of an action under s.207D(1)(b) or a transfer of land in the form described in (a) – (c) | GMIDW<br>AM           | Delegation only extends to matters within the functional responsibility of delegate. |



| LOCAL GOVERNMENT ACT 1989 |  |                            |                          |
|---------------------------|--|----------------------------|--------------------------|
| Column 1                  | Column 2   | Column 3                   | Column 4                 |
| PROVISION                 | THING DELEGATED  | DELEGATE                   | CONDITIONS & LIMITATIONS |
| s.208A                    | duty to comply with the Best Value Principles  | GMCCS<br>GMIDW<br>AM<br>CM |                          |
| s.208D                    | duty to develop quality and cost standards for the provision of services to the community              | GMCCS<br>AM                |                          |
| s.208E(1)                 | duty to develop a program for the application of the Best Value Principles                             | GMCCS<br>FM                |                          |
| s.208E(2)                 | duty to ensure that the program required by subsection (1) is available to the public.                 | GMCCS                      |                          |
| s.208E(3)                 | duty to apply the Best Value Principles to services  | GMIDW<br>GMCCS             |                          |
| s.208F                    | duty to ensure that any quality or cost standards adopted are available for inspection by the public   | GMCCS                      |                          |
| s.208G                    | duty to report on what has been done to ensure that effect has been given to the Best Value Principles | GMCCS<br>FM                |                          |
| s.208H(3)                 | duty to comply with Code   | GMCCS<br>FM                |                          |



| LOCAL GOVERNMENT ACT 1989 |   |                       |                          |
|---------------------------|---|-----------------------|--------------------------|
| Column 1                  | Column 2  | Column 3              | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE              | CONDITIONS & LIMITATIONS |
| s.219C(5)                 | function of receiving notice of electoral representation review                       | CEO<br>GMCCS          |                          |
| s.219F(8)                 | duty to ensure copy of preliminary report is available for inspection                 | CEO<br>GMCCS          |                          |
| s.219F(11)                | duty to ensure that the final report is available for inspection and may be purchased | CEO<br>GMCCS          |                          |
| s.219P                    | function of receiving account from Victorian Electoral Commission                     | CEO                   |                          |
| s.222(1)                  | duty to make prescribed documents available for inspection at all reasonable times    | CEO<br>GMIDW<br>GMCCS |                          |
| s.222(3)                  | administrative power to fix reasonable fees for inspection and copying                | CEO<br>GMIDW<br>GMCCS |                          |
| s.223(1)(a)               | duty to publish a public notice   | CEO<br>GMIDW<br>GMCCS |                          |



| LOCAL GOVERNMENT ACT 1989 |  |                       |  |
|---------------------------|--|-----------------------|--|
| Column 1                  | Column 2   | Column 3              | Column 4   |
| PROVISION                 | THING DELEGATED  | DELEGATE              | CONDITIONS & LIMITATIONS   |
| s.223(1)(b)(iii)          | administrative duty to give reasonable notice of day, time and place of the meeting to each person who made a request to appear in person, or be represented in the submission | CEO<br>GMIDW<br>GMCCS |  |
| s.223(1)(d)(ii)           | duty to notify submitters after made decision  | CEO<br>GMIDW<br>GMCCS |  |
| s.223(3)                  | power to authorise members of Council staff to carry out administrative procedures   | CEO<br>GMIDW<br>GMCCS |  |
| s.224(1)                  | power to appoint authorised officer  | CEO<br>GMIDW<br>GMCCS |  |
| s.224(1A)                 | duty to maintain register of authorised officers   | CEO<br>GMIDW<br>GMCCS |  |
| s.224(2)                  | duty to supply authorised officers with identity cards   | CEO<br>GMIDW<br>GMCCS | Authorisation only to be made in respect of areas of responsibility of delegate. |



| LOCAL GOVERNMENT ACT 1989 |   |                       |   |
|---------------------------|---|-----------------------|---|
| Column 1                  | Column 2  | Column 3              | Column 4  |
| PROVISION                 | THING DELEGATED   | DELEGATE              | CONDITIONS & LIMITATIONS  |
| s.224(3)                  | power to authorise a person to sign identity cards of authorised officers   | CEO<br>GMIDW<br>GMCCS |   |
| s.224A(2)                 | power to publish a notice in the Government Gazette which authorises police officers to enforce provisions of local law | CEO<br>GMIDW<br>GMCCS |   |
| s.225(1)(a)               | power to approve another person to carry out the work required under s.225(1)   | GMIDW<br>GMCCS        |   |
| s.225(1)(b)               | power to carry out required work where person fails to do so  | GMIDW<br>GMCCS        | Delegation extends only to area of functional responsibility of delegate. |
| s.225(3)                  | power to recover costs of carrying out work   | GMIDW<br>GMCCS        |   |
| s.227                     | power to require payment of all or part of money from present owner or occupier   | GMIDW<br>GMCCS<br>FM  |   |
| s.227AA                   | power to recover costs, fees and expenses from owner of house subject to declaration                                    | GMIDW<br>GMCCS<br>FM  |   |



| LOCAL GOVERNMENT ACT 1989 |  |                   |                          |
|---------------------------|--|-------------------|--------------------------|
| Column 1                  | Column 2   | Column 3          | Column 4                 |
| PROVISION                 | THING DELEGATED  | DELEGATE          | CONDITIONS & LIMITATIONS |
| s.227A(1)                 | power to require payment of interest   | FM                |                          |
| s.229(1)                  | function of receiving application for land information certificates  | CEO<br>GO         |                          |
| s.229(3)                  | power to provide prescribed information or any other information relevant to land  | CEO<br>GO         |                          |
| s.232(1)                  | power to institute proceedings   | GMCCS<br>FM       |                          |
| s.232(1)                  | power to authorise a person to institute proceedings   | GMCCS             |                          |
| s.237A                    | duty to make available to the Secretary to the DEPI any information requested in accordance with s.121A of the <i>Livestock Disease Control Act 1994</i> | GMIDW<br>LL<br>RC |                          |
| Schedule 3<br>cl.17(1)(i) | duty to give public notice of the result of the poll   | CEO<br>RC         |                          |
| Schedule 6<br>cl.2        | duty to commence the development and implementation of an equal employment opportunity programme   | CEO               |                          |
| cl.4                      | duty to take any action necessary to give effect to its equal employment opportunity programme   | CEO               |                          |



| LOCAL GOVERNMENT ACT 1989 |   |                   |   |
|---------------------------|---|-------------------|---|
| Column 1                  | Column 2  | Column 3          | Column 4  |
| PROVISION                 | THING DELEGATED   | DELEGATE          | CONDITIONS & LIMITATIONS  |
| cl.5                      | power to determine and use special tests and qualifications to enhance recruitment and promotion of persons in any designated group | CEO               |   |
| Schedule 10<br>cl.1(a)    | power to make, maintain and repair roads  | GMIDW<br>WM<br>AM |   |
| cl.2                      | administrative functions necessary to give effect to power to deviate roads   | GMIDW             |   |
| cl.3                      | administrative functions necessary to give effect to power to discontinue roads   | GMIDW<br>AM       |   |
| cl.4                      | power to enter and take any materials necessary from certain land   | GMIDW<br>WM<br>AM |   |
| cl.5(1)(a)                | power to approve, assign or change the name of a road   | GMIDW<br>AM       | power in clause 5(1) must be exercised in accordance with the <i>Geographic Names Places Act 1998</i> |
| cl.5(1)(b)                | power to erect signs on a road  | WM                |   |
| cl.5(1)(c)                | power to approve, assign and change the number of a road and any premises next to a road  | GMIDW<br>AM       |   |



| LOCAL GOVERNMENT ACT 1989 |   |                   |                          |
|---------------------------|---|-------------------|--------------------------|
| Column 1                  | Column 2  | Column 3          | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE          | CONDITIONS & LIMITATIONS |
| cl.5(1)(d)                | power to require MPEple to number their premises and to renew those numbers   | GMIDW             |                          |
| cl.6                      | power to cause standard survey marks to be established in roads   | GMIDW<br>AM       |                          |
| cl.8(1)(b)                | power to allow persons to make minor repairs, alterations, etc between the old alignment and the new alignment of a road  | GMIDW<br>AM       |                          |
| cl.8(3)                   | duty to publish notice in Government Gazette before starting work   | GMIDW<br>AM       |                          |
| cl.9                      | power to provide for temporary roads  | WM                |                          |
| cl.10                     | power to permit the erection and maintenance of gate and fences and to revoke the permission and to permit the construction of by-passes for unfenced roads and to revoke the permission and require the removal of the by-pass | GMIDW<br>WM<br>AM |                          |
| cl.11(a)                  | power to require/cause the filling up of holes or excavations   | WM                |                          |
| cl.11(b)                  | power to require/cause the removal of a cause of danger/damage  | WM                |                          |
| cl.11(c)                  | power to require/cause the erection or restoration of a fence between the holes or excavations and any adjacent land or road  | WM                |                          |





| LOCAL GOVERNMENT ACT 1989 |   |                   |                          |
|---------------------------|---|-------------------|--------------------------|
| Column 1                  | Column 2  | Column 3          | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE          | CONDITIONS & LIMITATIONS |
| cl.12                     | power to make, maintain, repair or reconstruct a bridge or crossing   | GMIDW<br>WM<br>AM |                          |
| Schedule 11<br>cl.1       | power to fix times when vehicles may stand in parking areas and the fees for and manner of standing in parking areas              | GMIDW<br>LL       |                          |
| cl.2                      | power to issue special parking permits to disabled persons  | LL                |                          |
| cl.3                      | power to remove abandoned/unregistered vehicles   | LL                |                          |
| cl.4                      | power to tow away and impound vehicles which are causing an unlawful obstruction etc and to charge a fee                          | LL                |                          |
| cl.5                      | power to require or cause the removal of any encroachment or obstruction  | LL                |                          |
| cl.6                      | power to control traffic to enable works to be carried out on, over, or on land next to a road                                    | WM                |                          |
| cl.7                      | power to close a road, or part of a road for a particular period  | GMIDW<br>WM<br>AM |                          |
| cl.8                      | power to erect and remove any works or structures to protect passengers, pedestrians and drivers or to regulate traffic on a road | WM                |                          |



| LOCAL GOVERNMENT ACT 1989 |   |                   |   |
|---------------------------|---|-------------------|---|
| Column 1                  | Column 2  | Column 3          | Column 4  |
| PROVISION                 | THING DELEGATED   | DELEGATE          | CONDITIONS & LIMITATIONS  |
| cl.9                      | administrative functions necessary to give effect to power to block or restrict the passage or access of vehicles on a road by placing a permanent barrier or obstruction on a road | GMIDW<br>WM       | only to be exercised where report from Roads Corporation has been considered; and if the road is a freeway or arterial road, consent of Roads Corporation is required |
| cl.10(1)(a) & cl.10(1)(b) | power to block or restrict the passage or access of vehicles on a road by placing a temporary barrier or obstruction on a road  | GMIDW<br>WM       | if the road is a freeway or arterial road, consent of Roads Corporation is required   |
| cl.11                     | administrative functions necessary to give effect to power to declare a road or part of a road a shopping mall and prohibit or restrict the entry of vehicles                       |                   | NOT APPLICABLE  |
| cl.12(1)                  | administrative functions necessary to give effect to power to prohibit the use of a road by a vehicle over a certain size or weight   | IE<br>WM<br>AM    |   |
| cl.12(2)                  | power to make decision to prohibit the use of a road by a vehicle over a certain size or weight   | IE<br>WM<br>AM    | only to be exercised where immediate risk of danger to MPEple or damage to property exists and action is immediately reported to Council                              |
| cl.13                     | power to determine speed limits   |                   | Approvals provided by VicRoads  |
| cl.14                     | power to prohibit or restrict traffic on a road if unsafe   | GMIDW<br>WM<br>AM |   |



| MAGISTRATES' COURT ACT 1989 |   |          |                          |
|-----------------------------|---|----------|--------------------------|
| Column 1                    | Column 2  | Column 3 | Column 4                 |
| PROVISION                   | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.99A(4)                    | power to give persons or bodies making a written request under section 99A(3) access to any information that may be of use in the enforcement of court orders and fines | LL       |                          |



| MAJOR TRANSPORT PROJECTS FACILITATION ACT 2009 |   |          |                          |
|--|---|----------|--------------------------|
| Column 1                                       | Column 2  | Column 3 | Column 4                 |
| PROVISION                                      | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.134(4)                                       | duty to comply with requirement to surrender public land under subsection(1)(a) | CEO      |                          |
| s.134(5)                                       | duty to notify Project Minister of interest in land                             | CEO      |                          |
| s.146(2)                                       | power to claim compensation for pecuniary loss or expense incurred              | CEO      |                          |
| s.147  | function of agreeing to transfer of building or structure                       | CEO      |                          |



| <b>MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) ACT 1990</b><br>[##The provisions of this Act reflect those within the repealed <i>Extractive Industries Development Act 1995</i> ] |  |                 |                                     |
|--|--|-----------------|-------------------------------------|
| <b>Column 1</b>  | <b>Column 2</b>  | <b>Column 3</b> | <b>Column 4</b>                     |
| <b>PROVISION</b>   | <b>THING DELEGATED</b>   | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b> |
| s.46(1)  | function of consulting with Minister   | MPE             |                                     |
| s.77HB(2)  | function of consulting with Department Head before Department Head approves variation of work plan   | MPE<br>GMIDW    |                                     |
| s.77M(3)   | power to consult with Minister regarding variation, suspension or revocation   | MPE             |                                     |
| s.77R(1)(c)  | power to act, if specified by the Minister, as a referral authority  | MPE             |                                     |
| s.80(2)(a)   | power to consult with Minister regarding amount of rehabilitation bond or further rehabilitation bond if the land is private land                      | GMIDW<br>MPE    |                                     |
| s.80(2A)   | power to consult with Minister regarding amount of rehabilitation bond in respect to an extractive industry work authority if the land is private land | GMIDW<br>MPE    |                                     |
| s.82(2)  | power to consult with Minister before Minister returns bond if rehabilitation is satisfactory and if the land is private land                          | GMIDW<br>MPE    |                                     |



| NATIONAL PARKS ACT 1975 |  |                     |                          |
|-------------------------|--|---------------------|--------------------------|
| Column 1                | Column 2   | Column 3            | Column 4                 |
| PROVISION               | THING DELEGATED  | DELEGATE            | CONDITIONS & LIMITATIONS |
| s.19C(1)                | power to enter into agreement with Minister for management of land vested in or controlled or managed by Council | GMIDW<br>MPE<br>CEO |                          |
| s.27(1)                 | power to exercise powers in relation to a park with the Secretary's consent subject to any conditions he directs | GMIDW               |                          |



| PIPELINES ACT 2005 |   |             |   |
|--------------------|---|-------------|---|
| Column 1           | Column 2  | Column 3    | Column 4                                  |
| PROVISION          | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS                  |
| s.21(1)            | power to consent to entry onto Crown Land for purpose of conducting survey  | GMIDW<br>AM | where Crown Land is vested in council     |
| s.102              | power to decide construction of the pipeline in relation to roads, bridges and tramways is satisfactory             | GMIDW<br>AM | where council is the 'relevant authority' |
| s.103              | power to decide construction of the pipeline in relation to electrical apparatus or other pipelines is satisfactory | GMIDW<br>AM | where council is the 'relevant authority' |
| s.104              | function of being reimbursed by licensee for expense incurred due to the existence of a pipeline                    | GMIDW       |   |
| s.105(1)           | power to refer a dispute under Division 2 Part 7 of the Act to the Governor in Council for determination            | GMIDW       |   |
| s.105(2)           | duty to comply with Governor in Council's determination under section 105(1)  | GMIDW       |   |
| s.116              | function of receiving notice from licensee of incident  | GMIDW       | where council is the 'relevant authority' |



| PRIVACY AND DATA PROTECTION ACT 2014 |   |              |                          |
|--------------------------------------|---|--------------|--------------------------|
| Column 1                             | Column 2  | Column 3     | Column 4                 |
| PROVISION                            | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.20(1)                              | duty to comply with Information Privacy Principles  | GMCCS        |                          |
| s.20(2)                              | duty to comply with Information Privacy Principles when administering a public register   | GMCCS        |                          |
| s.22(1)                              | power to seek approval of a code of practice or an amendment to a code of practice  | GMCCS        |                          |
| s.22(4)                              | function of being consulted by the Commissioner in relation to a code of practice   | GMCCS        |                          |
| s.23(1)(b)                           | function of giving written notice to the Commissioner that Council intends to be bound by the approved code of practice   | GMCCS        |                          |
| s.23(6)                              | function of giving written notice to the Commissioner that Council no longer intends to be bound by the approved code of practice   | CEO<br>GMCCS |                          |
| s.26(4)                              | function of being consulted by the Commissioner in relation to a code of practice   | CEO<br>GMCCS |                          |
| s.28(5)                              | power to refuse a request by an authorised representative of an individual for access to personal information where it is reasonably believed that access may endanger the individual | GMCCS        |                          |
| s.29(1)                              | power to apply to the Commissioner for a public interest determination  | GMCCS        |                          |





| PRIVACY AND DATA PROTECTION ACT 2014 |  |          |   |
|--------------------------------------|--|----------|---|
| Column 1                             | Column 2   | Column 3 | Column 4  |
| PROVISION                            | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS                        |
| s.29(5)                              | function of receiving draft determination  | GMCCS    |   |
| s.29(6)                              | function of attending a conference with the Commissioner   | GMCCS    |   |
| s.30(1)                              | power to request that application be for a temporary public interest determination   | GMCCS    |   |
| s.34(1)                              | power to apply to the Commissioner for approval of an amendment to a public interest determination                         | GMCCS    |   |
| s.34(2)                              | function of receiving draft determination and attending a conference with the Commissioner and power to make a submission  | GMCCS    |   |
| s.35(2)                              | function of receiving written notice from the Commissioner regarding revocation of a public interest determination         | GMCCS    |   |
| s.36(1)                              | duty to report to the Commissioner on an annual basis, or at any other agreed time   | GMCCS    |   |
| s.38(1)                              | power to apply to the Commissioner for a temporary public interest determination and power to make a submission            | GMCCS    |   |
| s.41(2)                              | function of receiving written notice from the Commissioner regarding revocation of temporary public interest determination | GMCCS    |   |
| s.47(1)                              | power to apply for approval of an information usage  | GMCCS    | where Council is a lead party to an information |



| PRIVACY AND DATA PROTECTION ACT 2014 |  |              |   |
|--------------------------------------|--|--------------|---|
| Column 1                             | Column 2   | Column 3     | Column 4  |
| PROVISION                            | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS  |
|                                      | arrangement  |              | usage arrangement   |
| s.47(2)                              | duty to consult where required   | GMCCS        | where Council is a party to an information usage arrangement      |
| s.49(6)                              | function of receiving notice of a refusal under s.49(4) or (5) from the Commissioner                                   | GMCCS        | where Council is a lead party to an information usage arrangement |
| s.52(1)                              | power to apply for approval of an amendment to an information usage arrangement  | GMCCS        | where Council is a lead party to an information usage arrangement |
| s.52(2)                              | duty to consult where required   | GMCCS        | where Council is a party to an information usage arrangement      |
| s.53(2)                              | power to request revocation of an approval of an information usage arrangement   | GMCCS        | where Council is a party to an information usage arrangement      |
| s.53(4)                              | function of receiving notice from the Commissioner regarding ground for revocation of an information usage arrangement | GMCCS        | where Council is a party to an information usage arrangement      |
| s.53(5)                              | function of receiving notice from the Minister regarding revocation of an information usage arrangement                | GMCCS        | where Council is a party to an information usage arrangement      |
| s.54(1)                              | duty to report to the Commissioner about the information usage arrangement   | GMCCS        | where Council is a lead party to an information usage arrangement |
| s.56                                 | power to apply to VCAT for review of a decision to issue a certificate under s.55                                      | CEO<br>GMCCS | where Council's interests are affected by the decision            |



| PRIVACY AND DATA PROTECTION ACT 2014 |   |          |                          |
|--------------------------------------|---|----------|--------------------------|
| Column 1                             | Column 2  | Column 3 | Column 4                 |
| PROVISION                            | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.61                                 | function of receiving notice of complaint lodged with the Commissioner        | CEO      |                          |
| s.62(1)                              | function of receiving notice that complaint is to be declined                 | GMCCS    |                          |
| s.62(3)                              | power to attend before the Commissioner and produce documents                 | GMCCS    |                          |
| s.62(7)                              | function of receiving notice of dismissal                                     | GMCCS    |                          |
| s.63(2)                              | function of receiving notice of complaint being referred by the Commissioner  | GMCCS    |                          |
| s.64(2)                              | function of receiving notice of complaint being dismissed by the Commissioner | GMCCS    |                          |
| s.66(1)                              | function of receiving notice that conciliation is inappropriate               | GMCCS    |                          |
| s.66(6)                              | function of receiving notice of complaint being dismissed by the Commissioner | GMCCS    |                          |
| s.67(3)                              | power to attend conciliation and settle the matter                            | GMCCS    |                          |
| s.68(1)                              | duty to give information or produce a document                                | GMCCS    |                          |
| s.69(1)                              | power to prepare and sign conciliation agreement                              | GMCCS    |                          |
| s.69(2)                              | power to lodge certified conciliation agreement                               | GMCCS    |                          |



| PRIVACY AND DATA PROTECTION ACT 2014 |  |              |                          |
|--------------------------------------|--|--------------|--------------------------|
| Column 1                             | Column 2   | Column 3     | Column 4                 |
| PROVISION                            | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.69(3)                              | function of receiving copy of registered record  | GMCCS        |                          |
| s.71(1)                              | function of receiving notice of unsuccessful conciliation                              | GMCCS        |                          |
| s.71(6)                              | function of receiving notice of complaint being dismissed by the Commissioner          | GMCCS        |                          |
| s.72                                 | power to apply to VCAT for an interim order  | CEO<br>GMCCS |                          |
| s.77(1)                              | power to administer/ implement order of VCAT   | GMCCS        |                          |
| s.77(3)                              | function of receiving VCAT order relating to a public register administered by Council | GMCCS        |                          |
| s.78(1)                              | duty to comply with compliance notice served by the Commissioner                       | GMCCS        |                          |
| s.78(3)                              | power to apply for extension in relation to compliance notice                          | GMCCS        |                          |
| s.79(1)                              | power to give information or produce documents   | GMCCS        |                          |
| s.83(1)                              | power to apply to VCAT for review of a decision of the Commission under s.78(1)        | CEO<br>GMCCS |                          |



| PROTECTED DISCLOSURE ACT 2012 |   |              |   |
|-------------------------------|---|--------------|---|
| Column 1                      | Column 2  | Column 3     | Column 4  |
| PROVISION                     | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS  |
| s.13                          | function of receiving disclosure under Part 2   | CEO<br>GMCCS |   |
| s.21(2)                       | duty to notify IBAC of the disclosure within 28 days, if considered that the disclosure may be a protected disclosure   | CEO<br>GMCCS |   |
| s.23                          | power to provide information in respect of the disclosure   | CEO<br>GMCCS |   |
| s.24(2)                       | duty to notify the person who made the disclosure that the disclosure has been notified to IBAC for assessment  | CEO<br>GMCCS | where IBAC has been notified of the disclosure under s.21(2)  |
| s.24(3)                       | duty to notify the person who made the disclosure of the items listed in (a) – (c)  | CEO<br>GMCCS | where IBAC has not been notified of the disclosure under s.21(2)<br>notice must comply with s.24(4) and (5) |
| s.27                          | function of receiving notification of IBAC's determination  | CEO<br>GMCCS |   |
| s.54(1)                       | power to disclose information regarding an assessable disclosure or identity of person who has made an assessable disclosure, only in the circumstances listed in s.54(2) | CEO<br>GMCCS |   |



| PROTECTED DISCLOSURE ACT 2012 |  |              |   |
|-------------------------------|--|--------------|---|
| s.58(1)                       | duty to establish procedures to facilitate the making of disclosures and the handling of those disclosures   | CEO<br>GMCCS |   |
| s.58(5)                       | duty to establish procedures for the protection of persons from detrimental action by the Council, Council officers or Councillors                   | CEO<br>GMCCS |   |
| s.59(4)                       | duty to make procedures established under s.58 available to the public and to staff and Councillors  | CEO          |   |
| s.70(1)                       | duty to include certain items in annual report   | GMCCS        |   |
| Sch.1 cl.25(2)                | duty to complete the investigation of the disclosure under the <i>Whistleblowers Protection Act</i> 2001 and take action listed in Sch.1 cl.25(2)(b) | GMCCS        | Note: applies where an investigation has been started but not completed under the <i>Whistleblowers Protection Act</i> 2001 |
| Sch.1 cl.29(2)                | duty to notify IBAC within 28 days of a disclosure made after commencement of this Act   | CEO<br>GMCCS |   |



| PUBLIC HEALTH AND WELLBEING ACT 2008 |   |              |   |
|--------------------------------------|---|--------------|---|
| Column 1                             | Column 2  | Column 3     | Column 4  |
| PROVISION                            | THING DELEGATED   | DELEGATE     | COMMENTS  |
| s.25                                 | duty to report to the Secretary when required by notice   | EHO          |   |
| s.26(1)                              | duty to prepare municipal health and wellbeing plan within 12 months after each general election in accordance with subsections (2) & (3) | EHO<br>GMIDW |   |
| s.26(4)                              | duty to review municipal public health and wellbeing plan annually and amend as appropriate   | EHO          | unless section 27 applies   |
| s.26(6)                              | duty to give a copy of the current municipal public health and wellbeing plan to the Secretary  | EHO          | unless section 27 applies   |
| s.26(7)                              | duty to make copy of current municipal public health and wellbeing plan available for public inspection                                   | EHO          | unless section 27 applies   |
| s.27(3)                              | power to apply to the Secretary for an exemption from complying with section 26   | GMIDW        |   |
| s.27(6)                              | duty to give a copy of the current Council Plan or Strategic Plan to the Secretary  | EHO          | if council has been granted an exception from complying with section 26 and if change relates to matters in section 26(2) |
| s.28(a)                              | duty, in a state of emergency, to comply with an order of the Secretary   | EHO          |   |



| PUBLIC HEALTH AND WELLBEING ACT 2008 |   |              |   |
|--------------------------------------|---|--------------|---|
| Column 1                             | Column 2  | Column 3     | Column 4  |
| PROVISION                            | THING DELEGATED   | DELEGATE     | COMMENTS  |
| s29(1)                               | duty to appoint environmental health officer  | CEO<br>GMIDW | <ul style="list-style-type: none"><li>council must appoint at least one environmental health officer</li><li>council can only appoint person with the qualifications and experience specified in subsection (2)</li></ul> |
| s.31(4)                              | power to give directions to authorised officers   | GMIDW        | All appointments to be approved by Council  |
| s.57(2)                              | power to disclose certain information to the Secretary, Chief Health Officer or another council   | EHO          |   |
| s.57(4)                              | power to disclose certain information to a Government Department, statutory body or other person responsible for administering another Act or regulations | EHO          |   |
| s.60                                 | duty to remedy all nuisances in municipal district  | EHO          |   |
| s.62(2)                              | duty to investigate any notice of a nuisance  | EHO          |   |
| s.62(3)                              | duty to take action in section 62(3)(a) or (b) where nuisance is found to exist after investigation   | EHO          |   |
| s.62(3)(a)                           | function of taking action specified in subsection (4) where appropriate   | EHO          |   |
| s.62(3)(b)                           | function of determining whether matter is better settled privately and, if so, advising of methods for settling matter privately                          | GMIDW<br>EHO |   |





| PUBLIC HEALTH AND WELLBEING ACT 2008 |  |              |  |
|--------------------------------------|--|--------------|--|
| Column 1                             | Column 2   | Column 3     | Column 4   |
| PROVISION                            | THING DELEGATED  | DELEGATE     | COMMENTS   |
| s.62(4)(a)                           | power to exercise the powers in section 66 where that section applies, for the purposes of section 62(3)(a)          | EHO          |  |
| s.62(4)(b)                           | power to issue an improvement notice or a prohibition notice for the purposes of section 62(3)(a)                    | EHO          |  |
| s.62(4)(c)                           | power to bring proceedings under section 219(2) for an offence against this Act for the purposes of section 62(3)(a) | EHO          |  |
| s.64                                 | power to institute proceedings for an offence under section 61   | EHO          |  |
| s.65                                 | power to investigate nuisance occurring outside municipal district   | GMIDW        |  |
| s.66(2)(a)                           | power to enter and take steps to abate nuisance and do all things necessary for abatement                            | GMIDW<br>EHO | <ul style="list-style-type: none"><li>• where nuisance comes from land for which the occupier and owner are unknown or cannot be found</li><li>• unless another council is abating the nuisance under subsection (2)</li></ul> |
| s.66(2)(b)                           | power to do all things necessary for abatement of nuisance   | GMIDW<br>EHO | <ul style="list-style-type: none"><li>• where nuisance comes from land for which the occupier and owner are unknown or cannot be found</li><li>• unless another council is abating the nuisance under subsection (2)</li></ul> |
| s.66(4)                              | power to recover costs incurred under subsection (2)   | EHO          |  |
| s.71                                 | function to receive applications for the issue, renewal or transfer of a registration                                | EHO          |  |



| PUBLIC HEALTH AND WELLBEING ACT 2008 |  |              |  |
|--------------------------------------|--|--------------|--|
| Column 1                             | Column 2   | Column 3     | Column 4   |
| PROVISION                            | THING DELEGATED  | DELEGATE     | COMMENTS   |
| s.73(1)(a)                           | power to give the applicant notice requiring specified information before considering the application under section 71                   | EHO          |  |
| s.73(1)(b)                           | power to inspect prescribed accommodation or premises before considering the application under section 71                                | EHO          |  |
| s.73(1)(c)                           | power to require alterations or improvements to prescribed accommodation or premises before considering the application under section 71 | EHO<br>MBS   |  |
| s.73(2)                              | power to issue, transfer or renew a registration subject to subsection (1)(c)  | EHO          |  |
| s.73A                                | duty and power to enter information in the Rooming House Register  | EHO<br>MBS   |  |
| s.74                                 | power to decide issue, transfer or renew registration  | EHO          |  |
| s.76(1)(a)                           | power to refuse to issue a registration  | GMIDW        | decision of delegate only valid where Council later ratifies the refusal |
| s.76(1)(b)                           | power to issue a registration subject to a condition imposed on the registration by the Council under section 73(2)                      | GMIDW<br>EHO | subject to section 74  |
| s.76(1)(c)                           | power to vary a registration   | GMIDW<br>EHO |  |



| PUBLIC HEALTH AND WELLBEING ACT 2008 |   |              |  |
|--------------------------------------|---|--------------|--|
| Column 1                             | Column 2  | Column 3     | Column 4   |
| PROVISION                            | THING DELEGATED   | DELEGATE     | COMMENTS   |
| s.76(1)(d)                           | power to cancel a registration  | GMIDW<br>EHO |  |
| s.76(1)(e)                           | power to suspend a registration   | GMIDW<br>EHO |  |
| s.76(1)(f)                           | power to refuse to transfer a registration  | GMIDW        | decision of delegate only valid where Council later ratifies the refusal |
| s.76(1)(g)                           | power to transfer a registration subject to a condition imposed on the registration by the Council under section 73(2)  | GMIDW<br>EHO | subject to section 74  |
| s.76(1)(h)                           | power to refuse to renew a registration   | GMIDW        | decision of delegate only valid where Council later ratifies the refusal |
| s.76(1)(i)                           | power to renew a registration subject to a condition imposed on the registration by the Council under section 73(2)     | GMIDW<br>EHO | subject to section 74  |
| s.76(3)                              | duty to notify applicant or registration holder of decision under section 76 and ground(s) on which it was based        | GMIDW<br>EHO |  |
| s.78                                 | power to issue a replacement certificate of registration  | EHO          |  |
| ss.147 & 148                         | power to authorise person to issue an immunisation status certificate   | EHO          |  |
| s.181(1)                             | power to take any step in paragraphs (a)-(d) with respect to items seized by an authorised officer appointed by Council | EHO          |  |



| PUBLIC HEALTH AND WELLBEING ACT 2008 |  |          |  |
|--------------------------------------|--|----------|--|
| Column 1                             | Column 2   | Column 3 | Column 4   |
| PROVISION                            | THING DELEGATED  | DELEGATE | COMMENTS   |
| s.181(2)                             | duty to notify owner of item forfeited under subsection (1)(c), setting out how to seek review of the decision   | EHO      |  |
| s.182                                | power to destroy or otherwise dispose of forfeited item  | GMIDW    |  |
| s.185(1)                             | function of receiving complaints about authorised officers appointed by the council  | GMIDW    | complaint must be in writing or other form approved by council |
| s.185(2)                             | power to approve form in which complaint is made   | GMIDW    |  |
| s185(4)(a)                           | duty to investigate any written complaint provided under section 185(2)  | GMIDW    |  |
| s185(4)(b)                           | duty to provide written report to the complainant on the results of the investigation under section 185(4)(a)  | GMIDW    |  |
| s.194(2)(a)                          | power to issue an improvement notice   | EHO      | in accordance with subsection (3)                              |
| s194(2)(b)                           | power to issue a prohibition notice  | EHO      | in accordance with subsection (3)                              |
| s.196(1)                             | power to apply to Magistrates' Court for an injunction (compelling a person to comply or restraining a person from contravening an improvement notice or prohibition notice)   | GMIDW    |  |
| s.197(2)                             | power to cause a complaint to be made to the Magistrates' Court (where prohibition notice or improvement notice issued and person does not comply or nuisance likely to recur) | GMIDW    |  |



| PUBLIC HEALTH AND WELLBEING ACT 2008 |  |              |  |
|--------------------------------------|--|--------------|--|
| Column 1                             | Column 2   | Column 3     | Column 4   |
| PROVISION                            | THING DELEGATED  | DELEGATE     | COMMENTS   |
| s.197(5)(a)                          | power, where order issued under subsection (4), to enter land and abate nuisance and do whatever is necessary to execute the order | GMIDW<br>EHO |  |
| s.197(5)(b)                          | power to recover costs and expenses incurred   | GMIDW        |  |
| s.197(6)                             | power to recover costs and expenses in court   | GMIDW        |  |
| s.205(2)                             | function of receiving applications for review of council decisions   | GMIDW        |  |
| s.205(3)                             | duty to review decision where application received under subsection (2)  | GMIDW        |  |
| s.205(5)                             | power to agree a period greater than 28 days for review of a decision with the applicant   | GMIDW        |  |
| s.205(6)(a)                          | power to make a decision affirming, varying or revoking a decision   | GMIDW        |  |
| s.205(6)(b)                          | power to make any other decision where original decision is revoked  | GMIDW        | where decision is to refuse an application, decision of delegate only valid where Council later ratifies the refusal |
| s.205(7)                             | duty to give applicant for review a written statement of the decision and reasons  | GMIDW        |  |
| s.205(8)                             | duty to inform applicant for review of right to apply to VCAT for a review under s207  | GMIDW        |  |
| s.209(2)                             | power to serve infringement notice   | EHO          |  |



| PUBLIC HEALTH AND WELLBEING ACT 2008 |  |              |   |
|--------------------------------------|--|--------------|---|
| Column 1                             | Column 2   | Column 3     | Column 4  |
| PROVISION                            | THING DELEGATED  | DELEGATE     | COMMENTS  |
| s.219(2)(a)                          | power to bring proceedings for offence against Part 6, 9 or 10 (or any regulations under Part 6, 9 or 10)                          | GMIDW<br>EHO |   |
| s.219(2)(b)                          | power to bring proceedings for offence relating to an improvement notice or a prohibition notice                                   | GMIDW<br>EHO |   |
| s.228(1)                             | power to seek reimbursement of costs incurred where person is found guilty of an offence   | GMIDW        |   |
| s.228(2)                             | power to seek payment for cost of work conducted by council where awarded legal costs  | GMIDW        | "work" is defined in subsection (3)   |
| s.229(3)                             | power to take the actions necessary to ensure compliance with the direction, requirement, improvement notice or prohibition notice | EHO          | where Council is so authorised by Chief Health Officer under subsection (2) |
| s.230(2)(b)                          | power to recover, in court, costs incurred under section 229   | GMIDW        |   |



| PUBLIC RECORDS ACT 1973 |   |             |                          |
|-------------------------|---|-------------|--------------------------|
| Column 1                | Column 2  | Column 3    | Column 4                 |
| PROVISION               | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.8A                    | duty to cause records to be transferred to custody of Public Records Office | GMCCS<br>FM |                          |



| ROAD MANAGEMENT ACT 2004    |   |                   |   |
|-----------------------------|---|-------------------|---|
| Column 1                    | Column 2  | Column 3          | Column 4  |
| PROVISION                   | THING DELEGATED   | DELEGATE          | CONDITIONS & LIMITATIONS  |
| s.14(7)                     | power to appeal to the Minister regarding decision of VicRoads  | GMIDW             | Council to be consulted   |
| s.48M                       | function of consulting with the relevant authority in relation to the development of guidelines for bus stopping points and bus stop infrastructure   | AM<br>WM          |   |
| s.48N                       | duty to notify relevant authority within 28 days of installation, removal or relocation of a bus shelter, seat or hardstand located at, or in the immediate vicinity of, a bus stopping point | AM<br>WM          |   |
| Schedule 2<br>Clause 4      | power to make submissions on VicRoads' proposal to act under section 42 and clause 3  | GMIDW<br>AM<br>WM |   |
| Schedule 5A<br>Clause 15(3) | duty to provide a certificate under clause 15(2)(d)(ii) of schedule 5A on the written request of VicRoads   | GMIDW             |   |
| Schedule 5A<br>Clause 26    | duty to surrender land to the Crown following an order of the Governor in Council   | GMIDW<br>AM       |   |
| Schedule 5A<br>Clause 27    | duty to surrender Council's interest in any Crown land to the Crown following an order of the Governor in Council   | GMIDW<br>AM       |   |
| Schedule 5A<br>Clause 51    | power to claim from VicRoads an amount for loss or expense incurred as a result of an order under Division 2 Part 5 of the Act  | GMIDW             | Council must have sustained pecuniary loss or incurred an expense |





Maddocks



| ROAD SAFETY ACT 1986    |  |          |   |
|-------------------------|--|----------|---|
| Column 1                | Column 2   | Column 3 | Column 4                                  |
| PROVISION               | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS                  |
| s.59(1)(a) and (d)      | power to authorise officer or other person to request or signal driver or person in charge of motor vehicle to do certain things, such as stop the motor vehicle | LL<br>WM |   |
| s.77(2)(b)              | power to prosecute and authorise staff member to prosecute   | LL       |   |
| s.84BE(1)               | function of receiving a statement under this section   |          | where council is the enforcement official |
| s.84BE(4), (5) and (5A) | power to decide to accept statements as effective statements for the purposes of this Part   |          | where council is the enforcement official |
| s.84BE(6)               | duty to cause notice to be served on the statement-giver stating whether the enforcement official accepted the statement as an effective statement               |          | where council is the enforcement official |
| s.84BF                  | power to cancel acceptance of a statement  |          | where council is the enforcement official |
| s.87(1)                 | power to serve, or cause to be served, a parking infringement notice   | LL       |   |
| s.87(1D)                | duty to issue an identity card to authorised person council appoints   | GMIDW    |   |
| s.87(1E)                | power to authorise a member of staff to sign identity card   | GMIDW    |   |



| ROAD SAFETY ACT 1986 |   |                |  |
|----------------------|---|----------------|--|
| Column 1             | Column 2  | Column 3       | Column 4   |
| PROVISION            | THING DELEGATED   | DELEGATE       | CONDITIONS & LIMITATIONS   |
| s.87(8)              | power to authorise person for purpose of serving parking infringement notices in accordance with section 87(1C) | GMIDW          |  |
| s.90D(1)             | power to enter into an agreement with the owner or occupier of land for the provision of parking services       | GMIDW          |  |
| s.98(1)              | power to request Minister to extend application of Act  | GMIDW          |  |
| s.99A(4)             | power to establish requirements for traffic management plan   | WM<br>CM<br>IE | where council is the coordinating road authority under the <i>Road Management Act 2004</i> |
| s.99B(1)             | power to issue permit to conduct non-road activity (including on conditions specified in section 99B(3))        | GMIDW          | where council is the coordinating road authority under the <i>Road Management Act 2004</i> |
| s.99B(2)             | power to authorise closure of highway to traffic  | GMIDW          | where council is the coordinating road authority under the <i>Road Management Act 2004</i> |



| ROOMING HOUSE OPERATORS ACT 2016 |   |          |  |
|----------------------------------|---|----------|--|
| Column 1                         | Column 2  | Column 3 | Column 4   |
| PROVISION                        | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS   |
| s.49(3)                          | duty to comply with request under s.49(1) to answer any questions | EHO      | Note: this provision is not yet in force and will commence on 1 July 2017, unless proclaimed earlier |



| SECOND HAND DEALERS AND PAWNBROKERS ACT 1989 |   |          |                          |
|--|---|----------|--------------------------|
| Column 1                                     | Column 2  | Column 3 | Column 4                 |
| PROVISION                                    | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.26F  | duty to comply with Director's or inspector's request to answer questions or provide information regarding endorsed pawnbroker's business as pawnbroker |          | NOT APPLICABLE           |



| SEX WORK ACT 1994 |   |              |                          |
|-------------------|---|--------------|--------------------------|
| Column 1          | Column 2  | Column 3     | Column 4                 |
| PROVISION         | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.35              | function of receiving notice of application for a licence   | GMIDW        |                          |
| s.73              | duty to consider various factors before deciding on an application for a permit for use or development as a brothel   | MPE<br>GMIDW |                          |
| s.74              | duty to refuse to grant a permit for a brothel in certain circumstances   | MPE<br>GMIDW |                          |
| s.75A             | duty to determine an application or request for an amendment in relation to a permit issued for the use or development of land for the purposes of the operation of a brothel   | MPE<br>GMIDW |                          |
| s.76(1)           | duty to determine an application for a permit made but not determined before commencement of Division 2 Part 4, in accordance with <i>Planning and Environment Act</i> 1987 as affected by Division 2 Part 4            | MPE<br>GMIDW |                          |
| s.76(2)           | duty to determine an application for extension of temporary use permit granted before commencement of Division 2 Part 4 in accordance with <i>Planning and Environment Act</i> 1987 as if this Act had not been enacted | MPE<br>GMIDW |                          |
| s.81(1)(a)        | duty to publish notice of making of declaration   | MPE          |                          |
| s.81(1)(b)        | duty to serve notice of making of declaration personally on owner/occupier/mortgagee of premises  | MPE          |                          |



| SEX WORK ACT 1994 |   |              |   |
|-------------------|---|--------------|---|
| Column 1          | Column 2  | Column 3     | Column 4  |
| PROVISION         | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS                        |
| s.81(1)(c)        | duty to post up at or near entrance to premises copy of declaration | MPE<br>GMIDW | must be visible and legible to persons entering |
| s.89(4)           | function of issuing certificate that an officer is authorised       | MPE<br>GMIDW |   |



| SHERIFF ACT 2009 |  |          |   |
|------------------|--|----------|---|
| Column 1         | Column 2   | Column 3 | Column 4                                  |
| PROVISION        | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS                  |
| s.54(1)          | duty to comply with request for information made under section 53(1) | CEO      | unless subsections 54(1)(a) and (b) apply |





| SPORT AND RECREATION ACT 1972 |  |                       |                          |
|-------------------------------|--|-----------------------|--------------------------|
| Column 1                      | Column 2   | Column 3              | Column 4                 |
| PROVISION                     | THING DELEGATED  | DELEGATE              | CONDITIONS & LIMITATIONS |
| s.6(3)                        | power to enter into agreement with Minister and to agree to conditions for Minister to carry out works or undertakings or provide services | CEO<br>GMIDW<br>GMCCS |                          |
| s.14(3)                       | function of receiving funds for works for provision of sport and recreation  | GMCCS<br>FM           |                          |



| SUBDIVISION ACT 1988 |   |          |   |
|----------------------|---|----------|---|
| Column 1             | Column 2  | Column 3 | Column 4  |
| PROVISION            | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS  |
| s.3(5)               | power to require variation of easement or restriction in compliance with planning scheme or permit  | MPE      |   |
| s.5(3)(c)            | function of receiving application for certification   | MPE      |   |
| s.5(3)(d)            | power to provide statement of compliance  | MPE      |   |
| s.5(4)               | power to accept and consider plans  | MPE      |   |
| s.5(4A)              | power to consider and certify plans before <i>Transfer of Land Act</i> application determined       | MPE      |   |
| s.6(1)               | duty to certify plan within prescribed time in specified circumstances                              | MPE      |   |
| s.6(2)               | duty to refuse to certify plan where conditions in section 6(1) not met and give reasons in writing | MPE      |   |
| s.8(1)               | duty to refer plans to referral authority in certain circumstances                                  | MPE      | <ul style="list-style-type: none"><li>• unless subsections 8(2) -(5) apply</li><li>• form of referral per r.13 and 14 of the <i>Subdivision (Procedures) Regulations 2011</i></li></ul> |
| s.8(6)               | duty to give referral authority copy of certified plan where not referred to referral authority     | MPE      |   |
| s.10(1)              | Power to require applicant to alter plan  | MPE      |   |
| s.10(2)              | power to agree to an alteration at request of applicant   | MPE      |   |



| SUBDIVISION ACT 1988 |  |          |   |
|----------------------|--|----------|---|
| Column 1             | Column 2   | Column 3 | Column 4  |
| PROVISION            | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS  |
| s.10(5)              | duty to send altered plan to referral authority  | MPE      | must send notice in prescribed Form 4 outlining revised times, r.29 of the <i>Subdivision (Procedures) Regulations</i> 2011 |
| s.10(7)              | duty to notify surveyor of alteration required by Council                                      | MPE      |   |
| s.11(1)              | function of receiving application to amend certified plan                                      | MPE      |   |
| s.11(2)              | duty to refer application under section 11(1) to referral authority                            | MPE      |   |
| s.11(2A)             | power to amend without referral if minor amendment   | MPE      |   |
| s.11(7)              | duty to re-certify plan or advise of refusal in writing with reasons                           | MPE      |   |
| s.11(10)             | duty to notify surveyor of an amendment by acquiring authority where plan prepared by surveyor | MPE      |   |
| s.11(11)             | duty to give copy of re-certified plans to referral authority                                  | MPE      |   |
| s.11A(1)             | power to require more information  | MPE      |   |
| s.15(1)              | power to require engineering plan  | MPE      | does not apply where section 14 applies   |
| s.15(2)              | duty to approve/refuse approval/require alterations of engineering plan                        | MPE      | does not apply where section 14 applies   |
| s.15(6)              | power to charge for engineering plans prepared by it   | GMIDW    | does not apply where section 14 applies   |



| SUBDIVISION ACT 1988 |  |              |   |
|----------------------|--|--------------|---|
| Column 1             | Column 2   | Column 3     | Column 4  |
| PROVISION            | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS  |
| s.17(2)(a)           | power to appoint supervisor of works   | GMIDW        | does not apply where section 14 applies   |
| s.17(2)(b)           | power to charge for supervision  | GMIDW        | does not apply where section 14 applies   |
| s.17(2)(c)           | power to enter into agreement with owner or applicant in anticipation of applicant becoming owner                | GMIDW<br>MPE | does not apply where section 14 applies   |
| s.17(2A)             | power to request Minister to nominate authority to consider what works are required                              | GMIDW<br>MPE | does not apply where section 14 applies   |
| s.17(2D)             | power to transfer works/interest in land relating to the works by agreement from Council to a relevant authority | GMIDW<br>MPE | does not apply where section 14 applies   |
| s.18(1)              | power to require applicant to set aside land for public open space and/or pay a percentage                       | GMIDW<br>MPE | <ul style="list-style-type: none"><li>• does not apply where sections 14, 18(5) and 18(8) apply</li><li>• must have regard to matters in section 18(1A)-2</li></ul> |
| s.18(1B)             | power to vary time of payment by agreement with applicant  | GMIDW        |   |
| s.18(4)              | power to agree with applicant to set aside/pay different percentage  | GMIDW        | does not apply where section 14 applies   |
| s.18(7)              | power to refund amount paid under s.18(1) where no longer intend to subdivide                                    | GMIDW<br>FM  | does not apply where section 14 applies   |



| SUBDIVISION ACT 1988 |   |              |  |
|----------------------|---|--------------|--|
| Column 1             | Column 2  | Column 3     | Column 4   |
| PROVISION            | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS   |
| s.18A(6)             | power to decide to refund the amount paid to it, if satisfied that it is no longer intended to subdivide the land   | GMIDW        |  |
| s.19(1)              | power to obtain valuation where value is not agreed   | MPE          | does not apply where section 14 applies  |
| s.19(3)              | duty to give applicant copy of valuation  | MPE          | does not apply where section 14 applies  |
| s.19(5)              | power to obtain revaluation on each anniversary of the making of the public open space requirement and vary the requirement accordingly, where the public open space requirement has not been complied with | GMIDW<br>MPE | does not apply where section 14 applies  |
| s.21(1)              | duty to issue statement of compliance, subject to section 2C  | MPE          | <ul style="list-style-type: none"> <li>does not apply where section 14 applies</li> <li>time limits apply (s.21(1)-(2))</li> </ul> |
| s.21(2A)(a)&(b)      | duty to, in writing, notify Urban Renewal Authority Victoria of request within 7 days of receiving a request for issue of statement of compliance, and to provide Authority with a copy of planning permit  |              | NOT APPLICABLE   |
| s.21(4)              | power to provide in the statement of compliance that agreement pursuant to <i>Planning and Environment Act</i> no longer applies in certain circumstances   | MPE          | does not apply where section 14 applies  |
| s.21(9)              | duty to give a notice to the Commissioner of State Revenue that a statement of compliance has been issued   | MPE          |  |



| SUBDIVISION ACT 1988 |   |              |                             |
|----------------------|---|--------------|-----------------------------|
| Column 1             | Column 2  | Column 3     | Column 4                    |
| PROVISION            | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS    |
| s.24A(1)             | duty to do any of the things listed in the table in this section where so required by planning scheme with respect to reserves, etc                             | MPE<br>GMIDW |                             |
| s.24A(2)             | power to certify a plan prepared under section 24A(1) where applicant certifies land no longer reserved   | MPE          |                             |
| s.25(1)              | function of being notified by Registrar of registration of plan and duty to notify any public authority for which easement has been created/reserve has vested. | MPE          |                             |
| s.25(2)              | function of being notified by Registrar if plan is withdrawn or refused registration  | MPE          |                             |
| s.25(3)              | duty to notify referral authority affected by withdrawal/refusal  | MPE          |                             |
| s.34E                | power to apply to VCAT for order compelling an owners corporation to carry out a requirement or perform a duty  | MPE<br>GMIDW |                             |
| s.34H(5)             | function of receiving notice from Registrar of amendment or cancellation of plan on winding up  | MPE          |                             |
| s.35(1)              | duty of acquiring authority to submit plan for certification and registration where land subdivided   | MPE          |                             |
| s.35(2)              | power to require acquiring authority to submit certification new/amended plan   | MPE          | subsections 35(3)-(5) apply |



| SUBDIVISION ACT 1988 |  |              |                              |
|----------------------|--|--------------|------------------------------|
| Column 1             | Column 2   | Column 3     | Column 4                     |
| PROVISION            | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS     |
| s.35(6)              | duty of an acquiring authority to advise Registrar of vesting date   | GMIDW        |                              |
| s.35(8)              | power of acquiring authority to submit for certification and registration of any land vested/registered in its own name  | MPE          | section 35(9) applies        |
| s.36(1)              | function of stating in writing that it considers that subdivision requires removal/acquisition of easement   | MPE          | section 35(1AA) applies      |
| s.39(1)              | power to refer disputes to VCAT  | GMIDW        | unless section 39(2) applies |
| s.39(3)              | power to apply to the County Court to order registration of plan be stopped in certain circumstances   | MPE<br>GMIDW |                              |
| s.44(3E)             | duty to refer plan to referral authorities as if received under section 8 where permit for subdivision in force, or notification of referral authority not required by planning scheme | MPE          |                              |
| s.44(4A)             | function of consenting to application to amend plan to no longer show land as an accessory lot   | MPE          | consent must be in writing   |
| s.44(5)              | function of consenting to application to amend plan to remove restriction  | MPE          | consent must be in writing   |
| s.44(5A)             | function of consenting to application by body corporate to cancel/alter scheme of development  | MPE          | consent must be in writing   |



| SUBDIVISION ACT 1988    |   |              |                            |
|-------------------------|---|--------------|----------------------------|
| Column 1                | Column 2  | Column 3     | Column 4                   |
| PROVISION               | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS   |
| s.44(5B)                | function of consenting to application to cancel/alter scheme of development | MPE          | consent must be in writing |
| Schedule 2 clause 11(1) | power to apply to a court for an order regarding scheme of development      | GMIDW<br>MPE |                            |

| SUMMARY OFFENCES ACT 1966 |  |             |                          |
|---------------------------|--|-------------|--------------------------|
| Column 1                  | Column 2   | Column 3    | Column 4                 |
| PROVISION                 | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.4                       | power to give permission or consent to certain things  | LL          |                          |
| s.50A(3)(a)               | power to apply to Governor in Council for declaration that municipal district be a "district" for purposes of section 50A offences | GMIDW<br>LL |                          |
| s.50A(3)(b)               | power to apply to Governor in Council for revocation/variation of declaration under section 50A(3)(a)                              | GMIDW<br>LL |                          |





| TAXATION ADMINISTRATION ACT 1997 |   |             |                          |
|----------------------------------|---|-------------|--------------------------|
| Column 1                         | Column 2  | Column 3    | Column 4                 |
| PROVISION                        | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| s.92(1)(e)(vfa)                  | function of receiving information from a tax officer under or in relation to the administration of a taxation law | GMCCS<br>FM |                          |



| TRANSFER OF LAND ACT 1958 |   |              |  |
|---------------------------|---|--------------|--|
| Column 1                  | Column 2  | Column 3     | Column 4   |
| PROVISION                 | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS   |
| s.45(1)                   | power to consent to the creation of an easement or the transfer of land   | MPE<br>GMIDW | where Council is the landowner   |
| s.45(3)                   | power to consent to the creation or surrender of a right of carriageway   | GMIDW<br>AM  | where Council is not the landowner (but consent of the relevant municipal council is required) |
| s.54                      | power to make application to be registered proprietor   | ?            | applies only where the Council is an 'acquiring authority' as defined in section 53            |
| s.55(3)                   | duty to take possession of any certificate of title, or other document produced to Council on any claim for compensation and to lodge them immediately with the registrar | MPE          | applies only where the Council is an 'acquiring authority' as defined in section 53            |
| s.57(1)                   | duty to lodge notification with the Registrar upon service of notice of intention   | MPE          | applies only where the Council is an 'acquiring authority' as defined in section 53            |
| s.57(2)                   | power to withdraw notice of intention to acquire  | N/A          | applies only where the Council is an 'acquiring authority' as defined in section 53            |
| s.62(4)                   | function of receiving notice from Registrar of where land is located  | MPE          |  |
| s.88(2)                   | power to lodge with the Registrar a notification of the acquisition of a charge on land or other right in the nature of a charge etc.                                     | N/A          | applies only where the Council is an 'acquiring authority' as defined in section 53            |
| s.106(1)(b)               | power to consent to the registration of a dealing or plan   | MPE          |  |



| TRANSPORT INTEGRATION ACT 2010 |   |          |  |
|--------------------------------|---|----------|--|
| Column 1                       | Column 2  | Column 3 | Column 4   |
| PROVISION                      | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS                                     |
| s 25(1)                        | duty to have regard to the transport system objectives when exercising powers and performing functions under interface legislation <sup>1</sup> which are likely to have a significant impact on the transport system | N/A      |  |
| s 25(2)                        | duty to have regard to the decision making principles in making decisions under interface legislation* which are likely to have a significant impact on the transport system.   | N/A      |  |
| s 25(3)                        | duty to have regard to applicable specified policy principles   | N/A      |  |
| s 25(4)                        | duty to have regard to applicable specified policy principles   | N/A      |  |
| s 26                           | power to determine the weight to give to each transport system objective under sections 24 and 25   | N/A      |  |
| s 27                           | power to determine the weight to give to each decision making principle under sections 24 and 25  | N/A      |  |
| s 115F(3)                      | function of collaborating with the Taxi Services Commissioner   | N/A      |  |
| s 197B(2)                      | function of receiving notice from regulated bodies  | N/A      | where council is the responsible authority and s 197 applies |

<sup>1</sup> Interface legislation includes the *Local Government Act 1989*, *Land Act 1958*, *Planning and Environment Act 1987* etc (see section 3 of the *Transport and Integration Act 2010*)



| TRANSPORT INTEGRATION ACT 2010 |   |          |  |
|--------------------------------|---|----------|--|
| Column 1                       | Column 2  | Column 3 | Column 4   |
| PROVISION                      | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS                                     |
| s 197B(3)                      | duty to meet with representatives from Director of Transport Safety                     | N/A      | where council is the responsible authority and s 197 applies |
| s 197D                         | duty to comply with guidelines issued under Act and directions of Secretary or Minister | N/A      |  |



| TRANSPORT (SAFETY SCHEMES COMPLIANCE AND ENFORCEMENT) ACT 2014 |   |          |  |
|--|---|----------|--|
| Column 1   | Column 2  | Column 3 | Column 4   |
| PROVISION  | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS   |
| s.100  | power to apply to the Safety Director for a review of the Safety Director's decision                                    | GMIDW    | where council is the responsible road authority and its interests are affected by a decision of the Safety Director which is made under s.91(3) of the Act |
| s.102  | power to apply to the Victorian Civil and Administrative Tribunal (VCAT) for a review of the Safety Director's decision | GMIDW    | where council is the responsible road authority and its interests are affected by a decision of the Safety Director which is made under s.91(3) of the Act |



| URBAN RENEWAL AUTHORITY VICTORIA ACT 2003 |   |          |                          |
|---|---|----------|--------------------------|
| Column 1                                  | Column 2  |          | Column 4                 |
| PROVISION                                 | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.51I(3)(b)                               | function of receiving notice of resolution levying a general charge from Urban Renewal Authority Victoria   | N/A      |                          |
| s.51Q(3)(b)                               | function of receiving notice of resolution levying an infrastructure recovery charge from Urban Renewal Authority Victoria  | N/A      |                          |
| s.51ZA                                    | function of receiving written notice of charge from Urban Renewal Authority Victoria, where council has submitted notice to Authority pursuant to section 21(2A) of the <i>Subdivision Act 1988</i> | N/A      |                          |



| VALUATION OF LAND ACT 1960 |  |          |  |
|----------------------------|--|----------|--|
| Column 1                   | Column 2   | Column 3 | Column 4                                 |
| PROVISION                  | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS                 |
| s.6(1)                     | duty to give notice of decision to cause a valuation to be made  | FM<br>RC | where council is the valuation authority |
| s.6(2)                     | power to require the general valuation prepared by valuation authority to show items in paragraphs (a) – (c)       | FM<br>RC | where council is a rating authority      |
| s.6(4)                     | duty to ensure the valuer-general's request is given effect to   | FM<br>RC |  |
| s.7AB(2)                   | power to adjust the rate payable retrospectively if amended under subsection (1)                                   | FM<br>RC |  |
| s.7A(1)                    | power to pay valuer subject to the requirements of this section  | FM       |  |
| s.7A(2)                    | power to make a payment, irrespective of subsection (1), if council satisfies paragraphs (a) and (b)               | FM       |  |
| s.7AE(2)                   | duty to comply with an Order of the Governor in Council requiring the making of a new valuation                    | FM<br>RC |  |
| s.7B(1)                    | duty to provide valuation to valuer-general within 2 months of date on which the valuation was returned to council | FM<br>RC |  |



| VALUATION OF LAND ACT 1960 |   |             |  |
|----------------------------|---|-------------|--|
| Column 1                   | Column 2  | Column 3    | Column 4                                       |
| PROVISION                  | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS                       |
| s.8AA(1A)                  | duty to pay the valuer-general in accordance with section   | FM          |  |
| s.8AA(1B)                  | duty to pay the valuer-general in accordance with section where council has requested a supplementary valuation | FM          |  |
| s.8AA(2)(a)                | power to agree the fees for the use and servicing of a valuation  | FM          |  |
| s.10(1)                    | power to nominate valuer-general to be the valuation authority  | GMCCS       |  |
| s.10(5)                    | power to revoke nomination under subsection (1) if paragraphs (a)-(c) apply                                     | GMCCS       |  |
| s.11                       | duty to make a general valuation  | GMCCS<br>FM | where council is the valuation authority       |
| s.12                       | function of causing a valuation of rateable land at the direction of the Minister                               | GMCCS<br>FM | where council is the valuation authority       |
| s.13DA(1)                  | power to appoint MPEple to make valuations  | GMCCS       | must hold qualifications specified by Minister |
| s.13DC(1)                  | power to require valuation on basis of site value   | GMCCS<br>FM | where council is rating authority              |
| s.13DC(2)                  | power to use in force valuations in certain circumstances   | RC          |  |





| VALUATION OF LAND ACT 1960 |  |             |  |
|----------------------------|--|-------------|--|
| Column 1                   | Column 2   | Column 3    | Column 4                                 |
| PROVISION                  | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS                 |
| s.13DD(1)                  | power to determine that no general appreciable change has taken place  | CEO         |  |
| s.13DE(1)                  | power to apply to Minister in respect to extension of period under section 13DD  | GMCCS       |  |
| s.13DF(3A)                 | power to use supplementary valuation before it is certified to levy or adjust municipal rate   | GMCCS       |  |
| s.13DF(5)                  | power to adjust rate payable retrospectively where supplementary valuation made in circumstance referred to in s.13DF(2)(o)                                      | GMCCS<br>FM |  |
| s.13DFA(2)                 | function of receiving written certification of supplementary valuation from valuer-general   | GMCCS<br>FM |  |
| s.13DFB(1) and (2)         | power to request valuer-general to carry out a supplementary valuation in writing  | GMCCS<br>FM |  |
| s.13DG(3)                  | duty to make a valuation of all rateable land where council has had annexed to its municipal district any area which is not part of a former municipal district. | GMCCS<br>FM | where council is the valuation authority |
| s.13G(1)                   | power to nominate the valuer-general to be the valuation authority in respect of non-rateable leviable land  | GMCCS       | where council is the collection agency   |
| s.13G(5)                   | power to revoke nomination made under s.13G(1)   | GMCCS       |  |



| VALUATION OF LAND ACT 1960 |   |             |  |
|----------------------------|---|-------------|--|
| Column 1                   | Column 2  | Column 3    | Column 4   |
| PROVISION                  | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS   |
| s.13H                      | duty to cause a general valuation of non-rateable leviabale land to be made and returned to it, in accordance with s.13H                                | FM<br>RC    | where council is the valuation authority   |
| s.13I                      | duty to comply with a Ministerial Direction given under s.13I   | FM<br>RC    | where council is the valuation authority   |
| s.13J                      | power to appoint MPEple to carry out valuation  | GMCCS<br>FM | must hold qualifications or experience specified by minister<br><br>applies when council is making a valuation for the purposes of the <i>Fire Services Property Levy Act 2012</i> |
| s.13L(4)                   | power to use a supplementary valuation before it is certified by the valuer-general   | FM<br>RC    | where council is the collection agency   |
| s.13L(6)                   | power to adjust the fire services property levy payable retrospectively for any period considered just  | FM          | where council is the collection agency   |
| s.13N                      | power to request the Valuer-General to make a supplementary valuation   | GMCCS<br>FM | where council is the collection agency   |
| s.13P                      | duty to provide applicant with a copy of the most recent application of any non-rateable leviabale land   | FM          | where council is the collection agency   |
| s.15(2)                    | duty to give notice of general or supplementary valuation and notice that some other authority may use figures for the purpose of levying a rate or tax | GMCCS<br>FM | where council is the rating authority  |



| VALUATION OF LAND ACT 1960 |   |             |   |
|----------------------------|---|-------------|---|
| Column 1                   | Column 2  | Column 3    | Column 4  |
| PROVISION                  | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS  |
| s.15(3)                    | duty to give notices in paragraphs (a) and (b) if information is received from a valuation authority under section 15(1)(b)   | GMCCS<br>FM | where council is the rating authority that makes general or supplementary valuation |
| s.20                       | function of receiving objection and written submission where objection is because the value is too low or too high, and the value is not less than the prescribed amount  | GMCCS<br>FM |   |
| s.21(2)                    | duty to refer an objection received to the valuation authority  | GMCCS       | where council is not the valuation authority which made the valuation               |
| s.21(2A)                   | duty to refer objection to valuer   | GMCCS       | where council is the valuation authority  |
| s.21(5)                    | function of receiving written notice from the valuer-general of recommendation  | GMCCS       | where council is the valuation authority or rating authority                        |
| s.21(6)                    | duty to give effect to the decision of the valuer-general   | GMCCS       | where council is the rating authority   |
| s.22(5)                    | function of receiving copy of application to VCAT for review of valuation decision  | GMCCS       | where council is the valuation authority  |
| s.22(6)                    | duty to forward to principal registrar of VCAT notice of objection and copies of any notices given under s.21 and any information given or submissions lodged under s. 20, in relation to objection, within 1 month after being served with copy of objector's application for review under s.22(5) | GMCCS       | where council is the valuation authority  |



| VICTORIAN ENVIRONMENTAL ASSESSMENT COUNCIL ACT 2001 |  |              |   |
|---|--|--------------|---|
| Column 1  | Column 2   |              | Column 4  |
| PROVISION   | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS  |
| s.26D(1)  | function of conferring with the Victorian Environmental Assessment Council   | GMIDW<br>MPE | If affected by the provision of an assessment or advice requested under section 26B |
| s.26D(2)  | duty to give practicable assistance to the Victorian Environmental Assessment Council in preparing an assessment or advice | GMIDW<br>MPE |   |



| VICTORIA GRANTS COMMISSION ACT 1976 |  |                    |                          |
|-------------------------------------|--|--------------------|--------------------------|
| Column 1                            | Column 2   |                    | Column 4                 |
| PROVISION                           | THING DELEGATED  | DELEGATE           | CONDITIONS & LIMITATIONS |
| s.10                                | duty to supply prescribed information to the commission by certain time      | CEO<br>GMCCS<br>FM |                          |
| s.12(4)                             | function of receiving determination of allocation of funds by the commission | CEO<br>GMCCS<br>FM |                          |
| s.15                                | function of representing Council at commission hearing                       | CEO<br>GMCCS<br>FM |                          |



| VICTORIA STATE EMERGENCY SERVICE ACT 2005 |   |          |                          |
|---|---|----------|--------------------------|
| Column 1                                  | Column 2  |          | Column 4                 |
| PROVISION                                 | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| s.34(1)                                   | power to apply for registration of a group of persons as a unit of the Service                                | GMIDW    |                          |
| s.35(2)                                   | power to consult with Director of Operations regarding removal of controller of a registered unit from office | GMIDW    |                          |



| VICTORIAN INSPECTORATE ACT 2011 |  |          |                          |
|---------------------------------|--|----------|--------------------------|
| Column 1                        | Column 2   |          | Column 4                 |
| PROVISION                       | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS |
| s.28(2)                         | power to enter into agreements or arrangements for use of services with the Victorian Inspectorate | CEO      |                          |



| WATER ACT 1989  |  |                     |                          |
|-----------------|--|---------------------|--------------------------|
| Column 1        | Column 2   | Column 3            | Column 4                 |
| PROVISION       | THING DELEGATED  | DELEGATE            | CONDITIONS & LIMITATIONS |
| s12(1)(a)       | Duty to make any authorisation or permission that may affect the drainage system subject to any conditions required to ensure the conservation of waterways, wetlands and aquifers | MPE<br>GMIDW        |                          |
| s12(1)(b)       | Power to withhold authorisation or permission until such works are carried out that are required to avoid or lessen any possible adverse effect                                    | GMIDW<br>MPE        |                          |
| s27(4)(a)(ii)   | Function of receiving notice of a proposed declaration by the Minister that an area will be a water supply protection area   | CEO<br>GMIDW<br>MPE |                          |
| s.32H           | Duty to keep copy of approved management plan available for inspection   | GMIDW               |                          |
| s36(3)(c)       | Function of receiving a copy of an application for the grant of a bulk entitlement if Minister considers the council is directly affected  | CEO<br>GMIDW        |                          |
| s67A            | Function of receiving a copy of an application under section 67 in respect of a dam  | MPE<br>GMIDW        |                          |
| s.67B           | Duty to advise the Minister of response to application   | MPE                 |                          |
| s.122P(1)(a)(i) | Function of receiving notice of Authority's proposal to the Minister under section 122M, where council is affected by the proposal   | MPE<br>GMIDW        |                          |





| <b>WATER ACT 1989</b> |   |                 |                                     |
|-----------------------|---|-----------------|-------------------------------------|
| <b>Column 1</b>       | <b>Column 2</b>   | <b>Column 3</b> | <b>Column 4</b>                     |
| <b>PROVISION</b>      | <b>THING DELEGATED</b>  | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b> |
| s.122ZA(2)            | Function of consenting to Minister's determination under section 122ZA(1)(b)  | GMIDW<br>MPE    |                                     |
| s.122ZC               | Power to contribute money to environmental or recreational area for improving or maintaining the area   | CEO<br>GMIDW    |                                     |
| s144(2)(c)            | Function of receiving a declaration by an Authority that land will be a serviced property for the purposes of the Act, if likely to be affected | MPE<br>GMIDW    |                                     |
| s152                  | Function of receiving notice of intention to affect works   | GMIDW           |                                     |
| s153                  | Function of receiving notice to alter or remove works   | GMIDW           |                                     |
| s.165(1)              | Power to require an Authority to fix fire plugs to works  | GMIDW           |                                     |
| s165(2)               | Duty to meet costs of providing, installing, marking and maintaining all fire plugs that the council requires                                   | GMIDW           |                                     |
| s.171D(1)             | Power to require Melbourne Water Corporation to fix fire plugs to works   | N/A             |                                     |
| s.171D(2)             | Duty to meet costs of providing, installing, marking and maintaining fire plug, where plug is in Council's municipal district                   | GMIDW           |                                     |
| s.179                 | Power to submit a proposal to Minister for declaration of a sewerage district   | CEO<br>GMIDW    |                                     |



| WATER ACT 1989 |   |              |                          |
|----------------|---|--------------|--------------------------|
| Column 1       | Column 2  | Column 3     | Column 4                 |
| PROVISION      | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS |
| s.180(1)       | Duty to forward copy application for septic tank permit to Authority  | EHO          |                          |
| s180(3)        | Function of receiving any notification of the location of the nearest sewer, the availability of works to service the land and any requirements   | EHO          |                          |
| s180(4)        | Duty to comply with any requirement of the Authority in regard to the application   | EHO          |                          |
| s180(5)        | Duty to not make a decision within 21 days after the copy is forwarded to the Authority   | GMIDW<br>EHO |                          |
| s188(3)        | Function of receiving notice of proposed declaration of a waterway if the council may have an interest in the waterway  | GMIDW        |                          |
| s194(1)        | Duty not to cause or permit works to be undertaken which interfere with designated land or works or the quality, quantity or flow of water in designated land or works within an Authority's waterway management district | GMIDW        |                          |
| s205(3)        | Function of receiving notice of proposed declaration that an area of land will be liable to flooding or be a floodway area  | MPE<br>GMIDW |                          |
| s206(1)(b)     | Function of receiving notice that an Order has been published in the Government Gazette   | MPE<br>GMIDW |                          |



| WATER ACT 1989 |   |              |  |
|----------------|---|--------------|--|
| Column 1       | Column 2  | Column 3     | Column 4                                   |
| PROVISION      | THING DELEGATED   | DELEGATE     | CONDITIONS & LIMITATIONS                   |
| s206(3)        | Duty to prevent land uses that are inconsistent with any identified flood hazards   | MPE          |  |
| s.208(2)       | Duty to notify Authority of intention to undertake works or erect structures referred to in section 208(1)(a) or in a place referred to in section 208(1)(b)  | GMIDW<br>MPE |  |
| s214(2)(b)     | Duty to be represented on a committee to carry out investigations in relation to water management if the council is affected  | GMIDW        |  |
| s.217          | Power to apply for an order for removal or modification of works  | GMIDW        |  |
| s218(2)(b)(ii) | Function of receiving notice of proposed declaration that an area of land will be a drainage course   | MPE          |  |
| s218(7)        | Duty to act in accordance with a management plan approved by the Minister, if the council has management and control of a drainage course   | MPE<br>GMIDW |  |
| s218(8)        | Power to require an owner, occupier or other public statutory body to remove any interferences, carry out any works and maintain any structures, if the council has the management and control of a drainage course | MPE<br>GMIDW | subject to the limitations set out in s218 |
| s218(10)       | Duty to comply with any request by another public statutory body within 1 month   | GMIDW        |  |



| WATER ACT 1989 |   |          |  |
|----------------|---|----------|--|
| Column 1       | Column 2  | Column 3 | Column 4   |
| PROVISION      | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS   |
| s218(14)       | Power to enter into and remain on the drainage course for the purpose of doing anything that an owner or occupier failed to do  | GMIDW    |  |
| s244(7)        | Function of receiving a copy of a community agreement, if land in the area is affected  | CEO      |  |
| s245(8)(b)     | Power to consent to community agreement where it involves the construction of a drain across a road reserve   | GMIDW    |  |
| s246           | Power to exercise the powers and perform the functions of the committee if requested by the committee, where land is affected by a community drainage or salinity mitigation or community water supply scheme | CEO      |  |
| s263(2)        | Function of receiving a request to arrange for a supplementary valuation to be made   | FM<br>RC |  |
| s.281A(1)      | Power to enter into agreement with Melbourne Water Corporation to collect money owing to Melbourne Water Corporation under the Act  | N/A      |  |
| s.281A(3)      | Duty to collect money owing to Melbourne Water Corporation under the Act, that relates to Council's municipal district  | N/A      | on the terms and conditions agreed with Melbourne Water Corporation or, in default of agreement, determined by the Essential Services Commission |



| WATER ACT 1989 |  |             |                                     |
|----------------|--|-------------|-------------------------------------|
| Column 1       | Column 2   | Column 3    | Column 4                            |
| PROVISION      | THING DELEGATED  | DELEGATE    | CONDITIONS & LIMITATIONS            |
| s286(1)(a)     | Duty to contribute to the revenue of the Authority if requested                  | GMCCS<br>FM | conditions set out in s285 and s286 |
| s287(1)(a)     | Duty to make a special contribution to the revenue of the Authority if requested | CEO         | conditions set out in s285 and s287 |



| BUILDING REGULATIONS 2006 |   |            |                          |
|---------------------------|---|------------|--------------------------|
| Column 1                  | Column 2  | Column 3   | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE   | CONDITIONS & LIMITATIONS |
| r.310(1)                  | function, in capacity as service authority, to give report and consent to an application for a building permit to construct a building over an easement vested in council | MBS<br>MPE |                          |
| r.324                     | duty to keep documents for period specified   | MBS        |                          |
| r.325                     | duty to make documents available on request of owner or mortgagee or person authorised in writing by owner or mortgagee   | MBS        |                          |
| r.326(1)                  | function of receiving requests for certain details  | MBS        |                          |
| r.326(2)                  | function of receiving request for details as to whether building or land is in a particular area  | RMO<br>MBS |                          |
| r.326(3)                  | function of receiving request for inspection approval dates of the mandatory notification stages from owner or mortgagee or prescribed building practitioner              | MBS        |                          |
| r.408(3)                  | function of giving report and consent – 'maximum street setbacks'   | MBS<br>MPE |                          |
| r.409(4)                  | function of giving report and consent – 'minimum street setbacks'   | MBS<br>MPE |                          |
| r.410(4)                  | function of giving report and consent – 'building height'   | MBS<br>MPE |                          |



| BUILDING REGULATIONS 2006 |  |            |                          |
|---------------------------|--|------------|--------------------------|
| Column 1                  | Column 2   | Column 3   | Column 4                 |
| PROVISION                 | THING DELEGATED  | DELEGATE   | CONDITIONS & LIMITATIONS |
| r.411(4)                  | function of giving report and consent – 'site coverage'                                    | MBS<br>MPE |                          |
| r.412(2)                  | function of giving report and consent – 'permeability'                                     | MBS<br>MPE |                          |
| r.413(6)                  | function of giving report and consent – 'car parking'                                      | MPE        |                          |
| r.414(6)                  | function of giving report and consent – 'side and rear setbacks'                           | MBS<br>MPE |                          |
| r.415(6)                  | function of giving report and consent – 'walls and carports on boundaries'                 | MBS<br>MPE |                          |
| r.416(6)                  | function of giving report and consent – 'daylight to existing habitable room windows'      | MBS        |                          |
| r.417(6)                  | function of giving report and consent – 'solar access to existing north-facing windows'    | MBS        |                          |
| r.418(3)                  | function of giving report and consent – 'overshadowing of recreational private open space' | MBS<br>MPE |                          |
| r.419(9)                  | function of giving report and consent – 'overlooking'                                      | MPE<br>MBS |                          |



| BUILDING REGULATIONS 2006 |   |            |                          |
|---------------------------|---|------------|--------------------------|
| Column 1                  | Column 2  | Column 3   | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE   | CONDITIONS & LIMITATIONS |
| r.420(3)                  | function of giving report and consent – 'daylight to habitable room windows'                                      | MBS        |                          |
| r.421(4)                  | function of giving report and consent – 'private open space'  | MBS<br>MPE |                          |
| r.422(2)                  | function of giving report and consent – 'siting of Class 10a buildings'   | MBS<br>MPE |                          |
| r.424(3)                  | function of giving report and consent – 'front fence height'  | MPE        |                          |
| r.425(3)                  | function of giving report and consent – 'fence setbacks from side and rear boundaries'                            | MPE        |                          |
| r.426(5)                  | function of giving report and consent – 'fences on or within 150mm of side or rear boundaries'                    | MPE        |                          |
| r.427(1)                  | function of giving report and consent – 'fences on street alignments'   | MPE        |                          |
| r.428(6)                  | function of giving report and consent – 'fences and daylight to windows in existing dwelling'                     | MBS<br>MPE |                          |
| r.429(5)                  | function of giving report and consent – 'fences and solar access to existing north-facing habitable room windows' | MBS<br>MPE |                          |
| r.430(3)                  | function of giving report and consent – 'fences and overshadowing of recreational private open space'             | MPE<br>MBS |                          |





| <b>BUILDING REGULATIONS 2006</b> |   |                 |                                     |
|----------------------------------|---|-----------------|-------------------------------------|
| <b>Column 1</b>                  | <b>Column 2</b>   | <b>Column 3</b> | <b>Column 4</b>                     |
| <b>PROVISION</b>                 | <b>THING DELEGATED</b>  | <b>DELEGATE</b> | <b>CONDITIONS &amp; LIMITATIONS</b> |
| r.431                            | function of giving report and consent – 'masts, poles etc.'   | MBS<br>MPE      |                                     |
| r.513(1) and (2)                 | function of giving report and consent – 'projections beyond street alignment'   | MPE<br>MBS      |                                     |
| r.513(3)                         | power to give consent under regulation 513(1) or (2) if it is considered that this will not be detrimental to public safety | GMIDW           |                                     |
| r.515(2)                         | function of giving report and consent – 'buildings above or below certain public facilities'                                | MPE<br>MBS      |                                     |
| r.604(4)                         | function of giving report and consent – 'protection of the public – precautions over a street'                              | MBS             |                                     |
| r.610(2)                         | function of giving report – 'storm water drainage'  | MBS             |                                     |
| r.801(1)                         | function of giving report and consent – 'septic tank systems'   | MBS<br>EHO      |                                     |
| r.802(2)(d)                      | function of designating land as likely to be flooded  | MPE             |                                     |
| r.802(3)                         | function of giving report and consent – 'flood areas'   | MPE             |                                     |
| r.802(4)(b)                      | function of determining flood level   | MPE             |                                     |
| r.802(5)                         | duty to not give consent under regulation 802(3) if there is likely to be a danger due to flooding                          | MPE             |                                     |



| BUILDING REGULATIONS 2006 |  |            |                          |
|---------------------------|--|------------|--------------------------|
| Column 1                  | Column 2   | Column 3   | Column 4                 |
| PROVISION                 | THING DELEGATED  | DELEGATE   | CONDITIONS & LIMITATIONS |
| r.802(6)                  | power, in report under regulation 802(3), to specify level for lowest floor of a building  | MPE<br>MBS |                          |
| r.802(7)(a)               | duty to consult with the relevant floodplain management authority  | MPE<br>MBS |                          |
| r.802(7)(b)               | duty to specify minimum floor level at least 300mm above flood levels  | MPE        |                          |
| r.802(8)                  | duty to, without delay, advise the floodplain management authority and the sewerage authority of the floor level (if any) specified under regulation 802(6). | MBS<br>EHO |                          |
| r.803(1)                  | power to designate areas in which buildings are likely to be subject to attack by termites   | MBS        |                          |
| r.805                     | power to determine the areas are likely to be subject to significant snowfalls   | N/A        |                          |
| r.806(1)                  | function of giving report and consent – 'designated land or works'   | MPE        |                          |
| r.806(3)                  | duty to consult with the waterway management authority for the designated land or works, before giving consent   | MPE        |                          |
| r.807(1)                  | duty to prepare maps for all designated special areas within municipal district  | MPE        |                          |



| BUILDING REGULATIONS 2006 |   |            |                          |
|---------------------------|---|------------|--------------------------|
| Column 1                  | Column 2  | Column 3   | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE   | CONDITIONS & LIMITATIONS |
| r.807(2)                  | duty to amend map or prepare a map for new designated special area  | MPE        |                          |
| r.807(3)                  | duty to advise the Authority within 7 days if a designated special area is altered or if a new designated special area is created           | MPE        |                          |
| r.807(4)                  | duty to lodge with the Authority within 7 days copies of designated special areas maps amended or prepared under regulation 807 (1) or (2). | MPE        |                          |
| r.807(5)                  | duty to make an up to date copy of each designated special area map prepared under regulation 807 available to the public                   | MPE        |                          |
| r.810(6)                  | function of receiving a map of designated bushfire prone areas from the Minister  | MPE<br>MBS |                          |
| r.810(7)                  | duty to make a copy of the map given to it under regulation 810(6) available for inspection   | MPE<br>MBS |                          |
| r.1003(2)                 | function of giving report and consent – occupancy permit re septic tank system  | EHO        |                          |
| r.1010(1)                 | duty to keep documents relating to occupancy permit for specified time, for purposes of section 75 of the Act                               | MBS<br>RMO |                          |
| r.1010(2)                 | duty to keep documents relating to a temporary approval for a specified time, for purposes of section 75 of the Act                         | MBS        |                          |



| BUILDING REGULATIONS 2006 |   |            |                          |
|---------------------------|---|------------|--------------------------|
| Column 1                  | Column 2  | Column 3   | Column 4                 |
| PROVISION                 | THING DELEGATED   | DELEGATE   | CONDITIONS & LIMITATIONS |
| r.1012                    | function of receiving information from relevant building surveyor   | MBS        |                          |
| r.1804(1)                 | power to exempt a Class 10 building that is to be constructed on farm land and used for farming purposes from all or any of the requirements of the Regulations | MPE<br>MBS |                          |



| COUNTRY FIRE AUTHORITY REGULATIONS 2004 |  |              |                          |
|---|--|--------------|--------------------------|
| Column 1                                | Column 2   | Column 3     | Column 4                 |
| PROVISION                               | THING DELEGATED  | DELEGATE     | CONDITIONS & LIMITATIONS |
| r.102(3)                                | duty to notify the executive officer of the regional fire prevention committee of the name of the nominee nominated in accordance with regulation 102(2) | GMIDW<br>CEO |                          |



| DANGEROUS GOODS (EXPLOSIVES) REGULATIONS 2011 |   |          |  |
|---|---|----------|--|
| Column 1                                      | Column 2  | Column 3 | Column 4   |
| PROVISION                                     | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS                             |
| r.146(3)                                      | function of receiving written notice of intention to discharge fireworks or firecrackers                        | LL       |  |
| r.146(6)                                      | function of receiving written notice of intention to discharge fireworks or firecrackers in or near port waters | N/A      | where Council administers the relevant area of water |



| DRUGS, POISONS AND CONTROLLED SUBSTANCES REGULATIONS 2006 |   |          |                          |
|---|---|----------|--------------------------|
| Column 1  | Column 2  | Column 3 | Column 4                 |
| PROVISION   | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| r.5(1)  | Power to have possession of "Schedule 4 poisons" that are necessary for immunisation programs coordinated by council in accordance with the <i>Public Health and Wellbeing Act 2008</i> | EHO      |                          |



Maddocks





| INFRINGEMENTS REGULATIONS 2016 |   |          |  |
|--------------------------------|---|----------|--|
| Column 1                       | Column 2  | Column 3 | Column 4                                       |
| PROVISION                      | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS                       |
| r.8                            | duty to report listed information to Attorney-General                         | LL       |  |
| r.32                           | power to apply to infringements registrar to vary, discharge or suspend order | LL       | for purposes of s.126 <i>Infringements Act</i> |
| r.35                           | power to apply to infringements registrar to vary, discharge or suspend order | LL       | for purposes of s.135 <i>Infringements Act</i> |



| LAND ACQUISITION AND COMPENSATION REGULATIONS 2010 |   |            |  |
|--|---|------------|--|
| Column 1   | Column 2  | Column 3   | Column 4                               |
| PROVISION  | THING DELEGATED   | DELEGATE   | CONDITIONS & LIMITATIONS               |
| r.11   | function of providing certain information as set out in (a)-(g) as requested by an Authority  | MPE<br>RMO |  |
| r.12   | function of providing certain information as set out in (a) –(d) as requested by an Authority | MPE        | where council is responsible authority |



| LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2012 |   |          |                          |
|--|---|----------|--------------------------|
| Column 1   | Column 2  | Column 3 | Column 4                 |
| PROVISION  | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| r. 9 (3)   | duty to pay prescribed entitlement upon request made under r. 9(2).   | FM       |                          |
| r. 9 (5) (a)   | duty to transfer long service leave entitlement where a staff member intends to commence work with another Council  | FM       |                          |
| r. 9 (5)(b)  | power to pay the prescribed entitlement where a staff member intends to commence work with another public service body or special body  | FM       |                          |
| r. 9 (6)   | duty to pay the prescribed entitlement if the member has not taken the whole of their long service leave accrued  | FM       |                          |
| r.10 (2)   | duty to pay long service entitlement upon death of staff member   | FM       |                          |
| r.11 (3)   | duty to pay the prescribed entitlement to a staff member who makes an election under r.11(2)  | FM       |                          |
| r. 11 (4)  | duty to pay the prescribed entitlement to a member ceases employment due to any of the reasons set out in r.11(1) and had not taken the whole of their long service leave accrued | FM       |                          |
| r. 11 (6)  | duty to pay the prescribed entitlement to a member who has completed 7 years and has been terminated for serious or wilful misconduct or poor performance.                        | FM       |                          |



| LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2012 |   |                             |                          |
|--|---|-----------------------------|--------------------------|
| Column 1   | Column 2  | Column 3                    | Column 4                 |
| PROVISION  | THING DELEGATED   | DELEGATE                    | CONDITIONS & LIMITATIONS |
| r. 11 (7)(b)(i)  | duty to approve a medical practitioner for the purpose of r.11  | FM                          |                          |
| r. 15 (6)  | power to include a period of service when the member was absent from duty as "recognised service"                             | CEO<br>GMCCS<br>GMIDW<br>FM |                          |
| r. 16 (1)  | duty to grant a day off if public holiday falls during any period taken as long service leave                                 | CEO                         |                          |
| r. 17  | power to agree with a staff member as to when long service leave may be taken   | CEO<br>GMCCS<br>GMIDW       |                          |
| r. 18  | power to approve the request of a staff member to take long service leave entitlement at half the salary for twice the period | CEO<br>GMCCS<br>GMIDW       |                          |
| r. 19  | power to approve the request of a staff member to engage in other employment during long service leave                        | CEO<br>GMCCS<br>GMIDW       |                          |
| r. 20  | duty to provide other Councils with information upon request  | FM                          |                          |



| LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2012 |  |                      |                          |
|--|--|----------------------|--------------------------|
| Column 1   | Column 2   | Column 3             | Column 4                 |
| PROVISION  | THING DELEGATED  | DELEGATE             | CONDITIONS & LIMITATIONS |
| r. 21(1)(a)  | duty to inform other Councils of commencement of employment of member of staff where that person previously worked at that Council | GMCCS<br>GMIDW<br>FM |                          |
| r. 21(1)(b)  | duty to pay other Council the prescribed entitlement within 2 months of being informed of employment                               | FM                   |                          |
| r. 21 (3)(a)   | duty to refund a payment under r.21(1) if the circumstances in (a)-(d) exist   | FM                   |                          |
| r. 22 (1)  | power to enter into an agreement with a body referred in r.15 (4) regarding transfer of entitlements                               | FM                   |                          |



| LOCAL GOVERNMENT (GENERAL) REGULATIONS 2015 |   |                  |                          |
|---|---|------------------|--------------------------|
| Column 1                                    | Column 2  | Column 3         | Column 4                 |
| PROVISION                                   | THING DELEGATED   | DELEGATE         | CONDITIONS & LIMITATIONS |
| r.10  | duty to include in the notice of rates and charges the information prescribed         | GMCCS<br>FM      |                          |
| r.12  | duty to make available for inspection documents containing certain prescribed matters | CEO<br>CSO<br>GO |                          |
| r.13(1)                                     | duty to include certain prescribed statements in a land information certificate       | FM<br>RC         |                          |
| r.13(2)                                     | power to sign a land information certificate  | GMCCS<br>GMIDW   |                          |



| LOCAL GOVERNMENT (PLANNING AND REPORTING) REGULATIONS 2014 |   |                    |                          |
|--|---|--------------------|--------------------------|
| Column 1   | Column 2  | Column 3           | Column 4                 |
| PROVISION  | THING DELEGATED   | DELEGATE           | CONDITIONS & LIMITATIONS |
| r.6  | duty to include a statement of capital works in the Strategic Resource Plan and ensure that the Plan is in the prescribed form  | GMCCS<br>FM        |                          |
| r.7  | duty to include prescribed information in the financial statements included in the Strategic Resource Plan  | GMCCS<br>FM        |                          |
| r.8  | duty to include prescribed information in the statements describing the required non-financial resources to be included in the Strategic Resource Plan  | GMCCS<br>FM        |                          |
| r.9  | duty to include a statement of capital works in the financial statements included in a budget or revised budget and ensure that the financial statements are in the prescribed form                     | FM                 |                          |
| r.10   | duty to include prescribed information in the budget or revised budget  | GMCCS<br>FM        |                          |
| r.11   | duty to include in a public notice the date on which Council will meet to adopt its budget or revised budget and, for revised budgets – a summary of reasons for the preparation of the revised budget. | CEO<br>GMCCS<br>FM |                          |
| r.12   | duty to comply with the governance and management checklist   | CEO                |                          |



| LOCAL GOVERNMENT (PLANNING AND REPORTING) REGULATIONS 2014 |   |             |                          |
|--|---|-------------|--------------------------|
| Column 1   | Column 2  | Column 3    | Column 4                 |
| PROVISION  | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS |
| r.13(2)  | duty to include prescribed information in the report of operations  | FM<br>CSO   |                          |
| r.14   | duty to include in the report of operations a description of the operations of Council during the financial year and prescribed information             | FM<br>CSO   |                          |
| r.16   | duty to include prescribed information relating to performance results in the performance statement   | FM<br>CSO   |                          |
| r.17   | duty to include prescribed information in the performance statement   | GMCCS<br>FM |                          |
| r.19 & r.20  | duty to include prescribed information in financial statements contained in an annual report  | GMCCS<br>FM |                          |
| r.21   | duty to ensure that the financial statements included in a Council's annual report are certified by the CEO and Principal Accounting Officer of Council | GMCCS<br>FM |                          |





| OCCUPATIONAL HEALTH AND SAFETY REGULATIONS 2007 |   |                    |                          |
|---|---|--------------------|--------------------------|
| Column 1  | Column 2  | Column 3           | Column 4                 |
| PROVISION                                       | THING DELEGATED   | DELEGATE           | CONDITIONS & LIMITATIONS |
| r.5.2.9(3)                                      | function of assisting in the preparation of an emergency management plan for a major hazard facility  | GMIDW<br>WM<br>CSO |                          |
| r.5.2.12  | function of commenting on an emergency management plan in relation to the off-site consequences of a major incident occurring                         | GMIDW              |                          |
| r.5.2.24(1)                                     | function of receiving information concerning the safety of the major hazard facility  | GMIDW              |                          |
| r.5.2.24(4)                                     | function of commenting on matter that could affect the health and safety of members of the local community in the event of a major incident occurring | GMIDW              |                          |
| r.5.3.34  | function of assisting in the preparation of an emergency management plan for a prescribed mine  | N/A                |                          |



| PUBLIC HEALTH AND WELLBEING REGULATIONS 2009 |  |          |                            |
|--|--|----------|----------------------------|
| Column 1                                     | Column 2   | Column 3 | Column 4                   |
| PROVISION                                    | THING DELEGATED  | DELEGATE | CONDITIONS AND LIMITATIONS |
| r. 17A(2)                                    | power to determine a building to be of cultural heritage significance if one of the circumstances in (2)(a) – (d) exist  | MPE      |                            |
| r. 74  | function to receive notification from the Secretary where Council may be affected by a notifiable condition referred to in a notice received by the Secretary under Division 3 of Part 8 of the Act. | EHO      |                            |
| r.89   | power to request a principal of a secondary school to provide certain information about a student, for the purposes of exercising a function under s.24(f) of the Act                                |          |                            |



| ROAD SAFETY ROAD RULES 2009 |   |          |                          |
|-----------------------------|---|----------|--------------------------|
| Column 1                    | Column 2  | Column 3 | Column 4                 |
| PROVISION                   | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| r.200(2)                    | power to permit drivers of heavy and long vehicles to stop on roads | IE       |                          |



| ROAD SAFETY ROAD RULES (ELECTRIC PERSONAL TRANSPORTERS TRIAL) AMENDMENT RULES 2016 |  |          |                          |
|--|--|----------|--------------------------|
| Column 1   | Column 2   | Column 3 | Column 4                 |
| PROVISION  | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS |
| r.244C   | function of consulting with the Corporation regarding specification of a route or area under r.244C(1) | IE       |                          |



| ROAD SAFETY (GENERAL) REGULATIONS 2009 |  |          |                          |
|--|--|----------|--------------------------|
| Column 1                               | Column 2   | Column 3 | Column 4                 |
| PROVISION                              | THING DELEGATED                                  | DELEGATE | CONDITIONS & LIMITATIONS |
| r.84(c)(ii)                            | power to authorise staff member to file a charge | LL       |                          |



| ROAD SAFETY (TRAFFIC MANAGEMENT) REGULATIONS 2009 |   |                |   |
|---|---|----------------|---|
| Column 1  | Column 2  | Column 3       | Column 4  |
| PROVISION   | THING DELEGATED   | DELEGATE       | CONDITIONS & LIMITATIONS                                  |
| r.9(2)  | function of receiving notice from VicRoads  | GMIDW<br>WM    |   |
| r.9(3)  | power to disagree with proposal in writing within 21 days   | GMIDW          |   |
| r.10(1)   | power to erect, display, place, remove or alter control devices on roads  | WM<br>IE<br>AM | applies only if council is the responsible road authority |
| r.10(2)(a)  | power to erect, display, place, remove or alter a minor traffic control device that is for the control of stopping or parking vehicles under Part 12 of the Road Safety Road Rules Regulations 2009 | WM<br>IE<br>AM |   |
| r.10(2)(b)  | power to erect, display, place, remove or alter a traffic control device for a children's crossing  | IE<br>WM       |   |
| r.10(2)(c)  | power to erect, display, place, remove or alter any other minor or major traffic control device with the authority of VicRoads  | WM<br>IE<br>AM |   |
| r.10(4)   | duty to alter or remove minor traffic control item if it is inconsistent with a major traffic control item located on the same length of road   | IE<br>WM       |   |



| ROAD SAFETY (TRAFFIC MANAGEMENT) REGULATIONS 2009 |   |             |  |
|---|---|-------------|--|
| Column 1  | Column 2  | Column 3    | Column 4   |
| PROVISION   | THING DELEGATED   | DELEGATE    | CONDITIONS & LIMITATIONS   |
| r.25  | power to grant permission for an organised procession or parade | GMIDW<br>WM | applies only if council is the coordinating road authority under the <i>Road Management Act</i> 2004 |
| r.30(3)   | power to waive permit application fee wholly or in part         | GMIDW       | applies only if council is the coordinating road authority under the <i>Road Management Act</i> 2004 |



| ROAD SAFETY (VEHICLES) REGULATIONS 2009 |  |          |                          |
|---|--|----------|--------------------------|
| Column 1                                | Column 2   | Column 3 | Column 4                 |
| PROVISION                               | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS |
| r.104(3)                                | power to enter into an agreement with VicRoads to provide for discounted search and extract fees | GMIDW    |                          |





| SUBDIVISION (FEES) REGULATIONS 2016 |  |          |  |
|-------------------------------------|--|----------|--|
| Column 1                            | Column 2   | Column 3 | Column 4                                   |
| PROVISION                           | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS                   |
| r.9                                 | power to fix a fee for considering an engineering plan submitted under s.15 of the <i>Subdivision Act</i> 1988 | GMIDW    | Fees and charges set by Council resolution |
| r.12                                | power to waive or rebate the payment of a fee payable under the <i>Subdivision Act</i> 1988                    | GMIDW    | Rebates of fees to be approved by Council  |
| r.13                                | duty to record reasons for waiving or rebating payment of a fee under r.12 in writing                          | GMIDW    |  |



| SUBDIVISION (PROCEDURES) REGULATIONS 2011 |  |          |                          |
|---|--|----------|--------------------------|
| Column 1                                  | Column 2   | Column 3 | Column 4                 |
| PROVISION                                 | THING DELEGATED  | DELEGATE | CONDITIONS & LIMITATIONS |
| r.11                                      | duty to give the applicant the address and lot location of each lot on the plan  | MPE      |                          |
| r.14(a)                                   | duty to provide the referral authority with a copy of the application and certain details  | MPE      |                          |
| r.14(b)                                   | duty to provide the applicant with a copy of the application and certain details   | MPE      |                          |
| r.19(1)                                   | duty to send the referral authority notice of revised time for consideration of the plan, when sending a copy of altered plan under section 10(5) of <i>Subdivision Act 1988</i>               | MPE      |                          |
| r.19(3)                                   | duty to send the applicant notice of revised time for consideration of the plan when altered plan is sent to a referral authority under section 10(5) of <i>Subdivision Act 1988</i>           | MPE      |                          |
| r.23(a)                                   | duty to provide the referral authority with a copy of the plan and certain details, when referring an application to amend a certified plan under section 11(1) of <i>Subdivision Act 1988</i> | MPE      |                          |
| r.23(b)                                   | duty to provide the applicant with a copy of the application and certain details, when referring an application to amend a certified plan under section 11(1) of <i>Subdivision Act 1988</i>   | MPE      |                          |



| SUBDIVISION (PROCEDURES) REGULATIONS 2011 |   |          |                                    |
|---|---|----------|------------------------------------|
| Column 1                                  | Column 2  | Column 3 | Column 4                           |
| PROVISION                                 | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS           |
| r.29                                      | duty to provide the applicant with the amended street address and lot location of each lot on amended plan or new plan                  | MPE      | in circumstances described in r.29 |
| r.33(1)                                   | duty to maintain a register of applications   | MPE      |                                    |
| r.33(4)                                   | duty to make the register available for inspection  | MPE      |                                    |
| r.36(4)                                   | duty to send notice of refusal where Council refuses to issue a statement of compliance under section 21 of <i>Subdivision Act</i> 1988 | MPE      |                                    |



| SUBDIVISION (REGISTRAR'S REQUIREMENTS) REGULATIONS 2011 |   |          |                          |
|---|---|----------|--------------------------|
| Column 1  | Column 2  | Column 3 | Column 4                 |
| PROVISION   | THING DELEGATED   | DELEGATE | CONDITIONS & LIMITATIONS |
| r.20  | function of being advised by Registrar of any amendments made to any certified plan under section 22(2)(a) of <i>Subdivision Act</i> 1988 | MPE      |                          |



| MISCELLANEOUS AND ADMINISTRATIVE POWERS   |          |                                    |   |
|---|----------|------------------------------------|---|
| Column 1  | Column 2 | Column 3                           | Column 4  |
| THING DELEGATED   |          | DELEGATE                           | CONDITIONS & LIMITATIONS  |
| <b>Section A – Finance Issues</b>   |          |                                    |   |
| Power to sign and issue Council order forms for purchase of goods, services and works and to enter into contracts for provision of goods, services and works to the Council |          | CEO, GMCCS, GMIDW, CM, AM, WM, GO, | Complete list of financial approval thresholds is contained within the procurement policy                               |
| Power to authorise payment of wages, salaries, related payments.  |          | CEO<br>GMCCS<br>GMIDW<br>FM        |   |
| Power to authorise payment of Councillor and Mayoral allowances   |          | CEO<br>GMCCS<br>GMIDW<br>FM        | Within the amount of allowance as determined by Council in accordance with s.74 of the <i>Local Government Act 1989</i> |
| Power to open bank accounts in Council's name   |          | GMCCS<br>FM                        |   |



| MISCELLANEOUS AND ADMINISTRATIVE POWERS   |          |   |                          |
|---|----------|---|--------------------------|
| Column 1  | Column 2 | Column 3                                      | Column 4                 |
| THING DELEGATED   |          | DELEGATE                                      | CONDITIONS & LIMITATIONS |
| Power to approve invoices and accounts for payment.<br>Budget items - e.g. super. |          | GMCCS<br>GMIDW<br>CEO<br>FM<br>WM<br>IE<br>AM |                          |
| Power to authorise enforcement of overdue debts                                   |          | FM  |                          |
| Power to appoint collection agency  |          | GMCCS<br>FM                                   |                          |
| Power to approve contract variations  |          | GMIDW<br>GMCCS                                |                          |
| Power to amend or vary agreements   |          | GMIDW<br>GMCCS                                |                          |
| Power to sign cheques   |          | CEO<br>GMCCS<br>GMIDW<br>FM                   |                          |
| Power to authorise Petty Cash   |          | FM  |                          |



| MISCELLANEOUS AND ADMINISTRATIVE POWERS  |          |                       |   |
|--|----------|-----------------------|---|
| Column 1   | Column 2 | Column 3              | Column 4  |
| THING DELEGATED  |          | DELEGATE              | CONDITIONS & LIMITATIONS  |
| Power to issue credit cards to staff   |          | FM                    |   |
| Power to approve calling of invitations for expressions of interest or tenders for works, services and equipment.                          |          | CM<br>GMIDW<br>GMCCS  |   |
| Power to give approval to sign contracts of sale and vendor statements for land approved for sale.   |          | CEO<br>GMIDW<br>GMCCS |   |
| Power to sign contracts of sale for the approved acquisition of Real Estate (see 2A).  |          | CEO<br>GMCCS<br>GMIDW |   |
| Power to authorise the order, release, refund, or return of securities, bank guarantees and bonds, relating to property transactions only. |          | CEO<br>GMCCS<br>FM    |   |
| Power to authorise progress payments.  |          | CM<br>GMIDW           |   |
| Power to authorise payment of contract variations.   |          | GMIDW                 |   |
| Power to determine fees and charges.   |          | GMCCS<br>FM           | Fees and charges are approved by resolution of Council through the annual budget process. |



| MISCELLANEOUS AND ADMINISTRATIVE POWERS  |          |                       |                          |
|--|----------|-----------------------|--------------------------|
| Column 1   | Column 2 | Column 3              | Column 4                 |
| THING DELEGATED  |          | DELEGATE              | CONDITIONS & LIMITATIONS |
| Power to approve the sale or disposal of assets other than land.   |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to write off bad debts   |          | GMCCS                 |                          |
| <b>Section B – Building Issues</b>   |          |                       |                          |
| Power to determine fees required under clause 1(c)(i) of Schedule 2 and sections 18, 42 and 54 of the <i>Building Act</i> 1993 for building permit, application for an occupancy permit (building work) and application for an occupancy permit (places of public entertainment).  |          | GMIDW<br>MPE<br>MBS   |                          |
| Power to determine fees payable, person responsible for payment of fees and method of payment and recovery of fees for any application, approval, permit, consent, referral, request, information, inspection, consultation, advice, report, the keeping of documents and records or other function, service or work performed or provided under the <i>Building Act</i> 1993, <i>Building Regulations</i> 2006 or for the purposes of any other building control or related function of the Council by the Council or its delegate or any member of staff of the Council. |          | GMIDW<br>MPE<br>MBS   |                          |
| <b>Section C – Miscellaneous Issues</b>  |          |                       |                          |
| power to appoint agent, and enter into agency agreement, for the purposes of s186 of the Local Government Act 1989   |          | CEO<br>GMIDW<br>CM    |                          |





| MISCELLANEOUS AND ADMINISTRATIVE POWERS   |          |                       |                          |
|---|----------|-----------------------|--------------------------|
| Column 1  | Column 2 | Column 3              | Column 4                 |
| THING DELEGATED   |          | DELEGATE              | CONDITIONS & LIMITATIONS |
| Power to obtain legal opinions and instruct external legal providers                                      |          | CEO<br>GMCCS<br>GMIDW |                          |
| Power to approve legal costs  |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to make "ex gratia" settlement of insurance claims.   |          | GMCCS<br>FM           |                          |
| Power to manage processing of insurance claims.   |          | GMCCS<br>FM           |                          |
| Power to execute funding and service agreements with other levels of government.                          |          | CEO<br>GMCCS<br>GMIDW |                          |
| Power to execute applications for government grants.  |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to determine suitability and value of "in kind" local contributions toward \$ for \$ capital works. |          | CEO<br>GMIDW<br>GMCCS |                          |



| MISCELLANEOUS AND ADMINISTRATIVE POWERS   |          |                       |                          |
|---|----------|-----------------------|--------------------------|
| Column 1  | Column 2 | Column 3              | Column 4                 |
| THING DELEGATED   |          | DELEGATE              | CONDITIONS & LIMITATIONS |
| Power to assess and determine applications for HACC services.   |          | GMCCS<br>HTL          |                          |
| Power to grant approval for storage or sale of liquor on Council premises.                            |          |                       |                          |
| Power to make seasonal and casual allocation of sporting grounds.                                     |          | GMCCS<br>GMIDW        |                          |
| Power to enter into agreements for voluntary or not-for-profit organisation to use Council facilities |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to make statements to the press   |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to give authority to make statements to the press   |          | CEO                   |                          |
| Power to authorise the issue of media releases  |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to authorise access to Council files and documents  |          | GMCCS                 |                          |
| Power to sign correspondence  |          |                       |                          |



| MISCELLANEOUS AND ADMINISTRATIVE POWERS  |          |                       |   |
|--|----------|-----------------------|---|
| Column 1   | Column 2 | Column 3              | Column 4  |
| THING DELEGATED  |          | DELEGATE              | CONDITIONS & LIMITATIONS  |
| Power to make a decision relating to the conduct of a proceeding before the Victorian Civil and Administrative Tribunal, including a decision to settle the proceeding |          | CEO<br>GMIDW<br>GMCCS | Where Council is a party to a proceeding at the Victorian Civil and Administrative Tribunal |
| Power to make a decision relating to the conduct of a proceeding before Court, including a decision to settle the proceeding   |          | CEO<br>GMIDW<br>GMCCS |   |
| Power to approve litigation settlement amounts   |          |                       | up to ## insert amount##  |
| Power to appeal a decision of the Victorian Civil and Administrative Tribunal or Court   |          | CEO<br>GMIDW<br>GMCCS |   |
| Duty to administer a competition and consumer protection compliance program  |          | GMCCS<br>FM           |   |
| Duty to administer a privacy compliance program  |          | GMCCS                 |   |
| Power to authorise entertainment expenses  |          | CEO                   |   |
| Power to authorise publication on the internet   |          | CEO<br>GMIDW<br>GMCCS |   |



| MISCELLANEOUS AND ADMINISTRATIVE POWERS   |          |                       |                          |
|---|----------|-----------------------|--------------------------|
| Column 1  | Column 2 | Column 3              | Column 4                 |
| THING DELEGATED   |          | DELEGATE              | CONDITIONS & LIMITATIONS |
| Power to authorise publication on the Intranet  |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to make or authorise the making of submissions to external bodies   |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to approve arrangements having important public relations aspect (e.g. opening ceremony for new facilities) |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to authorise expenditure on advertising and media   |          | CEO<br>GMIDW<br>GMCCS |                          |
| Power to give permission to publish any document or publication   |          | CEO<br>GMCCS<br>GMIDW |                          |
| Power to authorise allocation or change over of garbage bins  |          | GMIDW                 |                          |



| MISCELLANEOUS AND ADMINISTRATIVE POWERS  |          |                              |                          |
|--|----------|------------------------------|--------------------------|
| Column 1   | Column 2 | Column 3                     | Column 4                 |
| THING DELEGATED  |          | DELEGATE                     | CONDITIONS & LIMITATIONS |
| Power to serve statements under the <i>Land Acquisition and Compensation Act 1986</i>  |          | MPE<br>GMIDW<br>CEO<br>GMCCS |                          |
| Power to sign transfer-related documentation under the <i>Duties Act 2000</i>  |          | CEO<br>GMCCS<br>GMIDW        |                          |
| Power to authorise the release of deposit moneys under the <i>Sale of Land Act 1962</i>  |          | GMCCS<br>FM                  |                          |
| Power to serve statutory notices in relation to land owned or managed by Council   |          | CEO<br>GMIDW<br>GMCCS        |                          |
| Power to request a Minister or Secretary to appoint a council officer to be an authorised officer or authorised for a particular purpose under an Act <sup>2</sup> |          | CEO<br>GMIDW<br>GMCCS        |                          |
| Function of lodging claims for Natural Disaster Financial Assistance and liaising with the Department of Treasury and Finance regarding claims                     |          | GMIDW<br>FM                  |                          |

<sup>2</sup> Where an Act provides that an appointment or authorisation must be done by that Minister or Secretary. See eg: section 24ZW(2) of the *Prevention of Cruelty to Animals Act 1986*.