CITY OF WEST TORRENS

DELEGATIONS AND SUB-DELEGATIONS FRAMEWORK

Positions

Abbreviation	Position	Name
AALCSO	Adelaide Airport Limited Community Safety Officer	
AM	Assessment Manager	
AMO	Animal Management Officer	
BHKCBoard	Brown Hill and Keswick Creeks Stormwater Board	
BLAM	Business Lead Asset Management	
BLB	Business Lead Building	
BLBFR	Business Lead Budgeting and Financial Reporting	
BLCP	Business Lead Community Partnerships	
BLES	Business Lead Engineering Services	
BLGR	Business Lead Governance and Risk	
BLMAPS	Business Lead Management Accounting, Projects and Systems	
BLP	Business Lead Planning	
BLPD	Business Lead Project Delivery	
BLPRO	Business Lead Procurement	
BLTIT	Business Lead Traffic and Integrated Transport	

Abbreviation	Position	Name
CAP	Council Assessment Panel	
CCO	Customer Contact Officer	
CCWS	Coordinator Civil Works and Services	
CDOB	Cadet Development Officer Building	
CDOP	Cadet Development Officer Planning	
CEO	Chief Executive Officer	
CFFS	Coordinator Fleet and Facility Support	
COUNCIL	Council	
CPG	Coordinator Parks and Gardens	
CPLO	Children's Program and Learning Officer	
CPS	Coordinator Property Services	
CRDC	Collections and Resource Development Coordinator	
CSAO	Community Safety Admin Officer	
CSC	Community Safety Coordinator	
CSEPC	Customer Experience and Program Coordinator	
CSI	Community Safety Investigator	
CSO	Community Safety Officer	

Abbreviation	Position	Name
CSW	Civil Structures Worker	
CW	Civil Worker	
DA	Development Assistant	
Delegation Not Required	Delegation Not Required	Delegation Not Required
DIO	Digital Inclusion Officer	
DOB	Development Officer - Building	
DOP	Development Officer - Planning	
DSO	Development Support Officer	
Duty	Duty	
EACEO	Executive Assistant to the Chief Executive Officer	
EAM	Executive Assistant to the Mayor	
EHO	Environmental Health Officer	
FO	Finance Officer	
FOIO	FOI Officer	
GMC	General Manager Communities	
GMCC	General Manager Corporate and Compliance	

Abbreviation	Position	Name
GMNBE	General Manager Natural and Built Environments	
HLO	Home Library Officer	
LAMA	Lead Asset and Management Accountant	
LAPO	Library Administration and Program Officer	
LHPO	Local History and Program Officer	
LO	Library Officer	
LOA	Library Officer - Acquisitions	
LOC	Library Officer - Casual	
LOML	Library Officer - Mobile Library	
LOSAS	Library Officer - Systems Administrator Support	
LSA	Library Systems Administrator	
LSC	Library Systems Coordinator	
MC	Manager Compliance	
MCA	Manager City Assets	
MCD	Manager City Development	
MCE	Manager Customer and Engagement	
MCO	Manager City Operations	

Abbreviation	Position	Name
MCP	Manager City Property	
MCS	Manager Community Services	
MFS	Manager Financial Services	
MGR	Manager Governance and Risk	
MIS	Manager Information Services	
MPPS	Manager People, Procurement and Safety	
MSS	Manager Strategy and Sustainability	
Not Delegated	Not Delegated	
PO	Parking Officer	
RO	Rates Officer	
RRO	Rates & Recovery Officer	
RSO	Revenue Services Officer	
SCCO	Senior Customer Contact Officer	
SCFO	Senior Community Facilities Officer	
SCSAO	Senior Community Safety Administration Officer	
SCSO	Senior Community Safety Officer	
SDOB	Senior Development Officer - Building	

Abbreviation	Position	Name
SDOP	Senior Development Officer - Planning	
SMLO	Senior Mobile Library Officer	
SPA	Senior Property Advisor	
SPP	Senior Policy Planner	
TE	Traffic Engineer	
TLCC	Team Leader Customer Contact	
TLCDS	Team Leader Compliance and Development Support	
TLCF	Team Leader Community Facilities	
TLCOMMC	Team Leader Community Connections	
TLCREATIVE	Team Leader Creative Services	
TLCS	Team Leader Community Safety	
TLE	Team Leader Events	
TLEH	Team Leader Environmental Health	
TLL	Team Leader Library	
TLR	Team Leader Rates	
TLS	Team Leader Sustainability	
TLSP	Team Leader Strategic Planning	

Abbreviation	Position	Name
TLWCE	Team Leader Waste & Circular Economy	
To be Delegated	To be Delegated	
TPO	Traffic and Parking Officer	
WGLA	WGL Arboriculture	
WGLC	WGL Civil	
WGLCCLEAN	WGL City Clean	
WGLH	WGL Horticulture	
WGLM	WGL Maintenance	
WGLTI	WGL Turf and Irrigation	
YPLO	Youth Program and Learning Officer	

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Instrument of Delegation under the Community Titles Act 1996

Community Titles Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 3(11)	Endorse scheme description	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE		relevant development authority
section 15A(b)(i)	Certify compliance with the requirements of the Act under which the encumbrance was entered into, or is in force, as to the variation or termination	CEO, MCD, BLP, SDOP, AM, GMNBE		council (as holder of a statutory encumbrance)
section 27(1)(b)(i)	Consent to encroachment over land vested in, or under the control, of the council	CEO, MCD, BLP, SDOP, AM, GMNBE		council
section 30(4)	Require modification to a scheme description prior to endorsing the scheme description	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE		relevant development authority

Community Titles Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 31(3)	Endorse a certified copy of an amended scheme description	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE		relevant development authority
section 53A(b)(i)	Certify compliance with the requirements of the Act under which the encumbrance was enter into, or is in force, as to the variation or termination	CEO, MCD, BLP, SDOP, AM, GMNBE		council (as holder of a statutory encumbrance)
section 70(3)	Approve the retention of a primary or secondary lot	CEO, MCD, BLP, SDOP, AM, GMNBE		relevant development authority

Instrument of Delegation under the Cost of Living Concessions Act 1986

Cost of Living Concessions Act 1986				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 6(1)	Apply to the Treasurer for the amount of rates remitted under the Cost of Living Concessions Act to be paid to the rating authority	To be Delegated		rating authority

Criminal Procedure Act 1921

Criminal Procedure Act 1921			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 49(2)	The power pursuant to section 49(2) to make a complaint on the Council's behalf to Court.	CEO, GMC, MC, TLCS, GMCC, GMNBE	

Instrument of Delegation under the Crown Land Management Act 2009

Crown Land Management Act 2009				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 18A(1)	Seek the consent of the Minister to the exclusion of dedicated land from classification as community land	CEO		council
section 27(2)	Request the Minister to exercise power or functions under Division 4, Part 3 of the Crown Land Management Act in respect of the Adelaide Park Lands under the care, control and management of the council (other than land in relation to which a power to grant easements otherwise exists under the Act or the Real Property Act 1886).	Delegation Not Required		Adelaide City Council

Instrument of Delegation under the Disability Inclusion Act 2018

Disability Inclusion Act 2018				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 16(2)	Prepare a disability access and inclusion plan	Duty		State authority
section 16(4)(b)	Consult with people with disability and person or bodies representing the interests of people with disability and other persons or bodies in preparing a disability access and inclusion plan	Duty		State authority
16(4)(c)	Call for submissions from members of the public	Duty		State authority section
section 16(5)	Seek the approval of the Minister to prepare a single disability access and inclusion plan for the council and one or more other councils	CEO		council
section 16(6)	Vary a disability access and inclusion plan	CEO		State authority

Disability Inclusion Act 2018				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 16(7)	Publish a disability access and inclusion plan, and any variation to a plan, on a website	CEO		State authority
section 17(1)	Report annually to the Chief Executive Officer on the operation of the disability access and inclusion plan	Duty		State authority
section 18(1)	Review the disability access and inclusion plan at least once in every 4 year period and prepare a report of the review	Duty		State authority
section 18(2)	Provide a copy of the report prepared under section 18(1) of the Disability Inclusion Act to the Minister	Duty		State authority
section 18(3)(a)	Review disability access and inclusion plan to ensure it is consistent with the State Disability Inclusion Plan	Duty		State authority
section 18(3)(b)(i)	Vary the disability access and inclusion plan as necessary to ensure consistency with the State Disability Inclusion Plan	Duty		State authority

Disability Inclusion Act 2018				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 18(3)(b)(ii)	Publish the varied disability access and inclusion plan	Duty		State authority
section 23Q(1)	Provide to the Senior Authorising Officer such information relating to a specified person that the Senior Authorising Officer reasonably requires	Duty		State authority
section 23Q(2)	Provide the information to the Senior Authorising Officer in the manner and within the period specified in the notice	Duty		State authority
section 23Q(3)	Participate in consultation with the Senior Authorising Officer regarding a refusal or failure to comply with a notice	Duty		State authority
section 26(1)	Prepare and provide a report to the Chief Executive Officer of the administrative unit of the public service that is responsible for assisting a Minister in the administration of this Act	Duty		State authority
section 26(2)	Prepare and provide a report to the Chief Executive Officer of the administrative unit of the public service that is responsible for assisting a Minister in the administration of this Act	Duty		State authority

Disability Inclusion Act 2018				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 27(2)	Provide information or documents prescribed by section 27 of the Disability Inclusion Act to another person or body	CEO		State authority

Instrument of Delegation under the Disability Inclusion Regulations 2019

Disability Inclusion Regulations 2019				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 9(2)	Determine the manner and form and time period for the calling of public submissions under section 16(4)(c) of the Disability Inclusion Act	Duty		State authority
regulation 9(3)	Publish the disability access and inclusion plan on a website	Duty		State authority
regulation 9(4)	Prepare and provide a report to the Chief Executive Officer of the administrative unit of the public service that is responsible for assisting a Minister in the administration of this Act	Duty		State authority
regulation 10	Keep residents informed of the preparation by the council of a single disability access and inclusion plan which is for more than one council	Duty		council
regulation 11(1)	Comply with the steps under regulation 9 in regard to the variation of a disability access and inclusion plan as if the variation were the plan	CEO, GMC, MCS		State authority

Disability Inclusion Regulations 2019				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 11(2)	Vary a disability access and inclusion plan	CEO, GMC, MCS		State authority
regulation 11(3)	Provide public notice of a variation to a disability access and inclusion plan	Duty		State authority
regulation 12(2)(a)	Prepare a report on the operation of a disability access and inclusion plan	Duty		State authority

Instrument of Delegation under the Dog and Cat Management Act 1995

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 25A(1)	Appoint authorised persons	CEO		council
section 25A(2)	Impose conditions on appointment of an authorised person	CEO		council
section 25A(3)	Revoke appointment or revoke or vary conditions of an authorised person	CEO		council
section 25B(1)	Issue identity card to an authorised person	Duty		council
section 25C(c)	Enter into an arrangement with another council in relation to the exercise of authorised officer powers	CEO, MC, TLCS, GMCC, SCSO, CSC		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 26(1)(a)	Maintain a register of dogs	Duty		council
section 26(1)(ab)	Provide information to the Dog and Cat Management Board	Duty		council
section 26(1)(ac)	Maintain other registers	Duty		council
section 26(1)(ad)	Make registers publicly available	Duty		council
section 26(1)(ae)	Limit inspection of register	Duty		council
section 26(1)(b)	Appoint a Registrar	CEO		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 26(1)(c)	Make arrangements for the issue and replace certificates of registration and registration discs	Duty		council
section 26(1)(d)	Make arrangements for the exercise of functions and powers of an authorised person	CEO		council
section 26(1)(e)	Make arrangements for the detention of dogs and cats	Duty		council
section 26(1)(f)	Make arrangements for fulfilling other obligations under the Dog and Cat Management Act	Duty		council
section 26(3)	Expend money in the administration or enforcement of the Dog and Cat Management Act	CEO		council
section 26(4)	Keep separate account of moneys received and expended under the Dog and Cat Management Act	CEO		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 26(5)	Pay moneys into the Dog and Cat Management Fund	CEO		council
section 26(6)(a)	Charge fees for the provision of register extracts	CEO		council
section 26(6)(ab)	Charge fees for receipt and management of information	CEO		council
section 26(6)(b)(i)	Charge fees for registration of dogs or businesses	CEO		council
section 26(6)(b)(ii)	Charge fees for late payment of registration	CEO		council
section 26(6)(b)(iii)	Charge fees for meeting requirements under the Dog and Cat Management Act	CEO		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 26(7)	Provide a percentage rebate as provided for by the Dog and Cat Management Act	CEO		council
section 26A(1)	Prepare a dog and cat management plan	Duty		council
section 26A(2)	Notify Board on preparing or amending a plan of management	CEO, MC, TLCS, GMCC		council
section 33(4)(c)	Approve boarding kennel	CEO, MC, GMCC		council
section 39	Rectify the register	CEO, MC, TLCS, GMCC, SCSO, SCSAO, CSO, AMO, CSAO, CCO, CSI, PO, CSC		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 41(1)(c)	Fix fee for application under Part 4, Dog and Cat Management Act	COUNCIL		council
section 47(5)	Recover cost of giving effect to order if an order has been contravened and authorised person takes steps to effect the order	CEO		council
section 48(6)	Authorise a person to take any action required under the direction	CEO, MC, TLCS, GMCC		council
section 48(7)	Recover reasonable costs and expenses as a debt	CEO, MC, TLCS, GMCC		council
section 50(1)(a)	Make a Destruction Order	CEO, GMCC		council
section 50(1)(b)	Make a Control (Dangerous Dog) Order	CEO, MC, TLCS, GMCC		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 50(1)(c)	Make a Control (Menacing Dog) Order	CEO, MC, TLCS, GMCC		council
section 50(1)(d)	Make a Control (Nuisance Dog) Order	CEO, MC, TLCS, GMCC, SCSO		council
section 50(1)(e)	Make a Control (Barking Dog) Order	CEO, MC, TLCS, GMCC, SCSO		council
section 50(2)(b)	Approve a place to detain dogs	CEO, MC, TLCS, GMCC		council
section 51(2)	Make an order under Division 3, Part 5, Dog and Cat Management Act: • whether or not a person has been charged with an offence; or • in circumstances where a person has been charged with an offence and found not guilty	CEO, MC, TLCS, GMCC		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 52(a1)	Determine manner and form of application for the council to make an order under Division 3, Part 5, Dog and Cat Management Act	CEO, GMCC		council
section 52(1)(a)	Ascertain owners or persons responsible for a dog	Duty		council
section 52(1)(b)	Provide notice of proposed order to each owner or person responsible for a dog	Duty		council
section 52(2)(b)	Note order in register	Duty		council
section 52(3)	Provide notice of order to each owner or person responsible for a dog	Duty		council
section 52(4)	Revoke order	CEO, MC, TLCS, GMCC	Manager Compliance and Team Leader Community Safety: Can ONLY revoke	council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			Dangerous Dog Order, Menacing Dog Order, Nuisance Dog Order and Barking Dog Order.	
section 52(5)	Note revocation of order in register	Duty		council
section 52(6)	Note order made by Dog and Cat Management Board in register	Duty		council
section 56(1)	Receive prescribed information from an owner or person responsible for a dog subject to an order	Duty		council
section 56(2)	Receive information from an owner or person responsible for a dog subject to an order regarding moving the dog into or out of the council area	Duty		council
section 59A(1)	Make a Prohibition Order	CEO, GMCC		council
section 59A(2)	Approve place to detain dog	CEO, MC, TLCS, GMCC		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 59A(5)(b)	Record a Prohibition Order	Duty		council
section 59A(6)	Revoke a Prohibition Order	CEO, GMCC		council
section 59A(7)	Note revocation of a Prohibition Order in register	Duty		council
section 59A(8)(c)	Note order made by Dog and Cat Management Board in register	Duty		council
section 61(4)	Consider making an order if a dog is seized in order to prevent it attacking, harassing or chasing a person, animal or bird or because it is unduly dangerous	CEO, GMCC		council
section 61(4)	Consider applying to Magistrates Court for an order if a dog is seized in order to prevent it attacking,	CEO, GMCC		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	harassing or chasing a person, animal or bird or because it is unduly dangerous			
section 61(6)	Recover cost of microchipping or desexing dog	CEO, MFS, MC, TLCS, GMCC, SCSO, SCSAO, CSC		council
section 64(2)(c)	Nominate facility for the detention of cats	CEO, GMCC		council
section 64B(1)	Cause a detained dog or cat to be microchipped or desexed	CEO, MC, TLCS, GMCC, SCSO, SCSAO, CSC		council
section 64B(2)	Recover cost of microchipping or desexing a dog or cat	CEO, MFS, MC, TLCS, GMCC, SCSO, SCSAO, CSC		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 64D(1)(b)(ii)	Receive notice of destruction, injury, seizure or detention of dog or identified cat	CEO, MC, TLCS, GMCC, SCSO, SCSAO, AMO, CSAO, CSI, CSC		council
section 72	Responding to South Australian Civil and Administrative Tribunal review of council decision	CEO, MC, TLCS, GMCC		council
section 73(2)	Provide information and documents to another person or body	CEO, MC, TLCS, GMCC, SCSO		council
section 73(3)	Provide information or documents that do not directly or indirectly disclose the identity of any person to another person or body	CEO, MC, TLCS, GMCC, SCSO		council
section 88A(4)	Receive a statutory declaration from the owner of a vehicle who has received an expiation notice or an expiation reminder given under the Expiation of Offences Act 1996	Duty		council

Dog and Cat Management Act 1995				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 89	Lay a complaint regarding offence under Dog and Cat Management Act	CEO, MC, TLCS, GMCC		council
section 91(3)	Prescribe fees for the purposes of the Dog and Cat Management Act	COUNCIL		council

Instrument of Delegation under the Dog and Cat Management Regulations 2017

Dog and Cat Management Regulations 2017				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 6(3)(b)	Apply payment received under regulation 6(2) to furthering the objects of the Dog and Cat Management Act	CEO, MC, GMCC		council
regulation 20(1)(a)	Receive notification of prescribed information regarding the keeping of guard dogs on premises	Duty		council

Instrument of Delegation under the Electricity Act 1996

Electricity Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 4(1)	Authorise a person to exercise powers conferred on a council officer under the Electricity Act	CEO, MCA, MCO, MCP, GMNBE		council
section 47(3)	Agree with an electricity entity to the carrying out of work on public land	CEO, MCA, MCO, MCP, BLES, GMNBE, BLAM		council
section 47(7)	Refer a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	CEO, MCA, MCO, MCP, BLES, GMNBE		council
section 47(9)(a)	Make representations to the Minister in relation to a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	CEO		council

Electricity Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 47(9)(b)	Agree to settle a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work	CEO, MCA, MCP, GMNBE		council
section 55(1a)	Comply with the requirements of a vegetation clearance scheme	CEO, MCO, MCP, GMNBE		council
section 55(3)	Carry out vegetation clearance work in relation to vegetation planted or nurtured contrary to the principles of vegetation clearance.	CEO, MCO, MCP, GMNBE		council
section 55(3)	Recover the cost of carrying out vegetation clearance work under section 55(3) from a person who planted or nurtured the vegetation	CEO, MCA, MCO, MCP, GMNBE		council
section 55A(1)	Agree a vegetation clearance scheme with an electricity entity	CEO, MCA, MCO, MCP, GMNBE		council

Electricity Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 55A(4)	Modify a vegetation clearance scheme by written agreement with the electricity entity	CEO, MCA, MCO, MCP, GMNBE		council
section 55B(2)	Ask the Technical Regulator to determine a vegetation clearance scheme dispute under Division 2, Part 5	CEO, MCA, MCO, MCP, GMNBE		council
section 55C(2)(c)	Apply to the Technical Regulator for a decision not to determine a vegetation clearance scheme dispute under Division 2, Part 5	CEO, MCA, MCO, MCP, GMNBE		council
section 55D(2)(a)	Consent to the Technical Regulator conferring on the council the duty to keep vegetation clear of public powerlines	CEO, MCA, MCO, MCP, GMNBE		council
section 55M	Enforce a vegetation clearance scheme with an electricity entity as a contract	CEO, MCA, MCO, MCP, GMNBE		council

Electricity Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 56(1)	Make an arrangement with an electricity entity conferring on the council a specified role in relation to vegetation clearance around public powerlines outside of prescribed areas	CEO, MCA, MCO, MCP, GMNBE		council
section 58A(2)	Agree to contribute to the cost of undergrounding powerlines in the council area on the basis determined by the Minister	CEO, MCA, MCP, GMNBE		council
section 58A(5)	Participate in consultation with, and provide proposals to, the Minister in respect of the undergrounding of powerlines	CEO, MCA, MCO, MCP, GMNBE		council
section 58A(8)	Participate in consultation with the Minister in respect of a variation of the program for undergrounding of powerlines	CEO, MCA, MCO, MCP, GMNBE		council

Instrument of Delegation under the Electricity (Principles of Vegetation Clearance) Regulations 2021

Electricity (Principles of Vegetation Clearance) Regulations 2021				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 4(1)	Take reasonable steps to keep vegetation clear of powerlines	CEO, MCA, MCO, MCP, GMNBE		council
regulation 4(2)	Inspect overhead powerlines and clear vegetation	CEO, MCO, GMNBE		council
regulation 4(4)	Seek approval of the Technical Regulator to keep vegetation clear of powerlines in accordance with the principles set out in regulation 4(2)(b)(ii)	CEO, MCO, GMNBE		council
regulation 7(3)	Make submissions to the Technical Regulator regarding an exemption application	CEO, MCO, GMNBE		council

Electricity (Principles of Vegetation Clearance) Regulations 2021				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 8(2)	Agree a vegetation scheme with an electricity entity governing the way in which the entity will carry out its duty to clear vegetation in the council area or part of the council area	CEO, MCA, MCO, MCP, GMNBE		council
regulation 8(5)(b)	Agree with the electricity entity to vary or revoke a vegetation scheme	CEO, MCA, MCO, MCP, GMNBE		council
regulation 8(6)	Enforce a vegetation clearance scheme with an electricity entity as a contract	CEO, MCO, GMNBE		council
regulation 10(5)(c)	Agree with an objector as to how an objection regarding the council's intention to enter land is to be resolved	CEO, MCO, GMNBE		council
regulation 10(8)	Give notice of intention to enter private land to carry out work under Part 5 of the Act, including a statement of rights of the owner or occupier to lodge an objection under regulation 10	CEO, MCO, GMNBE		council

Instrument of Delegation under the Environment Protection Act 1993

Environment Protection Act 1993				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 14(c)	Approve the use by the Environment Protection Authority of the services of council officers or employees	CEO, MC, GMCC, GMNBE		council
section 18A(2)	Request the Minister to declare the council as an administering agency under the Environment Protection Act	Not Delegated		council
section 18A(3)	Participate in consultation with the Minister as to whether the council will cease to be an administering agency under the Environment Protection Act	Not Delegated		council
section 18A(3)	Request the Minister to declare that the council will cease to be an administering agency under the Environment Protection Act	Not Delegated		council
section 59(1)	Enter into an environment performance agreement with the Minister	CEO		public authority

Environment Protection Act 1993				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 59(4)	Approve provision for the remission of rates or taxed payable to the council in an environment performance agreement	CEO		council
section 85(3)	Appoint authorised officers	CEO		council
section 85(4)	Impose conditions on the appointment of an authorised officer	CEO		council
section 85(5)	Revoke the appointment of an authorised officer	CEO		council
section 85(5)	Vary or revoke the conditions applying to the appointment of an authorised officer	CEO		council
section 87(8)(b)	Agree with another council that an authorised officer may exercise power in the other council's area	CEO, GMCC		council

Environment Protection Act 1993				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 93(2a)	Provide notice to the authority under the Natural Resource Management Act 2004	CEO		administering agency
section 104(1)(d)	Apply for an order from the Environment, Resources and Development Court against a person who committed a contravention of the Environment Protection Act or a repealed environment law for payment of the reasonable costs and expenses of the council in taking action to prevent or mitigate environmental harm	CEO, MC, GMCC		public authority
section 104(7)(b)	Apply for an order under section 104	CEO		council
section 139(2)	Execute a certificate detailing the costs and expenses incurred by the council and the purpose for which the costs and expenses were incurred	CEO		public authority

Instrument of Delegation under the Environment Protection Regulations 2023

Environment Protection Regulations 2023				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 82(2)	Elect by written notice to the Environment Protection Authority not to comply with regulations 74 and 75 in respect of solid waste and to take the solid mass of waste to be as calculated in accordance with the formula in regulation 82(2)(b)	CEO		council

Instrument of Delegation under the Environment Protection (Air Quality) Policy 2016

Environment Protection (Air Quality) Policy 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 6(1)	Issue a burning permit	CEO, MC, TLCS, TLEH, GMCC	(per delegations issued by EPA)	administering agency (as the relevant council delegate)
clause 6(2)	Determine the manner and form for applying for a burning permit	CEO, MC, TLCS, TLEH, GMCC	(per delegations issued by EPA)	administering agency (as the relevant council delegate)

Instrument of Delegation under the Environment Protection (Used Packaging Materials) Policy 2012

Environment Protection (Used Packaging Materials) Policy 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 9	Provide prescribed information to the Environment Protection Authority	Duty		council

Instrument of Delegation under the Environment Protection (Waste to Resources) Policy 2010

Environment Protection (Waste to Resources) Policy 2010				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 10(1)(b)	Provide a receptacle or waste collection service for the kerbside collection of waste	Duty		council
clause 10(2)	Provide a weekly general kerbside waste collection service (other than for recyclable waste or vegetative matter) to residential premises in the council area	Duty		council
clause 15(2)(a)	Provide a receptacle or waste collection service for the kerbside collection of listed waste	Duty		council
clause 16(1)(a)	Collect medical waste produced in the course of prescribed activity	Duty		council
clause 17(2)	Comply with prescribed requirements in respect of medical waste received by the council	Duty		council

Environment Protection (Waste to Resources) Policy 2010				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 18(1)(a)	Provide a receptacle or service for the collection of sharps by a kerbside waste collection service	Duty		council

Instrument of Delegation under the Expiation of Offences Act 1996

Expiation of Offences Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 5(1)	Give an expiation notice to an alleged offender	CEO, MC, TLCS, TLEH, GMCC, SCSO, CSO, EHO, AMO, AALCSO, CSI, PO, CSC		issuing authority
section 5(3)(a)	Provide that an offence against a regulation or by-law for which the Council may impose a penalty may be expiated	CEO, MC, TLCS, TLEH, GMCC, SCSO, CSO, EHO, AMO, CSI, PO, CSC		issuing authority
section 5(3)(b	Fix an expiation fee for an offence against a regulation or by-law for which the Council may impose a penalty may be expiated	COUNCIL		issuing authority
section 8(1)	Receive notice from alleged offender electing to be prosecuted for an offence	CEO, MC, TLCS, TLEH, GMCC		issuing authority

Expiation of Offences Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 6(3)(b)(ii)	Authorise a person in writing to give expiation notices	CEO		issuing authority
section 8A(1)	Receive application from person in receipt of an expiation notice seeking review on grounds that the offence is trifling	CEO, MC, TLCS, TLEH, GMCC, SCSAO, CSAO		issuing authority
section 8A(2)	Require applicant to provide further information	CEO, MC, TLCS, TLWRR, TLEH, GMCC, SCSAO, CSAO		issuing authority
section 8A(3)	Require application to be verified by a statutory declaration	CEO, MC, TLCS, TLWRR, TLEH, GMCC, SCSAO, CSAO		issuing authority
section 8A(4)	Determine application	Duty		issuing authority
section 8A(5)	Withdraw expiation notice if satisfied that the offence is trifling	CEO, MC, TLCS, TLEH, GMCC, SCSAO, CSAO		issuing authority

Expiation of Offences Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 11(1)	Issue an expiation reminder notice to alleged offender	Duty		issuing authority
section 11A(1)	Issue an expiation enforcement warning notice	Duty		issuing authority
section 11A(2)	Assess acceptability of nomination, statutory declaration or other document provided by alleged offender	CEO, MC, TLCS, TLWRR, TLEH, GMCC, SCSAO, CSAO		issuing authority
section 12	Accept a later payment of amount due under an expiation notice	CEO, MC, TLCS, TLCC, TLEH, GMCC, SCSO, SCSAO, CSAO, SCCO, CSC		issuing authority
section 16(1)	Withdraw an expiation notice in prescribed circumstances	CEO, MC, TLCS, TLEH, GMCC, SCSAO, CSAO		issuing authority
section 16(2)	Refund expiation fee or instalment paid if expiation notice is withdrawn	CEO, MC, TLCS, TLWRR, TLEH, GMCC		issuing authority

Expiation of Offences Act 1996				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 16(5)	Prosecute offence following withdrawal of expiation notice	CEO, MC, TLCS, TLWRR, TLEH, GMCC		issuing authority
section 16(6)	Withdraw expiation notice if alleged offender has not received notice during expiation period due to error of issuing authority, postal service or email	CEO, MC, TLCS, TLEH, GMCC, SCSAO, CSAO		issuing authority
section 16(11)	Inform Chief Recovery Officer of the withdrawal of an expiation notice	CEO, MC, TLCS, TLWRR, GMCC, SCSAO		issuing authority
section 17(3)	Pay half of expiation fee for offence reported by the police or another officer of the Crown into the Consolidated Account	CEO, MC, TLCS, TLWRR, TLEH, GMCC		issuing authority
section 18(1)	Enter an agreement with the Chief Recovery Officer in relation to the exchange of information	CEO, MC, TLCS, TLWRR, TLEH, GMCC		issuing authority

Instrument of Delegation under the Fines Enforcement and Debt Recovery Act 2017

Fines Enforcement and Debt Recovery Act 2017				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 9(2)	Pay prescribed fee to Chief Recovery officer for a determination under section 9	CEO, MC, TLCS, TLWRR, TLEH, GMCC		issuing authority
section 20(4)	Receive notice of an arrangement between the Chief Recovery Officer and an alleged offender	CEO, MC, TLCS, TLEH, GMCC, SCSAO		issuing authority
section 20(18)	Receive notice from the Chief Recovery Officer of the termination or an arrangement with an alleged offender	CEO, MC, TLCS, TLEH, GMCC, SCSAO, CSAO		issuing authority
section 20(19)(c)	Receive notice from the Chief Recovery Officer of the reinstatement of an arrangement with an alleged offender	CEO, MC, TLCS, TLEH, GMCC, SCSAO, CSAO		issuing authority

Fines Enforcement and Debt Recovery Act 2017				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 22(1)	Provide to the Chief Recovery Officer prescribed particulars to enable enforcement of an expiation notice against an alleged offender	CEO, MC, TLCS, TLEH, GMCC, SCSAO		issuing authority
section 22(2)	Pay prescribed fee to Chief Recovery Officer for enforcement of an expiation notice	CEO, MC, TLCS, TLWRR, TLEH, GMCC		issuing authority
section 22(16)	Receive notice from the Chief Recovery Officer of an enforcement determination	CEO, MC, TLCS, TLWRR, TLEH, GMCC		issuing authority
section 23(3)	Participate in proceedings reviewing an enforcement determination of the Chief Recovery Officer	CEO, MC, TLCS, TLWRR, TLEH, GMCC		issuing authority

Instrument of Delegation under the Fire and Emergency Services Act 2005

Fire and Emergency Services Act 2005				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 81(13a)	Appoint a person to be an authorised officer to issue permits under section 81 of the Fire and Emergency Services Act 2005	Not Delegated		rural council councils with a designated urban bushfire risk area
section 4A(3)	Participate in consultation with the South Australian Fires and Emergency Services Commission (SAFES Commission) regarding designation of an area of urban bushfire risk within council area	COUNCIL		council
section 71C	Enter an arrangement with the State Bushfire Coordination Committee for the use of council staff, equipment or facilities	CEO		council
section 72D	Enter an arrangement with a bushfire management committee for the use of council staff, equipment or facilities	CEO		council

Fire and Emergency Services Act 2005				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 73A(7)(b)(iv)	Participate in consultation with a bushfire management committee regarding creation or amendment of a bushfire management area plan which includes the council area	COUNCIL		council
section 81(13b)	Apply to the Chief Officer of the South Australian Country Fire Service (SACFS Chief Officer) for an exemption from the requirement to appoint a person to be an authorised officer to issue permits under section 81 of the Fire and Emergency Services Act 2005	Not Delegated		rural council councils with a designated urban bushfire risk area
section 87(1)	Require a person to remove flammable debris on or in the vicinity of, a road as a result of work carried on by that person	Not Delegated		rural council councils with a designated urban bushfire risk area
section 87(2)(a)	Burn or remove flammable debris left on road in contravention of a requirement under section 87(1)	Not Delegated		rural council councils with a designated urban bushfire risk area

Fire and Emergency Services Act 2005				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 87(2)(b)	Recover costs of burning or removing flammable debris left on road in contravention of a requirement under section 87(1)	Not Delegated		rural council councils with a designated urban bushfire risk area
section 94(3)	Participate in consultation with the SACFS Chief Officer with respect to a proposed withdrawal of council functions and powers	Not Delegated		rural council councils with a designated urban bushfire risk area
section 94(4)(a)	Make a written submission to the Minister in relation to a recommendation of the SACFS Chief Officer to withdraw council function and powers	Not Delegated		rural council councils with a designated urban bushfire risk area
section 94(4)(b)	Request and undertake a delegation to the Minister to discuss a recommendation of the SACFS Chief Officer to withdraw council function and powers	Not Delegated		rural council councils with a designated urban bushfire risk area

Fire and Emergency Services Act 2005				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 94(6)	Receive written reasons for a decision of the Minister to withdraw the powers and functions of the council	Not Delegated		rural council councils with a designated urban bushfire risk area
section 103(1)	Request the SACFS Chief Officer to appoint a person as a fire control officer	COUNCIL		council
section 103(2)	Participate in consultation with the SACFS Chief Officer regarding proposed appointment of a fire control officer for a designated area of the State which includes the council area	CEO		council
section 105	Pay any fine recovered for a summary offence under Part 4A committed in the council area where the complaint has been laid by the council into the general revenue of the council	Duty		council
section 105A	Appoint an authorised person for the purposes of Part 4A of the Fire and Emergency Services Act	CEO		council

Fire and Emergency Services Act 2005				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 105B(4)	Apply to SACFS Chief Officer for an exemption from requirement to appoint a fire prevention officer	CEO		council
section 105D(1)(c)	Approve the delegation by a fire prevention officer of a power or function under the Act to another person or body	CEO		council
section 105D(4)	Receive report from a fire prevention officer regarding delegation of a power or function under the Act to another person or body	CEO		council
section 105E	Provide report regarding the exercise or discharge of the functions, power or responsibilities of a fire prevention officer for the council area to the SAFES Commission, the State Bushfire Coordination Committee or a bushfire management committee for the council area	COUNCIL		council
section 105F(5)	Issue notice to owner of land who has failed to take reasonable steps to prevent or inhibit the outbreak or spread of fire, protect property on the land from fire and minimise the threat to human life from fire on the land to remedy the default or protect the land or property	CEO, MC, TLCS, GMCC, SCSO, CSO, AMO, CSI, CSC		authorised person

Fire and Emergency Services Act 2005				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 105F(9)(c)	Publish notice to owner of land who has failed to comply with section 105F(1) to remedy the default or protect the land or property on website or a newspaper and leaving a copy of notice on land	Duty		authorised person
section 105F(10)	Vary or revoke a notice to owner of land who has failed to comply with section 105F(1) to remedy the default or protect the land or property	CEO, MC, TLCS, GMCC, SCSO, CSO, AMO, CSI, CSC		authorised person
section 105G(1)	Take reasonable steps in regard to land under the care, control or management of the council which is situated in the country or in a designated urban bushfire risk area to prevent or inhibit the outbreak or spread of fire, protect property on the land from fire and minimise the threat to human life from fire on the land	CEO		council
section 105G(5)	Participate in consultation with the Minister regarding a referral from the SACFS Chief Officer alleging a failure of the council to comply with section 105G(1)	CEO		council

Fire and Emergency Services Act 2005				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 105G(6)	Receive notice of requirements from the Minister	CEO		council
section 105G(7)	Comply with requirements of a notice issued to the council by the Minister under section 105G(6)	Duty		council
section 105J(1)(a)	Give notice of intended entry of land to the owner of land	CEO, GMC		authorised person
section 105J(1)(b)	Use reasonable force to break into or open any part of, or anything on, the land with the authority of a warrant issued by a magistrate or if immediate action is required	CEO, GMC		authorised person
section 105J(3)	Apply to a magistrate for a warrant to use reasonable force to break into or open any part of, or anything on, the land	CEO, MC, TLCS, GMCC, SCSO, CSC		authorised person
section 105J(4)(a)	Give directions with respect to stopping, securing or movement of a vehicle, plant, equipment or other thing	CEO, GMC		authorised person

Fire and Emergency Services Act 2005				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 105J(4)(b)	Take photographs, films, audio, video or other recordings	CEO, GMC		authorised person
section 105J(4)(c)	Give directions reasonably required in connection with the exercise of a power under Part 4A	CEO, GMC		authorised person
section 105J(5)	Select assistants to accompany authorised person in exercise of power under Part 4A	CEO, GMC		authorised person
section 105J(6)	Carry out requirements of a notice under section 105F(5) if the owner of land fails to comply	CEO, GMC		authorised person
section 105J(7)	Authorise a person to carry out requirements of a notice under section 105F(6) on behalf of an authorised person if the owner of land fails to comply	CEO, GMC, GMCC		council
section 105J(8)	Recover the reasonable costs and expenses incurred in taking action under section 105J(6)	CEO		authorised person

Fire and Emergency Services Act 2005				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 129	Erect a siren for the purpose of giving warning of the outbreak or threat of fire or an emergency	CEO, GMC		council

Instrument of Delegation under the Fire and Emergency Services Regulations 2021

Fire and Emergency Services Regulations 2021				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 30(4)	Participate in consultation with the South Australian Country Fire Service Chief Officer in regard to a notice prohibiting or restricting the lighting or maintaining of a fire	CEO		council
regulation 32(3)	Declare by notice in the Gazette that part of the council area is an area in which a person may operate a gas or electric element for cooking purposes in the open air contrary to the terms of a total fire ban	CEO		council
regulation 32(4)(d)	Determine conditions to apply to a notice published under regulation 32(3)	CEO		council
regulation 32(5)	Provide a copy of a notice published under regulation 32 to the South Australian Country Fire Service Chief Officer	Duty		council
regulation 48(2)	Issue a certificate of identity to a fire prevention officer or assistant fire prevention officer	Duty		council

Fire and Emergency Services Regulations 2021				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 48(4)	Accept the surrender of a certificate of identity on person ceasing to be a fire prevention officer or assistant fire prevention officer	Duty		council
regulation 49(1)(a)	Light a fire on a road or on the verge of a road	CEO, MCO, GMNBE		responsible authority
regulation 49(1)(b)	Direct or regulate the movement of persons, vehicles or animals along a road where a fire lit by the council under regulation 49(1)(a) is burning	CEO, MCO, GMNBE		responsible authority
regulation 64(b)	Make representations in relation to a fire or other emergency to the South Australian Fire and Emergency Services Commission or an emergency services organisation	CEO		council

Instrument of Delegation under the Food Act 2001

Food Act 2001				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 29	Elect to charge a person with a summary offence	CEO, MC, TLEH, GMCC, EHO	MCW, TLEH and EHO - To issue expiations notices or notices where the offence is expiable only.	council
section 42(2)	Approve the removal or interference with a thing to which a seizure order relates	CEO, MC, TLEH, GMCC, EHO		enforcement agency
section 42(3)(a)(i)	Authorise the release of a thing seized under a seizure order	CEO, MC, TLEH, GMCC, EHO		enforcement agency

Food Act 2001				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 42(3)(a)(ii)	Order that food or any other perishable thing be forfeited to the enforcement agency	CEO, MC, TLEH, GMCC, EHO		enforcement agency
section 42(3)(a)(ii)	Receive food or any other perishable thing being forfeited to the enforcement agency by order of the enforcement agency	CEO, MC, TLEH, GMCC, EHO		enforcement agency
section 42(3)(b)(i)	Receive food or any other perishable thing being forfeited to the enforcement agency by court order	CEO, MC, TLEH, GMCC, EHO		enforcement agency
section 42(3)(d)	Deal with food or any other perishable thing in accordance with a determination of the Minister	Duty		enforcement agency
section 42(3)(e)	Dispose of a thing forfeited to the enforcement agency under pursuant to section 42	CEO, MC, GMCC		enforcement agency

Food Act 2001				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 52(2)	Pay compensation if there were no grounds for the council's Chief Executive Officer to make a prohibition order under section 46	Duty		enforcement agency
section 52(3)	Send written notification of determination as to the payment of compensation to each applicant for compensation	Duty		enforcement agency
section 79(1)(a)	Determine the priority classification of individual food businesses in its council area for the application of any requirements of the regulations relating to food safety programs	Duty		enforcement agency
section 79(1)(b)	Determine the frequency of auditing of any food safety programs required by the regulations in relation to food businesses in the council area	Duty		enforcement agency
section 79(3)	Provide written notification to the proprietor of a food business in the council area of the priority classification of its business, the food safety audit frequency and the date by which a food safety program required by the regulations must be implemented	Duty		enforcement agency

Food Act 2001				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 79(4)	Change the priority classification of a food business in the council area	CEO, MC, TLEH, GMCC, EHO		enforcement agency
section 79(5)	Provide written notification to the proprietor of a change to the priority classification of the proprietor's food business	Duty		enforcement agency
section 81(1)	Receive a report from a food safety auditor of the results of any audit or assessment carried out by the food auditor for the purposes of the Act	Duty		enforcement agency
section 81(6)	Receive a report from a food safety auditor recommending that the priority classification of a food business be changed	Duty		enforcement agency
section 81(7)	Provide a copy of any report received from a food safety auditor of the results of any audit or assessment carried out by the food auditor to the proprietor of the food business audited or assessed	Duty		enforcement agency

Food Act 2001				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 86(1)	Receive written notice of information specified in the Food Safety Standards from a food business proposed to be conducted in the council area	Duty		enforcement agency
section 86(2)	Receive written notice of information specified in the Food Safety Standards from a food business conducted in the council area	Duty		enforcement agency
section 86(3)	Receive written notice of transferred ownership or a change in name or address of a food business conducted in the council area	Duty		enforcement agency
section 88(5)	Consent in writing to the delegation of a power of the relevant authority to the enforcement agency	CEO, MC, GMCC		enforcement agency
section 89	Undertake the functions in relation to the administration of the Act conferred or imposed upon the enforcement agency by the Act or by delegation	CEO, MC, TLEH, GMCC, EHO		enforcement agency

Food Act 2001				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 90	Participate in consultation with the relevant authority in regard to proposed conditions or limitation on the exercise of functions of the enforcement agency under the Act	CEO, MC, GMCC		enforcement agency
section 94(1)	Appoint persons with appropriate qualification or experience to be authorised officers	CEO		enforcement agency
section 94(2)	Prepare and maintain a list of authorised officers	Duty		enforcement agency
section 95(1)	Provide each authorised officer with a certificate of authority	Duty		enforcement agency
section 95(2)	Limit the authority of an authorised officer	CEO		enforcement agency
section 104(1)	Send samples retained under the Act to an independent analyst in accordance with a court order	CEO, MC, TLEH, GMCC, EHO		enforcement agency

Instrument of Delegation under the Food Regulations 2017

Food Regulations 2017				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 13(a)	Impose a fee for the carrying out of an inspection of food premises or food transport vehicles	COUNCIL		enforcement agency
regulation 13(b)	Recover a fee imposed under regulation 13(a) from the occupier of the premises or owner or operator of the vehicle	CEO, MC, TLEH, GMCC		enforcement agency

Instrument of Delegation under the Freedom of Information Act 1991

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 9(1a)	Publish an up-to-date information statement containing the information listed in section 9(2) in the manner prescribed by the regulations	Duty		agency
section 10(1)	Cause copies of the most recent information statement and each policy document to be available for inspection and purchase by members of the public	Duty		agency
section 15	Take reasonably practicable steps to assist the applicant to provide information to enable the document to which the application related be identified	Duty		agency
section 16(1)	Transfer an application for access to a document to another agency	CEO, GMC, MGR,	General Manager Communities, Manager Governance and Risk,	agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
		BLGR, FOIO	Business Lead Governance and Risk: Must be an accredited FOI officer	
section 16(3)	Notify the applicant of the transfer of the application for access to a document to another agency	Duty		agency
section 17(1)	Request the applicant to pay a reasonable amount by way of advance deposit if the cost of dealing with an application is likely to exceed the application fee	CEO, GMC, MGR, BLGR, FOIO	General Manager Communities, Manager Governance and Risk, Business Lead Governance and Risk: Must be an accredited FOI officer	agency
section 17(2)	Request the applicant to pay a reasonable amount by way of further advance deposit if the cost of dealing with an application is likely to exceed the application fee and advance deposit already paid	CEO, GMC	General Manager Communities: Must be an accredited FOI officer.	agency
section 18(1)	Refuse to deal with an application if the work involved in dealing with the application would substantially and unreasonably divert	CEO		agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	the council's resources from their use by the council in exercise of its functions.			
section 18(2)	Assist an applicant to amend the application so that the work involved in dealing with the application would not substantially and unreasonably divert the council's resources from their use by the council in exercise of its functions.	Duty		agency
section 18(2a)	Refuse to deal with an application if the application is part of a pattern of conduct that amounts to an abuse of the right of access or is made for a purpose other than to obtain access to information	CEO, GMC	General Manager Communities: Must be an accredited FOI officer.	agency
section 18(3)	Refuse to deal with an application if the council has requested payment of an advance deposit and payment of the deposit has not been made within the period specified in the request	CEO, GMC, MGR, BLGR, FOIO	General Manager Communities, Manager Governance and Risk, Business Lead Governance and Risk: Must be an accredited FOI officer.	agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 18(4)	Refund any amount of advance deposit which exceeds the council's costs of dealing with the application, if the council refuses to deal with the application	Duty		agency
section 18(5)	Provide notice to the applicant that the council is refusing to deal with the application	Duty		agency
section 19(1)	Determine: (a) whether access to a document is to be given, deferred or refused; (b) any charge payable in respect of giving access; and (c) any charge payable for dealing with the application	Duty		agency
section 20(1)	Refuse access to a document	CEO, GMC, MGR, BLGR, FOIO	General Manager Communities, Manager Governance and Risk, Business Lead Governance and Risk: Must be an accredited FOI officer.	agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 21(1)	Defer access to a document	CEO, GMC, MGR, BLGR, FOIO	General Manager Communities, Manager Governance and Risk, Business Lead Governance and Risk: Must be an accredited FOI officer.	agency
section 22(1)	Determine the form of access to a document	CEO, GMC, MGR, BLGR, FOIO	General Manager Communities, Manager Governance and Risk, Business Lead Governance and Risk: Must be an accredited FOI officer.	agency
section 22(2)	Determine to provide access to a document in a form other than that requested by the applicant	Duty		agency
section 22(4)	Agreeing with an applicant the form of access to a document	CEO, GMC, MGR,	General Manager Communities, Manager Governance and Risk,	agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
		BLGR, FOIO	Business Lead Governance and Risk: Must be an accredited FOI officer.	
section 22(5)	Refuse to give access to a document if a charge payable in respect of the application, or giving access to the document, has not been paid	CEO, GMC, MGR, BLGR, FOIO	~~General Manager Communities,~~ Manager Governance and Risk, Business Lead Governance and Risk: Must be an accredited FOI officer.	agency
section 23(1)	Notify an applicant to the agency's determination or, if relevant, that the agency does not hold the document	Duty		agency
section 25(2)	Obtain the views of the government of the Commonwealth or of another State or a council (including a council constituted under the law of another State) as to whether a document is an exempt document	Duty		agency
section 25(2)	Provide view as to whether a document is an exempt document	Duty		council
section 25(3)	Notify the relevant government or council	Duty		agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review			
section 25(3)(d)	Apply for a review of a decision to provide access to a document under section 25(3)	Duty		council
section 26(2)	Notify a person that access to a document containing information concerning his or her personal affairs is being sought under the Freedom of Information Act and seek that person's views on whether the document is an exempt document	Duty		agency
section 26(3)	Notify the relevant person: (a) that the agency has determined to provide access to the document;	Duty		agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review			
section 26(4)(c)	Form the opinion that disclosure of information may have an adverse effect on the physical or mental health, or emotional state, of the applicant	CEO, GMC, MGR, BLGR, FOIO	General Manager Communities, Manager Governance and Risk, Business Lead Governance and Risk: Must be an accredited FOI officer.	agency
section 27(2)	Notify a person that access to a document concerning trade secrets, of a commercial value or concerning the business, professional, commercial or financial affairs of the person is being sought under the Freedom of Information Act and seek that person's views on whether the document is an exempt document	Duty		agency
section 27(3)	Notify the relevant person:	Duty		agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review			
section 28(2)	Notify a person that access to a document containing information concerning research that is being, or is intended to be, carried out by or on behalf of the person is being sought under the Freedom of Information Act and seek that person's views on whether the document is an exempt document	Duty		agency
section 28(3)	Notify the relevant person: (a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review	Duty		agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 29(3)	Confirm, vary or reverse a determination under Part 3 following an application for an internal review	CEO, GMC	General Manager Communities: Must be an accredited FOI officer.	agency
section 29(4)	Refund any application fee paid in respect of the internal review if the agency varies or reverses a determination so that access to a document is given	Duty		agency
section 33	Take reasonably practicable steps to assist an applicant to provide information to enable the identification of an agency's document to which access has been given	Duty		agency
section 34(a)	Amend records in accordance with an application under section 30	Duty		agency
section 34(a)	Refuse to amend records in accordance with an application under section 30	Duty		agency
section 35	Refuse an application to amend records	CEO, GMC,		agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
		MGR, BLGR	General Manager Communities, Manager Governance and Risk, Business Lead Governance and Risk: Must be an accredited FOI officer.	
section 36(1)	Notify applicant of determination regarding an application to amend records or that the agency does not hold the record	Duty		agency
section 37(2)	Add to the agency's record a notation specifying that the applicant claims that the record is incomplete, incorrect, out-of-date or misleading and including any information which the applicant claims is required to bring the record up-to-date	Duty		agency
section 37(2)	Notify the applicant of the nature of the notation	Duty		agency
section 37(3)(a)	Provide a statement to a person to whom the agency discloses information stating that the person to whom the information relates claims that the information is incomplete, incorrect, out-of-date or misleading and setting out the particulars of the notation added to its records in compliance with section 37(2)	Duty		agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 37(3)(b)	Provide a statement as to the reasons for the agency's refusal to amend the records in accordance with the notation	Duty		agency
section 38(3)	Confirm, vary or reverse a determination under Division 1, Part 4 following an internal review	CEO		agency
section 39(5)(c)(i)	Participate in a settlement between the participants to a review	Duty		agency
section 39(5)(c)(ii)	Request a suspension of the proceedings under section 39 to allow an opportunity for a settlement to be negotiated	CEO, GMC	General Manager Communities: Must be an accredited FOI officer.	agency
section 39(7)	Cooperate in a process proposed by a relevant review authority for the purposes of the conduct of an external review	Duty		agency
section 39(9)(a)	Advise a relevant review authority for the purposes of the conduct of an external review that a determination of the agency was made on grounds of the public interest	Duty		agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 40(1)	Apply to South Australian Civil and Administrative Tribunal for a review of a determination by the relevant review authority on an external review on a question of law	CEO		agency
section 40(7)	Advise South Australian Civil and Administrative Tribunal that a determination of the agency was made on grounds of the public interest	CEO		agency
section 41(1)	Apply to South Australian Civil and Administrative Tribunal to receive evidence and hear argument in the absence of the public, the other party to the review and the party's representative in respect of a restricted document	CEO		agency
section 53(2a)	Waive, reduce or remit a fee or charge	CEO, GMC, MGR, BLGR	General Manager Communities, Manager Governance and Risk: Must be an accredited FOI officer. BLGR limited to the value of $500.	agency

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 53(3)	Review a fee or charge on application of the person required to pay the fee or charge and if appropriate reduce the fee or charge	Duty		agency
section 53(5)	Recover a fee or charge as a debt	CEO, GMC	General Manager Communities: Must be an accredited FOI officer.	agency
section 54AA(a)	Furnish information to the Minister as required by notice in the Gazette	Duty		agency
section 54AA(b)	Comply with requirement of the Minister regarding furnishing and keeping records	Duty		agency
clause 3(b), Schedule 1	Provide notice that information would be protected from disclosure under a corresponding law of the Commonwealth or another State	CEO		council

Freedom of Information Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 13(2)(b)(iii), Schedule 1	Approve a term of a contract which contains matter the disclosure of which would constitute a breach of contract or found an action for breach of confidence	CEO, GMC, MGR, BLGR	General Manager Communities, Manager Governance and Risk, Business Lead Governance and Risk: Must be an accredited FOI officer.	agency
clause 13(6), Schedule 1	Notify the Minister of the approval of a term of a contract in accordance with clause 13(2)(b)(iii)	Duty		agency

Instrument of Delegation under the Freedom of Information (Fees and Charges) Regulations 2018

Freedom of Information (Fees and Charges) Regulations 2018				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 5	Waive or remit fee or charge	Duty		agency

Instrument of Delegation under the Gas Act 1997

Gas Act 1997				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 47(3)(b)	Agree to a gas entity carrying out work on public land owned by the council	CEO, MCA, MCO, MCP, BLES, GMNBE, BLAM		council
section 47(7)	Refer a dispute between the council and a gas entity regarding whether work should be permitted on public land of the conditions on which work should be permitted to the Minister	CEO, MCA, MCO, MCP, GMNBE		council
section 47(9)(a)	Make representations to the Minister on questions at issue in the dispute	CEO, MCA, MCO, MCP, GMNBE		council
section 47(9)(b)	Settle a dispute with a gas entity by agreement	CEO, GMNBE		council

Instrument of Delegation under the Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)

Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 118(1)(b)	Consent to a mass or dimension exemption (notice) for a category of heavy vehicle	CEO, MCA, BLTIT, GMNBE		road manager
section 124(1)(b)	Consent to a mass or dimension exemption (permit) for a heavy vehicle	CEO, MCA, BLTIT, GMNBE		road manager
section 139(1)(b)	Consent to the grant of a class 2 heavy vehicle authorisation (notice)	CEO, MCA, BLTIT, GMNBE		road manager
section 145(1)(b)	Consent to the grant of a class 2 heavy vehicle authorisation (permit)	CEO, MCA, BLTIT, GMNBE		road manager

Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 156(2)	Request an extension to the time periods in section 156(1)	CEO, MCA, BLTIT, GMNBE		road manager
section 156A(4)	Provide a written statement to the Regulator explaining the road manager's decision not to consent to the grant of a mass or dimension authority	CEO, MCA, BLTIT, GMNBE		road manager
section 159(2)	Notify the regulator that a route assessment is required for the road manager determining whether to give consent and the fee payable under law (if any) for the route assessment	CEO, MCA, BLTIT, GMNBE		road manager
section 159(4)(a)	Cease considering whether or not to provide consent pending the payment of a fee	CEO, MCA, BLTIT, GMNBE		road manager
section 160(1)	Require a condition on the mass or dimension authority that: (a) except in the case of a class 2 heavy vehicle authorisation (notice)—the condition that a stated road condition is imposed on the authority; or	CEO, MCA, BLTIT, GMNBE		road manager

Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(b) in the case of a class 2 heavy vehicle authorisation (notice)—the condition that a stated road condition of a type prescribed by the national regulations is imposed on the authority			
section 160(2)(a)	Provide a written statement to the Regulator explaining the road manager's decision to give consent to the grant of a mass or dimension authority subject to the condition	CEO, MCA, BLTIT, GMNBE		road manager
section 161(1)	Require a condition on the mass or dimension authority that a stated travel condition is imposed on the authority	CEO, MCA, BLTIT, GMNBE		road manager
section 161(2)	Provide a written statement to the Regulator explaining the road manager's decision to give consent to the grant of a mass or dimension authority subject to the condition	CEO, MCA, BLTIT, GMNBE		road manager
section 162(1)	Request the Regulator to impose a stated vehicle conditions on a mass or dimension authority	CEO, MCA, BLTIT, GMNBE		road manager

Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 167(2)(b)	Provide notice of objection to the Regulator in relation to a proposed replacement authority	CEO, MCA, BLTIT, GMNBE		road manager
section 167(2)(b)	Seek an extension of time in which to lodge a notice of objection to a proposed replacement authority	CEO, MCA, BLTIT, GMNBE		road manager
section 167(2)(b)	Provide notice to Regulator that the road manager gives or refuses consent to a proposed replacement authority	CEO, MCA, BLTIT, GMNBE		road manager
section 169(1)	Consent to the grant of a mass or dimension authority for a trial period	CEO, MCA, BLTIT, GMNBE		road manager
section 170(3)	Lodge an objection with the Regulator in respect of the renewal of a mass or dimension authority for a further trial period	CEO, MCA, BLTIT, GMNBE		road manager

Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 174(2)	Request the Regulator to amend the mass or dimension authority or cancel the authority	CEO, MCA, BLTIT, GMNBE		road manager
section 176(4)(c)	Consent to an amendment of a mass or dimension authority requested by the holder of the permit	CEO, MCA, BLTIT, GMNBE		road manager
section 178(2)	Request the Regulator to amend or cancel a mass or dimension authority	CEO, MCA, BLTIT, GMNBE		road manager
section 611(2)	Apply for a compensation order	CEO, MCA, BLTIT, GMNBE		road manager
section 612(2)(c)	Issue a certificate for the purposes of the assessment of a compensation order	CEO, MCA, BLTIT, GMNBE		road manager

Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 613(1)	Provide a copy of a certificate to be submitted under section 612(2)(c) in a proceeding for a compensation order to the defendant at least 28 days prior to the date fixed for the hearing or the proceeding	CEO, MCA, BLTIT, GMNBE		public authority
section 643(2)	Undertake an internal review of a reviewable decision	CEO, MCA, BLTIT, GMNBE		road manager
section 645(5)	Provide notice of internal review decision and reasons for decision to the Regulator	CEO, MCA, BLTIT, GMNBE		road manager
section 646(6)(a)(ii)	Agree with the Regulator a longer period for undertaking an internal review	CEO, MCA, BLTIT, GMNBE		road manager

Instrument of Delegation under the Independent Commission Against Corruption Act 2012

Independent Commission Against Corruption Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 18B(4)(a)	Report to the Office for Public Integrity in accordance with the directions issued under section 18B of the Independent Commissioner Against Corruption Act	Duty		public authority
section 18B(4)(b)	Report to the Office for Public Integrity any matter the council reasonably suspects involves corruption in public administration	Duty		public authority
section 18E(3)(a)	Produce a specified document or document relating to specified matter	CEO		public authority
section 18E(3)(b)	Produce a written statement of information about a specified matter or answer specified questions within a specified period and in a specified form and, if the written notice so requires, verify the statement by statutory declaration	CEO		public authority

Independent Commission Against Corruption Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 18F(1)(b)	Act on a referral from the Office for Public Integrity	CEO		public authority
section 28	Produce a written statement of information about a specified matter or answer specified questions within a specified period and in a specified form and, if the person heading the investigation requires, verify the statement by statutory declaration	CEO		public authority
section 34(1)	Undertake a joint investigation with the Independent Commission Against Corruption	CEO		public authority
section 34(3)	Provide comments to the Independent Commission Against Corruption with respect to the terms of a notice issued under section 34(1) of the Independent Commission Against Corruption Act	CEO		public authority
section 36(1)(b)	Act on a referral from the Independent Commission Against Corruption	CEO		public authority
section 36(4)	Comply with direction or guidance given by the Independent Commission Against Corruption	Duty		public authority

Independent Commission Against Corruption Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 36(7)	Comply with varied or further direction or guidance issued by the Independent Commission Against Corruption	Duty		public authority
section 36(8)	Provide comments to the Independent Commission Against Corruption	Duty		public authority
section 39A(1)	Ensure each person who was the subject of an investigation in relation to a matter referred to the Council by the Independent Commission Against Corruption is informed of a determination of the council not to further investigate or deal with the matter	Duty		public authority
section 39A(3)	Apply to the Supreme Court for an order authorising the council to withhold information relating to the determination from a person the subject of the investigation	CEO		public authority
section 40(2)	Assist the Independent Commission Against Corruption in an evaluation of the practices, policies and procedures of the council	Duty		public authority
section 41(1)	Comply with recommendations of the Independent Commission Against Corruption	CEO		public authority

Independent Commission Against Corruption Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 41(4)	Provide comments to the Independent Commission Against Corruption	CEO		public authority
section 44(1)	Assist public officers of the council to comply with requirements and directions issued under the Independent Commission Against Corruption Act	Duty		public authority
section 56A(1)(b)	Receive and use evidence or information for the purposes of any criminal investigation or proceedings, proceedings for the imposition of a penalty and any disciplinary investigation or action	CEO		public authority/ prosecution authority
Clause 9(6), Schedule 4	Act on a referral of the inspector	CEO		public authority

Instrument A - Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as: a Council; a Designated Authority; a Designated Entity

State Planning Commission Practice Direction - (Council Swimming Pool Safety Inspections) 2025			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
clause 1(2)	110. The power pursuant to clause 1(2) of Part 3 of the State Planning Commission Practice Direction (Council Swimming Pool Safety Inspections) 2025 (PD8) to ensure that an inspection under clause 2(1) of Part 2 of PD8 is carried out by a person who has the appropriate qualification, skills, knowledge and experience to carry out an inspection assigned to that officer under PD9.	CEO, MCD, BLB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s5(5)(b)	1. Planning Regions and Greater Adelaide	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	1.1 The power pursuant to Section 5(5)(b) of the Planning, Development and Infrastructure Act 2016 (the PDI Act) to make submissions to the Minister on a proposed proclamation under Section 5 of the PDI Act.		
s6(3)(b)	2. Subregions 2.1 The power pursuant to Section 6(3)(b) of the PDI Act to make submissions to the Minister on the Minister's proposed course of action.	CEO	
s7(5)(b)	3. Environment and Food Production Areas – Greater Adelaide 3.1 The power pursuant to Section 7(5)(b) of the the PDI Act, in relation to proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments in an environment and food production area, to concur in the granting of the development authorisation to the development.	COUNCIL	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s22(4)(a)(i)	4. Functions 4.1 The power pursuant to Section 22(4)(a)(i) of the PDI Act to, if an inquiry is conducted by the Commission under Section 22(1)(e) of the PDI Act make submissions or representations.	CEO	
s35(1)(a)	5. Planning Agreements 5.1 The power pursuant to Section 35(1)(a) of the PDI Act and subject to Section 35 of the PDI Act to enter into an agreement (a planning agreement) with the Minister relating to a specified area of the State subject to Section 35 of the PDI Act.	COUNCIL	
s35(3)	5. Planning Agreements 5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for: 5.2.1 the setting of objectives, priorities and targets for the area covered by the agreement; and	COUNCIL	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s35(3)	5. Planning Agreements 5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for: 5.2.2 the constitution of a joint planning board including, in relation to such a board: 5.2.2.1 the membership of the board, being between 3 and 7 members (inclusive); and 5.2.2.2 subject to Section 35(4) of the PDI Act, the criteria for membership; and 5.2.2.3 the procedures to be followed with respect to the appointment of members; and 5.2.2.4 the terms of office of members; and 5.2.2.5 conditions of appointment of members, or the method by which those conditions will be determined, and the grounds on	COUNCIL	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	which, and the procedures by which, a member may be removed from office; and 5.2.2.6 the appointment of deputy members; and 5.2.2.7 the procedures of the board; and		
s35(3)	5. Planning Agreements 5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for: 5.2.3 the delegation of functions and powers to the joint planning board (including, if appropriate, functions or powers under another Act); and	COUNCIL	
s35(3)	5. Planning Agreements 5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of	COUNCIL	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	the agreement and the outcomes that the agreement is intended to achieve and to provide for: 5.2.4 the staffing and other support issues associated with the operations of the joint planning board; and		
s35(3)	5. Planning Agreements 5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for: 5.2.5 financial and resource issues associated with the operations of the joint planning board, including: 5.2.5.1 the formulation and implementation of budgets; and 5.2.5.2 the proportions in which the parties to the agreement will be responsible for costs and other liabilities associated with the activities of the board; and	COUNCIL	
s35(3)	5. Planning Agreements	COUNCIL	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for: 5.2.6 such other matters as the delegate thinks fit.		
s35(5)(a)	5. Planning Agreements 5.3 The power pursuant to Section 35(5)(a) of the PDI Act, at the expiry of a planning agreement, to replace it with a new agreement (in the same or different terms).	COUNCIL	
s35(5)(b)	5. Planning Agreements 5.4 The power pursuant to Section 35(5)(b) of the PDI Act, to vary or terminate a planning agreement by agreement between the parties to the agreement.	COUNCIL	
s41(2)(a)	6. Appointment of Administrator	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	6.1 The power pursuant to Section 41(2)(a) of the PDI Act to make submissions to the Minister on the Minister appointing an administrator under Section 41 of the PDI Act.		
s44(6)(a)	7. Community Engagement Charter 7.1 The power pursuant to Section 44(6)(a) of the PDI Act, to make submissions in relation to any proposal to prepare or amend a designated instrument under Part 5 Division 2 Subdivision 5 of the PDI Act that is relevant to the Council (unless the proposal has been initiated by the Council).	CEO	
s44(9)(b)	7. Community Engagement Charter 7.2 The power pursuant to Section 44(9)(b) of the PDI Act to the extent that Section 44(9)(a) of the PDI Act does not apply, have regard to, and seek to achieve, any principles or performance outcomes that apply in a relevant case.	CEO	
s44(10)	7. Community Engagement Charter 7.3 The power pursuant to Section 44(10) of the PDI Act to:	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	7.3.1 seek the approval of the Commission to adopt an alternative way to achieving compliance with a requirement of the charter; and 7.3.2 with the approval of the Commission, adopt an alternative way to achieving compliance with a requirement of the charter.		
s45(2)(c)	8. Preparation and Amendment of Charter 8.1 The power pursuant to Section 45(2)(c) of the PDI Act to make representations (including in writing or via the SA planning portal) on a proposal to prepare or amend the charter.	CEO	
s73(2)(b)(iv)	9. Preparation and Amendment 9.1 The power pursuant to Section 73(2)(b)(iv) of the PDI Act to: 9.1.1 seek the approval of the Minister to initiate a proposal to amend a designated instrument; and 9.1.2 initiate a proposal to amend a designated instrument with the approval of the Minister acting on the advice of the Commission.	CEO	
s73(6)	9. Preparation and Amendment	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	9.2 The power pursuant to Section 73(6) of the PDI Act where the Council is authorised or approved under Section 73 of the PDI Act, after all of the requirements of Section 73 of the PDI Act have been satisfied: 9.2.1 to prepare a draft of the relevant proposal; and 9.2.2 to comply with the Community Engagement Charter for the purposes of consultation in relation to the proposal; and 9.2.3 to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to a regional plan that has been prepared by a joint planning board where the amendment is not being proposed by the joint planning board – consult with the joint planning board; and 9.2.4 to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to the Planning and Design Code that will have a specific impact on 1 or more particular pieces of land in a particular zone or subzone (rather than more generally) – to take reasonable steps to give: 9.2.4.1 an owner or occupier of the land; and 9.2.4.2 an owner or occupier of each piece of adjacent land,		

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	a notice in accordance with the regulations; and 9.2.5 to consult with any person or body specified by the Commission and any other person or body as the delegate thinks fit; and 9.2.6 to carry out such investigations and obtain such information specified by the Commission; and 9.2.7 to comply with any requirement prescribed by the regulations.		
s73(7)	9. Preparation and Amendment 9.3 The power pursuant to Section 73(7) of the PDI Act, after complying with Section 73(6) of the PDI Act, to prepare a report in accordance with any practice direction that applies for the purposes of Section 73 of the PDI Act (including information about any change to the original proposal that the delegate considers should be made) and furnish a copy of the report to the Minister.	CEO	
s73(8)	9. Preparation and Amendment	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	9.4 The power pursuant to Section 73(8) of the PDI Act, after the Council has furnished a report to the Minister under Section 73(7) of the PDI Act, to ensure that a copy of the report is published on the SA planning portal in accordance with a practice direction that applies for the purposes of Section 73 of the PDI Act.		
s73(9)	9. Preparation and Amendment 9.5 The power pursuant to Section 73(9) of the PDI Act to enter into an agreement with a person for the recovery of costs incurred by the Council in relation to an amendment of the Planning and Design Code or a design standard under Section 73 of the PDI Act (subject to the requirement to charge costs under Section 73(4)(b) of the PDI Act (if relevant)).	CEO	
s74(8)(c)	10. Parliamentary Scrutiny 10.1 The power pursuant to Section 74(8)(c) of the PDI Act if the ERD Committee is proposing to suggest an amendment under Section 74(4) of the PDI Act and the amendment is specifically relevant to the Council, to provide a comment and response within the period of 2 weeks.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s75(1)	11. Complying Changes – Planning and Design Code 11.1 The power pursuant to Section 75(1) of the PDI Act to submit to the Minister a proposal to agree to an amendment to the Planning and Design Code under Section 75 of the PDI Act if: 11.1.1 the amendment comprises a change to: 11.1.1.1 the boundary of a zone or subzone; or 11.1.1.2 the application of an overlay; and 11.1.2 the amendment is consistent with a recommendation in the relevant regional plan that, through the use of: 11.1.2.1 specific maps or other spatial information; and 11.1.2.2 specific information about the changes that are being proposed, clearly and specifically identifies (in the opinion of the Minister) the changes that are considered to be appropriate.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s75(3)	11. Complying Changes – Planning and Design Code 11.2 The power pursuant to Section 75(3) of the PDI Act to effect an amendment under Section 75 of the PDI Act by an instrument deposited on the SA Planning database (in accordance with requirements established by the Chief Executive).	COUNCIL	
s82(d)	12. Entities Constituting Relevant Authorities 12.1 The power pursuant to Section 82(d) of the PDI Act, subject to the PDI Act, to appoint an assessment panel.	COUNCIL	
s83(1)	13. Panels Established by Joint Planning Boards or Councils 13.1 The power pursuant to Section 83(1) of the PDI Act in relation to an assessment panel appointed by the Council under Division 1 of Part 6 of the PDI Act, to: 13.1.1 appoint more than 1 assessment panel and if the delegate does so, to clearly specify which class of development each assessment panel is to assess;	COUNCIL	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	13.1.2 determine: 13.1.2.1 the membership of the assessment panel, being no more than 5 members, only 1 of which may be a member of a council, and, if the delegate thinks fit, on the basis that the assessment panel will be constituted by a different number of members depending on the particular class of development that is being assessed by the assessment panel; and 13.1.2.2 the procedures to be followed with respect to the appointment of members; and 13.1.2.3 the terms of office of members; and 13.1.2.4 conditions of appointment of members, or the method by which those conditions will be determined, (including as to their remuneration) and the grounds on which, and the procedures by which, a member may be removed from office; and 13.1.2.5 the appointment of deputy members; and 13.1.2.6 who will act as the presiding member of the panel and the process for appointing an acting presiding member.		
s83(1)(h)	13. Panels Established by Joint Planning Boards or Councils	CEO, AM	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	13.2 The power pursuant to Section 83(1)(h) of the PDI Act to arrange the staffing and support required for the purposes of the operations of the panel.		
s83(1)(i)	13. Panels Established by Joint Planning Boards or Councils 13.3 The power pursuant to Section 83(1)(i) of the PDI Act to substitute the existing members of the panel with new members if directed to do so by the Minister acting on recommendation of the Commission under Section 86 of the PDI Act.	COUNCIL	
s83(2)	13. Panels Established by Joint Planning Boards or Councils 13.4 The power pursuant to Section 83(2) of the PDI Act to form the opinion and be satisfied that a person to be appointed as a member of an assessment panel who is a member, or former member, of a council is appropriately qualified to act as a member of the assessment panel on account of the person's experience in local government.	COUNCIL	
s84(1)(c)(ii)(A)	14. Panels Established by Minister	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	14.1 The power pursuant to Section 84(1)(c)(ii)(A) of the PDI Act to request the Minister to constitute a regional assessment panel in relation to the combined areas of the Council and one or more other Councils.		
s84(1)(c)(ii)(B)	14. Panels Established by Minister 14.2 The power pursuant to Section 84(1)(c)(ii)(B) of the PDI Act to make submissions to the Minister about the constitution of a regional assessment panel in relation to the area of the Council and one or more other Councils (or parts of such areas).	CEO	
s86(2)(a)	15. Substitution of Local Panels 15.1 The power pursuant to Section 86(2)(a) of the PDI Act to make submissions to the Commission in relation to an inquiry.	COUNCIL	
s89(b)	16. Notification of Acting 16.1 The power pursuant to Section 89(b) of the PDI Act to require an accredited professional to provide such information or documentation as the delegate may require.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM,	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
		GMNBE, CDOP, CDOB	
s94(1)(g)	17. Relevant Authority - Commission 17.1 The power pursuant to Section 94(1)(g) of the PDI Act to make a request to the Minister that the Minister declare, by notice served on the proponent, that the Minister desires the Commission to act as the relevant authority in relation to the proposed development.	CEO	
s102(1)(c)(iv)	18. Matters Against which Development Must be Assessed 18.1 The power pursuant to Section 102(1)(c)(iv) of the PDI Act in relation to a proposed division of land (otherwise than under the Community Titles Act 1996 or the Strata Titles Act 1988) where land is to be vested in the Council, to consent to the vesting.	CEO, MCA, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s102(1)(d)(iv)	18. Matters Against which Development Must be Assessed 18.2 The power pursuant to Section 102(1)(d)(iv) of the PDI Act in relation to a proposed division of land under the Community Titles	CEO, MCA, MCD, BLP, SDOP, CAP,	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	Act 1996 or the Strata Titles Act 1988 where land is to be vested in the Council, to consent to the vesting.	DOP, AM, GMNBE	
s102(11)(b)	18. Matters Against which Development Must be Assessed 18.3 The power pursuant to Section 102(11)(b) of the PDI Act to impose a reasonable charge on account of an encroachment over land under the care, control and management of the Council when the relevant development is undertaken.	CEO, MCA, MCD, MCP, BLES, AM, GMNBE	
s110(2)(b)	19. Restricted Development 19.1 The power pursuant to Section 110(2)(b) of the PDI Act to, in accordance with the regulations and within a period prescribed by the regulations, make representations to the Commission in relation to the granting or refusal of planning consent.	CEO, MCD, AM, GMNBE	
s110(c)(ii)	19. Restricted Development 19.2 The power pursuant to Section 110(c)(ii) of the PDI Act to appear personally or by representative before the Commission to be heard in support of the Council's representation.	CEO, MCD, BLP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s110(7)	19. Restricted Development 19.3 The power pursuant to Section 110(7) of the PDI Act to appeal against a decision on a development classified as restricted development.	CEO	
s112(b)	20. Level of Detail 20.1 The power pursuant to Section 112(b) of the PDI Act to express views in relation to the level of detail required in relation to an EIS.	CEO, MCD, BLP, AM, GMNBE	
s113(5)(a)(iii)	21. EIS Process 21.1 The power pursuant to Section 113(5)(a)(iii) of the PDI Act to comment and report within the time prescribed by the regulations on an EIS referred to the Council by the Minister.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s114(2)(b)	22. Amendment of EIS 22.1 The power pursuant to Section 114(2)(b) of the PDI Act to make written submissions on the amendment to the Minister.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s130(6)	23. Essential Infrastructure – Alternative Assessment Process 23.1 The power pursuant to Section 130(6) of the PDI Act to report to the Commission on any matters contained in a notice under Section 130(5) of the PDI Act.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s130(14)	23. Essential Infrastructure – Alternative Assessment Process 23.2 The power pursuant to Section 130(14) of the PDI Act to, if the Council has, in relation to any matters referred to the Council under Section 130(5) of the PDI Act, expressed opposition to the proposed development in its report under Section 130(6) of the PDI Act, withdraw the Council's opposition.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s131(7)	24. Development Assessment – Crown Development 24.1 The power pursuant to Section 131(7) of the PDI Act to report to the Commission on any matters contained in a notice under Section 131(6) of the PDI Act.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s131(15)	24. Development Assessment – Crown Development 24.2 The power pursuant to Section 131(15) of the PDI Act to, if the Council has, in relation to any matters referred to the Council under Section 131(6) of the PDI Act expressed opposition to the proposed development in its report under Section 131(7) of the PDI Act, withdraw the Council's opposition.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s138(1)	25. Land Division Certificate 25.1 The power pursuant to Section 138(1) of the PDI Act to enter into a binding agreement supported by adequate security and if the regulations so require in a form prescribed by the regulations.	CEO, MCD, BLP, TLCDS, SDOP, DOP, AM, GMNBE	
s138(2)	25. Land Division Certificate 25.2 The power pursuant to Section 138(2) of the PDI Act to furnish the Commission with appropriate information as to compliance with a particular condition and to comply with any requirement prescribed by the regulations.	CEO, MCD, BLP, TLCDS, SDOP, DOP, AM, GMNBE	
s141(1)	26. Action if Development Not Completed	CEO	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	26.1 The power pursuant to Section 141(1) of the PDI Act, if: 26.1.1 an approval is granted under the PDI Act; but 26.1.2 - 26.1.2.1 the development to which the approval relates has been commenced but not substantially completed within the period prescribed by the regulations for the lapse of the approval; or 26.1.2.2 in the case of a development that is envisaged to be undertaken in stages - the development is not undertaken or substantially completed in the manner or within the period contemplated by the approval, to apply to the Court for an order under Section 141 of the PDI Act.		
s141(5)	26. Action if Development Not Completed 26.1.3 The power pursuant to Section 141(5) of the PDI Act, if the Court makes an order under Section 141(3)(a), (b) or (d) of the PDI Act and a person fails to comply with the order within the period specified by the Court, to cause any work contemplated by the order to be carried out, and to recover the costs of that work, as a debt from the person.	CEO, MCD, TLCDS, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s141(6)	26. Action if Development Not Completed 26.1.4 The power pursuant to Section 141(6) of the PDI Act, if an amount is recoverable from a person by the Council under Section 141(5) of the PDI Act: 26.1.4.1 to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.	CEO, MCD, TLCDS, AM, GMNBE	
s142(1)	27. Completion of Work 27.1 The power pursuant to Section 142(1) of the PDI Act, if: 27.1.1 an approval is granted under the PDI Act; but 27.1.2 the development to which the approval relates has been substantially but not fully completed within the period prescribed by the regulations for the lapse of the approval, to, by notice in writing, require the owner of the relevant land to complete the development within a period specified in the notice.	CEO, MCD, BLB, TLCDS, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s142(2)	27. Completion of Work 27.2 The power pursuant to Section 142(2) of the PDI Act, if an owner fails to carry out work as required by a notice under Section 142(1) of the PDI Act, to cause the necessary work to be carried out.	CEO, MCD, AM, GMNBE	
s142(3)	27. Completion of Work 27.3 The power pursuant to Section 142(3) of the PDI Act to recover as a debt due from the owner, the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 142 of the PDI Act.	CEO, MCD, BLB, TLCDS, AM, GMNBE	
s142(4)	27. Completion of Work 27.4 The power pursuant to Section 142(4) of the PDI Act, if an amount is recoverable from a person by the Council under Section 142 of the PDI Act: 27.4.1 to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.	CEO, MCD, BLB, TLCDS, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s146(3)	28. Notification During Building 28.1 The power pursuant to Section 146(3) of the PDI Act to, subject to Section 146(4) of the PDI Act, direct a person who is carrying out building work to stop building work when a mandatory notification stage has been reached pending an inspection by an authorised officer who holds prescribed qualifications.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE, CDOB	
s151(2)	29. Classification of Buildings 29.1 The power pursuant to Section 151(2) of the PDI Act to assign to a building erected in the Council's area a classification that conforms with the regulations.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s151(3)	29. Classification of Buildings 29.2 The power pursuant to Section 151(3) of the PDI Act, if the Council assigns a classification under Section 151 of the PDI Act, to give notice in writing to the owner of the building to which the classification has been assigned, of the classification assigned to the building.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s152(2)	30. Certificates of Occupancy 30.1 The power pursuant to Section 152(2) of the PDI Act to issue a certificate of occupancy.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s152(3)(a)	30. Certificates of Occupancy 30.2 The power pursuant to Section 152(3)(a) of the PDI Act to require an application for a certificate of occupancy to include any information required by the delegate.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s152(5)	30. Certificates of Occupancy 30.3 The power pursuant to Section 152(5) of the PDI Act to consider any report supplied under Section 152(4) of the PDI Act before deciding the application.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s152(6)	30. Certificates of Occupancy 30.4 The power pursuant to Section 152(6) of the PDI Act to issue the certificate if the delegate is satisfied (in accordance with procedures set out in the regulations and on the basis of information provided or obtained under Section 152 of the PDI Act)	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	that the relevant building is suitable for occupation and complies with such requirements as may be prescribed by the regulations for the purposes of Section 152(6) of the PDI Act.		
s152(10)	30. Certificates of Occupancy 30.5 The power pursuant to Section 152(10) of the PDI Act, if the Council refuses an application to notify the applicant in writing of: 30.5.1 the refusal; and 30.5.2 the reasons for the refusal; and 30.5.3 the applicant's right of appeal under the PDI Act.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s152(12)	30. Certificates of Occupancy 30.6 The power pursuant to Section 152(12) of the PDI Act to issue a certificate of occupancy that applies to the whole or part of a building.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s152(13)	30. Certificates of Occupancy 30.7 The power pursuant to Section 152(13) of the PDI Act to, in accordance with the regulations, revoke a certificate of occupancy in prescribed circumstances.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s153(1)	31. Temporary Occupation 31.1 The power pursuant to Section 153(1) of the PDI Act to grant an approval to a person to occupy a building on a temporary basis without a certificate of occupancy.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s153(2)	31. Temporary Occupation 31.2 The power pursuant to Section 153(2) of the PDI Act to grant an approval under Section 153(1) of the PDI Act: 31.2.1 only if the delegate is satisfied that the relevant building complies with any requirements prescribed by a practice direction issued for the purposes of Section 153(2)(a) of the PDI Act; 31.2.2 on such conditions (if any) as the delegate thinks fit to impose.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s153(3)	31. Temporary Occupation 31.3 The power pursuant to Section 153(3) of the PDI Act if the Council refuses an application to notify the applicant in writing of: 31.3.1 the refusal; and 31.3.2 the reasons for the refusal; and 31.3.3 the applicant's right of appeal under the PDI Act.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s155(5)	32. Emergency Orders 32.1 The power pursuant to Section 155(5) of the PDI Act, if an owner fails to carry out work as required by an emergency order, to cause the necessary work to be carried out.	CEO, MCD, BLB, AM, GMNBE	
s155(6)	32. Emergency Orders 32.2 The power pursuant to Section 155(6) of the PDI Act to recover as a debt due from the owner the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 155 of the PDI Act.	CEO, MCD, BLB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s155(7)	32. Emergency Orders 32.3 The power pursuant to Section 155(7) of the PDI Act, if an amount is recoverable from a person by the Council under Section 155 of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.	CEO, MCD, BLB, AM, GMNBE	
s157(16)	33. Fire Safety 33.1 The power pursuant to Section 157(16) of the PDI Act to establish a body and designate it as an appropriate authority under Section 157 of the PDI Act.	COUNCIL	
s157(17)	33. Fire Safety 33.2 The power pursuant to Section 157(17) of the PDI Act to: 33.2.1 appoint to the appropriate authority: 33.2.1.1 a person who holds prescribed qualifications in building surveying; and	CEO, COUNCIL	CEO - limits the delegation to the power pursuant to section 157(17)(a)(iv) of the Act to select and appoint City of West Torrens staff members as a member and as deputy members of the City of West Torrens Building Fire Safety Committee.

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	33.2.1.2 an authorised officer under Part 3 Division 5 or Section 86 of the Fire and Emergency Services Act 2005 who has been approved by the Chief Officer of the relevant fire authority to participate as a member of the appropriate authority; and 33.2.1.3 a person with expertise in the area of fire safety; and 33.2.1.4 if so determined by the delegate, a person selected by the delegate;		
s157(17)	33. Fire Safety 33.2 The power pursuant to Section 157(17) of the PDI Act to: 33.2.2 specify a term of office of a member of the appropriate authority (other than a member under Section 157(17)(a)(ii) of the PDI Act;	CEO, COUNCIL	
s157(17)	33. Fire Safety 33.2 The power pursuant to Section 157(17) of the PDI Act to: 33.2.3 remove a member of the appropriate authority from office for any reasonable cause;	CEO	CEO - limits the delegation to the power pursuant to section 157(17)(a)(iv) of the Act to select and appoint City of West Torrens staff members as a member

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
			and as deputy members of the City of West Torrens Building Fire Safety Committee.
s157(17)	33. Fire Safety 33.2 The power pursuant to Section 157(17) of the PDI Act to: 33.2.4 appoint deputy members;	CEO, GMNBE	
s157(17)	33. Fire Safety 33.2 The power pursuant to Section 157(17) of the PDI Act to: 33.2.5 determine the appropriate authority's procedures (including as to quorum).	COUNCIL	
s163(3)(b)	34. Initiation of Scheme 34.1 The power pursuant to Section 163(3)(b) of the PDI Act to request the Minister initiate a proposal to proceed under Section 163 of the PDI Act.	CEO	
s163(10)	34. Initiation of Scheme	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	34.2 The power pursuant to Section 163(10) of the PDI Act to make submissions to the Minister in relation to the draft outline.		
s163A(1)	35. Initiation of Scheme – Primary Infrastructure in Relation to Declared Project Area or Designated Growth Area 35.1 The power pursuant to Section 163A(1) of the PDI Act to initiate a scheme in relation to the provision of primary infrastructure in a declared project area or designated growth area.	CEO	
s163A(2)	35. Initiation of Scheme – Primary Infrastructure in Relation to Declared Project Area or Designated Growth Area 35.2 The power pursuant to Section 163A(2) of the PDI Act to initiate a scheme by preparing a draft outline of the scheme that: 35.2.1 provides detailed information about the nature and intended scope of the primary infrastructure; and 35.2.2 identifies the proposed declared project area or designated growth area (as the case requires), being the area or areas that will benefit from the primary infrastructure to be provided under the proposed scheme; and	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	35.2.3 provides information about the proposed timing or staging of the various elements of the scheme (to the extent such information is known); and 35.2.4 outlines, so far as is reasonably practicable, a funding arrangement for the scheme, including whether it is proposed to impose a charge under Subdivision 7, Division 1, Part 13 of the PDI Act; and 35.2.5 in the case of a scheme relating to a declared project—identifies any proposed amendments to the Planning and Design Code that may be made in connection with the declared project (including the provision of primary infrastructure under the scheme); and 35.2.6 identifies (to the extent possible) any primary infrastructure that might be transferred to another entity when the scheme has been completed; and 35.2.7 provides such other information as the Minister, CGO or proponent thinks fit (as the case requires).		

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s163A(3)	35. Initiation of Scheme – Primary Infrastructure in Relation to Declared Project Area or Designated Growth Area 35.3 The power pursuant to Section 163A(3) of the PDI Act to: 35.3.1 in all cases—take reasonable steps to consult on the draft outline with: 35.3.1.1 the owners of land within the proposed declared project area or designated growth area (as the case requires), except: (a) in a case where that area is the subject of a precinct master plan under the Urban Renewal Act 1995; or (b) in prescribed circumstances; and 35.3.1.2 if the scheme relates to a declared project – the person undertaking the declared project, and any other person or body the delegate thinks fit; and 35.3.2 submit the draft outline to the Minister or CGO (as determined by the Minister) for approval, together with:	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	35.3.2.1 a report to the Minister or CGO (as the case requires) setting out the outcome of the consultation required under paragraph (a); and 35.3.2.2 any other information required by the Minister or CGO (as the case requires).		
s163A(3)(a)(iii)	35. Initiation of Scheme – Primary Infrastructure in Relation to Declared Project Area or Designated Growth Area 35.4 The power pursuant to Section 163A(3)(a)(iii) of the PDI Act for the delegate to consult with the person or body responsible for preparing a draft outline.	CEO	
s163A(4)	35. Initiation of Scheme – Primary Infrastructure in Relation to Declared Project Area or Designated Growth Area 35.5 The power pursuant to Section 163A(4) of the PDI Act, to after approval of a draft outline: 35.5.1 publish it in the Gazette; and 35.5.2 arrange for its publication on the SA planning portal.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s164(3)	36. Initiation of Scheme 36.1 The power pursuant to Section 164(3) of the PDI Act to request the Minister initiate a proposal to proceed under Section 164 of the PDI Act.	CEO	
s164(12)	36. Initiation of Scheme 36.2 The power pursuant to Section 164(12) of the PDI Act to make submissions to the Minister in relation to the draft outline.	CEO	
s166(1)(c)	37. Consideration of Proposed Scheme 37.1 The power pursuant to Section 166(1)(c) of the PDI Act to consult with a scheme coordinator in relation to a scheme in accordance with the Community Engagement Charter.	CEO	
s167(7)	38. Adoption of Scheme 38.1 The power pursuant to Section 167(7) of the PDI Act to make submissions to the Minister in relation to a variation to an outline of a scheme.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s167A(2)(a)(i)	39. Variation of Basic Infrastructure Scheme to Include Primary Infrastructure 39.1 The power pursuant to Section 167A(2)(a)(i) of the PDI Act to make submissions on the proposed variation within a period specified by the scheme coordinator.	CEO	
s169(2)(b)	40. Funding Arrangements 40.1 The power pursuant to Section 169(2)(b) of the PDI Act in relation to a scheme that provides for the collection of contributions under Subdivision 8 of the PDI Act to apply for any matter to be considered or determined by ESCOSA or some other prescribed person or body as part of a periodic review of the levels and amounts of those contributions.	CEO	
s169(8)(a)(ii)	40. Funding Arrangements 40.2 The power pursuant to Section 169(8)(a)(ii) of the PDI Act to, in relation to a funding arrangement that provides for or includes the collection of contributions under Part 13 Division 1 Subdivision	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	8 of the PDI Act in relation to prescribed infrastructure, consult with the Coordinator General's Office or the Chief Executive.		
s169(9)	40. Funding Arrangements 40.3 The power pursuant to Section 169(9) of the PDI Act to make submissions to the Commission in relation to a funding arrangement that is specifically relevant to the Council.	CEO	
s177(4)	41. Contributions by Constituent Councils 41.1 The power pursuant to Section 177(4) of the PDI Act to make submissions to the Minister in relation to the Council's share.	CEO	
s177(5)	41. Contributions by Constituent Councils 41.2 The power pursuant to Section 177(5) of the PDI Act to, at the request of the Minister, supply the Minister with information in the possession of the Council to enable the Minister to determine shares under Sections 177(2) and (3) of the PDI Act.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s180(7)	42. Imposition of Charge by Councils 42.1 The power pursuant to Section 180(7) of the PDI Act, if the Council incurs costs in recovering a charge as a debt, to claim the reimbursement of those costs (insofar as they are reasonable) from the relevant fund established under subdivision 9, Division 1, Part 13 of the PDI Act.	CEO	
s187(1)	43. Authorised Works 43.1 The power pursuant to Section 187(1) of the PDI Act, subject to Section 187(3) of the PDI Act, to carry out any infrastructure works if the Council is authorised to so do by or under the PDI Act or any other Act.	CEO	
s187(5)	43. Authorised Works 43.2 The power pursuant to Section 187(5) of the PDI Act, subject to Section 187(6) of the PDI Act, to in relation to a proposal that involves disturbing the surface of a road, or that otherwise relates to a road to:	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	43.2.1 inform the relevant road maintenance authority of the proposal at least 28 days before the proposed commencement of any work; and 43.2.2 give the relevant road maintenance authority a reasonable opportunity to consult with the Council in relation to the matter; and 43.2.3 ensure that proper consideration is given to the views of the road maintenance authority.		
s187(5)(b)	41. Authorised Works 41.3 The power pursuant to Section 187(5)(b) of the PDI Act to make submissions to the designated entity in relation to the matter.	CEO	
s187(6)	41. Authorised Works 41.4 The power pursuant to Section 187(6) of the PDI Act, in a case of emergency, to only comply with Section 187(5) of the PDI Act to such extent as is practicable in the circumstances.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s188(1)	44. Entry onto Land 44.1 The power pursuant to Section 188(1) of the PDI Act to authorise a person for the purpose of undertaking any work or activity in connection with the exercise of a power under Division 2 of Part 13 of the PDI Act to: 44.1.1 enter and pass over any land; and 44.1.2 bring onto any land any vehicles, plant or equipment; and 44.1.3 temporarily occupy land; and 44.1.4 do anything else reasonably required in connection with the exercise of the power.	CEO	
s188(4)	44. Entry onto Land 44.2 The power pursuant to Section 188(4) of the PDI Act to pay reasonable compensation on account of any loss or damage caused by the exercise of a power under Section 188(1) of the PDI Act.	CEO	
s189(1)	45. Acquisition of Land	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	45.1 The power pursuant to Section 189(1) of the PDI Act, to: 45.1.1 seek the consent of the Minister to acquire land for a purpose associated with infrastructure works under and in accordance with the Land Acquisition Act 1969; and 45.1.2 with the consent of the Minister, acquire land for a purpose associated with infrastructure works under and in accordance with the Land Acquisition Act 1969.		
s192(1)	46. Land Management Agreements 46.1 The power pursuant to Section 192(1) of the PDI Act to enter into an agreement relating to the development, management, preservation or conservation of land with the owner of the land or a designated entity.	CEO	
s192(2)	46. Land Management Agreements 46.2 The power pursuant to Section 192(2) of the PDI Act to enter into an agreement relating to the management, preservation or conservation of the land with a greenway authority.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s192(4)	46. Land Management Agreements 46.3 The power pursuant to Section 192(4) of the PDI Act in considering whether to enter into an agreement under Section 192 of the PDI Act which relates to the development of land and, if such an agreement is to be entered into, in considering the terms of the agreement, to have regard to: 46.3.1 the provisions of the Planning and Design Code and to any relevant development authorisation under the PDI Act; and 46.3.2 the principle that the entering into of an agreement under Section 192 of the PDI Act by the Council should not be used as a substitute to proceeding with an amendment to the Planning and Design Code under the PDI Act.	CEO	
s192(5)	46. Land Management Agreements 46.4 The power pursuant to Section 192(5) of the PDI Act to register agreements entered into under Section 192 of the PDI Act in accordance with the regulations.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s192(8)	46. Land Management Agreements 46.5 The power pursuant to Section 192(8) of the PDI Act to carry out on private land any work for which provision is made by agreement under Section 192 of the PDI Act.	CEO	
s192(9)	46. Land Management Agreements 46.6 The power pursuant to Section 192(9) of the PDI Act to include in an agreement under Section 192 of the PDI Act an indemnity from a specified form of liability or right of action, a waiver or exclusion of a specified form of liability or right of action, an acknowledgment of liability, or a disclaimer, on the part of a party to the agreement.	CEO	
s192(10)	46. Land Management Agreements 46.7 The power pursuant to Section 192(10) of the PDI Act to express a provision under Section 192(9) of the PDI Act as extending to, or being for the benefit of, a person or body who or which is not a party to the agreement.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s192(11)	46. Land Management Agreements 46.8 The power pursuant to Section 192(11) of the PDI Act to consent to the owner of land entering into an agreement under Section 192 of the PDI Act where the Council has a legal interest in the land.	CEO	
s192(12)	46. Land Management Agreements 46.9 The power pursuant to Section 192(12) of the PDI Act to apply to the Registrar-General, to note the agreement against the relevant instrument of title or, in the case of land not under the provisions of the Real Property Act 1886, against the land.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s192(15)	46. Land Management Agreements 46.10 The power pursuant to Section 192(15) of the PDI Act to apply to the Registrar-General in relation to an agreement to which a note has been made under Section 192 of the PDI Act that has been rescinded or amended, to enter a note of the rescission or amendment against the instrument of title, or against the land.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s192(16)	46. Land Management Agreements 46.11 The power pursuant to Section 192(16) of the PDI Act to provide in an agreement under Section 192 of the PDI Act for remission of rates or taxes on the land.	CEO	
s192(17)	46. Land Management Agreements 46.12 The power pursuant to Section 192(17) of the PDI Act to seek the Minister's consent to providing in an agreement under Section 192 of the PDI Act entered into by the Council for the remission of rates or taxes payable to the Crown.	CEO	
s192(17)	46. Land Management Agreements 46.13 The power pursuant to Section 192(17) of the PDI Act to consent to an agreement entered into by the Minister under Section 192 of the PDI Act, providing for the remission of rates or taxes payable to the Council.	CEO	
s193(1)	47. Land Management Agreements – Development Applications	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	47.1 The power pursuant to Section 193(1) of the PDI Act to, subject to Section 193 of the PDI Act, enter into an agreement under Section 193 of the PDI Act with a person who is applying for a development authorisation under the PDI Act that will, in the event that the relevant development is approved, bind: 47.1.1 the person; and 47.1.2 any other person who has the benefit of the development authorisation; and 47.1.3 the owner of the relevant land (if he or she is not within the ambit of Sections 193(a) or (b) of the PDI Act and if the other requirements of Section 193 of the PDI Act are satisfied).		
s193(2)	47. Land Management Agreements – Development Applications 47.2 The power pursuant to Section 193(2) of the PDI Act to enter into an agreement under Section 193 of the PDI Act in relation to any matter that the delegate agrees is relevant to the proposed development (including a matter that is not necessarily relevant to the assessment of the development under the PDI Act).	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s193(3)	47. Land Management Agreements – Development Applications 47.3 The power pursuant to Section 193(3) of the PDI Act to have regard to: 47.3.1 the provisions of the Planning and Design Code; and 47.3.2 the principle that the entering into of an agreement under Section 193 of the PDI Act by the Council should not be used as a substitute to proceeding with an amendment to the Planning and Design Code under the PDI Act.	CEO	
s193(5)	47. Land Management Agreements – Development Applications 47.4 The power pursuant to Section 193(5) of the PDI Act to register agreements entered into under Section 193 of the PDI Act in accordance with the regulations.	CEO	
s193(10)	47. Land Management Agreements – Development Applications 47.5 The power pursuant to Section 193(10) of the PDI Act to consent to an application to note the agreement against the relevant instrument of title or the land.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s193(11)	47. Land Management Agreements – Development Applications 47.6 The power pursuant to Section 193(11) of the PDI Act to consent to an owner of land entering into an agreement or giving a consent under Section 192(10) of the PDI Act where the Council has a legal interest in the land.	CEO	
s193(13)	47. Land Management Agreements – Development Applications 47.7 The power pursuant to Section 193(13) of the PDI Act to apply to the Registrar-General to note the agreement against the relevant instrument of title or, in the case of land not under the provisions of the Real Property Act 1886, against the land.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s193(15)	47. Land Management Agreements – Development Applications 47.8 The power pursuant to Section 193(15) of the PDI Act to apply to the Registrar-General in relation to an agreement under Section 193 that has been rescinded or amended, to enter a note of the rescission or amendment against the instrument of title, or against the land.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s193(16)	47. Land Management Agreements – Development Applications 47.9 The power pursuant to Section 193(16) of the PDI Act, if an agreement under Section 193 of the PDI Act does not have effect under Section 193 of the PDI Act within the period prescribed by the regulations, to by notice given in accordance with the regulations, lapse the relevant development approval.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s197(1)(b)	48. Off-setting Contributions 48.1 The power pursuant to Section 197(1)(b) of the PDI Act to seek the approval of the Minister to act under Section 197 of the PDI Act.	CEO	
s197(2)	48. Off-setting Contributions 48.2 The power pursuant to Section 197(2) of the PDI Act to establish a scheme under Section 197 of the PDI Act that is designed to support or facilitate: 48.2.1 development that may be in the public interest or otherwise considered by the delegate as being appropriate in particular	COUNCIL	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	circumstances (including by the provision of facilities at a different site); or 48.2.2 planning or development initiatives that will further the objects of the PDI Act or support the principles that relate to the planning system established by the PDI Act; or 48.2.3 any other initiative or policy: 48.2.3.1 designated by the Planning and Design Code for the purposes of Section 197(2)(c)(i) of the PDI Act; 48.2.3.2 prescribed by the regulations for the purposes of Section 197(2)(c)(ii) of the PDI Act.		
s197(3)	48. Off-setting Contributions 48.3 The power pursuant to Section 197(3) of the PDI Act to include in a scheme established under Section 197 of the PDI Act: 48.3.1 an ability or requirement for a person who is proposing to undertake development (or who has the benefit of an approval under the PDI Act):	COUNCIL	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	48.3.1.1 to make a contribution to a fund established as part of the scheme; or 48.3.1.2 to undertake work or to achieve some other goal or outcome (on an 'in kind' basis); or 48.3.1.3 to proceed under a combination of Sections 197(3)(a)(i) and (ii) of the PDI Act, in order to provide for or address a particular matter identified by the scheme; and 48.3.2 an ability for a provision of the Planning and Design Code to apply with a specified variation under the terms of the scheme; and 48.3.3 an ability for any relevant authority to act under or in connection with Sections 197(3)(a) or (b) of the PDI Act.		
s197(4)	48. Off-setting Contributions 48.4 The power pursuant to Section 197(4)(b) of the PDI Act to apply the fund towards the purposes of the scheme in accordance with any directions or approvals of the Treasurer made or given after consultation with the Minister.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s197(4)(c)	48. Off-setting Contributions 48.5 The power pursuant to Section 197(4)(c) of the PDI Act to invest money that is not immediately required for the purposes of the fund in accordance with provisions included in the scheme.	CEO	
s197(7)	48. Off-setting Contributions 48.6.1 seek the approval of the Minister to vary or wind up a scheme under Section 197 of the PDI Act; and 48.6.2 to vary or wind up a scheme under Section 197 of the PDI Act with the approval of the Minister.	CEO	
s198(1)	49. Open Space Contribution Scheme 49.1 The power pursuant to Section 198(1) of the PDI Act, where an application for a development authorisation provides for the division of land in the Council's area into more than 20 allotments, and 1 or more allotments is less than 1 hectare in area to require: 49.1.1 that up to 12.5% in area of the relevant area be vested in the Council to be held as open space; or	CEO, MCD, CAP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	49.1.2 that the applicant make the contribution prescribed by the regulations in accordance with the requirements of Section 198 of the PDI Act; or 49.1.3 that land be vested in the Council under Section 198(1)(c) of the PDI Act and that the applicant make a contribution determined in accordance with Section 198(8) of the PDI Act, according to the determination and specification of the delegate, and to have regard to any relevant provision of the Planning and Design Code that designates land as open space and to seek the concurrence of the Commission to taking any action that is at variance with the Planning and Design Code.		
s198(3)	49. Open Space Contribution Scheme 49.2 The power pursuant to Section 198(3) of the PDI Act to enter into an agreement referred to in Section 198(2)(d) of the PDI Act.	CEO	
s198(4)(a)	49. Open Space Contribution Scheme 49.3 The power pursuant to Section 198(4)(a) of the PDI Act to concur with an area being vested in the Council.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s198(11)	49. Open Space Contribution Scheme 49.4 The power pursuant to Section 198(11) of the PDI Act in relation to money received under Section 198 of the PDI Act to immediately pay it into a fund established for the purposes of Section 198 of the PDI Act and apply it for the purpose of acquiring or developing land as open space.	CEO	
s198(12)	49. Open Space Contribution Scheme 49.5 The power pursuant to Section 198(12) of the PDI Act to form the opinion that the division of land is being undertaken in stages.	CEO, MCD, BLP, CAP, AM, GMNBE	
s200(1)	50. Urban Trees Fund 50.1 The power pursuant to Section 200(1) of the PDI Act to, 50.1.1 seek the approval of the Minister to establish a fund (an urban trees fund) for an area designated by the delegate; and 50.1.2 to, with the approval of the Minister establish a fund (an urban trees fund) for an area designed by the delegate (a designated area).	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s200(2)	50. Urban Trees Fund 50.2 The power pursuant to Section 200(2) of the PDI Act to effect the establishing of the fund by notice published in the Gazette.	CEO	
s200(3)	50. Urban Trees Fund 50.3 The power pursuant to Section 200(3) of the PDI Act to define a designated area by reference to an area established by the Planning and Design Code.	COUNCIL	
s200(5)	50. Urban Trees Fund 50.4 The power pursuant to Section 200(5) of the PDI Act to invest any money in an urban trees fund that is not immediately required for the purpose of the fund and to pay any resultant income into the fund.	CEO	
s200(6)	50. Urban Trees Fund 50.5 The power pursuant to Section 200(6) of the PDI Act to apply money standing to the credit of an urban trees fund:	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	50.5.1 to maintain or plant trees in the designated area which are or will (when fully grown) constitute significant trees under the PDI Act; or 50.5.2 to purchase land within the designated area in order to maintain or plant trees which are or will (when fully grown) constitute significant trees under the PDI Act.		
s200(7)	50. Urban Trees Fund 50.6 The power pursuant to Section 200(7) of the PDI Act if, the Council subsequently sells land purchased under Section 200(6)(b) of the PDI Act, to pay the proceeds of sale into an urban trees fund maintained by the Council under Section 200 of the PDI Act, subject to the qualifications in Sections 200(7)(a) and (b).	CEO	
s210(1)	51. Appointment of Authorised Officers 51.1 The power pursuant to Section 210(1) of the PDI Act to: 51.1.1 appoint a person to be an authorised officer for the purposes of the PDI Act; and	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	51.1.2 appoint a person who holds the qualifications prescribed by the regulations to be an authorised officer for the purposes of the PDI Act if the Council is required to do so by the regulations.		
s210(2)	51. Appointment of Authorised Officers 51.2 The power pursuant to Section 210(2) of the PDI Act to make an appointment of an authorised officer subject to conditions.	CEO	
s210(3)	51. Appointment of Authorised Officers 51.3 The power pursuant to Section 210(3) of the PDI Act to issue each authorised officer an identity card: 51.3.1 containing a photograph of the authorised officer; and 51.3.2 stating any conditions of appointment limiting the authorised officer's appointment.	CEO	
s210(5)	51. Appointment of Authorised Officers	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	51.4 The power pursuant to Section 210(5) of the PDI Act to, at any time, revoke an appointment which the Council has made, or vary or revoke a condition of such an appointment or impose a further such condition.		
s213(1)	52. Enforcement Notices 52.1 The power pursuant to Section 213(1) of the PDI Act, if the delegate has reason to believe on reasonable grounds that a person has breached the PDI Act or the repealed Act, to do such of the following as the delegate considers necessary or appropriate in the circumstances: 52.1.1 direct a person to refrain, either for a specified period or until further notice, from the PDI Act, or course of action, that constitutes the breach; 52.1.2 direct a person to make good any breach in a manner, and within a period, specified by the delegate; 52.1.3 take such urgent action as is required because of any situation resulting from the breach	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DOP, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s213(2)	52. Enforcement Notices 52.2 The power pursuant to Section 213(2) of the PDI Act to give a direction under Section 213(1) of the PDI Act by notice in writing unless the delegate considers that the direction is urgently required.	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DOP, DOB, AM, GMNBE	
s213(5)	52. Enforcement Notices 52.3 The power pursuant to Section 213(5) of the PDI Act, if a person fails to comply with a direction under Section 213(1)(b) of the PDI Act within the time specified in the notice, to cause the necessary action to be taken.	CEO, MCD, BLB, TLCDS, SDOB, DOB, AM, GMNBE	
s213(6)	52. Enforcement Notices 52.4 The power pursuant to Section 213(6) of the PDI Act to recover the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 213 of the PDI Act, as a debt due from the person whose failure gave rise to the PDI Action	CEO, MCD, BLB, TLCDS, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s213(7)	52. Enforcement Notices 52.5 The power pursuant to Section 213(7) of the PDI Act, if an amount is recoverable from a person by the Council under Section 213 of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.	CEO, MCD, BLB, TLCDS, SDOB, DOB, AM, GMNBE	
s214(1)	53. Applications to Court 53.1 The power pursuant to Section 214(1) of the PDI Act to apply to the Court for an order to remedy or restrain a breach of the PDI Act or the repealed Act.	CEO, MCD, AM, GMNBE	
s214(2)	53. Applications to Court 53.2 The power pursuant to Section 214(2) of the PDI Act to consent to proceedings under Section 214 of the PDI Act being brought in a representative capacity on behalf of the Council.	CEO, MCD, AM, GMNBE	
s214(4)	53. Applications to Court	CEO, MCD, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	53.3 The power pursuant to Section 214(4) of the PDI Act to make an application without notice to any person and to make an application to the Court to serve a summons requiring the respondent to appear before the Court to show cause why an order should not be made under Section 214 of the PDI Act.		
s214(6)	53. Applications to Court 53.4 The power pursuant to Section 214(6) of the PDI Act to make submissions to the Court on the subject matter of the proceedings.	CEO, MCD, BLB, TLCDS, AM, GMNBE	
s214(9)	53. Applications to Court 53.5 The power pursuant to Section 214(9) of the PDI Act to appear before a final order is made and be heard in proceedings based on the application.	CEO, MCD, BLB, TLCDS, AM, GMNBE	
s214(10)	53. Applications to Court 53.6 The power pursuant to Section 214(10) of the PDI Act to make an application to the Court to make an interim order under Section 214 of the PDI Act.	CEO, MCD, BLB, TLCDS, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s214(11)	53. Applications to Court 53.7 The power pursuant to Section 214(11) of the PDI Act to make an application for an interim order without notice to any person.	CEO, MCD, BLB, TLCDS, AM, GMNBE	
s214(12)	53. Applications to Court 53.8 The power pursuant to Section 214(12) of the PDI Act, if the Court makes an order under Section 214(6)(d) of the PDI Act and the respondent fails to comply with the order within the period specified by the Court, to cause any work contemplated by the order to be carried out, and recover the costs of that work, as a debt, from the respondent	CEO, MCD, BLB, TLCDS, AM, GMNBE	
s214(13)	53. Applications to Court 53.9 The power pursuant to Section 214(13) of the PDI Act, if an amount is recoverable from a person by the Council under Section 214(12) of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.	CEO, MCD, BLB, TLCDS, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s214(17)	53. Applications to Court 53.10 The power pursuant to Section 214(17) of the PDI Act to apply to the Court to vary or revoke an order previously made under Section 214 of the PDI Act.	CEO, MCD, BLB, TLCDS, AM, GMNBE	
s219(1)	54. Proceedings for Offences 54.1 The power pursuant to Section 219(1) of the PDI Act to commence proceedings for an offence against the PDI Act.	CEO, GMNBE	
s223(2)	55. Adverse Publicity Orders 55.1 The power pursuant to Section 223(2) of the PDI Act to make an application to the Court for an adverse publicity order.	CEO, GMNBE	
s223(4)	55. Adverse Publicity Orders 55.2 The power pursuant to Section 223(4) of the PDI Act, if the offender fails to give evidence to the Council in accordance with Section 224(1)(b) of the PDI Act to: 55.2.1 take the PDI Action or actions specified in the order; and	CEO, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	55.2.2 authorise a person in writing to take the PDI Action or actions specified in the order.		
s223(5)	55. Adverse Publicity Orders 55.3 The power pursuant to Section 223(5) of the PDI Act, if: 55.3.1 the offender gives evidence to the Council in accordance with Section 223(1)(b) of the PDI Act; and 55.3.2 despite the evidence, the delegate is not satisfied that the offender has taken the PDI Action or actions specified in the order in accordance with the order, to apply to the court for an order authorising the Council, or a person authorised in writing by the Council, to take the PDI Action or actions and to authorise a person in writing to take the PDI Action or actions.	CEO, GMNBE	
s223(6)	55. Adverse Publicity Orders 55.4 The power pursuant to Section 223(6) of the PDI Act, if the Council, or a person authorised in writing by the Council, takes an action or actions in accordance with Section 223(4) of the PDI Act	CEO, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	or an order under Section 223(5) of the PDI Act, to recover from the offender an amount in relation to the reasonable expenses of taking the PDI Action or actions, as a debt, due to the Council.		
s225(1)	56. Civil Penalties 56.1 The power pursuant to Section 225(1) of the PDI Act, subject to Section 225 of the PDI Act, if the delegate is satisfied that a person has committed an offence by contravening a provision of the PDI Act, to, as an alternative to criminal proceedings, recover, by negotiation or by application to the Court, an amount as a civil penalty in respect of the contravention.	CEO, MCD, TLCDS, AM, GMNBE	TLCDS may recover by negotiation only.
s225(2)	56. Civil Penalties 56.2 The power pursuant to Section 225(2) of the PDI Act, in respect of a contravention where the relevant offence does not require proof of intention or some other state of mind, to determine whether to initiate proceedings for an offence or take action under Section 225 of the PDI Act, having regard to the seriousness of the contravention, the previous record of the offender and any other relevant factors.	CEO, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s225(3)	56. Civil Penalties 56.3 The power pursuant to Section 225(3) of the PDI Act to serve on the person a notice in the prescribed form advising the person that the person may, by written notice to the Council, elect to be prosecuted for the contravention.	CEO, GMNBE	
s225(13)	56. Civil Penalties 56.4 The power pursuant to Section 225(13) of the PDI Act to seek the authorisation of the Attorney-General to the commencement of proceedings for an order under Section 225 of the PDI Act.	CEO, GMNBE	
s228(7)	57. Make Good Order 57.1 The power pursuant to Section 228(7) of the PDI Act to apply to the Court to vary or revoke an order under Section 228 of the PDI Act.	CEO, MCD, TLCDS, AM, GMNBE	
s229(5)	58. Recovery of Economic Benefit 58.1 The power pursuant to Section 229(5) of the PDI Act to apply an amount paid to the Council in accordance with an order under	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	Section 229(1) of the PDI Act for the purpose of acquiring or developing land as open space and to hold it in a fund established for the purposes of Section 198 of the PDI Act.		
s230(1)	59. Enforceable Voluntary Undertakings 59.1 The power pursuant to Section 230(1) of the PDI Act to accept (by written notice) a written undertaking given by a person in connection with a matter relating to a contravention or alleged contravention by the person of the PDI Act.	CEO, MCD, AM, GMNBE	
s230(4)	59. Enforceable Voluntary Undertakings 59.2 The power pursuant to Section 230(4) of the PDI Act if the delegate considers that a person has contravened an undertaking accepted by the Council, to apply to the Court for enforcement of the undertaking.	CEO, MCD, AM, GMNBE	
s230(7)	59. Enforceable Voluntary Undertakings 59.3 The power pursuant to Section 230(7) of the PDI Act to agree in writing with a person who has made an undertaking to:	CEO, MCD, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	59.3.1 vary the undertaking; or 59.3.2 withdraw the undertaking.		
s230(11)	59. Enforceable Voluntary Undertakings 59.4 The power pursuant to Section 230(11) of the PDI Act to accept an undertaking in respect of a contravention or alleged contravention before proceedings in respect of that contravention have been finalised.	CEO, MCD, AM, GMNBE	
s230(12)	59. Enforceable Voluntary Undertakings 59.5 The power pursuant to Section 230(12) of the PDI Act if the delegate accepts an undertaking before the proceedings are finalised, to take all reasonable steps to have the proceedings discontinued as soon as possible.	CEO, MCD, AM, GMNBE	
s231(1)	60. Advertisements 60.1 The power pursuant to Section 231(1) of the PDI Act, if, in the opinion of the delegate, an advertisement or advertising hoarding:	CEO, MCD, TLCDS, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	60.1.1 disfigures the natural beauty of a locality or otherwise detracts from the amenity of a locality; or 60.1.2 is contrary to the character desired for a locality under the Planning and Design Code, to, by notice served in accordance with the regulations on the advertiser or the owner or occupier of the land on which the advertisement or advertising hoarding is situated, whether or not a development authorisation has been granted in respect of the advertisement or advertising hoarding, order that person to remove or obliterate the advertisement or to remove the advertising hoarding (or both) within a period specified in the notice (of at least 28 days from the date of service of the notice).		
s231(3)	60. Advertisements 60.2 The power pursuant to Section 231(3) of the PDI Act if a person on whom a notice is served under Section 231(1) of the PDI Act fails to comply with a notice within the time allowed in the notice to enter on the land and take the necessary steps for carrying out the requirements of the notice and to recover the costs	CEO, MCD, TLCDS, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	of so doing, as a debt, from the person on whom the notice was served.		
s235(1)	61. Professional Advice to be Obtained in Relation to Certain Matters 61.1 The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s235(2)	61. Professional Advice to be Obtained in Relation to Certain Matters 61.2 The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s239(1)	62. Charges on Land	CEO, MCD, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	62.1 The power pursuant to Section 239(1) of the PDI Act if a charge on land is created under a provision of the PDI Act in favour of the Council, to deliver to the Registrar-General a notice in a form determined by the Registrar-General, setting out the amount of the charge and the land over which the charge is claimed.		
s239(6)	62. Charges on Land 62.2 The power pursuant to Section 239(6) of the PDI Act if a charge in the Council's favour exists and the amount to which the charge relates is paid, to by notice to the appropriate authority in a form determined by the Registrar-General, apply for the discharge of the charge.	CEO, MCD, AM, GMNBE	
s240(1)	63. Registering Authorities to Note Transfer 63.1 The power pursuant to Section 240(1) of the PDI Act to apply to the Registrar General or another authority required or authorised under a law of the State to register or record transactions affecting assets, rights or liabilities, or documents relating to such transactions, to register or record in an appropriate manner the	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	transfer to the Council of an asset, right or liability by regulation, proclamation or notice under the PDI Act.		
s245A(1)	64. Local Area Plans 64.1 The power pursuant to Section 245A(1) of the PDI Act, to, in accordance with the requirements of this section, prepare a report (a Local Area Plan) that: 64.1.1 addresses the strategic planning issues within the area of the Council, with particular reference to: 64.1.1.1 any regional plan that applies in respect of the area of the Council (a relevant regional plan); and 64.1.1.2 any other policy or document prescribed by the regulations; and 64.1.2 addresses appropriate amendments to the Planning Rules as they apply within the area of the Council; and 64.1.3 contains such other material as may be: 64.1.3.1 prescribed by the Regulations; or 64.1.3.2 required by the Minister.	CEO, GMC, MSS, TLSP, SPP	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s245(A)(2)	64. Local Area Plans 64.2 The power pursuant to Section 245(A)(2) of the PDI Act, to review a Local Area Plan: 64.2.1 within 12 months of being directed to do so by the Minister following an amendment to a relevant regional plan; and 64.2.2 in any event, within 5 years after the completion or review of the last Local Area Plan under this section, and following a review to vary the Local Area Plan.	CEO, GMC, MSS, TLSP, SPP	
s245A(3)	64. Local Area Plans 64.3 The power pursuant to Section 245A(3) of the PDI Act, to in connection with the preparation of a Local Area Plan, or a review under Section 245A(2) of the PDI Act: 64.3.1 consult with its community in accordance with any requirements prescribed by the regulations; and	CEO, GMC, MSS, TLSP, SPP	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	64.3.2 consult with any prescribed authority or body in the manner specified by the Regulations.		
s245A(4)	64. Local Area Plans 64.4 The power pursuant to Section 245A(4) of the PDI Act, to furnish a Local Area Plan prepared, or varied, under Section 245A of the PDI Act to the Minister for Approval.	CEO, GMC, MSS, TLSP, SPP	
s245A(5)	64. Local Area Plans 64.5 The power pursuant to Section 245A(5) of the PDI Act, to request the Minister exempt the Council: 64.5.1 from a requirement to prepare, or review, a Local Area Plan under Section 245A of the PDI Act ; or 64.5.2 from a particular requirement with respect to a Local Area Plan under Section 245A of the PDI Act.	CEO, GMC, MSS, TLSP, SPP	
s245A(7)	64. Local Area Plans	CEO, GMC, MSS, TLSP, SPP	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	64.6 The power pursuant to Section 245A(7) of the PDI Act, to once approved by the Minister, publish the Council's Local Area Plan on a website maintained by the Council.		
s245A(8)	64. Local Area Plans 64.7 The power pursuant to Section 245A(8) of the PDI Act to act jointly with another Council under Section 245A of the PDI Act and to act on behalf of or with the agreement of the other Council or Councils in undertaking any process or procedure under Section 245A of the PDI Act.	CEO, GMC, MSS, TLSP, SPP	
cl13(3)(b) sch2	65. Reporting 65.1 The power pursuant to Clause 13(3)(b) of Schedule 2 of the PDI Act to require a report under Clause 13(2) of Schedule 2 of the PDI Act to contain any other information or report required by the delegate.	COUNCIL	
cl3(3)	66. Review of Performance	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	66.1 The power pursuant to Clause 3(3) of Schedule 4 of the PDI Act to explain the Council's actions, and to make submissions (including, if relevant, an indication of undertakings that the Council is willing to give in order to take remedial action), to the Minister.		
cl3(14)	66. Review of Performance 66.2 The power pursuant to Clause 3(14) of Schedule 4 of the PDI Act to make submissions to the Minister on the report on which the PDI Action to be taken by the Minister under Clause 3(13) of Schedule 4 of the PDI Act is based.	CEO	
cl3(15)	66. Review of Performance 66.3 The power pursuant to Clause 3(15) of Schedule 4 of the PDI Act, if the Minister makes a recommendation to the Council under Clause 3(13)(a) of Schedule 4 of the PDI Act and the Minister subsequently considers that the Council has not, within a reasonable period, taken appropriate action in view of the recommendation, to make submissions to the Minister in relation to the directions of the Minister.	CEO	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl3(16) sch4	66. Review of Performance 66.4 The power pursuant to Clause 3(16) of Schedule 4 of the PDI Act to comply with a direction under Clauses 3(13) or (15) of Schedule 4 of the PDI Act.	CEO, MCD, AM, GMNBE	
cl9(6)(a)	67. Planning and Design Code 67.1 The power pursuant to Clause 9(6)(a) of Schedule 8 of the PDI Act to apply to the Minister for approval to commence the process under Section 25 of the repealed Act.	CEO	
cl30(3)	68. General Schemes 68.1 The power pursuant to Clause 30(3) of Schedule 8 of the PDI Act to request the Minister make a declaration under Clause 30(2) of Schedule 8 of the PDI Act in relation to a scheme.	CEO	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r11B(1)	70. Mutual Liability Scheme – Rights of Indemnity 70.1 The power pursuant to Regulation 11B(1) of the Planning, Development and Infrastructure (General) Regulations 2019 (the General Regulations) to: 70.1.1 in being responsible under Section 83(1)(h)(ii) of the PDI Act for the costs and other liabilities associated with the activities of an assessment panel appointed by the Council; and 70.1.2 in being responsible for the costs associated with the activities of a regional assessment panel in accordance with a scheme set out in a notice under Section 84(1)(a) and (i) of the PDI Act, have arrangements in place to indemnify the members of any such panel in respect of a claim against a member of the panel arising out of the performance, exercise or discharge (or purported performance, exercise or discharge) in good faith of their functions, powers or duties under the PDI Act in their role as a member of the panel.	CEO	
r11B(5)	70. Mutual Liability Scheme – Rights of Indemnity 70.2 The power pursuant to Regulation 11B(5) of the General Regulations to: 70.2.1 in being responsible under Section 87(f) of the PDI Act for the costs and other liabilities associated with the activities of an assessment manager for an assessment panel appointed by the Council; and	CEO	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	70.2.2 in being responsible for the costs associated with the activities of a regional assessment panel in accordance with a scheme set out in a notice under Section 87(1)(a) and (i) of the PDI Act, have arrangements in place to indemnify an assessment manager for any such panel in respect of a claim against the assessment manager arising out of the performance, exercise or discharge (or purported performance, exercise or discharge) in good faith of their functions, powers or duties under the PDI Act in their role as an assessment manager.		
r47(4)(d)	71. Performance Assessed Development and Restricted Development 71.1 The power pursuant to Regulation 47(4)(d) of the General Regulations to determine the fee payable by the applicant as being appropriate to cover the reasonable costs of placing the notice on the land.	CEO	
r78(1)	72. Underground Main Areas 72.1 The power pursuant to Regulation 78(1) of the General Regulations if the delegate considers an area should be declared an underground mains area to seek a report from the relevant electricity authority in relation to the matter.	CEO, MCD, BLP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r78(2)	72. Underground Main Areas 72.2 The power pursuant to Regulation 78(2) of the General Regulations after having received and considered a report from the electricity authority to declare the area to be an underground mains area.	CEO, MCD, BLP, AM, GMNBE	
r81(4)	73. Width of Roads and Thoroughfares 73.1 The power pursuant to Regulation 81(4) of the General Regulations to dispense with a width prescribed by Regulations 81(1) or (3) of the General Regulations (and specify a different width) if the delegate is of the opinion that the width so prescribed is not necessary for the safe and convenient movement of vehicles or pedestrians, or for underground services.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	
r81(5)	73. Width of Roads and Thoroughfares 73.2 The power pursuant to Regulation 81(5) of the General Regulations to subject to Regulation 81(6) of the General Regulations specify the width of the road at the head of every cul-de-sac in such dimensions as may be acceptable to the delegate.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	
r81(6)	73. Width of Roads and Thoroughfares	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	73.3 The power pursuant to Regulation 81(6) of the General Regulations to dispense with a requirement under Regulation 81(5) of the General Regulations if it appears to the delegate that the cul-de-sac is likely to become a through road.		
r82(1)	74. Road Widening 74.1 The power pursuant to Regulation 82(1) of the PDI Act, subject to Regulation 82(2) of the General Regulations, if an existing road abuts land which is proposed to be divided, to form the view that the road should be widened in order to provide a road of adequate width having regard to existing and future requirements of the area.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	
r83(1)	75. Requirement as to Forming of Roads 75.1 The power pursuant to Regulation 83(1) of the General Regulations, subject to Regulation 83(2) of the General Regulations, to specify the width and manner of the formation of the roadway of every proposed road on a plan of division.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	
r83(2)	75. Requirement as to Forming of Roads 75.2 The power pursuant to Regulation 83(2) of the General Regulations to form the opinion that it is necessary to specify a width for a roadway to be formed under Regulation 83(1) in excess of 7.4m, in view of the volume or type of traffic that is likely to traverse that road.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r83(4)	75. Requirement as to Forming of Roads 75.3 The power pursuant to Regulation 83(4) of the General Regulations, to dispense with the requirements under Regulation 83(3) of the General Regulations, if the delegate is of the opinion that the cul-de-sac is likely to become a through road.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	
r83(5)	75. Requirement as to Forming of Roads 75.4 The power pursuant to Regulation 83(5) of the General Regulations, subject to Regulation 83(6) of the General Regulations to require every footpath, water-table, kerbing, culvert and drain of every proposed road to be formed in a manner satisfactory to the delegate.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	
r83(6)	75. Requirement as to Forming of Roads 75.5 The power pursuant to Regulation 83(6) of the General Regulations, to dispense with a requirement under Regulation 83(5) of the General Regulations.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	
r84(1)	76. Construction of Roads, Bridges, Drains and Services 76.1 The power pursuant to Regulation 84(1) of the General Regulations to require the roadway of every proposed road within the relevant division to be constructed and	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	paved and sealed with bitumen, tar or asphalt or other material approved by the delegate.		
r85(1)	77. Supplementary Provisions 77.1 The power pursuant to Regulation 85(1) of the General Regulations to approve the road location and grading plan for the manner of forming any proposed road, footpath, water-table, kerbing, culvert or drain required under Division 6 of the General Regulations.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	
r85(2)	77. Supplementary Provisions 77.2 The power pursuant to Regulation 85(2) of the General Regulations, subject to Regulation 85(4) of the General Regulations, to require all work referred to in Regulations 83 and 84 of the General Regulations to be carried out in a manner satisfactory to the delegate and in conformity with detailed construction plans and specifications signed by a professional engineer or, at the discretion of the delegate, a licensed surveyor, and approved by the delegate before the commencement of the work.	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	
r85(4)	77. Supplementary Provisions	CEO, MCA, MCD, BLP, CAP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	77.3 The power pursuant to Regulation 85(4) of the General Regulations to form the opinion that all connections for water supply and sewerage services to any allotment delineated on the plan which, in the opinion of the Chief Executive of the South Australian Water Corporation and any other water industry entity identified under Regulation 79(1) of the General Regulations in relation to any such allotment are necessary and need to be laid under the surface of the proposed road, have been made.		
r 88(3)	78. Division of Land by Community Title or Strata Title 78.1 The power pursuant to Regulation 88(3) of the General Regulations to hold the security supporting a binding arrangement entered into by an applicant under Regulation 88 of the General Regulations.	CEO, MCD, BLP, SDOP, AM, GMNBE	
r88(4)	78. Division of Land by Community Title or Strata Title 78.2 The power pursuant to Regulation 88(4) of the General Regulations to return the security to the applicant as soon as reasonably practicable after its return is requested by the applicant if: 78.2.1 the Council or delegate is satisfied that the condition or requirement in relation to which the arrangement was entered into has been satisfied; and	CEO, MCD, BLP, SDOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	78.2.2 the security has not been transferred to the relevant community corporation or strata corporation in accordance with Regulation 88(5) of the General Regulations.		
r 88(4)(a)	78. Division of Land by Community Title or Strata Title 78.3 The power pursuant to Regulation 88(4)(a) of the General Regulations to form the opinion and be satisfied that the condition or requirement in relation to which the arrangement was entered into has been satisfied.	CEO, MCD, BLP, SDOP, AM, GMNBE	
r 88(5)	78. Division of Land by Community Title or Strata Title 78.4 The power pursuant to Regulation 88(5) of the General Regulations, if a condition or requirement in relation to which a binding arrangement was entered into has not been satisfied before the end of the developer control period, to, after the developer control period, transfer the security to the relevant community corporation or strata corporation for the purposes of the corporation using that amount to satisfy the condition or requirement.	CEO, MCD, BLP, SDOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r89(1)	79. General Provisions 79.1 The power pursuant to Regulation 89(1) of the General Regulations to form the opinion that another form of arrangement is satisfactory for the purposes of Section 138(1) of the PDI Act.	CEO, MCA, MCD, BLP, TLCDS, AM, GMNBE	
r89(3)	79. General Provisions 79.2 The power pursuant to Regulation 89(3) of the General Regulations to provide a certificate which: 79.2.1 evidences the consent of the Council to an encroachment by a building over other land; and 79.2.2 sets out: 79.2.2.1 the date on which any relevant building was erected (if known); and 79.2.2.2 the postal address of the site.	CEO, MCD, BLP, TLCDS, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r89(6)(b)	79. General Provisions 79.3 The power pursuant to Regulation 89(6)(b) of the General Regulations to request a written copy of the certificate and plan (or certificates and plans) referred to in Regulation 89(3) of the General Regulations.	CEO, MCD, BLP, TLCDS, SDOP, DOP, AM, GMNBE	
r89(8)	79. General Provisions 79.4 The power pursuant to Regulation 89(8) of the General Regulations to make submissions to the Commission before the Commission grants an extension of the period prescribed by Regulation 89(7).	CEO, MCD, BLP, TLCDS, SDOP, DOP, AM, GMNBE	
r93(1)(b)	80. Notifications During Building Work 80.1 The power pursuant to Regulation 93(1)(b) of the General Regulations to specify by notice to the building owner and to the licensed building work contractor responsible for carrying out the relevant building work (if any), when development approval is granted in respect of the work, any stage of the building work to which the periods and stages prescribed for the purposes of Section 146(1) of the PDI Act relate.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
r93(1)(c)	80. Notifications During Building Work	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	80.2 The power pursuant to Regulation 93(1)(c) of the General Regulations to specify by notice in writing to the building owner on the granting of development approval in respect of the work any stage of the building work to which the periods and stages prescribed for the purposes of Section 146(1) of the PDI Act relate.		
r94(13)	81. Essential Safety Provisions 81.1 The power pursuant to Regulation 94(13) of the General Regulations to require compliance with Regulation 94(10) of the General Regulations if: 81.1.1 the essential safety provisions were installed 81.1.1.1 under a condition attached to a consent or approval that is expressed to apply by virtue of a variance with the performance requirements of the Building Code; or 81.1.1.2 as part of a performance solution under the Building Code; or 81.1.2 the building has been the subject of a notice under Section 157 of the PDI Act.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
r102(3)	82. Classification of Buildings	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	82.1 The power pursuant to Regulation 102(3) of the General Regulations to require an application under Regulation 102(1) or (2) of the General Regulations to be accompanied by: 82.1.1 such details, particulars, plans, drawings, specifications, certificates and other documents as the delegate may reasonably require to determine the building's classification.		
r102(4)	82. Classification of Buildings 82.2 The power pursuant to Regulation 102(4) of the General Regulations, to subject to Regulation 102(5) of the General Regulations, assign the appropriate classification under the Building Code to a building if the delegate is satisfied, on the basis of the owner's application, and accompanying documentation, that the building, in respect of the classification applied for, possesses the attributes appropriate to its present or intended use.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
r102(5)	82. Classification of Buildings 82.3 The power pursuant to Regulation 102(5) of the General Regulations, if an application under Regulation 102 of the General Regulations is made in respect of an existing Class 2 to Class 9 building, to require the applicant to satisfy the delegate	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	that the provisions of any relevant Ministerial building standard relating to upgrading health and safety in existing buildings has been complied with (to the extent reasonably applicable to the building and its present or intended use).		
r102(6)	82. Classification of Buildings 82.4 The power pursuant to Regulation 102(6) of the General Regulations, on assigning a classification to a building (or part of a building) to, if relevant, determine and specify in the notice to the owner under Section 151(3) of the PDI Act: 82.4.1 the maximum number of persons who may occupy the building (or part of the building); and 82.4.2 if the building has more than 1 classification—the part or parts of the building to which each classification relates and the classifications currently assigned to the other parts of the building.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
Regulation 103A(1)	83. Required Documentation 83.1 The power pursuant to Regulation 103A(1) of the General Regulations to, in relation to an application for the issuing of a certificate of occupancy relating to a Class 1b to 9 (inclusive) building under the Building Code, require the following documentation:	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	83.1.1 if the development has been approved subject to conditions, such evidence as the delegate may reasonably require to show that the conditions have been satisfied; 83.1.2 if the application relates to the construction or alteration of part of a building and further building work is envisaged in respect of the remainder of the building, such further evidence as the delegate may reasonably require to show – 83.1.2.1 in the case of a building more than 1 storey – that the requirements of any relevant Ministerial building standard have been complied with; or 83.1.2.2 in any other case – that the building is suitable for occupation.		
Regulation 103A(2)	83. Required Documentation 83.2 The power pursuant to Regulation 103A(2) of the General Regulations to, in relation to an application for the issuing on or after 1 October 2024 of a certificate of occupancy relating to a Class 1a building under the Building Code, to require the following documentation: 83.2.1 if the development has been approved subject to conditions, such evidence as the delegate may reasonably require to show that any conditions relevant to the suitability of the building for occupation have been satisfied,	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
Regulation 103A(3)	83. Required Documentation 83.3 The power pursuant to Regulation 103A(3) of the General Regulations to, other than in relation to a designated building on which building work involving the use of a designated building product is carried out after 12 March 2018, dispense with the requirement to provide a Statement of Compliance under subregulation (1)(a) or (2)(a) if – 83.3.1 the delegate is satisfied that a person required to complete 1 or both parts of the statement has refused or failed to complete that part and that the person seeking the issuing of the certificate of occupancy has taken reasonable steps to obtain the relevant certification or certifications; and 83.3.2 it appears to the delegate, after undertaking an inspection, that the relevant building is suitable for occupation.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
Regulation 103C(1)(c)	84. Statement of site suitability 84.1 The power pursuant to Regulation 103C(1)(c) of the General Regulations, in relation to a building on a site to which Schedule 8 clause 2A of the General Regulations applies and upon which remediation on the site is necessary, to not grant a certificate of occupancy until a statement of site suitability is issued certifying that	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	the required remediation has been undertaken and the land is suitable for the proposed use.		
Regulation 103D(1)	85. Report from fire authority 85.1 The power pursuant to Regulation 103D(1) of the General Regulations, if – 85.1.1 a building is – 85.1.1.1 to be equipped with a booster assembly for use by a fire authority; or 85.1.1.2 to have installed a fire alarm that transmits a signal to a fire station or to a monitoring service approved by the relevant authority; and 85.1.2 facilities for fire detection, fire fighting or the control of smoke must be installed in the building pursuant to an approval under the Act, to not grant a certificate of occupancy unless or until the delegate has sought a report from the fire authority as to whether those facilities have been installed and operate satisfactorily.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
Regulation 103D(2)	85. Report from fire authority	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	85.2 The power pursuant to Regulation 103D(2) of the General Regulations, if a report from the fire authority is not received within 15 business days, to presume that the fire authority does not desire to make a report.		
Regulation 103D(3)	85. Report from fire authority 85.3 The power pursuant to Regulation 103D(3) of the General Regulations to have regard to any report received from a fire authority under subregulation (1) before it issues a certificate of occupancy.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
Regulation 103E(1)(b)	86. Issue of certificate of occupancy 86.1 The power pursuant to Regulation 103E(1)(b) of the General Regulations to, on receipt of notification of intended completion of building work under Regulation 93(1)(f) of the General Regulations, determine that the building work will be inspected by an authorised officer.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
Regulation 103E(3)(c)	86. Issue of certificate of occupancy 86.2 The power pursuant to Regulation 103E(3)(c) of the General Regulations, in respect of a Class 1a building, to determine not to inspect the building work.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
Regulation 103F	87. Revocation 87.1 The power pursuant to Regulation 103F of the General Regulations to revoke a certificate of occupancy – 87.1.1 if – 87.1.1.1 there is a change in the use of the building; or 87.1.1.2 the classification of the building changes; or 87.1.1.3 building work involving an alteration or extension to the building that will increase the floor area of the building by more than 300m2 is about to commence, or is being or has been carried out; or 87.1.1.4 the building is about to undergo, or is undergoing or has undergone, major refurbishment, 87.1.2 if the delegate considers that the building is no longer suitable for occupation because of building work undertaken, or being undertaken, on the building, or because of some other circumstance; or 87.1.3 if the schedule of essential safety provisions has been issued in relation to the building and the owner of the building has failed to comply with the requirements of Regulation 94(10); or 87.1.4 if the delegate considers –	CEO, MCD, BLB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	87.1.4.1 that a condition attached to a relevant development authorisation has not been met, or has been contravened, and that, in the circumstances, the certificate should be revoked; or 87.1.4.2 that a condition attached to the certificate of occupancy has not been met, or has been contravened, or is no longer appropriate.		
r109(1)(b)	88. Mining Production Tenements 88.1 The power pursuant to Regulation 109(1)(b) of the General Regulations to make submissions to the appropriate Authority and object to the granting of the tenement.	COUNCIL	
r111(2)	89. Register of Land Management Agreements (Section 193) 89.1 The power pursuant to Regulation 111(2) of the General Regulations to establish a register of agreements entered into by the Council under Section 193 of the PDI Act.	CEO	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r111(3)	89. Register of Land Management Agreements (Section 193) 89.2 The power pursuant to Regulation 111(3) of the General Regulations to include in a register, or provide access to a copy of each agreement entered into by the Council under Section 193 of the PDI Act and such other information the delegate considers appropriate.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r112(1)	90. Authorised Officers and Inspections 90.1 The power pursuant to Regulation 112(1) of the General Regulations to appoint at least 1 authorised officer under Section 210(1)(b) of the PDI Act: 90.1.1 who is an accredited professional who is: 90.1.1.1 an Accredited professional - building level 1; or 90.1.1.2 an Accredited professional - building level 2; or 90.1.1.3 an Accredited professional - building level 3; or 90.1.1.4 an Accredited professional - building level 4; or 90.1.2 who holds a current accreditation recognised by the Chief Executive for the purposes of this Regulation; or 90.1.3 who holds an approval from the Chief Executive.	CEO	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r116A(2)	91. Access to Documents 91.1 The power pursuant to Regulation 116A(2) of the General Regulations, to not make available any plans, drawings, specifications or other documents or information referred to in Regulation 116A(1) of the General Regulations for inspection or copying if to do so would: 91.1.1 in the opinion of the delegate, unreasonably jeopardise the present or future security of a building; or 91.1.2 involve an infringement of copyright in matter contained in a document; or 91.1.3 constitute a breach of any other law.	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DA, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
r116A(3)	91. Access to Documents	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DA, DOP, DOB, DSO,	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	91.2 The power pursuant to Regulation 116A(3) of the General Regulations to charge a reasonable fee for providing copies of documents or information, unless the Minister sets a fee for that purpose by fee notice made for the purposes of the PDI Act.	AM, GMNBE, CDOP, CDOB	

Planning, Development and Infrastructure (Transitional Provisions) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r8(1)(c)	69. Adoption of DPAs 69.1 The power pursuant to Regulation 8(1)(c) of the Planning, Development and Infrastructure (Transitional Provisions) Regulations 2017 (the Transitional Provisions Regulations) to apply to the Minister under Regulation 8 of the Transitional Provisions Regulations in accordance with any requirement determined by the Minister.	CEO	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r5(1)	92. Calculation of Assessment of Fees 92.1 The power pursuant to Regulation 5(1) of the Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019 (the Fees Regulations) in relation to an application which is duly lodged under a related set of regulations (including via the SA planning portal): 92.1.1 to require the applicant to provide such information as the delegate may reasonably require to calculate any fee payable under the Fees Regulations or a related set of regulations; and 92.1.2 to make any other determination for the purposes of the Fees Regulations or a related set of regulations (even if the Council is not a relevant authority).	CEO, MCD, BLP, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
r5(2)	92. Calculation of Assessment of Fees 92.2 The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate acting under Regulation 5(1) of the Fees Regulations, believes that any information provided by an applicant is incomplete or inaccurate, to calculate any fee on the basis of estimates made by the delegate.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
r5(3)	92. Calculation or Assessment of Fees	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP,	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	92.3 The power pursuant to Regulation 5(3) of the Fees Regulations to at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of Regulations.	DOB, DSO, AM, GMNBE, CDOP, CDOB	
r7	93. Waiver or Refund of Fee 93.1 The power pursuant to Regulation 7 of the Fees Regulations to, as the delegate considers appropriate to do so: 93.1.1 waive the payment of the fee, or the payment of part of the fee; or 93.1.2 refund the whole or a part of the fee.	CEO, MCD, BLP, BLB, TLCDS, AM, GMNBE	

Urban Tree Canopy Set-Off Scheme			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 9	108. Use of Money 108.1 The power pursuant to clause 9 of the Urban Tree Canopy Off-set Scheme (UTCOS) to use money distributed from the fund for any of the following purposes (and for no other purpose):	CEO	

Urban Tree Canopy Set-Off Scheme			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	108.1.1 to provide for the planting, establishment and maintenance of trees within reserves or public land anywhere within a designated local government area; or 108.1.2 the purchase of land within a designated local government area to ensure: 108.1.2.1 the preservation of trees; or 108.1.2.2 that trees can be established in an area with a low urban tree canopy level or a demonstrated urban tree canopy loss.		

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
clause 5(1)	94. Required Documentation 94.1 The power pursuant to clause 5(1) of the State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instrument (PD2), to	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	initiate an Amendment to a Designated Instrument and lodge the following documents with the Department via the SA Planning Portal: 94.1.1 a Proposal to Initiate; and 94.1.2 SA Planning Portal Publication Instructions – for Initiation;		
clause 5(2)	94. Required Documentation 94.2 The power pursuant to clause 5(2) of PD2 to lodge the following supporting documents with a proposed Amendment to the Code: 94.2.1 for proposals involving the listing or removal of a heritage item: 94.2.1.1 a Heritage Report including relevant datasheet(s) and an analysis of historic themes; and 94.2.2 for proposals involving the listing or removal of a Significant Tree: 94.2.2.1 Significant Tree Report including detailed descriptions and assessments.	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
clause 6(1)	95. Proposal to Initiate 95.1 The power pursuant to clause 6(1) of PD2 to include the following in the Proposal to Initiate: 95.1.1 Strategic Alignment 95.1.1.1 identification of the relevant principles or objectives of applicable State Planning Policies, Regional Plan, or other strategic directions, along with an assessment of how the proposed Amendment aligns with those strategies and policies; 95.1.2 Scope of amendment 95.1.2.1 an outline of the scope of the proposed changes to the designated instrument;	CEO, GMC, MSS, TLSP, SPP	
clause 9(1)	98. Investigations and Preparing a Draft Amendment 98.1 The power pursuant to clause 9(1) of PD2, prior to consultation occurring on a draft Amendment, to: 98.1.1 carry out investigations and obtain such information: 98.1.1.1 as provided in the Proposal to Initiate approved by the Minister;	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	98.1.1.2 as required under any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act; and 98.1.1.3 as specified by the Commission under Sections 73(6)(e) or 73(6)(f) of the PDI Act;		
clause 10(2)	99. Required Documentation 99.1 The power pursuant to clause 10(2) of PD2 prior to consultation occurring on a draft Amendment to provide the Department with the following: 99.1.1 to support the preparation of the Amendment: 99.1.1.1 where new policy content is proposed for a designated instrument, written instructions (in a form acceptable to the Department) that set out the intent of the proposed Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Amendment; and/or 99.1.1.2 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Amendment; 99.1.2 for publishing on the Planning Portal: 99.1.2.1 draft Amendment which describes the proposed changes, including an overview of the investigations; 99.1.2.2 publication instructions (in a form acceptable to the Department) to prepare the SA Planning Portal for consultation on the draft Amendment, including any supporting material; and	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	99.1.2.3 the engagement plan prepared (and approved, if required) under these Practice Directions, for the purpose of the Department publishing the engagement plan on the SA Planning Portal.		
clause 6(1)	90. Preparation of a Draft Code Amendment (Prior to Consultation) 90.1 The power pursuant to clause 6(1) of PD2, to prior to consultation occurring on a draft Code Amendment: 90.1.3 prepare the draft Code Amendment in accordance with the approved Proposal to Initiate and any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act and the requirements of this Practice Direction;	CEO, GMC, MSS, TLSP, SPP	
clause 6(1)	90. Preparation of a Draft Code Amendment (Prior to Consultation) 90.1 The power pursuant to clause 6(1) of PD2, to prior to consultation occurring on a draft Code Amendment: 90.1.5 provide the Department with the engagement plan prepared (and approved, if required) under these Practice Directions, for the purpose of the Department publishing the engagement plan on the SA Planning Portal.	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
clause 6(1)	90. Preparation of a Draft Code Amendment (Prior to Consultation) 90.1 The power pursuant to clause 6(1) of PD2, to prior to consultation occurring on a draft Code Amendment: 90.1.4 provide the Department with written instructions (in a form acceptable to the Department) to prepare the SA Planning Portal for consultation on the draft Code Amendment; and	CEO, GMC, MSS, TLSP, SPP	
clause 7(1)	96. Special Listing Requirements – Code Amendments 96.1 The power pursuant to clause 7(1)of PD2 to, in relation to initiating a Code Amendment which is intended to designate or remove a place as a place of local heritage value, provide a Heritage Report, which includes: 96.1.1 a heritage datasheet for each proposed Local Heritage Place, which includes: 96.1.1.1 all relevant property details and descriptions (including images); 96.1.1.2 historical background and thematic analysis; 96.1.1.3 a statement of heritage value; 96.1.1.4 an assessment against the Local Heritage Criteria; and 96.1.1.5 the extent of listing (including any exclusions); 96.1.2 includes an analysis of historic themes of importance to the area;	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	96.1.3 is prepared by a heritage architect, historian or person with similar qualifications, skills or experience; and 92.1.4 is otherwise prepared in accordance with any guidelines prepared and published by the Commission under Section 67(2)(c) of the PDI Act.		
clause 7(2)	96. Special Listing Requirements – Code Amendments 96.2 The power pursuant to clause 7(2) of PD2 to, in relation to initiating a Code Amendment which is intended to designate or remove a tree (or stand of trees) as a significant tree (or trees), provide a Significant Tree Report: 96.2.1 includes relevant details and descriptions of the tree or stand of trees (including images as necessary); 96.2.2 includes an assessment of the tree (or stand of trees) against the Significant Tree Criteria; 96.2.3 is prepared by an urban planner, arborist or person with qualifications, skills or experience relevant to the assessment in the report.	CEO, GMC, MSS, TLSP, SPP	
clause 10(4)	99. Required Documentation	CEO	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	99.2 The power pursuant to clause 10(4)of PD2, where an engagement plan is amended during any period of consultation or any time prior to finalisation of the engagement report under PD2, to provide the Department with the engagement plan (as updated) for the purpose of the Department publishing the updated engagement plan on the SA Planning Portal.		
clause 11(1)	100. The draft Amendment 100.1 The power pursuant to clause 11(1) of PD2 to support a draft Amendment by the following additional information: 100.1.1 an explanation of the current code policy as it applies to the Affected Area (at the time of preparation of the draft Amendment); 100.1.2 an explanation of the Amendments proposed for the Affected Area; 100.1.3 an assessment of the strategic planning outcomes intended to be achieved through the draft Amendment, including: 100.1.3.1 for Code Amendments an analysis of the consistency of the draft Code Amendment with the relevant provisions of State Planning Polices, the Regional Plan and an assessment against any other relevant strategic plans or policies; or 100.1.3.2 for Regional Plan Amendments, an analysis of the consistency of the draft Regional Plan Amendment with the relevant provisions of State Planning Policies, the remainder of the Regional Plan and any other relevant strategic plans or policies.	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	100.1.4 a summary and explanation of the investigations undertaken and how these support the draft Amendment; and 100.1.5 where relevant, an explanation of any infrastructure or services required to support development facilitated by the proposed Amendment, and an explanation of how and when the infrastructure will be provided.		
clause 11.2	100. The draft Amendment 100.2 The power pursuant to clause 11.2 of PD2 where an amendment to a Regional Plan contemplates a complying change under Section 75(1) of the PDI Act, to include in any recommendation in the Regional Plan Amendment, where applicable: 100.2.1 any existing overlay, zone, subzone in the Code within the Affected Area which is proposed to be amended; and 100.2.2 where relevant to the proposed change, an indication of development density and minimum and maximum building heights that may be applied to the Affected Area.	CEO, GMC, MSS, TLSP, SPP	
clause 12(1)	101. Preparation of an Engagement Plan 101.1 The power pursuant to clause 12(1) of PD2 to prepare an engagement plan that: 101.1.1 meets the principles and performance outcomes of the Charter;	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	101.1.2 describes the persons or bodies to be consulted on the proposed amendment of the Designated Instrument, which must include any persons or bodies: 101.1.2.1 required to be consulted with under a condition imposed by the Minister under Section 73(5) of the PDI Act; 101.1.2.2 specified by the Commission under Section 73(6)(e) of the PDI Act; and 101.1.2.3 who must be consulted with under the Charter; 101.1.3 outlines any relevant previous engagement undertaken to inform the proposal; 101.1.4 describes the evaluation framework for the engagement.		
clause 12(2)	101. Preparation of an Engagement Plan 101.2 The power pursuant to clause 12(2) of PD2 to submit an engagement plan to the Commission or the Minister for approval, if a condition has been imposed by the Minister under Section 73(5) of the PDI Act which requires such approval or an outline consent is being assessed against a relevant amendment in accordance with Practice Direction 18 – Outline Content.	CEO, GMC, MSS, TLSP, SPP	
clause 13(1)	102. Required Documentation 102.1 The power pursuant to clause 13(1) of PD2 to, at the completion of engagement on a proposal to prepare or amend a Designated Instrument, provide the Department with:	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	102.1.1 if amendments to the proposal are required: 102.1.1.1 written instructions (in a form acceptable to the Department) that set out any changes to the draft Designated Instrument for the purposes of the Department updating and providing the draft policy for inclusion in the draft Designated Instrument; and/or 102.1.1.2 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Designated Instrument; 102.1.2 the updated draft Designated Instrument(s) or amendment to the Designated Instrument(s) in the form of amendment instructions (once finalised by the Designated Entity, incorporating any amendments); and 102.1.3 a final engagement report as required under Section 73(7) of the PDI Act and prepared in accordance with PD2, for the purpose of the Department arranging for the engagement report and draft Designated Instrument to be furnished to the Minister.		

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
clause 15(1)	103. Engagement Report 103.1 The power pursuant to clause 15(1) of Part 4 of PD2 to set out in an engagement report required under Section 73(7) of the PDI Act: 103.1.1 details of the engagement undertaken and how that engagement met the engagement plan and reasons for variations (if any) to the engagement plan; 103.1.2 the outcome of the engagement including a summary of the written submissions or feedback received; 103.1.3 any proposed changes to the proposal to prepare or amend a Designated Instrument(s) (when compared with the proposal that was engaged on) and the reasons for those proposed changes which specifically indicates: 103.1.3.1 where changes are proposed to the Designated Instrument(s) based on or as a result of the engagement; and 103.1.3.2 any other changes which are proposed based on or as a result of additional investigations or information which was not available when the proposal was released for engagement.	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 16(3)	104. Lodgement Documentation 104.1 The power pursuant to clause 16(3) of PD2 to submit a completed Lodgement Form with the Department via the SA Planning Portal, to commence the process for a proposed Complying Change.	CEO, GMC, MSS, TLSP, SPP	
cl 16(4)	104. Lodgement Documentation 104.2 The power pursuant to clause 16(4) of PD2 to set out in the Lodgement Form: 104.2.1 Affected Area 104.2.1.1 a map of the Affected Area (confirming its consistency with the boundaries of the map(s) relating to the relevant Regional Plan recommendation); 104.2.2 Code Mapping 104.2.2.1 an outline of: (a) any existing overlay, zone, subzone, concept plan or technical and numeric variation in the Code within the Affected Area which is proposed to be amended; (b) the proposed spatial application of any overlay/s and/or amendment/s to the boundary of a zone or subzone; and	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	(c) any associated proposed application of a concept plan/s and/or all relevant technical or numeric variation/s within the Affected Area in connection with the proposed change outlined in clause 16(4)(c)(ii) of PD2; 104.2.3 Regional Plan Recommendation 104.2.3.1 a description of the relevant recommendation/s in the Regional Plan; 104.2.3.2 confirmation that the details outlined in clauses 16(4)(c)(ii) and (iii) of PD2 are consistent with the recommendation in the Regional Plan (where relevant); and 104.2.3.3 confirmation that a time period of not more than two years has elapsed since the relevant recommendation in the Regional Plan was given effect pursuant to Section 73(12) of the PDI Act (unless the Commission considers that a longer period shall apply for the purposes of clause 16 of PD2).		
clause 15(2)	103. Engagement Report 103.2 The power pursuant to clause 15(2) of PD2 to also include in the engagement report an evaluation of the effectiveness of the engagement that considers whether: 103.2.1 the principles of the Charter have been achieved; and	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	103.2.2 all mandatory requirements identified in the Charter have been met (where the consultation category is applicable).		
cl 18(1)	105. Final Determination of the Minister 105.1 The power pursuant to clause 18(1) of PD2 when consultation on a proposed Complying Change is complete, to provide the Department with: 105.1.1 if amendments to the proposal are required: 105.1.1.1 written instructions (in a form acceptable to the Department) that set out any changes to the Complying Change as it was initially proposed; and/or 105.1.1.2 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare mapping which is suitable for inclusion in the Code; 105.1.2 the updated draft proposed Complying Change in the form of amendment instructions (once finalised by the Council, incorporating any changes); and 105.1.3 if any submissions were received, a consultation report to be furnished to the Commission.	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
clause 18(2)	105. Final Determination of the Minister 105.2 The power pursuant to clause 18(2) of PD2 to set out in the consultation report in clause 18(1)(c) of PD2 all of the following: 105.2.1 the outcome of the consultation, including a summary of the written submissions or feedback received; and 105.2.2 any proposed changes to the Complying Change (when compared with the proposal that was consulted on) and the reasons for those proposed changes and specifically indicate: 105.2.2.1 where changes are proposed to the Complying Change as a result of the consultation; and 105.2.2.2 any other changes proposed as a result of additional investigations or information that was not available when the proposal was released for consultation.	CEO, GMC, MSS, TLSP, SPP	
clause 19(1)	106. Lodgement Requirement 106.1 The power pursuant to clause 19(1) of PD2 to provide a request for early commencement of a Code Amendment under Section 78 of the PDI Act to the Department and include:	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	106.1.1 explanation, justification and evidence as necessary to demonstrate how early commencement of the Amendment is: 106.1.1.1 in the interest of the orderly and proper development of an area of the State; and 106.1.1.2 for a Code Amendment, that it isrequired in order to counter applications for undesirable development (which should identify possible future development that would detract from or negate the object of the proposed Code Amendment) ahead of the outcome of consideration of the Code Amendment; 106.1.2 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Amendment; and 106.1.3 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Amendment.		
clause 6(1)	95. Proposal to Initiate 95.1.3 For Code Amendments an outline of:	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	95.1.3.1 any overlay, general development policy, zone, subzone or technical or numeric variation in the Code being proposed for amendment; and/or 95.1.3.2 the intended spatial application of an overlay, zone, subzone or technical or numeric variation in the Code over an identified area;		
clause 6(1)	95. Proposal to Initiate 95.1.4. For Regional Plan Amendments: 95.1.4.1 an outline of any existing text, policies, actions/recommendations or other content in the Regional Plan that is proposed to be amended or inserted; and/or 95.1.4.2 details of any proposed changes to existing spatial layers, or the inclusion of new spatial layers;	CEO, GMC, MSS, TLSP, SPP	
clause 6(1)	95. Proposal to Initiate 95.1.5 A map or description of the Affected Area;	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
clause 6(1)	95. Proposal to Initiate 95.1.6 Consultation Requirements 95.1.6.1 Information regarding any consultation that has already occurred with respect to the proposed Code Amendment; 95.1.6.2 Details of further consultation proposed to be undertaken with respect to the proposed Code Amendment;	CEO, GMC, MSS, TLSP, SPP	
clause 6(1)	95. Proposal to Initiate 95.1.7 Planning Merit Statement 95.1.7.1 A statement detailing how the proposed Amendment relates to strategic directions and outlines desired policy/development outcomes and anticipated residential/ employment yields;	CEO, GMC, MSS, TLSP, SPP	
clause 6(1)	95. Proposal to Initiate 95.1.8 Investigation Information	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	95.1.8.1 Information regarding any investigations which have already been undertaken with respect to the proposed Amendment; 95.1.8.2 For the purposes of a Code Amendment, or where a Regional Plan is proposing a recommendation to alter spatial application of Zones, Overlays or Subzones: (a) infrastructure (road, civil, corridor); (b) service infrastructure (water, wastewater, stormwater, electricity, gas, telecommunications); (c) cultural and heritage significance (search of the Register of Aboriginal Sites and Objects); (d) hazard risk (analysis of relevant policy and site conditions); and/or (e) the extent to which there are social, economic, land use, built form or environmental features that present a barrier to the outcomes sought;		
clause 6(1)	95. Proposal to Initiate 95.1.9 High-level details of any infrastructure required to support development arising through the proposed Amendment and how that infrastructure will be provided (for example potable water and sewerage connection requirements);	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction 2 - Preparation and Amendment of Designated Instruments			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
clause 6(1)	95. Proposal to Initiate 95.1.10 Where known, details of any infrastructure agreement (or agreements) or infrastructure scheme which will need to be established or entered into in connection with the proposed Amendment.	CEO, GMC, MSS, TLSP, SPP	
clause 8(1)	97. Publication Instructions 97.1 The power pursuant to clause 8(1) of PD2 to set out the following in the SA Planning Portal Publication Instructions – for Initiation: 97.1.1 a plain English summary of the proposed Amendment which will be published on the SA Planning Portal; and 97.1.2 where possible, an indicative timeframe for the commencement of public consultation.	CEO, GMC, MSS, TLSP, SPP	

State Planning Commission Practice Direction (Council Inspections) 2020			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl2(3)	111. Mandatory Inspections 111.1 The power pursuant to clause 2(3) of Part 2 of the State Planning Commission Practice Direction (Council Inspections) 2020 (PD9) to take all reasonable steps to ensure that each inspection carried out under PD9 includes an inspection and assessment of but not necessarily limited to, the following elements (elements), as may be present (and reasonably accessible) at the time of inspection: 111.1.1 primary structural elements (as defined); 111.1.2 wet areas and waterproofing; 111.1.3 barriers to prevent falls; 111.1.4 cladding; 111.1.5 egress provisions; 111.1.6 bushfire protection systems; 111.1.7 passive and active fire safety elements; 111.1.8 private bushfire shelters; and 111.1.9 performance solutions.	CEO, BLB, SDOB, DOB	
cl3(1)	112. Additional Inspections	CEO, BLB, SDOB, DOB	

State Planning Commission Practice Direction (Council Inspections) 2020			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	112.1 The power pursuant to clause 3(1) of Part 2 of PD9 to consider carrying out an inspection in addition to any specified in subclause (3) of Part 2 of (additional inspection) of PD9 if the Council or delegate has information to indicate that the circumstances warrant it, having regard to the objects of PD9.		
cl4(4)	113. Inspections Generally 113.1 The power pursuant to clause 4(4) of Part 2 of PD9, in relation to building work listed in Schedule 7 of the General Regulations to consider if an additional inspection may be appropriate.	CEO, BLB, SDOB, DOB	
cl1(2)	114. General Requirements 114.1 The power pursuant to clause 1(2) of Part 3 of PD9 to ensure that an inspection under PD9 and subsequent assessment of each of the applicable elements in subclauses 2(2) and 2(3) of Part 2 of PD9 is carried out by a person who has the appropriate qualifications, skills, knowledge and experience to carry out an inspection assigned to that officer under PD9.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument B – Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s7(5)(a)	1. Environment and Food Production Areas – Greater Adelaide 1.1 The power pursuant to Section 7(5)(a) of the Planning, Development and Infrastructure Act 2016 (the PDI Act), in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to seek the concurrence of the Commission in the granting of the development authorisation to the development.	COUNCIL	
s7(5)(d)	1. Environment and Food Production Areas – Greater Adelaide 1.2 The power pursuant to Section 7(5)(d) of the PDI Act in relation to a proposed development that involves a division of land that would create one or more additional allotments in an environmental and food production area, to, if the proposed development will create additional allotments in an environmental and food production	COUNCIL	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	area that are to be used for residential development, refuse to grant development authorisation in relation to the proposed development.		
s99(2)(b)(ii)	2. Related Provisions 2.1 The power pursuant to Section 99(2)(b)(ii) of the PDI Act to, if appropriate, grant development approval in the case of Section 99(1)(d) of the PDI Act.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
s99(3)	2. Related Provisions 2.2 The power pursuant to Section 99(3) of the PDI Act where a proposed development is to be undertaken within the area of the Council, to, subject to the regulations, if appropriate, grant the final development approval after all elements of the development have been approved by one or more relevant authorities under Section 99 of the PDI Act.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
s102(1)	3. Matters Against Which Development Must be Assessed 3.1 The power pursuant to Section 102(1) of the PDI Act to assess a development against and grant or refuse a consent in respect of the relevant provisions of the Building Rules (building consent).	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s102(8)	3. Matters Against Which Development Must be Assessed 3.2 The power pursuant to Section 102(8) of the PDI Act, when all relevant consents have been granted in relation to a development, to in accordance with the PDI Act, indicate that the development is approved.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
s118(1)	4. Building Consent 4.1 The power pursuant to Section 118(1) of the PDI Act, if the Regulations provide that a form of building work complies with the Building Rules, to grant any such building work a building consent (subject to such conditions or exceptions as may be prescribed by the regulations).	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s118(2)(a)	4. Building Consent 4.2 The power pursuant to Section 118(2)(a) of the PDI Act to seek the concurrence of the Commission to grant a building consent in respect of a development that is at variance with the performance requirements of the Building Code or a Ministerial building standard.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s118(2)	4. Building Consent 4.3 The power pursuant to Section 118(2) of the PDI Act, subject to Section 118(6) of the PDI Act, to grant a building consent to a development that is at variance with the Building Rules if: 4.3.1 the variance is with a part of the Building Rules other than the Building Code or a Ministerial building standard and the delegate determines that it is appropriate to grant the consent despite the variance on the basis that the delegate is satisfied: 4.3.1.1 that: (a) the provisions of the Building Rules are inappropriate to the particular building or building work, or the proposed building work fails to conform with the Building Rules only in minor respects; and (b) the variance is justifiable having regard to the objects of the Planning and Design Code or the performance requirements of the Building Code or a Ministerial building standard (as the case may be) and would achieve the objects of this Act as effectively, or more effectively, than if the variance were not to be allowed; or 4.3.1.2 in a case where the consent is being sought after the development has occurred - that the variance is justifiable in the circumstances of the particular case.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s118(4)	4. Building Consent 4.4 The power pursuant to Section 118(4) of the PDI Act, to at the request or with the agreement of the applicant, refer proposed building work to the Commission for an opinion on whether or not it complies with the performance requirements of the Building Code or a Ministerial building standard.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s118(6)	4. Building Consent 4.5 The power pursuant to Section 118(6) of the PDI Act if an inconsistency exists between the Building Rules and the Planning Rules in relation to a State heritage place or a local heritage place, to, in determining an application for building consent, ensure, so far as is reasonably practicable, that standards of building soundness, occupant safety and amenity are achieved in respect of the development that are as good as can reasonably be achieved in the circumstances.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s118(7)	4. Building Consent 4.6 The power pursuant to Section 118(7) of the PDI Act to seek and consider the advice of the Commission before imposing or agreeing to a requirement under Section 18(6) of the PDI Act that would be at variance with the performance requirements of the Building Code or a Ministerial building standard.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s118(8)	4. Building Consent 4.7 The power pursuant to Section 118(8) of the PDI Act, to, subject to the PDI Act, accept that proposed building work complies with the Building Rules to the extent that: 4.7.1 such compliance is certified by the provision of technical details, particulars, plans, drawings or specifications prepared and certified in accordance with the regulations; or 4.7.2 such compliance is certified by a building certifier.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s118(10)	4. Building Consent 4.8 The power pursuant to Section 118(10) of the PDI Act to refuse to grant a consent in relation to any development if, as a result of that development, the type or standard of construction of a building of a particular classification would cease to conform with the requirements of the Building Rules for a building of that classification	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s118(11)	4. Building Consent 4.9 The power pursuant to Section 118(11) of the PDI Act, if a relevant authority decides to grant building consent in relation to a development that is at variance with the Building Rules, to, subject to the regulations, in giving notice of the relevant authority's	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	decision on the application for that consent, specify (in the notice or in an accompanying document): 4.9.1 the variance; and 4.9.2 the grounds on which the decision is being made.		
s119(1)(b)	5. Application and Provision of Information 5.1 The power pursuant to Section 119(1)(b) of the PDI Act to require an application to the relevant authority for the purposes of Part 7 of the PDI Act, to include any information as the delegate may reasonably require.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
s119(3)	5. Application and Provision of Information 5.2 The power pursuant to Section 119(3) of the PDI Act to request an applicant: 5.2.1 to provide such additional documents, assessments or information (including calculations and technical details) as the delegate may reasonably require to assess the application; 5.2.2 to remedy any defect or deficiency in any application or accompanying document or information required by or under the PDI Act; 5.2.3 to consult with an authority or body prescribed by the regulations;	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	5.2.4 to comply with any other requirement prescribed by the regulations.		
s119(6)(b)	5. Application and Provision of Information 5.3 The power pursuant to Section 119(6)(b) of the PDI Act if a request is made under Section 119(3) of the PDI Act and the request is not complied with within the time specified by the Regulations, subject to Section 119(6)(b)(ii), to refuse the application.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
s119(7)	5. Application and Provision of Information 5.4 The power pursuant to Section 119(7) of the PDI Act to, in dealing with an application that relates to a regulated tree, consider that special circumstances apply.	CEO	
s119(9)	5. Application and Provision of Information 5.5 The power pursuant to Section 119(9) of the PDI Act to: 5.5.1 permit an applicant: 5.5.1.1 to vary an application; 5.5.1.2 to vary any plans, drawings, specifications or other documents that accompanied an application,	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	(provided that the essential nature of the proposed development is not changed);		
s119(9)	5. Application and Provision of Information 5.5 The power pursuant to Section 119(9) of the PDI Act to: 5.5.2 permit an applicant to lodge an application without the provision of any information or document required by the regulations;	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
s119(9)	5. Application and Provision of Information 5.5 The power pursuant to Section 119(9) of the PDI Act to: 5.5.3 to the extent that the fee is payable to the relevant authority waive payment of whole or part of the application fee, or refund an application fee (in whole or in part);	CEO, MCD, BLP, BLB, AM, GMNBE	
s119(9)	5. Application and Provision of Information 5.5 The power pursuant to Section 119(9) of the PDI Act to:	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	5.5.4 if there is an inconsistency between any documents lodged with the relevant authority for the purposes of Part 7 of the PDI Act (whether by an applicant or any other person), or between any such document and a development authorisation that has already been given that is relevant in the circumstances, return or forward any document to the applicant or to any other person and determine not to finalise the matter until any specified matter is resolved, rectified or addressed.		
s119(10)	5. Application and Provision of Information 5.6 The power pursuant to Section 119(10) of the PDI Act to grant a permission under Section 119(9) of the PDI Act unconditionally or subject to such conditions as the delegate thinks fit.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
s119(12)	5. Application and Provision of Information 5.7 The power pursuant to Section 119(12) of the PDI Act to, in a consent, provide for, or envisage, the undertaking of development in stages, with separate consents or approvals for the various stages.	CEO, MCD, BLP, BLB, SDOP, AM, GMNBE	
s119(14)	5. Application and Provision of Information	CEO, MCD, BLP, BLB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	5.8 The power pursuant to Section 119(14) of the PDI Act to if an applicant withdraws an application to determine to refund the application fee.		
s122(1)	6. Referrals to Other Authorities or Agencies 6.1 The power pursuant to Section 122(1) of the PDI Act, where an application for consent to, or approval of, a proposed development of a prescribed class is to be assessed by a relevant authority, to: 6.1.1 refer the application, together with a copy of any relevant information provided by the applicant, to a body prescribed by the regulations (including, if so prescribed, the Commission); and 6.1.2 not make a decision until the relevant authority has received a response from that prescribed body in relation to the matter or matters for which the referral was made where the regulations so provide, subject to Section 122 of the PDI Act.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s122(5)(b)	6. Referrals to Other Authorities or Agencies 6.2 The power pursuant to Section 122(5)(b) of the PDI Act, acting by direction of a prescribed body: 6.2.1 to refuse the application; or	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	6.2.2 consent to or approve the development and impose such conditions as the prescribed body thinks fit, (subject to any specific limitation under another Act as to the conditions that may be imposed by the prescribed body) where the regulations so provide.		
s122(7)	6. Referrals to Other Authorities or Agencies 6.3 The power pursuant to Section 122(7) of the PDI Act, if the relevant authority is directed by a prescribed body to refuse an application and the refusal is the subject of an appeal under the PDI Act, to apply for the relevant authority to be joined as a party to the proceedings.	CEO, MCD, BLB, AM, GMNBE	
s122(10)	7. Referrals to Other Authorities or Agencies 7.4 The power pursuant to Section 122(10) of the PDI Act to, if requested by an applicant, defer a referral under Section 122 of the PDI Act to a particular stage in the process of assessment.	CEO, MCD, BLB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s124(1)	7. Proposed Development Involving Creation of Fortifications 7.1 The power pursuant to Section 124(1) of the PDI Act, if the delegate has reason to believe that a proposed development may involve the creation of fortifications, to refer the application for consent to, or approval of, the proposed development to the Commissioner of Police (the Commissioner).	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
s124(5)	7. Proposed Development Involving Creation of Fortifications 7.2 The power pursuant to Section 124(5) of the PDI Act, if the Commissioner determines that the proposed development involves the creation of fortification, to: 7.2.1 if the proposed development consists only of the creation of fortifications – refuse the application; 7.2.2 in any other case – impose conditions in respect of any consent to or approval of the proposed development prohibiting the creation of the fortification.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
s124(6)	7. Proposed Development Involving Creation of Fortifications 7.3 The power pursuant to Section 124(6) of the PDI Act, if the relevant authority acting on the basis of a determination of the Commissioner under Section 124(2) of the PDI Act refuses an application or imposes conditions in respect of a development authorisation, to notify the applicant that the application was refused, or the conditions	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	imposed, on the basis of a determination of the Commissioner under Section 124 of the PDI Act.		
s124(7)	7. Proposed Development Involving Creation of Fortifications 7.4 The power pursuant to Section 124(7) of the PDI Act, if a refusal or condition referred to in Section 124(5) of the PDI Act is the subject of an appeal under the PDI Act, to apply to the Court to be joined as a party to the appeal.	CEO, MCD, BLP, BLB, AM, GMNBE	
s126(1)	8. Determination of Application 8.1 The power pursuant to Section 126(1) of the PDI Act to, on making a decision on an application under Part 7 of the PDI Act, give notice of the decision in accordance with the regulations (and, in the case of a refusal, to include in the notice the reasons for the refusal and any appeal rights that exist under the PDI Act).	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
s126(3)	8. Determination of Application 8.2 The power pursuant to Section 126(3) of the PDI Act to, on the delegate's own initiative or on the application of a person who has the benefit of any relevant development authorisation, extend a period prescribed under Section 126(2) of the PDI Act.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s127(1)	9. Conditions 9.1 The power pursuant to Section 127(1) of the PDI Act to make a decision subject to such conditions (if any) as the delegate thinks fit to impose in relation to the development.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s127(2)(c)	9. Conditions 9.2 The power pursuant to Section 127(2)(c) of the PDI Act to vary or revoke a condition in accordance with an application under Part 7 of the PDI Act.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s128(1) and (2)	10. Variation of Authorisation 10.1 The power pursuant to Sections 128(1) and (2) of the PDI Act to determine an application seeking the variation of a development authorisation previously given under the PDI Act (including an application seeking the variation of a condition imposed with respect to the development authorisation).	MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s128(2)(d)	10. Variation of Authorisation	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	10.2 The power pursuant to Section 128(2)(d) of the PDI Act to approve an application for a variation to a development authorisation previously given under the PDI Act, which seeks to extend the period for which the relevant authorisation remains operative.		
s133(3)	11. Saving Provisions 11.1 The power pursuant to Section 133(3) of the PDI Act to, in order to avoid or reduce hardship, extend the limitation period referred to in Section 133(2) of the PDI Act.	CEO, MCD, AM, GMNBE	
s134(1)	12. Requirement to Up-grade 12.1 The power pursuant to Section 134(1) of the PDI Act to form the opinion that the building is unsafe, structurally unsound or in an unhealthy condition.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s134(1)	12. Requirement to Up-grade 12.2 The power pursuant to Section 134(1) of the PDI Act, if: 12.2.1.1 building work in the nature of an alteration to a building constructed before the date prescribed by regulation for the purposes of Section 134(1) of the PDI Act; or 12.2.1.2 a change of classification of a building; and	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	12.2.2 the building is, in the opinion of the delegate, unsafe, structurally unsound or in an unhealthy condition, to require that building work that conforms with the requirements of the Building Rules be carried out to the extent reasonably necessary to ensure that the building is safe and conforms to proper structural and health standards.		
s134(2)	12. Requirement to Up-grade 12.3 The power pursuant to Section 134(2) of the PDI Act, when imposing a requirement under Section 134(1) of the PDI Act, to specify (in reasonable detail) the matters under Section 134(1)(b) of the PDI Act that must, in the opinion of the delegate, be addressed.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s134(3)	12. Requirement to Up-grade 12.4 The power pursuant to Section 134(3) of the PDI Act to impose a requirement under Section 134(1) of the PDI Act: 12.4.1 subject to Section 134(3)(b) of the PDI Act - on the basis that the relevant matters must be addressed as part of the application before the relevant authority will grant building consent; and	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	12.4.2 in cases prescribed by the regulations - as a condition of the building consent that must be complied with within a prescribed period after the building work to which the application for consent relates is completed		
s134(4)	12. Requirement to Up-grade 12.5 The power pursuant to Section 134(4) of the PDI Act if: 12.5.1 an application is made for building consent for building work in the nature of an alteration of a class prescribed by the regulations; and 12.5.2 the delegate is of the opinion that the affected part of the building does not comply with the performance requirements of the Building Code or a Ministerial building standard in relation to access to buildings, and facilities and services within buildings, for people with disabilities, to require that building work or other measures be carried out to the extent necessary to ensure that the affected part of the building will comply with those performance requirements of the Building Code or the Ministerial building standard (as the case may be).	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s134(5)	12. Requirement to Up-grade 12.6 The power pursuant to Section 134(5) of the PDI Act to impose a requirement under Section 134(4) of the PDI Act: 12.6.1 subject to Section 134(5)(b) of the PDI Act - on the basis that the building work or other measures to achieve compliance with the relevant performance requirements must be addressed before the relevant authority will grant building consent; and 12.6.2 in cases prescribed by the regulations - as a condition of the building consent that must be complied with within a prescribed period after the building work to which the application for consent relates is completed.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s135(2)(d)	13. Urgent Building Work 13.1 The power pursuant to Section 135(2)(d) of the PDI Act to issue any direction.	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DOP, DOB, AM, GMNBE	
s143(1)	14. Cancellation of Development Authorisation 14.1 The power pursuant to Section 143(1) of the PDI Act to, on the application of a person who has the benefit of the authorisation, cancel a development authorisation previously given by the relevant authority.	CEO, MCD, BLP, BLB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s143(2)	14. Cancellation of Development Authorisation 14.2 The power pursuant to Section 143(2) of the PDI Act to make a cancellation under Section 143(1) of the PDI Act subject to such conditions (if any) as the delegate thinks fit to impose.	CEO, MCD, BLP, BLB, AM, GMNBE	
s235(1)	16. Professional Advice to be Obtained in Relation to Certain Matters 16.1 The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
s235(2)	16. Professional Advice to be Obtained in Relation to Certain Matters 16.2 The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
cl18(2) sch8	17. Continuation of Processes 17.1 The power pursuant to Clause 18(2) of Schedule 8 of the PDI Act, to:	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of a Council as a Relevant Authority (Instrument B);			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	17.1.1 adopt any findings or determinations of a relevant authority under the repealed Act that may be relevant to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and 17.1.2 adopt or make any decision (including a decision in the nature of a determination), direction or order in relation to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and 17.1.3 deal with any matter that is subject to a reserved decision under the repealed Act before the designated day; and 17.1.4 deal with any requirement or grant any variation imposed or proposed in connection with an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and 17.1.5 take any other step or make any other determination authorised by the regulations, or that is reasonably necessary to promote or ensure a smooth transition on account of the transfer of functions, powers or duties under Clause 18 of Schedule 8 of the PDI Act.		

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r25(7)(c)	18. Accredited Professionals 18.1 The power pursuant to Regulation 25(7)(c) of the Planning, Development and Infrastructure (General) Regulations 2017 (the General Regulations) to form the opinion and be satisfied, on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019, a relevant professional association, or other relevant registration or accreditation authority, that a person has engineering or other qualifications that qualify the person to act as a technical expert under Regulation 25 of the General Regulations.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
r31(1)	19. Verification of Application 19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 19.1.1 determine the nature of the development; and	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
r31(1)	19. Verification of Application 19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement	CEO	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 19.1.2 if the application is for planning consent - determine: 19.1.2.1 whether the development involves 2 or more elements and, if so, identify each of those elements for the purposes of assessment against the provisions of the Planning and Design Code; and 19.1.2.2 the category or categories of development that apply for the purposes of development assessment; and		
r31(1)	19. Verification of Application 19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 19.1.3 determine whether the relevant authority is the correct entity to assess the application under the PDI Act; and	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
r31(1)	19. Verification of Application	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP,	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 19.1.4 if the relevant authority is the correct entity to assess the application (or any part of the application): 19.1.4.1 check that the appropriate documents and information have been lodged with the application; and 19.1.4.2 confirm the prescribed fees required to be paid at that point ; and 19.1.4.3 provide an appropriate notice via the SA planning portal; and	DOB, DSO, AM, GMNBE, CDOP, CDOB	
r31(1)	19. Verification of Application 19.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 19.1.5 if the relevant authority is not the correct entity to assess the application (or any part of the application): 19.1.5.1 provide the application (or any relevant part of the application), and any relevant plans, drawings, specifications and other documents and information in its possession, to	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	the entity that the delegate considers to be the correct relevant authority in accordance with any practice direction; and 19.1.5.2 provide an appropriate notice via the SA planning portal.		
r35(3)	20. Amended Applications 20.1 The power pursuant to Regulation 35(3) of the General Regulations if an application is varied following referral under Division 2 or giving of notice under Division 3, to, if the variations are not substantial, consider the application without the need to repeat an action otherwise required under Division 2 or Division 3.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
r35(4)	20. Amended Applications 20.2 The power pursuant to Regulation 35(4) of the General Regulations if a variation would change the essential nature of a proposed development (as referred to in Section 119(9)(a) of the PDI Act), to agree with the applicant to proceed with the variation on the basis that the application (as so varied) will be treated as a new application under the General Regulations.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
r38(1)	21. Withdrawing/Lapsing Applications 21.1 The power pursuant to Regulation 38(1) of the General Regulations if an application is withdrawn by the applicant under Section 119(14) of the PDI Act, to notify:	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP,	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	21.1.1 any agency to which the application has been referred under Division 2 of the General Regulations; and 21.1.2 any person who has made a representation in relation to the application under Division 3 of the General Regulations, of the withdrawal.	DOB, DSO, AM, GMNBE, CDOP, CDOB	
r38(2)	21. Withdrawing/Lapsing Applications 21.2 The power pursuant to Regulation 38(2) of the General Regulations to lapse an application for a development authorisation under Part 7 of the PDI Act if at least one year has passed since the date on which the application was lodged with the relevant authority.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
r38(3)	21. Withdrawing/Lapsing Applications 21.3 The power pursuant to Regulation 38(3) of the General Regulations before taking action to lapse an application under Regulation 38(2) of the General Regulations to: 21.3.1 take reasonable steps to notify the applicant of the action under consideration; and 21.3.2 allow the applicant a reasonable opportunity to make submissions to the delegate (in a manner and form determined by the delegate) about the proposed course of action.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
r40	22. Court Proceedings	CEO, MCD, BLP, BLB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	22.1 The power pursuant to Regulation 40 of the General Regulations to, subject to Section 214(14) of the PDI Act, by notice in writing to the applicant, decline to deal with the application until any proceedings under the PDI Act have been concluded.		
r42(1)	23. Additional Information or Amended Plans 23.1 The power pursuant to Regulation 42(1) of the General Regulations if the relevant authority has referred an application to a prescribed body under Division 1 of the General Regulations and the relevant authority subsequently receives additional information, or an amended plan, drawing or specification, which is materially relevant to the referral, or to any report obtained as part of the referral process, to repeat the referral process.	CEO	
r45(1)	24. Building Matters 24.1 The power pursuant to Regulation 45(1) of the General Regulations to, if, in assessing an application for building consent, the delegate considers that: 24.1.1 a proposed performance solution within the meaning of the Building Code requires assessment against a performance requirement of the Building Code which provides for the intervention of a fire authority; or 24.1.2 the proposed development is at variance with a performance requirement of the Building Code which provides for the intervention of a fire authority; or	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	24.1.3 special problems for fire fighting could arise due to hazardous conditions of a kind described in Section E of the Building Code, refer the application to the relevant fire authority for comment and report unless the fire authority indicates to the relevant authority that a referral is not required.		
r45(2)	24. Building Matters 24.2 The power pursuant to Regulation 45(2) of the General Regulations, if a report is not received from the fire authority on a referral under Regulation 45(1) of the General Regulations within 20 business days, to presume that the fire authority does not desire to make a report.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
r45(3)	24. Building Matters 24.3 The power pursuant to Regulation 45(3) of the General Regulations to have regard to any report received from a fire authority under Regulation 45 of the General Regulations.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
r45(4)	24. Building Matters	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	24.4 The power pursuant to Regulation 45(4) of the General Regulations, if, in respect of an application referred to a fire authority under Regulation 45 of the General Regulations, the fire authority: 24.4.1 recommends against the granting of building consent; or 24.4.2 concurs in the granting of consent on conditions specified in its report, but the delegate: 24.4.3 proposes to grant building consent despite a recommendation referred to in Regulation 45(4)(a) of the General Regulations; or 24.4.4 does not propose to impose the conditions referred to in Regulation 45(b) of the General Regulations, or proposes to impose the conditions in varied form, on the grant of consent, to: 24.4.5 refer the application to the Commission; and 24.4.6 not grant consent unless the Commission concurs in the granting of the consent.		
r45(5)	24. Building Matters 24.5 The power pursuant to Regulation 45(5) of the General Regulations to provide to the Commission a copy of any report received from a fire authority under Regulation 45(1) of	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	the General Regulations that relates to an application that is referred to the Commission under the PDI Act.		
r57(2)(b)	25. Notice of Decision (Section 126(1)) 25.1 The power pursuant to Regulation 57(2)(b) of the General Regulations to provide notice via the SA Planning Portal and to determine if necessary to give notice to the applicant in some other way determined to be appropriate by the delegate.	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE	
r57(4)(a)	25. Notice of Decision (Section 126(1)) 25.2 The power pursuant to Regulation 57(4)(a) of the General Regulations to endorse a set of any approved plans and other relevant documentation with an appropriate form of authentication.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	
r60	26. Consideration of Other Development Authorisations 26.1 The power pursuant to Regulation 60 of the General Regulations, to, in deciding whether to grant a development authorisation, take into account any prior development authorisation that relates to the same proposed development under the PDI Act, and any conditions that apply in relation to that prior development authorisation.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r61(4)(c)	27. Certificate of Independent Technical Expert in Certain Cases 27.1 The power pursuant to Regulation 61(4)(c) of the General Regulations to form the opinion and be satisfied on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019, a relevant professional association, or another relevant registration or accreditation authority, that a person has engineering or other qualifications, qualify the person to act as a technical expert under this regulation.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
r63(1)	28. Urgent Work 28.1 The power pursuant to Regulation 63(1) of the General Regulations to, 28.1.1 determine a telephone number determined for the purposes of Regulation 63(1)(a) of the General Regulations; and 28.1.2 determine the email address for the purposes of Regulation 63(1)(b) of the General Regulations.	CEO, MCD, AM, GMNBE	
r63(2)	27. Urgent Work 27.2 The power pursuant to Regulation 63(2) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.	CEO, MCD, BLP, BLB, TLCDS, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r63(3)	27. Urgent Work 27.3 The power pursuant to Regulation 63(3) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.	CEO, MCD, BLP, BLB, TLCDS, SDOB, DOB, AM, GMNBE	
r65(1)(a)	29. Variation of Authorisation (Section 128) 29.1 The power pursuant to Regulation 65(1)(a) of the General Regulations to, for the purposes of Section 128(2)(b) of the PDI Act, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion and be satisfied that the variation is minor in nature, and approve the variation.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
r99(4)	30. Construction Industry Training Fund 30.1 The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the Construction Industry Training Fund Act 1993 or is not payable, to notify the applicant that the delegate cannot issue a building consent until the delegate is satisfied that the levy has been paid or is not payable.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r99(5)	30. Construction Industry Training Fund 30.2 The power pursuant to Regulation 99(5) of the General Regulations, if a notification has been given under Regulation 99(4) of the General Regulations and if satisfactory evidence is not provided to the delegate within 20 business days after the date of the notification to, if the delegate thinks fit, determine that the application has lapsed.	CEO, MCD, BLB, SDOB, DOB, AM, GMNBE	
cl4(3) sch8	31. Plans for Building Work 31.1 The power pursuant to Clause 4(3) of Schedule 8 of the General Regulations, in relation to an application for building consent for development consisting of or involving an alteration to a building if: 31.1.1 the applicant is applying for a change in the classification of the building to a classification other than Class 10 under the Building Code; or 31.1.2 the building was erected before 1 January 1974 and the applicant is applying for a classification other than Class 10 under the Building Code to be assigned to the building, to require the application to be accompanied by such details, particulars, plans, drawings, specifications and other documents (in addition to the other documents required to accompany the application) as the delegate reasonably requires to show that the entire building will, on completion of the building work, comply with the requirements of the PDI Act and the General Regulations for a building of the classification applied for or with so	CEO, MCD, BLP, BLB, SDOB, DOB, DSO, AM, GMNBE, CDOP, CDOB	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	many of those requirements as will ensure that the building is safe and conforms to a proper structural standard.		

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r5(1)	32. Calculation or Assessment of Fees 32.1 The power pursuant to Regulation 5(1) of the PDI (Fees, Charges and Contributions) Regulations 2019 (the Fees Regulations) in relation to an application which is duly lodged with the Council under a related set of regulations (including via the SA planning portal): 32.1.1 to require the applicant to provide such information as the delegate may reasonably require to calculate a prescribed fee; and 32.1.2 to make any other determination for the purposes of the Fees Regulations a related set of regulations or a fee notice (even if the Council is not a relevant authority)	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r5(2)	32. Calculation or Assessment of Fees 32.2 The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate is acting under Regulation 5(1) of the Fees Regulations, or as the delegate of a relevant authority, believes that any information provided by an applicant is incomplete or inaccurate, to calculate a prescribed fee on the basis of estimates made by the delegate.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
5(3)	32. Calculation or Assessment of Fees 32.3 The power pursuant to Regulation 5(3) of the Fees Regulations to, at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of regulations.	CEO, MCD, BLP, BLB, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	
r7	33. Waiver or Refund of Fee 33.1 The power pursuant to Regulation 7 of the Fees Regulations to, as the delegate considers appropriate to do so: 33.1.1 waive the payment of the fee, or the payment of part of the fee; or 33.1.2 refund the whole or a part of the fee.	CEO, MCD, BLP, BLB, AM, GMNBE	
r13(3a)	34. Development to be Assessed by Accredited Professional	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB,	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	34.1 The power pursuant to Regulation 13(3a) of the Fees Regulations, if an accredited professional has not elected to collect the compliance fee in accordance with Regulation 13(2)(a)(ii) of the Fees Regulations in respect of an application, to collect the fee.	DOP, DOB, DSO, AM, GMNBE, CDOP, CDOB	

Instrument C – Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel

State Planning Commission Practice Direction 19 Minor Variations 2024			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 6(1)	69. Minor Variations to DTS Criteria 69.1 The power pursuant to clause 6(1) of the State Planning Commission Practice Direction 19 Minor Variations 2024 (PD19) to consider that a variation (or multiple variations) to any DTS criteria that is relevant to a DTS development application constitutes a minor variation under Section 106(2) of the PDI Act if the delegate is satisfied that: 69.1.1 the extent (if any) to which the variation departs from a measurable feature of the DTS criteria is insignificant; and 69.1.2 the extent (if any) to which the variation will impact adjacent land is insignificant; and 69.1.3 the effect of the variation will not be contextually important.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
cl 6(2)	69. Minor Variations to DTS Criteria 69.2 The power pursuant to clause 6(2) of PD19 to consider more than one variation to DTS criteria.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

State Planning Commission Practice Direction 19 Minor Variations 2024			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 7(1)	70. Minor Variation to Planning Consent 70.1 The power pursuant to clause 7(1) of PD19 to consider that a variation to a planning consent (including any variation of a condition or consent) is minor in nature as provided by Section 128(2) of the PDI Act and Regulation 65(1) of the PDI General Regulations if the delegate is satisfied that: 70.1.1 the variation is insignificant; and 70.1.2 the extent (if any) to which the variation will impact adjacent land is insignificant; and 70.1.3 the effect of the variation will not be contextually important.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
cl 7(2)	70. Minor Variation to Planning Consent 70.2 The power pursuant to clause 7(2) of PD19 if a particular element or aspect of a planning consent which is sought to be varied has previously been varied (either under Section 128(2)(b) of the PDI Act or as a minor variation) to consider any subsequent variation under clause 7 of PD19 in comparison to the original planning consent (prior to any variations).	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
cl 7(3)	70. Minor Variation to Planning Consent 70.3 The power pursuant to clause 7(3) of PD19 in the case of multiple variations to a planning consent for different elements or aspect, whether occurring concurrently or via a series of variations over time (and either previously under Section 128(2)((b) of the PDI Act or as minor	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

State Planning Commission Practice Direction 19 Minor Variations 2024			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	variations) to be satisfied that the cumulative effect of all variations when considered together is minor in nature in comparison to the original planning consent (prior to any variations).		

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s7(5)(a)	1. Environment and Food Production Areas – Greater Adelaide 1.1 The power pursuant to Section 7(5)(a) of the Planning, Development and Infrastructure Act 2016 (the PDI Act), in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to seek the concurrence of the Commission in the granting of the development authorisation to the development.	CAP	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s7(5)(d)	1. Environment and Food Production Areas – Greater Adelaide 1.2 The power pursuant to Section 7(5)(d) of the PDI Act in relation to a proposed development that involves a division of land that would create one or more additional allotments in an environment and food production area, to, if the proposed development will create additional allotments in an environment and food production area that are to be used for residential development, refuse to grant development authorisation in relation to the proposed development.	CAP	
s85(1)	2. Appointment of Additional Members 2.1 The power pursuant to Section 85(1) of the PDI Act to appoint 1 or 2 members to act as additional members of the assessment panel for the purposes of dealing with a matter that the assessment panel must assess as a relevant authority under the PDI Act.	CAP	
s94(3)(a)	3. Relevant Authority – Commission 3.1 The power pursuant to Section 94(3)(a) of the PDI Act, if the Minister acts under Section 94(1)(h) of the PDI Act to, at the request	CEO, MCD, BLP, SDOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	of the Commission, provide the Commission with a report relating to any application for development authorisation that has been under consideration by the relevant authority.		
s99(1)	4. Relevant Provisions 4.1 The power pursuant to Section 99(1) of the PDI Act, if a proposed development involves the performance of building work to determine to act under Section 99(1) of the PDI Act to: 4.1.1 refer the assessment of the development in respect of the Building Rules to the council for the area in which the proposed development is to be undertaken; or 4.1.2 require that the assessment of the development in respect of the Building Rules be undertaken by a building certifier.	CAP	
s102(1)	5. Matters Against Which Development Must Be Assessed 5.1 The power pursuant to Section 102(1) of the PDI Act to assess a development against, and grant or refuse a consent in respect of, each of the following matters (insofar as they are relevant to the particular development):	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	The delegation of the power to grant or refuse planning consent pursuant to Section 102(1)(a) of the Act is limited to applications in relation to which:

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	5.1.1 - 5.1.1.1 the relevant provisions of the Planning Rules; and 5.1.1.2 to the extent provided by Part 7 Division 2 of the PDI Act – the impacts of the development, and; 5.1.1.3 if relevant, requirements applying under Part 15 Division 2 (other than under Section 198), (planning consent);		1. Planning consent is not sought for one or more of: 1.1 the demolition (or partial demolition) of a building in a Historic Area Overlay (other than an excluded building); or 1.2 residential development of three or more building levels; or 1.3 mixed use development involving residential development, of three or more building levels; and 2. One or more of the following are satisfied: a. no valid representations are received; or b. all valid representations are withdrawn; or c. no representor who has lodged a valid representation wishes to be heard. [The below only applies to the AM and CEO]

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
			except in cases where: A. a deemed consent notice has been served on the CAP; or B. the applicant has not agreed to extend the statutory timeframe within which the CAP must determine the application pursuant to Regulation 53 of the Regulations, and that timeframe will expire before the next meeting of the CAP is scheduled to occur, in which cases the limitation does not apply, and the delegates are delegated the power pursuant to Section 102(1)(a)(i) of the PDI Act to grant or refuse consent in respect of the relevant provisions of the Planning Rules without limitation.
s102(1)	5. Matters Against Which Development Must Be Assessed 5.1 The power pursuant to Section 102(1) of the PDI Act to assess a development against, and grant or refuse a consent in respect of,	CEO, MCD, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	each of the following matters (insofar as they are relevant to the particular development): 5.1.2 the relevant provisions of the Building Rules (building consent);		
s102(3)	5. Matters Against Which Development Must Be Assessed 5.2 The power pursuant to Section 102(3) of the PDI Act to, in relation to granting a planning consent, on the delegate's own initiative or on application, reserve the delegate's decision on a specified matter or reserve the delegate's decision to grant a planning consent: 5.2.1 until further assessment of the relevant development under the PDI Act; or 5.2.2 until further assessment or consideration of the proposed development under another Act; or 5.2.3 until a licence, permission, consent, approval, authorisation, certificate or other authority is granted, or not granted (by the decision of another authority), under another Act.	CEO, MCD, BLP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s102(4)	5. Matters Against Which Development Must Be Assessed 5.3 The power pursuant to Section 102(4) of the PDI Act to allow any matter specified by the Planning and Design Code for the purposes of Section 102(4) of the PDI Act to be reserved on the application of the applicant.	CEO, MCD, BLP, AM, GMNBE	
s107(2)(c)	6. Performance Assessed Development 6.1 The power pursuant to Section 107(2)(c) of the PDI Act to form the opinion that the development is seriously at variance with the Planning and Design Code (disregarding minor variations).	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s107(3)	6. Performance Assessed Development 6.2 The power pursuant to Section 107(3) of the PDI Act, if a proposed development is to be assessed under Section 107 of the PDI Act to make a decision in accordance with a practice direction.	CEO, AM	
s107(4)	6. Performance Assessed Development 6.3 The power pursuant to Section 107(4) of the PDI Act to limit the matters that the delegate will take into account to what should be the	CEO, MCD, BLP, SDOP,	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	decision of the relevant authority as to planning consent in relation to the performance based elements of the development as assessed on its merits.	DOP, AM, GMNBE	
s118(1)	7. Building Consent 7.1 The power pursuant to Section 118(1) of the PDI Act, if the Regulations provide that a form of building work complies with the Building Rules, to grant any such building work a building consent (subject to such conditions or exceptions as may be prescribed by the regulations).	CEO, AM	
s118(2)(a)	7. Building Consent 7.2 The power pursuant to Section 118(2)(a) of the PDI Act to seek the concurrence of the Commission to grant a building consent in respect of a development that is at variance with the performance requirements of the Building Code or a Ministerial building standard.	CEO, AM	
s118(2)	7. Building Consent	CEO, AM	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	7.3 The power pursuant to Section 118(2) of the PDI Act, subject to Section 118(6) of the PDI Act, to grant a building consent to a development that is at variance with the Building Rules if: 7.3.1 the variance is with a part of the Building Rules other than the Building Code or a Ministerial building standard and the delegate determines that it is appropriate to grant the consent despite the variance on the basis that the delegate is satisfied: 7.3.1.1 that: (a) the provisions of the Building Rules are inappropriate to the particular building or building work, or the proposed building work fails to conform with the Building Rules only in minor respects; and (b) the variance is justifiable having regard to the objects of the Planning and Design Code or the performance requirements of the Building Code or a Ministerial building standard (as the case may be) and would achieve the objects of this Act as effectively, or more effectively, than if the variance were not to be allowed; or 7.3.1.2 in a case where the consent is being sought after the development has occurred - that the variance is justifiable in the circumstances of the particular case.		

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s118(4)	7. Building Consent 7.4 The power pursuant to Section 118(4) of the PDI Act, to at the request or with the agreement of the applicant, refer proposed building work to the Commission for an opinion on whether or not it complies with the performance requirements of the Building Code or a Ministerial building standard.	CEO, AM	
s118(6)	7. Building Consent 7.5 The power pursuant to Section 118(6) of the PDI Act if an inconsistency exists between the Building Rules and the Planning Rules in relation to a State heritage place or a local heritage place, to, in determining an application for building consent, ensure, so far as is reasonably practicable, that standards of building soundness, occupant safety and amenity are achieved in respect of the development that are as good as can reasonably be achieved in the circumstances.	CEO, AM	
s118(7)	7. Building Consent	CEO, AM	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	7.6 The power pursuant to Section 118(7) of the PDI Act to seek and consider the advice of the Commission before imposing or agreeing to a requirement under Section 18(6) of the PDI Act that would be at variance with the performance requirements of the Building Code or a Ministerial building standard.		
s118(8)	7. Building Consent 7.7 The power pursuant to Section 118(8) of the PDI Act, to, subject to the PDI Act, accept that proposed building work complies with the Building Rules to the extent that: 7.7.1 such compliance is certified by the provision of technical details, particulars, plans, drawings or specifications prepared and certified in accordance with the regulations; or 7.7.2 such compliance is certified by a building certifier.	CEO, AM	
s118(10)	7. Building Consent 7.8 The power pursuant to Section 118(10) of the PDI Act to refuse to grant a consent in relation to any development if, as a result of that development, the type or standard of construction of a building of a	CEO, AM	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	particular classification would cease to conform with the requirements of the Building Rules for a building of that classification		
s118(11)	7. Building Consent 7.9 The power pursuant to Section 118(11) of the PDI Act, if a relevant authority decides to grant building consent in relation to a development that is at variance with the Building Rules, to, subject to the regulations, in giving notice of the relevant authority's decision on the application for that consent, specify (in the notice or in an accompanying document): 7.9.1 the variance; and 7.9.2 the grounds on which the decision is being made.	CEO, AM	
s119(1)(b)	8. Application and Provision of Information 8.1 The power pursuant to Section 119(1)(b) of the PDI Act to require an application to the relevant authority for the purposes of Part 7 of the PDI Act, to include any information as the delegate may reasonably require.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s119(3)	8. Application and Provision of Information 8.2 The power pursuant to Section 119(3) of the PDI Act to request an applicant: 8.2.1 to provide such additional documents, assessments or information (including calculations and technical details) as the delegate may reasonably require to assess the application; 8.2.2 to remedy any defect or deficiency in any application or accompanying document or information required by or under the PDI Act; 8.2.3 to consult with an authority or body prescribed by the regulations; 8.2.4 to comply with any other requirement prescribed by the regulations.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
s119(6)	8. Application and Provision of Information 8.3 The power pursuant to Section 119(6) of the PDI Act if a request is made under Section 119(3) of the PDI Act, and the request is not complied with within the time specified by the regulations, to	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	8.3.1 subject to Section 119(6)(b)(ii) of the PDI Act, refuse the application; and 8.3.2 refuse the application in prescribed circumstances (including, if the regulations so provide, in a case involving development that is deemed to satisfy development).		
s119(7)	8. Application and Provision of Information 8.4 The power pursuant to Section 119(7) of the PDI Act to, in dealing with an application that relates to a regulated tree, consider that special circumstances apply.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
s119(9)	8. Application and Provision of Information 8.5 The power pursuant to Section 119(9) of the PDI Act to: 8.5.1 permit an applicant: 8.5.1.1 to vary an application;	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
s119(9)	8. Application and Provision of Information 8.5 The power pursuant to Section 119(9) of the PDI Act to:	CEO, MCD, BLP, SDOP,	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	8.5.1 permit an applicant: 8.5.1.2 to vary any plans, drawings, specifications or other documents that accompanied an application, (provided that the essential nature of the proposed development is not changed);	DOP, DSO, AM, GMNBE, CDOP	
s119(9)	8. Application and Provision of Information 8.5 The power pursuant to Section 119(9) of the PDI Act to: 8.5.2 permit an applicant to lodge an application without the provision of any information or document required by the regulations;	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
s119(9)	8. Application and Provision of Information 8.5 The power pursuant to Section 119(9) of the PDI Act to: 8.5.3 to the extent that the fee is payable to the relevant authority waive payment of whole or part of the application fee, or refund an application fee (in whole or in part);	CEO, MCD, BLP, AM, GMNBE	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s119(9)	8. Application and Provision of Information 8.5 The power pursuant to Section 119(9) of the PDI Act to: 8.5.4 if there is an inconsistency between any documents lodged with the relevant authority for the purposes of Part 7 of the PDI Act (whether by an applicant or any other person), or between any such document and a development authorisation that has already been given that is relevant in the circumstances, return or forward any document to the applicant or to any other person and determine not to finalise the matter until any specified matter is resolved, rectified or addressed.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
s119(10)	8. Application and Provision of Information 8.6 The power pursuant to Section 119(10) of the PDI Act to grant a permission under Section 119(9) of the PDI Act unconditionally or subject to such conditions as the delegate thinks fit.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
s119(12)	8. Application and Provision of Information	CEO, MCD, BLP, SDOP, AM, GMNBE	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	8.7 The power pursuant to Section 119(12) of the PDI Act to, in a consent, provide for, or envisage, the undertaking of development in stages, with separate consents or approvals for the various stages.		
s119(14)	8. Application and Provision of Information 8.8 The power pursuant to Section 119(14) of the PDI Act to if an applicant withdraws an application to determine to refund the application fee.	CEO, MCD, BLP, AM, GMNBE	
s121(7)	9. Design Review 9.1 The power pursuant to Section 121(7) of the PDI Act, to in acting under the PDI Act, take into account any advice provided by a design panel (insofar as may be relevant to the assessment of proposed development by the delegate).	CEO, MCD, BLP, SDOP, AM, GMNBE	
s122(1)	10. Referrals to Other Authorities or Agencies 10.1 The power pursuant to Section 122(1) of the PDI Act, where an application for consent to, or approval of, a proposed development of a prescribed class is to be assessed by a relevant authority, to:	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	10.1.1 refer the application, together with a copy of any relevant information provided by the applicant, to a body prescribed by the regulations (including, if so prescribed, the Commission); and 10.1.2 not make a decision until the relevant authority has received a response from that prescribed body in relation to the matter or matters for which the referral was made where the regulations so provide, subject to Section 122 of the PDI Act.		
s122(5)(b)	10. Referrals to Other Authorities or Agencies 10.2 The power pursuant to Section 122(5)(b) of the PDI Act, acting by direction of a prescribed body: 10.2.1 to refuse the application; or 10.2.2 consent to or approve the development and impose such conditions as the prescribed body thinks fit, (subject to any specific limitation under another Act as to the conditions that may be imposed by the prescribed body) where the regulations so provide.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s122(7)	10. Referrals to Other Authorities or Agencies 10.3 The power pursuant to Section 122(7) of the PDI Act, if the relevant authority is directed by a prescribed body to refuse an application and the refusal is the subject of an appeal under the PDI Act, to apply for the relevant authority to be joined as a party to the proceedings.	CEO, MCD, BLP, AM, GMNBE	
s122(10)	10. Referrals to Other Authorities or Agencies 10.4 The power pursuant to Section 122(10) of the PDI Act to, if requested by an applicant, defer a referral under Section 122 of the PDI Act to a particular stage in the process of assessment.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s123(2)	11. Preliminary Advice and Agreement 11.1 The power pursuant to Section 123(2) of the PDI Act, if: 11.1.1 a proposed development is referred to a prescribed body under Section 123(1) of the PDI Act; and	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	11.1.2 the prescribed body agrees to consider the matter under Section 123 of the PDI Act after taking into account any matter prescribed by the regulations; and 11.1.3 the prescribed body agrees, in the manner prescribed by the regulations, that the development meets the requirements (if any) of the prescribed body (including on the basis of the imposition of conditions), to, subject to Section 123(4)of the PDI Act if an application for planning consent with respect to the development is lodged with the relevant authority within the prescribed period after the prescribed body has indicated its agreement under Section 123(2)(c) of the PDI Act, form the opinion and be satisfied that the application accords with the agreement indicated by the prescribed body (taking into account the terms or elements of that agreement and any relevant plans and other documentation).		
s123(4)	11. Preliminary Advice and Agreement	CEO, MCD, BLP, SDOP,	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	11.2 The power pursuant to Section 123(4) of the PDI Act to determine an agreement under Section 123 of the PDI Act is no longer appropriate due to the operation of Section 132 of the PDI Act.	DOP, AM, GMNBE	
s124(1)	12. Proposed Development Involving Creation of Fortifications 12.1 The power pursuant to Section 124(1) of the PDI Act, if the delegate has reason to believe that a proposed development may involve the creation of fortifications, to refer the application for consent to, or approval of, the proposed development to the Commissioner of Police (the Commissioner).	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s124(5)	12. Proposed Development Involving Creation of Fortifications 12.2 The power pursuant to Section 124(5) of the PDI Act, if the Commissioner determines that the proposed development involves the creation of fortification, to: 12.2.1 if the proposed development consists only of the creation fortifications - refuse the application; or	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	12.2.2 in any other case - impose conditions in respect of any consent to or approval of the proposed development prohibiting the creation of the fortifications		
s124(6)	12. Proposed Development Involving Creation of Fortifications 12.3 The power pursuant to Section 124(6) of the PDI Act, if the relevant authority acting on the basis of a determination of the Commissioner under Section 124(2) of the PDI Act refuses an application or imposes conditions in respect of a development authorisation, to notify the applicant that the application was refused, or the conditions imposed, on the basis of a determination of the Commissioner under Section 124 of the PDI Act.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s124(7)	12. Proposed Development Involving Creation of Fortifications 12.4 The power pursuant to Section 124(7) of the PDI Act, if a refusal or condition referred to in Section 124(5) of the PDI Act is the subject of an appeal under the PDI Act to apply to the Court to be joined as a party to the appeal.	CEO, MCD, BLP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s125(6)	13. Time Within Which Decision Must be Made 13.1 The power pursuant to Section 125(6) of the PDI Act to form the opinion and consider that the relevant application for planning consent should have been refused and apply to the Court for an order quashing the consent.	CEO, MCD, AM, GMNBE	The delegation of the power to apply to the Court for an order quashing the consent pursuant to Section 125(6) of the Act is limited to situations in which the time within which the application must be commenced will expire before the next scheduled meeting of the CAP.
s125(7)	13. Time Within Which Decision Must be Made 13.2 The power pursuant to Section 125(7) of the Act to apply to the Court for an extension of time to make an application under Section 125(6) of the Act.	CEO, MCD, AM, GMNBE	
s126(1)	14. Determination of Application 14.1 The power pursuant to Section 126(1) of the PDI Act to, on making a decision on an application under Part 7 of the PDI Act, give notice of the decision in accordance with the regulations (and, in the	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	case of a refusal, to include in the notice the reasons for the refusal and any appeal rights that exist under the PDI Act).		
s126(3)	14. Determination of Application 14.2 The power pursuant to Section 126(3) of the PDI Act to, on the delegate's own initiative or on the application of a person who has the benefit of any relevant development authorisation, extend a period prescribed under Section 126(2) of the PDI Act.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s127(1)	15. Conditions 15.1 The power pursuant to Section 127(1) of the PDI Act to make a decision subject to such conditions (if any) as the delegate thinks fit to impose in relation to the development.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s127(2)(c)	15. Conditions 15.2 The power pursuant to Section 127(2)(c) of the PDI Act to vary or revoke a condition in accordance with an application under Part 7 of the PDI Act.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s127(4)	15. Conditions 15.3 The power pursuant to Section 127(4) of the PDI Act, subject to Sections 127(6) and (8) of the PDI Act, if a development authorisation provides for the killing, destruction or removal of a regulated tree or a significant tree, to apply the principle that the development authorisation be subject to a condition that the prescribed number of trees (of a kind determined by the delegate) must be planted and maintained to replace the tree (with the cost of planting to be the responsibility of the applicant or any person who acquires the benefit of the consent and the cost of maintenance to be the responsibility of the owner of the land).	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s127(6)	15. Conditions 15.4 The power pursuant to Section 127(6) of the PDI Act to, on the application of the applicant, determine that a payment of an amount calculated in accordance with the regulations be made into the relevant fund in lieu of planting 1 or more replacement trees under Section 127(4) of the PDI Act.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s127(8)(b)	15. Conditions 15.5 The power pursuant to Section 127(8)(b) of the PDI Act to: 15.5.1 determine that it is appropriate to grant an exemption under Section 127(8)(b) of the PDI Act in a particular case after taking into account any criteria prescribed by the regulations and provided the Minister concurs in the granting of the exemption; 15.5.2 to seek the Minister's concurrence to grant an exemption under Section 127(8)(b) of the PDI Act.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
s128(1) and (2)	16. Variation of Authorisation 16.1 The power pursuant to Sections 128(1) and (2) of the PDI Act to determine an application seeking the variations of a development authorisation previously given under the PDI Act (including an application seeking the variation of a condition imposed with respect to the development authorisation).	MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s128(2)(d)	16. Variation of Authorisation 16.2 The power pursuant to Section 128(2)(d) of the PDI Act to approve an application for a variation to a development authorisation	CEO, MCD, BLP, SDOP,	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	previously given under the PDI Act, which seeks to extend the period for which the relevant authorisation remains operative.	DOP, AM, GMNBE	
s134(1)	17. Requirement to Up-grade 17.1 The power pursuant to Section 134(1) of the PDI Act to form the opinion that the building is unsafe, structurally unsound or in an unhealthy condition.	CEO, MCD, AM, GMNBE	
s134(1)	17. Requirement to Up-grade 17.2 The power pursuant to Section 134(1) of the PDI Act, if: 17.2.1 an application for a building consent relates to: 17.2.1.1 building work in the nature of an alteration to a building constructed before the date prescribed by regulation for the purposes of Section 134(1) of the PDI Act; or 17.2.1.2 a change of classification of a building; and 17.2.2 the building is, in the opinion of the delegate, unsafe, structurally unsound or in an unhealthy condition,	CEO, MCD, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	to require that building work that conforms with the requirements of the Building Rules be carried out to the extent reasonably necessary to ensure that the building is safe and conforms to proper structural and health standards.		
s134(2)	17. Requirement to Up-grade 17.3 The power pursuant to Section 134(2) of the PDI Act, when imposing a requirement under Section 134(1) of the PDI Act, to specify (in reasonable detail) the matters under Section 134(1)(b) of the PDI Act that must, in the opinion of the delegate, be addressed.	CEO, MCD, AM, GMNBE	
s134(3)	17. Requirement to Up-grade 17.4 The power pursuant to Section 134(3) of the PDI Act to impose a requirement under Section 134(1) of the PDI Act: 17.4.1 subject to Section 134(3)(b) of the PDI Act - on the basis that the relevant matters must be addressed as part of the application before the relevant authority will grant building consent; and 17.4.2 in cases prescribed by the regulations - as a condition of the building consent that must be complied with within a prescribed	CEO, MCD, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	period after the building work to which the application for consent relates is completed		
s134(4)	17. Requirement to Up-grade 17.5 The power pursuant to Section 134(4) of the PDI Act if: 17.5.1 an application is made for building consent for building work in the nature of an alteration of a class prescribed by the regulations; and 17.5.2 the delegate is of the opinion that the affected part of the building does not comply with the performance requirements of the Building Code or a Ministerial building standard in relation to access to buildings, and facilities and services within buildings, for people with disabilities, to require that building work or other measures be carried out to the extent necessary to ensure that the affected part of the building will comply with those performance requirements of the Building Code or the Ministerial building standard (as the case may be).	CEO, MCD, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Panel (Instrument C)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s134(5)	17. Requirement to Up-grade 17.6 The power pursuant to Section 134(5) of the PDI Act to impose a requirement under Section 134(4) of the PDI Act: 17.6.1 subject to Section 134(5)(b) of the PDI Act - on the basis that the building work or other measures to achieve compliance with the relevant performance requirements must be addressed before the relevant authority will grant building consent; and 17.6.2 in cases prescribed by the regulations - as a condition of the building consent that must be complied with within a prescribed period after the building work to which the application for consent relates is completed.	CEO, MCD, AM, GMNBE	
s135(2)(d)	18. Urgent Building Work 18.1 The power pursuant to Section 135(2)(d) of the PDI Act to issue any direction.	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DOP, DOB, AM, GMNBE	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s143(1)	19. Cancellation of Development Authorisation 19.1 The power pursuant to Section 143(1) of the PDI Act to, on the application of a person who has the benefit of the authorisation, cancel a development authorisation previously given by the relevant authority.	CEO, MCD, BLP, AM, GMNBE	
s143(2)	19. Cancellation of Development Authorisation 19.2 The power pursuant to Section 143(2) of the PDI Act to make a cancellation under Section 143(1) of the PDI Act subject to such conditions (if any) as the delegate thinks fit to impose.	CEO, MCD, BLP, AM, GMNBE	
s203	21. Application to Assessment Panel 21.1 The power pursuant to Section 203(1) of the PDI Act to allow an extension of time to make an application to the assessment panel for a review of a prescribed matter under Division 1 in a case where an assessment manager acted as a relevant authority.	CEO, AM	
s235(1)	22. Professional Advice to be Obtained in Relation to Certain Matters	CEO, MCD, AM, GMNBE	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	22.1 The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.		
s235(2)	22. Professional Advice to be Obtained in Relation to Certain Matters 22.2 The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.	CEO, MCD, AM, GMNBE	
cl12(7) sch8	23. General Transitional Schemes for Panels 23.1 The power pursuant to Clause 12(7) of Schedule 8 of the PDI Act, to 23.1.1 adopt any findings or determinations of a council development assessment panel under the repealed Act that may be relevant to an application made before the relevant day under the repealed Act; and	CAP	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	23.1.2 adopt or make any decision (including a decision in the nature of a determination), direction or order in relation to an application made before the relevant day under the repealed Act; and 23.1.3 deal with any matter that is subject to a reserved decision under the repealed Act before the relevant day; and 23.1.4 deal with any requirement or grant any variation imposed or proposed in connection with an application made before the relevant day under the repealed Act; and 23.1.5 deal with any requirement or grant any variation imposed or proposed in connection with an application made before the relevant day under the repealed Act. (Only applicable to assessment panels appointed by a council or a joint planning board)		
cl13(5) sch8	24. Regional Assessment Panels 24.1 The power pursuant to Clause 13(5) of Schedule 8 of the PDI Act to: 24.1.1 adopt any findings or determinations of a council development assessment panel or a regional development assessment panel	CAP	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	under the repealed Act that may be relevant to an application made before the relevant day under the repealed Act; and 24.1.2 adopt or make any decision (including a decision in the nature of a determination), direction or order in relation to an application made before the relevant day under the repealed Act; and 24.1.3 deal with any matter that is subject to a reserved decision under the repealed Act before the relevant day; and 24.1.4 deal with any requirement or grant any variation imposed or proposed in connection with an application made before the relevant day under the repealed Act; and 24.1.5 deal with any requirement or grant any variation imposed or proposed in connection with an application made before the relevant day under the repealed Act. (Relevant to regional assessment panels only)		
cl18(2) sch8	25. Continuation of Processes	CEO, MCD, BLP, SDOP,	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	25.1 The power pursuant to Clause 18(2) of Schedule 8 of the PDI Act, to: 25.1.1 adopt any findings or determinations of a relevant authority under the repealed Act that may be relevant to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and 25.1.2 adopt or make any decision (including a decision in the nature of a determination), direction or order in relation to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and 25.1.3 deal with any matter that is subject to a reserved decision under the repealed Act before the designated day; and 25.1.4 deal with any requirement or grant any variation imposed or proposed in connection with an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and 25.1.5 take any other step or make any other determination authorised by the regulations, or that is reasonably necessary to promote or ensure a smooth transition on account of the transfer of functions, powers or duties under Clause 18 of Schedule 8 of the PDI Act.	DOP, AM, GMNBE	

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Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r 3(6)(b)	26. Interpretation 26.1 The power pursuant to Regulation 3(6)(b) of the Planning, Development and Infrastructure (General) Regulations 2017 (the General Regulations) to require that a statement of site suitability provided to a relevant authority in connection with an application for development authorisation be issued by a site contamination auditor if the Environment Protection Authority directs the relevant authority to do so in relation to a particular application	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
r25(7)(c)	27. Accredited Professionals 27.1 The power pursuant to Regulation 25(7)(c) of the General Regulations to form the opinion and be satisfied, on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals)	CEO, MCD, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	Regulations 2019, a relevant professional association, or other relevant registration or accreditation authority, that a person has engineering or other qualifications that qualify the person to act as a technical expert under Regulation 25 of the General Regulations.		
r31(1)	28. Verification of Application 28.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 28.1.1 determine the nature of the development; and	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r31(1)	28. Verification of Application 28.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 28.1.2 if the application is for planning consent - determine:	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	28.1.2.1 whether the development involves 2 or more elements and, if so, identify each of those elements for the purposes of assessment against the provisions of the Planning and Design Code; and 28.1.2.2 the category or categories of development that apply for the purposes of development assessment; and		
r31(1)	28. Verification of Application 28.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 28.1.3 determine whether the relevant authority is the correct entity to assess the application under the PDI Act; and	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r31(1)	28. Verification of Application 28.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act:	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	28.1.4 if the relevant authority is the correct entity to assess the application (or any part of the application): 28.1.4.1 check that the appropriate documents and information have been lodged with the application; and 28.1.4.2 confirm the prescribed fees required to be paid at that point; and 28.1.4.3 provide an appropriate notice via the SA planning portal; and		
r31(1)	28. Verification of Application 28.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 28.1.5 if the relevant authority is not the correct entity to assess the application (or any part of the application): 28.1.5.1 provide the application (or any relevant part of the application), and any relevant plans, drawings, specifications and other documents and information in its possession, to the entity that the delegate considers to be the correct relevant authority in accordance with any practice direction; and 28.1.5.2 provide an appropriate notice via the SA planning portal.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r 32A(1)	29. Site Contamination – Detailed Site Investigation Report 29.1 The power pursuant to Regulation 32A(1) of the General Regulations to, for the purposes of Section 119(3)(d) of the PDI Act in relation to an application to which Schedule 8 clause 2A applies, request the applicant to provide a detailed site investigation report if: 29.1.1 the preliminary site investigation report indicates that site contamination is present, or is likely to be present, at the site of the proposed development; and 29.1.2 the delegate considers that there is insufficient information to determine that the site is suitable for its intended use, having regard to: 29.1.2.1 site contamination; and 29.1.2.2 if remediation is required, the extent of that remediation; and 29.1.3 the application is not required to be referred to the Environment Protection Authority under Item 9A or 9AB of the table in Schedule 9 clause 3.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r 32A(2)	29. Site Contamination – Detailed Site Investigation Report 29.2 The power pursuant to Regulation 32A(2) of the General Regulations to require that a detailed site investigation report be prepared by a site contamination auditor if the	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	Environment Protection Authority directs the relevant authority to do so in relation to a particular application.		
r 32B	30. Site Contamination – Statement of Suitability 30.1 The power pursuant to Regulation 32B of the General Regulations to, for the purposes of Section 119(3)(d) of the PDI Act, in relation to an application to which Schedule 8 clause 2A applies, require the applicant to provide a statement of site suitability that confirms that the site is suitable for its intended use before the relevant authority issues a planning consent in relation to the application.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r33(4)	30. Application and Further Information 30.1 The power pursuant to Regulation 33(4) of the General Regulations to seek clarification about any document or information that has been provided by the applicant.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r35(3)	32. Amended Applications 32.1 The power pursuant to Regulation 35(3) of the General Regulations if an application is varied following referral under Division 2 or giving of notice under Division 3, to, if the variations are not substantial, consider the application without the need to repeat an action otherwise required under Division 2 or Division 3.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r35(4)	32. Amended Applications 32.2 The power pursuant to Regulation 35(4) of the General Regulations if a variation would change the essential nature of a proposed development (as referred to in Section 119(9)(a) of the PDI Act), to agree with the applicant to proceed with the variation on the basis that the application (as so varied) will be treated as a new application under the General Regulations.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
r38(1)	33. Withdrawing/Lapsing Applications 33.1 The power pursuant to Regulation 38(1) of the General Regulations if an application is withdrawn by the applicant under Section 119(14) of the PDI Act, to notify: 33.1.1 any agency to which the application has been referred under Division 2 of the General Regulations; and 33.1.2 any person who has made a representation in relation to the application under Division 3 of the General Regulations, of the withdrawal.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r38(2)	33. Withdrawing/Lapsing Applications 33.2 The power pursuant to Regulation 38(2) of the General Regulations to lapse an application for a development authorisation under Part 7 of the PDI Act if at least one	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	year has passed since the date on which the application was lodged with the relevant authority.		
r38(3)	33. Withdrawing/Lapsing Applications 33.3 The power pursuant to Regulation 38(3) of the General Regulations before taking action to lapse an application under Regulation 38(2) of the General Regulations, to: 33.3.1 take reasonable steps to notify the applicant of the action under consideration; and 33.3.2 allow the applicant a reasonable opportunity to make submissions to the delegate (in a manner and form determined by the delegate) about the proposed course of action.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
r40	34. Court Proceedings 34.1 The power pursuant to Regulation 40 of the General Regulations to, subject to Section 214(14) of the PDI Act, by notice in writing to the applicant, decline to deal with the application until any proceedings under the PDI Act have been concluded.	CEO, MCD, BLP, AM, GMNBE	
r42(1)	35. Additional Information or Amended Plans 35.1 The power pursuant to Regulation 42(1) of the General Regulations if a delegate has referred an application to a prescribed body under Division 1 of the General Regulations and the relevant authority subsequently receives additional information, or	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	an amended plan, drawing or specification, which is materially relevant to the referral, or to any report obtained as part of the referral process, to repeat the referral process.		
r45(1)	36. Building Matters 36.1 The power pursuant to Regulation 45(1) of the General Regulations to, if in assessing an application for building consent, the delegate considers that: 36.1.1 a proposed performance solution within the meaning of the Building Code requires assessment against a performance requirement of the Building Code which provides for the intervention of a fire authority; or 36.1.2 the proposed development is at variance with a performance requirement of the Building Code which provides for the intervention of a fire authority; or 36.1.3 special problems for fire fighting could arise due to hazardous conditions of a kind described in Section E of the Building Code, refer the application to the relevant fire authority for comment and report unless the fire authority indicates to the delegate that a referral is not required.	CEO, MCD, AM, GMNBE	
r45(2)	36. Building Matters 36.2 The power pursuant to Regulation 45(2) of the General Regulations, if a report is not received from the fire authority on a referral under Regulation 45(1) of the General	CEO, MCD, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	Regulations within 20 business days, to presume that the fire authority does not desire to make a report.		
r45(3)	36. Building Matters 36.3 The power pursuant to Regulation 45(3) of the General Regulations to have regard to any report received from a fire authority under Regulation 45 of the General Regulations.	CEO, MCD, AM, GMNBE	
r45(4)	36. Building Matters 36.4 The power pursuant to Regulation 45(4) of the General Regulations, if, in respect of an application referred to a fire authority under Regulation 45 of the General Regulations, the fire authority: 36.4.1 recommends against the granting of building consent; or 36.4.2 concurs in the granting of consent on conditions specified in its report, but the delegate: 36.4.3 proposes to grant building consent despite a recommendation referred to in Regulation 45(4)(a) of the General Regulations; or	CEO, MCD, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	36.4.4 does not propose to impose the conditions referred to in Regulation 45(b) of the General Regulations, or proposes to impose the conditions in varied form, on the grant of consent, to: 36.4.5 refer the application to the Commission; and 36.4.6 not grant consent unless the Commission concurs in the granting of the consent.		
r45(5)	36. Building Matters 36.5 The power pursuant to Regulation 45(5) of the General Regulations to provide to the Commission a copy of any report received from a fire authority under Regulation 45(1) of the General Regulations that relates to an application that is referred to the Commission under the PDI Act.	CEO, MCD, AM, GMNBE	
r46(6)	37. Preliminary Advice and Agreement (Section 123) 37.1 The power pursuant to Regulation 46(6) of the General Regulations, if: 37.1.1 the delegate permits an applicant to vary an application under Section 119(9) of the PDI Act; and 37.1.2 the delegate determines that the application no longer accords with the agreement indicated by the prescribed body,	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	to refer the application (unless withdrawn) to the prescribed body: 37.1.3 to obtain a variation to the agreement under Section 123 of the PDI Act; or 37.1.4 to obtain a response from the prescribed body for the purposes of Section 122 of the PDI Act.		
r46(7)	37. Preliminary Advice and Agreement (Section 123) 37.2 The power pursuant to Regulation 46(7) of the General Regulations if: 37.2.1 an application is withdrawn by the applicant; and 37.2.2 the applicant sought to rely on an agreement under Section 123 of the PDI Act in connection with the application, to notify relevant prescribed body of the withdrawal.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r46(8)	37. Preliminary Advice and Agreement (Section 123) 37.3 The power pursuant to Regulation 46(8) of the General Regulations, if: 37.3.1 an application is lapsed by a relevant authority under Regulation 38 of the General Regulations; and 37.3.2 the applicant sought to rely on an agreement under Section 123 of the PDI Act in connection with the application,	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	to notify the relevant prescribed body of the lapsing.		
r46(9)	37. Preliminary Advice and Agreement (Section 123) 37.4 The power pursuant to Regulation 46(9) of the General Regulations, if: 37.4.1 an applicant seeks to rely on an agreement under Section 123 of the PDI Act in connection with the application; and 37.4.2 a notice of a decision on the application is issued by the delegate under Regulation 57 of the General Regulations, to provide a copy of the notice to the prescribed body within 5 business days after the notice is given to the applicant under Regulation 57 of the General Regulations.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r48	38. Notification of Application of Tree-damaging Activity to Owner of Land 38.1 The power pursuant to Regulation 48 of the General Regulations, if an owner of land to which an application for a tree-damaging activity in relation to a regulated tree relates is not a party to the application, to: 38.1.1 give the owner notice of the application within 5 business days after the application is made; and	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	38.1.2 give due consideration in the delegate's assessment of the application to any submission made by the owner within 10 business days after the giving of notice under Regulation 48 of the General Regulations.		
r49(3)	39. Public Inspection of Applications 39.1 The power pursuant to Regulation 49(3) of the General Regulations to request a person verify information in such manner as the delegate thinks fit.	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DA, DOP, DOB, DSO, AM, GMNBE, CDOP	
r50(5)	40. Representations 40.1 The power pursuant to Regulation 50(5) of the General Regulations to, if the delegate considers that it would assist the delegate in making a decision on the application, allow a person: 40.1.1 who has made a representation under Regulation 50(1) of the General Regulations in relation to development being assessed under Section 107 of the PDI Act; and 40.1.2 who has indicated an interest in appearing before the delegate, an opportunity (at a time determined by the delegate) to appear personally or by representative before the delegate to be heard in support of the representation that has been made under Regulation 50(1) of the General Regulations.	CAP	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r51(1)	41. Response by Applicant 41.1 The power pursuant to Regulation 51(1) of the General Regulations to allow a response to a representation by the applicant to be made within such longer period as the delegate may allow.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
r57(2)(b)	42. Notice of Decision (Section 126(1)) 42.1 The power pursuant to Regulation 57(2)(b) of the General Regulations to provide notice via the SA Planning Portal and to determine if necessary to give notice to the applicant in some other way determined to be appropriate by the delegate.	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE	
r57(4)(a)	42. Notice of Decision (Section 126(1)) 42.2 The power pursuant to Regulation 57(4)(a) of the General Regulations to endorse a set of any approved plans and other relevant documentation with an appropriate form of authentication.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r60	43. Consideration of Other Development Authorisations 43.1 The power pursuant to Regulation 60 of the General Regulations, to, in deciding whether to grant a development authorisation, take into account any prior development authorisation that relates to the same proposed development under the PDI Act, and any conditions that apply in relation to that prior development authorisation.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
r61(4)(c)	44. Certificate of Independent Technical Expert in Certain Cases 44.1 The power pursuant to Regulation 61(4)(c) of the General Regulations to form the opinion and be satisfied on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019, a relevant professional association, or another relevant registration or accreditation authority, that a person has engineering or other qualifications, qualify the person to act as a technical expert under this regulation.	CEO, MCD, AM, GMNBE	
r63(1)	45. Urgent Work 45.1 The power pursuant to Regulation 63(1) of the General Regulations to, 45.1.1 determine a telephone number determined for the purposes of Regulation 63(1)(a) of the General Regulations; and	CEO, MCD, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	45.1.2 determine the email address for the purposes of Regulation 63(1)(b) of the General Regulations.		
r63(2)	45. Urgent Work 45.2 The power pursuant to Regulation 63(2) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.	CEO, MCD, BLP, BLB, TLCDS, SDOB, DOB, AM, GMNBE	
r63(3)	45. Urgent Work 45.3 The power pursuant to Regulation 63(3) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.	CEO, MCD, BLP, BLB, TLCDS, SDOB, DOB, AM, GMNBE	
r65(1)(a)	46. Variation of Authorisation (Section 128) 46.1 The power pursuant to Regulation 65(1)(a) of the General Regulations to, for the purposes of Section 128(2)(b) of the PDI Act, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion and be satisfied that the variation is minor in nature, and approve the variation.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r76(2)	47. Advice from Commission 47.1 The power pursuant to Regulation 76(2) of the General Regulations, if a report is not received from the Commission within 20 business days from the day on which the application is lodged under Regulation 29 of the General Regulations or within such longer period as the Commission may require by notice to the relevant authority, to presume that the Commission does not desire to make a report.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
r78(3)	47. Underground Mains Area 47.1 The power pursuant to Regulation 78(3) of the General Regulations, if an application relates to a proposed development that involves the division of land within, or partly within, an underground mains area (even if the area is declared as such after the application is lodged with the relevant authority), to require, as a condition on its decision on the application, that any electricity mains be placed underground.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
r99(4)	49. Construction Industry Training Fund 49.1 The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the Construction Industry Training Fund Act 1993 or is not payable, to notify the applicant that the delegate cannot issue a	CEO, MCD, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	building consent until the delegate is satisfied that the levy has been paid or is not payable.		
r99(5)	49. Construction Industry Training Fund 49.2 The power pursuant to Regulation 99(5) of the General Regulations, if a notification is given under Regulation 99(4) of the General Regulations, if satisfactory evidence is not provided to the delegate within 20 business days after the date of the notification, to, if the delegate thinks fit, determine that the application has lapsed.	CEO, MCD, AM, GMNBE	
cl 2(1)(b)	50. New Dwellings 50.1 The power pursuant to clause 2(1)(b) of Schedule 6B of the General Regulations to form the belief that the allotment is, or may have been, subject to site contamination as a result of a previous use of the land or a previous activity on the land or in the vicinity of the land, other than a previous use or activity that was for residential purposes.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
cl4(3)	51. Plans for Building Work	CEO, MCD, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	51.1 The power pursuant to Clause 4(3) of Schedule 8 of the General Regulations, in relation to an application for building consent for development consisting of or involving an alteration to a building, if: 51.1.1 the applicant is applying for a change in the classification of the building to a classification other than Class 10 under the Building Code; or 51.1.2 the building was erected before 1 January 1974 and the applicant is applying for a classification other than Class 10 under the Building Code to be assigned to the building, to require the application to be accompanied by such details, particulars, plans, drawings, specifications and other documents (in addition to the other documents required to accompany the application) as the delegate reasonably requires to show that the entire building will, on completion of the building work, comply with the requirements of the PDI Act and the General Regulations for a building of the classification applied for or with so many of those requirements as will ensure that the building is safe and conforms to a proper structural standard.		

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r5(1)	52. Calculation or Assessment of Fees 52.1 The power pursuant to Regulation 5(1) of the PDI (Fees, Charges and Contributions) Regulations 2019 (the Fees Regulations) in relation to an application which is duly lodged with the council under a related set of regulations (including via the SA planning portal): 52.1.1 to require the applicant to provide such information as the delegate may reasonably require to calculate a prescribed fee; and 52.1.2 to make any other determination for the purposes of the Fees Regulations or a related set of regulations or a fee notice (even if the assessment panel is not a relevant authority).	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r5(2)	52. Calculation or Assessment of Fees 52.2 The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate is acting under Regulation 5(1) of the Fees Regulations, or as the delegate of a relevant authority, believes that any information provided by an applicant is incomplete or inaccurate, to calculate a prescribed fee on the basis of estimates made by the delegate.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
r5(3)	52. Calculation or Assessment of Fees 52.3 The power pursuant to Regulation 5(3) of the Fees Regulations to, at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of regulations.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
PD Code	55. Administrative Terms and Definition 55.1 The power pursuant to and in accordance with Part 8 of the PD Code to for the purposes of Table 5 – Procedural Matters (PM) – Notification and the definition of 'Excluded Building', form the opinion that: 55.1.1 the building, structure or landscape feature (or part thereof) does not contribute to the building or features of identified heritage value within the State Heritage Area; 55.1.2 the building (or part thereof) does not demonstrate the historic characteristics as expressed in the Historic Area Statement.	MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	53 Procedural Matter 53.1 The power pursuant to and in accordance with the Planning and Design Code (the PD Code) to form the opinion development is of a minor nature only and will not unreasonably impact on the owners or occupiers of land in the locality of the site of the development and therefore is excluded from the operation of Sections 107(3) and (4) of the PDI Act.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
PD Code	53. Procedural Matter 53.2 The power pursuant to and in accordance with the PD Code to determine that the variation to one or more corresponding exclusions prescribed in Column B is minor in nature and does not require notification.	MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	54. Procedural Referrals 54.1 The power pursuant to and in accordance with the PD Code to form the opinion development is minor in nature and would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
PD Code	54. Procedural Referrals 54.2 The power pursuant to and in accordance with the PD Code to form the opinion and deem: 54.2.1 alteration to an existing access or public road junction; 54.2.2 development that changes the nature of vehicular movements or increases the number or frequency of movements through an existing access, to be minor.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
PD Code	54. Procedural Referrals	CEO, MCD, BLP, SDOP,	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	54.3 The power pursuant to and in accordance with the PD Code to form the opinion an alteration or extension of an existing dwelling is minor.	DOP, AM, GMNBE	
PD Code	54. Procedural Referrals 54.4 The power pursuant to and in accordance with the PD Code to form the opinion development is minor in nature or like for like maintenance and would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
PD Code	54. Procedural Referrals 54.5 The power pursuant to and in accordance with the PD Code to form the opinion development is minor in nature or like for like maintenance and would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
PD Code	54. Procedural Referrals 54.6 The power pursuant to and in accordance with the PD Code to form the opinion alterations to an existing access or public road junction are minor.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
PD Code	54. Procedural Referrals 54.7 The power pursuant to and in accordance with the PD Code to form the opinion development that changes the nature of vehicular movements or increase the number or frequency of movements through an existing access is minor.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
PD Code	56. Referral Body: Minister Responsible for the Administration of the Aquaculture Act 2001 56.1 The power pursuant to and in accordance with Part 9.4 of the PD Code to form the opinion that aquaculture development which involves an alteration to an existing or approved development is minor in nature.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
PD Code	54. Procedural Referrals 54.9 The power pursuant to and in accordance with the PD Code to form the opinion development materially affects the context within which the State Heritage Place is situated.	MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	54. Procedural Referrals 54.8 The power pursuant to and in accordance with the PD Code to form the opinion the variation to an application is minor in nature or would not warrant a referral when considering the purpose of the referral.	MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
PD Code	54. Procedural Referrals 54.10 The power pursuant to and in accordance with the PD Code to form the opinion the development is minor in nature and would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
PD Code	54. Procedural Referrals 54.11 The power to and in accordance with the PD Code to form the opinion that the development would not substantially impact the shipwreck (or associated relics) and would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

State Planning Commission Practice Direction - 3 (Notification of Performance Assessed Development Applications) 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl6(4)	56. Responsibility to Undertake Notification 56.1 The power pursuant to clause 6(4) of the State Planning Commission Practice Direction 3 (Notification of Performance Assessed Development Applications) 2019 (PD3), should the applicant request the relevant authority to place the notice on the land and pay the relevant	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	

State Planning Commission Practice Direction - 3 (Notification of Performance Assessed Development Applications) 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	fee, to (either personally or by engagement of a contractor) give notice of the application to members of the public by notice placed on the relevant land in accordance with Section 107(3)(a)(ii) of the PDI Act.		
cl8	58. Preparing for Notification 58.1 The power pursuant to clause 8 of PD3, if the applicant has confirmed they accept responsibility to place a notice on the land as per clause 6(3)(a) of PD3, to, at least 4 business days prior to the commencement of the notification period: 58.1.1 give notice of the anticipated commencement date and of the notification period to the applicant; and 58.1.2 provide the applicant with a copy of the content of the notice to be placed on the relevant land; and 58.1.3 advise the applicant of the position and number of notice(s) to be erected on the land in accordance with clause 10 of PD3.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
cl10(1)(a)	59. Notice on Land 59.1 The power pursuant to clause 10(2) of PD3, in relation to clause 10(1)(a) of PD3, to determine the most appropriate position for the notice on the land in order to provide for maximum visibility from a public road, and in cases where the relevant land has more than 1 frontage to a public road, to determine that more than 1 notice must be erected on each of	CEO, MCD, MCO, BLP, SDOP, DOP, DSO, AM, CW, GMNBE, CDOP	

State Planning Commission Practice Direction - 3 (Notification of Performance Assessed Development Applications) 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	the public road frontages to ensure that notice of the development is reasonably apparent to members of the public.		

State Planning Commission Practice Direction (Appointment of Additional Members to Assessment Panel) 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl4(6)	60. Qualifications and Experience of Additional members 60.1 The power pursuant to clause 4(6) of the State Planning Commission Practice Direction (Appointment of Additional Members to Assessment Panel) 2019 (PD5) where the delegate forms the view that additional expert advice is required for an application which requires assessment of a matter listed in Column 1 of PD5, to engage an additional assessment panel member provided that person maintains both the minimum experience detailed in Column 2 of PD5, as well as the minimum qualification listed in Column 3 of PD5.	CAP	
cl4(7)	60. Qualifications and Experience of Additional members 60.2 The power pursuant to clause 4(7) of PD5 to be satisfied of the minimum experience and qualifications of an additional assessment panel member.	CAP	

State Planning Commission Practice Direction (Scheme to Avoid Conflicting Regimens) 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl5(1)	61. Scheme Provisions 61.1 The power pursuant to clause 5(1) of the State Planning Commission Practice Direction (Scheme to Avoid Conflicting Regimens) 2019 (PD6), to in undertaking a planning assessment or imposing controls, including through the imposition of conditions of planning consent, ensure that such assessment or controls do not conflict or duplicate matters dealt with or addressed under licencing or regulatory regimens under another Act.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
cl5(3)	61. Scheme Provisions 61.2 The power pursuant to clause 5(3) of PD6 to, where the delegate is uncertain whether a matter conflicts with, or duplicates a matter dealt with under a licencing or regulatory regime under another Act, to seek the advice of that authority or agency.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

State Planning Commission Practice Direction 12 - Conditions			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 6	62. Notification of Deemed Planning Consent Notice 62.1 The power pursuant to clause 6 of the State Planning Commission Practice Direction 12 – Conditions Consent (PD12), where a person has issued a Deemed Planning Consent Notice (the Notice) to the relevant authority pursuant to Section 125(2) of the PDI Act, to upon receipt of the Notice, provide a copy of the Notice to: 62.1.1 any other relevant authority that has given or is considering another development authorisation relating to the same development; and 62.1.2 if the application was referred to a prescribed body under Section 122 of the PDI Act – to that prescribed body or bodies; and 62.1.3 if the owner of land to which the application related is not a party to the application – to the owner of the land; and 62.1.4 if any person has made a representation to the relevant authority in respect of the proposed development – to that person or persons; and 62.1.5 in the case of restricted development, the Environment, Resources and Development Court.	CEO, MCD, BLP, TLCDS, SDOP, DOP, DSO, AM, GMNBE	

State Planning Commission Practice Direction 14 Site Contamination Assessment 2021			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 12	63. Change of Use Where Remediation is Required After the Issue of Planning Consent – Section 127(1)(b) of Act 63.1 The power pursuant to clause 12 of the State Planning Commission Practice Direction (Site Contamination Assessment) 2021 (PD14) to be satisfied that a site is suitable for its intended use subject to remediation being undertaken and to issue a planning consent without the remediation work having been carried out, subject to Condition A, B or C in PD14 as relevant.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
cl 13	64. Land Division Where Remediation is Required After the Issue of Planning Consent – Section 127(1)(b) of Act 64.1 The power pursuant to clause 13 of PD14 to be satisfied in relation to proposed land division that a site is suitable for its intended use subject to remediation being undertaken and to issue a planning consent without the remediation work having been carried out subject to the consent being subject to the following condition: A land division certificate under Section 138 of the Planning, Development and Infrastructure Act 2016 must not be issued until a statement of site suitability is issued certifying that the required remediation has been undertaken and the land is suitable for the proposed use.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

State Planning Commission Practice Direction 16 Urban Tree Canopy Off-set Scheme			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 6(2)	65. Reserved Matter 65.1 The power pursuant to clause 6(2) of State Planning Commission Practice Direction 16 Urban Tree Canopy Off-set Scheme (PD16) to where an applicant has elected to reserve consideration of the DTS/DPF Policy in the Overlay, as provided for in the Code and under Section 102(4) of the PDI Act, to require the applicant to provide documents which are considered by the delegate as sufficient to confirm whether the relevant development site includes a Designated Soil Type.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
cl 7	66. Process for Payments to the Fund 66.1 The power pursuant to clause 7 of PD16 where an applicant has elected to make a payment into the Fund, in lieu of planting a tree (or trees) as provided in the DTS/DPF Policy in the Overlay, to verify the payment as being correct in accordance with the Scheme, prior to the granting of development authorisation under the PDI Act.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE, CDOP	
cl 8(3)	67. Development within Council Fund Designated Areas 67.1 The power pursuant to clause 8(3) of PD16, where a development application relates to a site which is located both within a Council Fund Designated Area and within the Overlay to	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

State Planning Commission Practice Direction 16 Urban Tree Canopy Off-set Scheme			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	impose a condition requiring payment into a Council Fund, irrespective of an election by the applicant to plant a tree or make a payment into the Fund as provided under the Scheme.		

Urban Tree Canopy Set-Off Scheme			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 6(4)	68. Payment into Fund 68.1 The power pursuant to clause 6(4) of the Urban Tree Canopy Off-set Scheme (UTCOS) where an applicant has elected to make a contribution to the fund under this scheme to impose a condition on the relevant development authorisation for planning consent requiring that payment of the amount specified in clause 6(1) of the UTCOS be made into the fund before the issue of development approval for the subject development application.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument D – Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager

State Planning Commission Practice Direction 12 - Conditions			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 6	51. Notification of Deemed Planning Consent Notice 51.1 The power pursuant to clause 6 of the State Planning Commission Practice Direction 12 – Conditions Consent (PD12), where a person has issued a Deemed Planning Consent Notice (the Notice) to the relevant authority pursuant to Section 125(2) of the PDI Act, to upon receipt of the Notice, provide a copy of the Notice to: 51.1.1 any other relevant authority that has given or is considering another development authorisation relating to the same development; and 51.1.2 if the application was referred to a prescribed body under Section 122 of the PDI Act – to that prescribed body or bodies; and 51.1.3 if the owner of land to which the application related is not a party to the application – to the owner of the land; and 51.1.4 if any person has made a representation to the relevant authority in respect of the proposed development – to that person or persons; and	CEO, MCD, BLP, TLCDS, SDOP, CAP, DOP, DSO, AM, GMNBE	

State Planning Commission Practice Direction 12 - Conditions			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	51.1.5 in the case of restricted development, the Environment, Resources and Development Court.		

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s7(5)(a)	1. Environment and Food Production Areas – Greater Adelaide 1.1 The power pursuant to Section 7(5)(a) of the Planning, Development and Infrastructure Act 2016 (the PDI Act), in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to seek the concurrence of the Commission in the granting of the development authorisation to the development.	Not Delegated	
s7(5)(d)	1. Environment and Food Production Areas – Greater Adelaide	Not Delegated	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	1.2 The power pursuant to Section 7(5)(d) of the PDI Act in relation to a proposed development that involves a division of land that would create one or more additional allotments in an environment and food production area, to, if the proposed development will create additional allotments in an environment and food production area that are to be used for residential development, refuse to grant development authorisation in relation to the proposed development.		
s94(3)(a)	2. Relevant Authority – Commission 2.1 The power pursuant to Section 94(3)(a) of the PDI Act, if the Minister acts under Section 94(1)(h) of the PDI Act to, at the request of the Commission, provide the Commission with a report relating to any application for development authorisation that has been under consideration by the relevant authority.	CEO, MCD, BLP, SDOP, GMNBE	
s99(1)	3. Relevant Provisions 3.1 The power pursuant to Section 99(1) of the PDI Act, if a proposed development involves the performance of building work to determine to act under Section 99(1) of the PDI Act to: 3.1.1 refer the assessment of the development in respect of the Building Rules to the council for the area in which the proposed development is to be undertaken; or	Not Delegated	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	3.1.2 require that the assessment of the development in respect of the Building Rules be undertaken by a building certifier.		
s102(1)	4. Matters Against Which Development Must Be Assessed 4.1 The power pursuant to Section 102(1) of the PDI Act to assess a development against, and grant or refuse a consent in respect of, each of the following matters (insofar as they are relevant to the particular development): 4.1.1 - 4.1.1.1 the relevant provisions of the Planning Rules; and 4.1.1.2 to the extent provided by Part 7 Division 2 of the PDI Act – the impacts of the development; and 4.1.1.3 if relevant, requirements applying under Part 15 Division 2 (other than under Section 198), (planning consent);	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s102(1)	4. Matters Against Which Development Must Be Assessed 4.1 The power pursuant to Section 102(1) of the PDI Act to assess a development against, and grant or refuse a consent in respect of, each of the following matters (insofar as they are relevant to the particular development): 4.1.2 in relation to a proposed division of land (otherwise than under the Community Titles Act 1996 or the Strata Titles Act 1988) - the requirement that the following requirements be satisfied (or will be satisfied by the imposition of conditions under the PDI Act): 4.1.2.1 requirements set out in the Planning and Design Code made for the purposes of this provision are satisfied; 4.1.2.2 any relevant requirements set out in a design standard has been satisfied; 4.1.2.3 the requirements of a water industry entity under the Water Industry Act 2012 identified under the regulations, and any requirements prescribed by the regulations, relating to the provision of water supply and sewerage services are satisfied; 4.1.2.4 requirements applying under Section 198; 4.1.2.5 where land is to be vested in a council or other authority - the council or authority consents to the vesting; 4.1.2.6 requirements set out in regulations made for the purposes of Section 102(1)(c) of the PDI Act are satisfied;	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s102(1)	4. Matters Against Which Development Must Be Assessed 4.1 The power pursuant to Section 102(1) of the PDI Act to assess a development against, and grant or refuse a consent in respect of, each of the following matters (insofar as they are relevant to the particular development): 4.1.3 in relation to a division of land under the Community Titles Act 1996 or the Strata Titles Act 1988 - the requirement that the following requirements be satisfied (or will be satisfied by the imposition of conditions under the PDI Act): 4.1.3.1 requirements set out in the Planning and Design Code made for the purposes of this provision are satisfied; 4.1.3.2 any relevant requirements set out in a design standard has been satisfied; 4.1.3.3 any encroachment of a lot or unit over other land is acceptable having regard to any provision made by the Planning and Design Code or a design standard; 4.1.3.4 where land is to be vested in a council or other authority - the council or authority consents to the vesting; 4.1.3.5 a building or item intended to establish a boundary (or part of a boundary) of a lot or lots or a unit or units is appropriate for that purpose;	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	4.1.3.6 the division of land under the Community Titles Act 1996 or the Strata Titles Act 1988 is appropriate having regard to the nature and extent of the common property that would be established by the relevant scheme; 4.1.3.7 the requirements of a water industry entity under the Water Industry Act 2012 identified under the regulations, and any requirements prescribed by the regulations, relating to the provision of water supply and sewerage services are satisfied; 4.1.3.8 requirements applying under Section 198; 4.1.3.9 any building situated on the land complies with the Building Rules; 4.1.3.10 requirements set out in the regulations made for the purposes of Section 102(d) of the PDI Act are satisfied;		
s102(1)	4. Matters Against Which Development Must Be Assessed 4.1 The power pursuant to Section 102(1) of the PDI Act to assess a development against, and grant or refuse a consent in respect of, each of the following matters (insofar as they are relevant to the particular development):	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	4.1.4 any encroachment of a building over, under, across or on a public place (and not otherwise dealt with above) is acceptable having regard to any provision made by the Planning and Design Code or a design standard;		
s102(1)	4. Matters Against Which Development Must Be Assessed 4.1 The power pursuant to Section 102(1) of the PDI Act to assess a development against, and grant or refuse a consent in respect of, each of the following matters (insofar as they are relevant to the particular development): 4.1.5 such other matters as may be prescribed.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s102(3)	4. Matters Against Which Development Must Be Assessed 4.2 The power pursuant to Section 102(3) of the PDI Act to, in relation to granting a planning consent, on the delegate's own initiative or on application, reserve the delegate's decision on a specified matter or reserve the delegate's decision to grant a planning consent: 4.2.1 until further assessment of the relevant development under the PDI Act; or 4.2.2 until further assessment or consideration of the proposed development under another Act; or	CEO, MCD, BLP, CAP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	4.2.3 until a licence, permission, consent, approval, authorisation, certificate or other authority is granted, or not granted (by the decision of another authority), under another Act.		
s102(4)	4. Matters Against Which Development Must Be Assessed 4.3 The power pursuant to Section 102(4) of the PDI Act to allow any matter specified by the Planning and Design Code for the purposes of Section 102(4) of the PDI Act to be reserved on the application of the applicant.	CEO, MCD, BLP, CAP, AM, GMNBE	
s106(2)	5. Deemed-to-satisfy Assessment 5.1 The power pursuant to Section 106(2) of the PDI Act to form the opinion and be satisfied that development is deemed-to-satisfy development except for 1 or more minor variations and assess it as being deemed-to-satisfy.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s107(2)(c)	6. Performance Assessed Development 6.1 The power pursuant to Section 107(2)(c) of the PDI Act to form the opinion that the development is seriously at variance with the Planning and Design Code (disregarding minor variations).	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s107(3)	6. Performance Assessed Development 6.2 The power pursuant to Section 107(3) of the PDI Act, if a proposed development is to be assessed under Section 107 of the PDI Act to make a decision in accordance with a practice direction. 6.2.1 The power pursuant to Section 107(4) of the PDI Act to limit the matters that the delegate will take into account to what should be the decision of the relevant authority as to planning consent in relation to the performance based elements of the development as assessed on its merits.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s119(1)(b)	7. Application and Provision of Information 7.1 The power pursuant to Section 119(1)(b) of the PDI Act to require an application to the relevant authority for the purposes of Part 7 of the PDI Act, to include any information as the delegate may reasonably require.	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	
s119(3)	7. Application and Provision of Information 7.2 The power pursuant to Section 119(3) of the PDI Act to request an applicant:	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	7.2.1 to provide such additional documents, assessments or information (including calculations and technical details) as the delegate may reasonably require to assess the application; 7.2.2 to remedy any defect or deficiency in any application or accompanying document or information required by or under the PDI Act; 7.2.3 to consult with an authority or body prescribed by the regulations; 7.2.4 to comply with any other requirement prescribed by the regulations.		
s119(6)	7. Application and Provision of Information 7.3 The power pursuant to Section 119(6) of the PDI Act if a request is made under Section 119(3) of the PDI Act, and the request is not complied with within the time specified by the regulations, to 7.3.1 subject to Section 119(6)(b)(ii) of the PDI Act, refuse the application; and 7.3.2 refuse the application in prescribed circumstances (including, if the regulations so provide, in a case involving development that is deemed to satisfy development).	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s119(7)	7. Application and Provision of Information 7.4 The power pursuant to Section 119(7) of the PDI Act to, in dealing with an application that relates to a regulated tree, consider that special circumstances apply.	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	
s119(9)	7. Application and Provision of Information 7.5 The power pursuant to Section 119(9) of the PDI Act to: 7.5.1 permit an applicant: 7.5.1.1 to vary an application; 7.5.1.2 to vary any plans, drawings, specifications or other documents that accompanied an application, (provided that the essential nature of the proposed development is not changed);	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	
s119(9)	7. Application and Provision of Information 7.5 The power pursuant to Section 119(9) of the PDI Act to: 7.5.2 permit an applicant to lodge an application without the provision of any information or document required by the regulations;	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s119(9)	7. Application and Provision of Information 7.5 The power pursuant to Section 119(9) of the PDI Act to: 7.5.3 to the extent that the fee is payable to the relevant authority waive payment of whole or part of the application fee, or refund an application fee (in whole or in part);	CEO, MCD, BLP, AM, GMNBE	
s119(9)	7. Application and Provision of Information 7.5 The power pursuant to Section 119(9) of the PDI Act to: 7.5.4 if there is an inconsistency between any documents lodged with the relevant authority for the purposes of Part 7 of the PDI Act (whether by an applicant or any other person), or between any such document and a development authorisation that has already been given that is relevant in the circumstances, return or forward any document to the applicant or to any other person and determine not to finalise the matter until any specified matter is resolved, rectified or addressed.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	
s119(10)	7. Application and Provision of Information 7.6 The power pursuant to Section 119(10) of the PDI Act to grant a permission under Section 119(9) of the PDI Act unconditionally or subject to such conditions as the delegate thinks fit.	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s119(12)	7. Application and Provision of Information 7.7 The power pursuant to Section 119(12) of the PDI Act to, in a consent, provide for, or envisage, the undertaking of development in stages, with separate consents or approvals for the various stages.	CEO, MCD, BLP, SDOP, CAP, AM, GMNBE	
s119(14)	7. Application and Provision of Information 7.8 The power pursuant to Section 119(14) of the PDI Act to if an applicant withdraws an application to determine to refund the application fee.	CEO, MCD, BLP, AM, GMNBE	
s121(7)	8. Design Review 8.1 The power pursuant to Section 121(7) of the PDI Act, to in acting under the PDI Act, take into account any advice provided by a design panel (insofar as may be relevant to the assessment of proposed development by the delegate).	CEO, MCD, BLP, SDOP, CAP, AM, GMNBE	
s122(1)	9. Referrals to Other Authorities or Agencies 9.1 The power pursuant to Section 122(1) of the PDI Act, where an application for consent to, or approval of, a proposed development of a prescribed class is to be assessed by a relevant authority, to:	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	9.1.1 refer the application, together with a copy of any relevant information provided by the applicant, to a body prescribed by the regulations (including, if so prescribed, the Commission); and 9.1.2 not make a decision until the relevant authority has received a response from that prescribed body in relation to the matter or matters for which the referral was made where the regulations so provide, subject to Section 122 of the PDI Act.		
s122(5)(b)	9. Referrals to Other Authorities or Agencies 9.2 The power pursuant to Section 122(5)(b) of the PDI Act, acting by direction of a prescribed body: 9.2.1 to refuse the application; or 9.2.2 consent to or approve the development and impose such conditions as the prescribed body thinks fit, (subject to any specific limitation under another Act as to the conditions that may be imposed by the prescribed body) where the regulations so provide.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s122(7)	9. Referrals to Other Authorities or Agencies 9.3 The power pursuant to Section 122(7) of the PDI Act, if the relevant authority is directed by a prescribed body to refuse an application and the refusal is the subject of an appeal under the PDI Act, to apply for the relevant authority to be joined as a party to the proceedings.	CEO, MCD, BLP, AM, GMNBE	
s122(10)	10. Referrals to Other Authorities or Agencies 10.4 The power pursuant to Section 122(10) of the PDI Act to, if requested by an applicant, defer a referral under Section 122 of the PDI Act to a particular stage in the process of assessment.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s123(2)	10. Preliminary Advice and Agreement 10.1 The power pursuant to Section 123(2) of the PDI Act, if: 10.1.1 a proposed development is referred to a prescribed body under Section 123(1) of the PDI Act; and 10.1.2 the prescribed body agrees to consider the matter under Section 123 of the PDI Act after taking into account any matter prescribed by the regulations; and	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	10.1.3 the prescribed body agrees, in the manner prescribed by the regulations, that the development meets the requirements (if any) of the prescribed body (including on the basis of the imposition of conditions), to, subject to Section 123(4)of the PDI Act if an application for planning consent with respect to the development is lodged with the relevant authority within the prescribed period after the prescribed body has indicated its agreement under Section 123(2)(c) of the PDI Act, form the opinion and be satisfied that the application accords with the agreement indicated by the prescribed body (taking into account the terms or elements of that agreement and any relevant plans and other documentation).		
s123(4)	10. Preliminary Advice and Agreement 10.2 The power pursuant to Section 123(4) of the PDI Act to determine an agreement under Section 123 of the PDI Act is no longer appropriate due to the operation of Section 132 of the PDI Act.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s124(1)	11. Proposed Development Involving Creation of Fortifications 11.1 The power pursuant to Section 124(1) of the PDI Act, if the delegate has reason to believe that a proposed development may involve the creation of fortifications, to refer the	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	application for consent to, or approval of, the proposed development to the Commissioner of Police (the Commissioner).		
s124(5)	11. Proposed Development Involving Creation of Fortifications 11.2 The power pursuant to Section 124(5) of the PDI Act, if the Commissioner determines that the proposed development involves the creation of fortification, to: 11.2.1 if the proposed development consists only of the creation fortifications - refuse the application; or 11.2.2 in any other case - impose conditions in respect of any consent to or approval of the proposed development prohibiting the creation of the fortifications	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s124(6)	11. Proposed Development Involving Creation of Fortifications 11.3 The power pursuant to Section 124(6) of the PDI Act, if the relevant authority acting on the basis of a determination of the Commissioner under Section 124(2) of the PDI Act refuses an application or imposes conditions in respect of a development authorisation, to notify the applicant that the application was refused, or the conditions imposed, on the basis of a determination of the Commissioner under Section 124 of the PDI Act.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s124(7)	11. Proposed Development Involving Creation of Fortifications 11.4 The power pursuant to Section 124(7) of the PDI Act, if a refusal or condition referred to in Section 124(5) of the PDI Act is the subject of an appeal under the PDI Act to apply to the Court to be joined as a party to the appeal.	CEO, MCD, BLP, CAP, AM, GMNBE	
s125(6)	12. Time Within Which Decision Must be Made 12.1 The power pursuant to Section 125(6) of the PDI Act to form the opinion and consider that the relevant application for planning consent should have been refused and apply to the Court for an order quashing the consent.	CEO, MCD, AM, GMNBE	
s125(7)	12. Time Within Which Decision Must be Made 12.2 The power pursuant to Section 125(7) of the Act to apply to the Court for an extension of time to make an application under Section 125(6) of the Act.	CEO, MCD, AM, GMNBE	
s126(1)	13. Determination of Application 13.1 The power pursuant to Section 126(1) of the PDI Act to, on making a decision on an application under Part 7 of the PDI Act, give notice of the decision in accordance with the	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	regulations (and, in the case of a refusal, to include in the notice the reasons for the refusal and any appeal rights that exist under the PDI Act).		
s126(3)	13. Determination of Application 13.2 The power pursuant to Section 126(3) of the PDI Act to, on the delegate's own initiative or on the application of a person who has the benefit of any relevant development authorisation, extend a period prescribed under Section 126(2) of the PDI Act.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s127(1)	14. Conditions 14.1 The power pursuant to Section 127(1) of the PDI Act to make a decision subject to such conditions (if any) as the delegate thinks fit to impose in relation to the development.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s127(2)(c)	14. Conditions 14.2 The power pursuant to Section 127(2)(c) of the PDI Act to vary or revoke a condition in accordance with an application under Part 7 of the PDI Act.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s127(4)	14. Conditions 14.3 The power pursuant to Section 127(4) of the PDI Act, subject to Sections 127(6) and (8) of the PDI Act, if a development authorisation provides for the killing, destruction or removal of a regulated tree or a significant tree, to apply the principle that the development authorisation be subject to a condition that the prescribed number of trees (of a kind determined by the delegate) must be planted and maintained to replace the tree (with the cost of planting to be the responsibility of the applicant or any person who acquires the benefit of the consent and the cost of maintenance to be the responsibility of the owner of the land).	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s127(6)	14. Conditions 14.4 The power pursuant to Section 127(6) of the PDI Act to, on the application of the applicant, determine that a payment of an amount calculated in accordance with the regulations be made into the relevant fund in lieu of planting 1 or more replacement trees under Section 127(4) of the PDI Act.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s127(8)(b)	14. Conditions 14.5 The power pursuant to Section 127(8)(b) of the PDI Act to:	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	14.5.1 determine that it is appropriate to grant an exemption under Section 127(8)(b) of the PDI Act in a particular case after taking into account any criteria prescribed by the regulations and provided the Minister concurs in the granting of the exemption; 14.5.2 to seek the Minister's concurrence to grant an exemption under Section 127(8)(b) of the PDI Act.		
s128(1) & (2)	15. Variation of Authorisation 15.1 The power pursuant to Sections 128(1) and (2) of the PDI Act to determine an application seeking the variations of a development authorisation previously given under the PDI Act (including an application seeking the variation of a condition imposed with respect to the development authorisation).	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s128(2)(d)	15. Variation of Authorisation 15.2 The power pursuant to Section 128(2)(d) of the PDI Act to approve an application for a variation to a development authorisation previously given under the PDI Act, which seeks to extend the period for which the relevant authorisation remains operative.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
s135(2)	16. Urgent Building Work 16.1 The power pursuant to Section 135(2) of the PDI Act to issue any direction.	CEO, MCD, BLP, BLB, TLCDS, SDOP,	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
		SDOB, DOP, DOB, AM, GMNBE	
s143(1)	17. Cancellation of Development Authorisation 17.1 The power pursuant to Section 143(1) of the PDI Act to, on the application of a person who has the benefit of the authorisation, cancel a development authorisation previously given by the relevant authority.	CEO, MCD, BLP, AM, GMNBE	
s143(2)	17. Cancellation of Development Authorisation 17.2 The power pursuant to Section 143(2) of the PDI Act to make a cancellation under Section 143(1) of the PDI Act subject to such conditions (if any) as the delegate thinks fit to impose.	CEO, MCD, BLP, AM, GMNBE	
s235(1)	19. Professional Advice to be Obtained in Relation to Certain Matters 19.1 The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.	CEO, MCD, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s235(2)	19. Professional Advice to be Obtained in Relation to Certain Matters 19.2 The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.	CEO, MCD, AM, GMNBE	
cl18(2)	20. Continuation of Processes 20.1 The power pursuant to Clause 18(2) of Schedule 8 of the PDI Act, to: 20.1.1 adopt any findings or determinations of a relevant authority under the repealed Act that may be relevant to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and 20.1.2 adopt or make any decision (including a decision in the nature of a determination), direction or order in relation to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and 20.1.3 deal with any matter that is subject to a reserved decision under the repealed Act before the designated day; and 20.1.4 deal with any requirement or grant any variation imposed or proposed in connection with an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning and Design Code and Practice Directions of Powers of an Assessment Manager (Instrument D)			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	20.1.5 take any other step or make any other determination authorised by the regulations, or that is reasonably necessary to promote or ensure a smooth transition on account of the transfer of functions, powers or duties under Clause 18 of Schedule 8 of the PDI Act.		

State Planning Commission Practice Direction 19 Minor Variations 2024			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 6(1)	58. Minor Variations to DTS Criteria 58.1 The power pursuant to clause 6(1) of State Planning Commission Practice Direction 19 Minor Variations 2024 (PD19) to consider that a variation (or multiple variations) to any DTS criteria that is relevant to a DTS development application constitutes a minor variation under Section 106(2) of the PDI Act if the delegate is satisfied that: 58.1.1 the extent (if any) to which the variation departs from a measurable feature of the DTS criteria is insignificant; and 58.1.2 the extent (if any) to which the variation will impact adjacent land is insignificant; and	CEO, MCD, BLP, TLCDS, SDOP, CAP, DOP, DSO, AM, GMNBE	

State Planning Commission Practice Direction 19 Minor Variations 2024			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	58.1.3 the effect of the variation will not be contextually important.		
cl 7(1)	59. Minor Variation to Planning Consent 59.1 The power pursuant to clause 7(1) of PD19 to consider that a variation to a planning consent (including any variation of a condition or consent) is minor in nature as provided by Section 128(2) of the PDI Act and Regulation 65(1) of the PDI General Regulations if the delegate is satisfied that: 59.1.1 the variation is insignificant; and 59.1.2 the extent (if any) to which the variation will impact adjacent land is insignificant; and 59.1.3 the effect of the variation will not be contextually important.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
cl 7(2)	59. Minor Variation to Planning Consent 59.2 The power pursuant to clause 7(2) of PD19 if a particular element or aspect of a planning consent which is sought to be varied has previously been varied (either under Section 128(2)(b) of the PDI Act or as a minor variation) to consider any subsequent variation	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

State Planning Commission Practice Direction 19 Minor Variations 2024			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	under clause 7 of PD19 in comparison to the original planning consent (prior to any variations).		
cl 7(3)	59. Minor Variation to Planning Consent 59.3 The power pursuant to clause 7(3) of PD19 in the case of multiple variations to a planning consent for different elements or aspects, whether occurring concurrently or via a series of variations over time (and either previously under Section 128(2)((b) of the PDI Act or as minor variations) to be satisfied that the cumulative effect of all variations when considered together is minor in nature in comparison to the original planning consent (prior to any variations).	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
cl 6(2)	58. Minor Variations to DTS Criteria 58.2 The power pursuant to clause 6(2) of PD19 to consider more than one variation to DTS criteria.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r 3(6)(b)	21. Interpretation 21.1 The power pursuant to Regulation 3(6)(b) of the Planning, Development and Infrastructure Regulations 2017 (the General Regulations) to require that a statement of site suitability provided to a relevant authority in connection with an application for development authorisation be issued by a site contamination auditor if the Environment Protection Authority directs the relevant authority to do so in relation to a particular application.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
r22(2)	22. Prescribed Scheme (Section 93) 22.1 The power pursuant to Regulation 22(2) of the Planning, Development and Infrastructure (General) Regulations 2019 (the General Regulations), to, in connection with Regulation 22(1)(a)(ii) of the General Regulations act as a relevant authority for the purposes of: 22.1.1 making a decision in accordance with a practice direction under Section 107(3)(a) of the PDI Act; and 22.1.2 determining whether a proposed development the subject of an application falls within a specified class of development excluded from the operation of Section 107(3) and (4) of the PDI Act by the Planning and Design Code.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r31(1)	23. Verification of Application 23.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 23.1.1 determine the nature of the development; and	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	
r31(1)	23. Verification of Application 23.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 23.1.2 if the application is for planning consent - determine: 23.1.2.1 whether the development involves 2 or more elements and, if so, identify each of those elements for the purposes of asesssment against the provisions of the Planning and Design Code; and 22.1.2.2 the category or categories of development that apply for the purposes of development assessment; and	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r31(1)	23. Verification of Application 23.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 23.1.3 determine whether the relevant authority is the correct entity to assess the application under the PDI Act; and	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	
r31(1)	23. Verification of Application 23.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 23.1.4 if the relevant authority is the correct entity to assess the application (or any part of the application): 23.1.4.1 check that the appropriate documents and information have been lodged with the application; and 23.1.4.2 confirm the prescribed fees required to be paid at that; and 23.1.4.3 provide an appropriate notice via the SA planning portal; and	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r31(1)	23. Verification of Application 23.1 The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act: 23.1.5 if the relevant authority is not the correct entity to assess the application (or any part of the application): 23.1.5.1 provide the application (or any relevant part of the application), and any relevant plans, drawings, specifications and other documents and information in its possession, to the entity that the delegate considers to be the correct relevant authority in accordance with any practice direction; and 23.1.5.2 provide an appropriate notice via the SA planning portal.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r 32A(1)	24. Site Contamination – Detailed Site Investigation Report 24.1 The power pursuant to Regulation 32A(1) of the General Regulations to for the purposes of Section 119(3)(d) of the PDI Act, in relation to an application to which Schedule 8 clause 2A applies, request the applicant to provide a detailed site investigation report if: 24.1.1 the preliminary site investigation report indicates that site contamination is present, or is likely to be present, at the site of the proposed development; and 24.1.2.1 site contamination; and 24.1.2.2 if remediation is required, the extent of that remediation; and 24.1.3 the application is not required to be referred to the Environment Protection Authority under item 9A or 9AB of the table in Schedule 9 clause 3.	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	
r 32A(2)	24. Site Contamination – Detailed Site Investigation Report 24.2 The power pursuant to Regulation 32A(2) of the General Regulations to require that a detailed site investigation report be prepared by a site contamination auditor if the Environment Protection Authority directs the relevant authority to do so in relation to a particular application.	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r 32B	25. Site Contamination – Statement of Site Suitability 25.1 The power pursuant to Regulation 32B of the General Regulations to, for the purposes of Section 119(3)(d) of the PDI Act, in relation to an application to which Schedule 8 clause 2A applies, require the applicant to provide a statement of site suitability that confirms that the site is suitable for its intended use before the relevant authority issues a planning consent in relation to the application.	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	
r33(4)	26. Application and Further Information 26.1 The power pursuant to Regulation 33(4) of the General Regulations to seek clarification about any document or information that has been provided by the applicant.	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	
r35(3)	27. Amended Applications 27.1 The power pursuant to Regulation 35(3) of the General Regulations if an application is varied following referral under Division 2 or giving of notice under Division 3, to, if the variations are not substantial, consider the application without the need to repeat an action otherwise required under Division 2 or Division 3.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
r35(4)	27. Amended Applications 27.2 The power pursuant to Regulation 35(4) of the General Regulations if a variation would change the essential nature of a proposed development (as referred to in Section	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	119(9)(a) of the PDI Act), to agree with the applicant to proceed with the variation on the basis that the application (as so varied) will be treated as a new application under the General Regulations.		
r38(1)	28. Withdrawing/Lapsing Applications 28.1 The power pursuant to Regulation 38(1) of the General Regulations if an application is withdrawn by the applicant under Section 119(14) of the PDI Act, to notify: 28.1.1 any agency to which the application has been referred under Division 2 of the General Regulations; and 28.1.2 any person who has made a representation in relation to the application under Division 3 of the General Regulations, of the withdrawal.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	
r38(2)	28. Withdrawing/Lapsing Applications	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	28.2 The power pursuant to Regulation 38(2) of the General Regulations to lapse an application for a development authorisation under Part 7 of the PDI Act if at least one year has passed since the date on which the application was lodged with the relevant authority.		
r38(3)	28. Withdrawing/Lapsing Applications 28.3 The power pursuant to Regulation 38(3) of the General Regulations before taking action to lapse an application under Regulation 38(2) of the General Regulations, to: 28.3.1 take reasonable steps to notify the applicant of the action under consideration; and 28.3.2 allow the applicant a reasonable opportunity to make submissions to the delegate (in a manner and form determined by the delegate) about the proposed course of action.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	
r40	29. Court Proceedings 29.1 The power pursuant to Regulation 40 of the General Regulations to, subject to Section 214(14) of the PDI Act, by notice in writing to the applicant, decline to deal with the application until any proceedings under the PDI Act have been concluded.	CEO, MCD, BLP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r42(1)	30. Additional Information or Amended Plans 30.1 The power pursuant to Regulation 42(1) of the General Regulations if a delegate has referred an application to a prescribed body under Division 1 of the General Regulations and the relevant authority subsequently receives additional information, or an amended plan, drawing or specification, which is materially relevant to the referral, or to any report obtained as part of the referral process, to repeat the referral process.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
r46(6)	31. Preliminary Advice and Agreement (Section 123) 31.1 The power pursuant to Regulation 46(6) of the General Regulations, if: 31.1.1 the delegate permits an applicant to vary an application under Section 119(9) of the PDI Act; and 31.1.2 the delegate determines that the application no longer accords with the agreement indicated by the prescribed body, to refer the application (unless withdrawn) to the prescribed body: 31.1.3 to obtain a variation to the agreement under Section 123 of the PDI Act; or 31.1.4 to obtain a response from the prescribed body for the purposes of Section 122 of the PDI Act.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r46(7)	31. Preliminary Advice and Agreement (Section 123) 31.2 The power pursuant to Regulation 46(7) of the General Regulations if: 31.2.1 an application is withdrawn by the applicant; and 31.2.2 the applicant sought to rely on an agreement under Section 123 of the PDI Act in connection with the application, to notify relevant prescribed body of the withdrawal.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	
r46(8)	31. Preliminary Advice and Agreement (Section 123) 31.3 The power pursuant to Regulation 46(8) of the General Regulations, if: 31.3.1 an application is lapsed by a relevant authority under Regulation 38 of the General Regulations; and 31.3.2 the applicant sought to rely on an agreement under Section 123 of the PDI Act in connection with the application, to notify the relevant prescribed body of the lapsing.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r46(9)	31. Preliminary Advice and Agreement (Section 123) 31.4 The power pursuant to Regulation 46(9) of the General Regulations, if: 31.4.1 an applicant seeks to rely on an agreement under Section 123 of the PDI Act in connection with the application; and 31.4.2 a notice of a decision on the application is issued by the delegate under Regulation 57 of the General Regulations, to provide a copy of the notice to the prescribed body within 5 business days after the notice is given to the applicant under Regulation 57 of the General Regulations.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	
r48	32. Notification of Application of Tree-damaging Activity to Owner of Land 32.1 The power pursuant to Regulation 48 of the General Regulations, if an owner of land to which an application for a tree-damaging activity in relation to a regulated tree relates is not a party to the application, to: 32.1.1 give the owner notice of the application within 5 business days after the application is made; and	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	32.1.2 give due consideration in the delegate's assessment of the application to any submission made by the owner within 10 business days after the giving of notice under Regulation 48 of the General Regulations.		
r49(3)	33. Public Inspection of Applications 33.1 The power pursuant to Regulation 49(3) of the General Regulations to request a person verify information in such manner as the delegate thinks fit.	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DA, DOP, DOB, DSO, AM, GMNBE	
r57(2)(b)	34. Notice of Decision (Section 126(1)) 34.1 The power pursuant to Regulation 57(2)(b) of the General Regulations to provide notice via the SA Planning Portal and to determine if necessary to give notice to the applicant in some other way determined to be appropriate by the delegate.	CEO, MCD, BLP, BLB, TLCDS, SDOP, SDOB, DOP, DOB, DSO, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r57(4)(a)	34. Notice of Decision (Section 126(1)) 34.2 The power pursuant to Regulation 57(4)(a) of the General Regulations to endorse a set of any approved plans and other relevant documentation with an appropriate form of authentication.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
r60	35. Consideration of Other Development Authorisations 35.1 The power pursuant to Regulation 60 of the General Regulations, to, in deciding whether to grant a development authorisation, take into account any prior development authorisation that relates to the same proposed development under the PDI Act, and any conditions that apply in relation to that prior development authorisation.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
r61(4)(c)	36. Certificate of Independent Technical Expert in Certain Cases 36.1 The power pursuant to Regulation 61(4)(c) of the General Regulations to form the opinion and be satisfied on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019, a relevant professional association, or another relevant registration or accreditation authority, that a person has engineering or other qualifications, qualify the person to act as a technical expert under this regulation.	CEO, MCD, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r63(1)	37. Urgent Work 37.1 The power pursuant to Regulation 63(1) of the General Regulations to, 37.1.1 determine a telephone number determined for the purposes of Regulation 63(1)(a) of the General Regulations; and 37.1.2 determine the email address for the purposes of Regulation 63(1)(b) of the General Regulations.	CEO, MCD, AM, GMNBE	
r63(2)	37. Urgent Work 37.2 The power pursuant to Regulation 63(2) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.	CEO, MCD, BLP, BLB, TLCDS, SDOB, DOB, AM, GMNBE	
r63(3)	37. Urgent Work 37.3 The power pursuant to Regulation 63(3) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.	CEO, MCD, BLP, BLB, TLCDS, SDOB, DOB, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r65(1)(a)	38. Variation of Authorisation (Section 128) 38.1 The power pursuant to Regulation 65(1)(a) of the General Regulations to, for the purposes of Section 128(2)(b) of the PDI Act, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion and be satisfied that the variation is minor in nature, and approve the variation.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
r76(2)	39. Advice from Commission 39.1 The power pursuant to Regulation 76(2) of the General Regulations, if a report is not received from the Commission within 20 business days from the day on which the application is lodged under Regulation 29 of the General Regulations or within such longer period as the Commission may require by notice to the relevant authority, to presume that the Commission does not desire to make a report.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
r78(3)	40. Underground Mains Area 40.1 The power pursuant to Regulation 78(3) of the General Regulations, if an application relates to a proposed development that involves the division of land within, or partly within, an underground mains area (even if the area is declared as such after the application is lodged with the relevant authority), to require, as a condition on its decision on the application, that any electricity mains be placed underground.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r99(4)	41. Construction Industry Training Fund 41.1 The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the Construction Industry Training Fund Act 1993 or is not payable, to notify the applicant that the delegate cannot issue a building consent until the delegate is satisfied that the levy has been paid or is not payable.	Not Delegated	
r99(5)	41. Construction Industry Training Fund 41.2 The power pursuant to Regulation 99(5) of the General Regulations, if a notification has been given under Regulation 99(4) of the General Regulations and if satisfactory evidence is not provided to the delegate within 20 business days after the date of the notification to, if the delegate thinks fit, determine that the application has lapsed	Not Delegated	
cl 2(1)(b)	42. New Dwellings 42.1 The power pursuant to clause 2(1)(b) of Schedule 6B of the General Regulations to form the belief that the allotment is, or may have been, subject to site contamination as a result of a previous use of the land or a previous activity on the land or in the vicinity of the land, other than a previous use or activity that was for residential purposes.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Planning, Development and Infrastructure (General) Regulations 2017			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl4(3)	43. Plans for Building Work 43.1 The power pursuant to Clause 4(3) of Schedule 8 of the General Regulations, in relation to an application for building consent for development consisting of or involving an alteration to a building, if: 43.1.1 the applicant is applying for a change in the classification of the building to a classification other than Class 10 under the Building Code; or 43.1.2 the building was erected before 1 January 1974 and the applicant is applying for a classification other than Class 10 under the Building Code to be assigned to the building, to require the application to be accompanied by such details, particulars, plans, drawings, specifications and other documents (in addition to the other documents required to accompany the application) as the delegate reasonably requires to show that the entire building will, on completion of the building work, comply with the requirements of the PDI Act and the General Regulations for a building of the classification applied for or with so many of those requirements as will ensure that the building is safe and conforms to a proper structural standard.	Not Delegated	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
r5(1)	44. Calculation or Assessment of Fees 44.1 The power pursuant to Regulation 5(1) of the PDI (Fees, Charges and Contributions) Regulations 2019 (the Fees Regulations) in relation to an application which is duly lodged with the council under a related set of regulations (including via the SA planning portal): 44.1.1 to require the applicant to provide such information as the delegate may reasonably require to calculate a prescribed fee; and 44.1.2 to make any other determination for the purposes of the Fees Regulations or a related set of regulations or a fee notice (even if the assessment manager is not a relevant authority).	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	
r5(2)	44. Calculation or Assessment of Fees 44.2 The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate is acting under Regulation 5(1) of the Fees Regulations, or as the delegate of a relevant authority, believes that any information provided by an applicant is incomplete or inaccurate, to calculate a prescribed fee on the basis of estimates made by the delegate.	CEO, MCD, BLP, SDOP, DOP, DSO, AM, GMNBE	
r5(3)	44. Calculation or Assessment of Fees	CEO, MCD, BLP, SDOP, DOP,	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	44.3 The power pursuant to Regulation 5(3) of the Fees Regulations to, at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of regulations.	DSO, AM, GMNBE	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
PD Code	45. Procedural Matter 45.1 The power pursuant to and in accordance with the Planning and Design Code (the PD Code) to form the opinion development is of a minor nature only and will not unreasonably impact on the owners or occupiers of land in the locality of the site of the development and therefore is excluded from the operation of Sections 107(3) and (4) of the PDI Act.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	45. Procedural Matter 45.2 The power pursuant to and in accordance with the PD Code to determine that the variation to one or more corresponding exclusions prescribed in Column B is minor in nature and does not require notification.	MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
PD Code	46. Procedural Matters: Referrals 46.1 The power pursuant to and in accordance with the PD Code to form the opinion development is minor in nature and would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	46. Procedural Matters: Referrals 46.2 The power pursuant to and in accordance with the PD Code to form the opinion and deem: 46.2.1 alteration to an existing access or public road junction; or 46.2.2 development that changes the nature of vehicular movements or increases the number or frequency of movements through an existing access, to be minor.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	46. Procedural Matters: Referrals 46.3 The power pursuant to and in accordance with the PD Code to form the opinion an alteration or extension of an existing dwelling is minor.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	46. Procedural Matters: Referrals	CEO, MCD, BLP, SDOP, CAP,	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	46.4 The power pursuant to and in accordance with the PD Code to form the opinion development is minor in nature or like for like maintenance and would not warrant a referral when considering the purpose of the referral.	DOP, AM, GMNBE	
Part 9.4 PD Code	48. Referral Body: Minister Responsible for the Administration of the Aquaculture Act 201 48.1 The power pursuant to and in accordance with Part 9.4 of the PD Code to form the opinion that aquaculture development which involves an alteration to an existing or approved development is minor in nature.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	46. Procedural Matters: Referrals 46.5 The power pursuant to and in accordance with the PD Code to form the opinion development is minor in nature or like for like maintenance and would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	46. Procedural Matters: Referrals 46.6 The power pursuant to and in accordance with the PD Code to form the opinion alterations to an existing access or public road junction are minor.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
PD Code	46. Procedural Matters: Referrals 46.8 The power pursuant to and in accordance with the PD Code to form the opinion the variation to an application is minor in nature or would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	46. Procedural Matters: Referrals 46.9 The power pursuant to and in accordance with the PD Code to form the opinion development materially affects the context within which the State Heritage Place is situated.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	47. Administrative Terms and Definition 47.1 The power pursuant to and in accordance with Part 8 of the PD Code to for the purposes of Table 5 – Procedural Matters (PM) – Notification and the definition of 'Excluded Building', form the opinion that: 47.1.1 the building, structure or landscape feature (or part thereof) does not contribute to the building or features of identified heritage value within the State Heritage Area; 47.1.2 the building (or part thereof) does not demonstrate the historic characteristics as expressed in the Historic Area Statement.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Planning and Design Code			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
PD Code	46. Procedural Matters: Referrals 46.7 The power pursuant to and in accordance with the PD Code to form the opinion development that changes the nature of vehicular movements or increase the number or frequency of movements through an existing access is minor.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
PD Code	46. Procedural Matters: Referrals 46.10 The power pursuant to and in accordance with the PD Code to form the opinion the development is minor in nature and would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, CAP, DOP, GMNBE	
PD Code	46. Procedural Matters: Referrals 46.11 The power to and in accordance with the PD Code to form the opinion that the development would not substantially impact the shipwreck (or associated relics) and would not warrant a referral when considering the purpose of the referral.	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE	

State Planning Commission Practice Direction (Scheme to Avoid Conflicting Regimens) 2019			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl5(1)	50. Scheme Provisions 50.1 The power pursuant to clause 5(1) of the State Planning Commission Practice Direction (Scheme to Avoid Conflicting Regimens) 2019 (PD6), to in undertaking a planning assessment or imposing controls, including through the imposition of conditions of planning consent, ensure that such assessment or controls do not conflict or duplicate matters dealt with or addressed under licencing or regulatory regimens under another Act.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	
cl5(3)	50. Scheme Provisions 50.2 The power pursuant to clause 5(3) of PD6 to, where the delegate is uncertain whether a matter conflicts with, or duplicates a matter dealt with under a licencing or regulatory regime under another Act, to seek the advice of that authority or agency.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

State Planning Commission Practice Direction 14 Site Contamination Assessment 2021			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 12	52. Change of Use Where Remediation is Required After the Issue of Planning Consent – Section 127(1)(b) of Act	CEO, MCD, BLP, SDOP, CAP,	

State Planning Commission Practice Direction 14 Site Contamination Assessment 2021			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	52.1 The power pursuant to clause 12 of the State Planning Commission Practice Direction (Site Contamination Assessment) 2021 (PD14) to be satisfied that a site is suitable for its intended use subject to remediation being undertaken and to issue a planning consent without the remediation work having been carried out, subject to Condition A, B or C in PD14 as relevant.	DOP, AM, GMNBE	
cl 13	53. Land Division Where Remediation is Required After the Issue of Planning Consent – Section 127(1)(b) of Act 53.1 The power pursuant to clause 13 of PD14 to be satisfied in relation to proposed land division that a site is suitable for its intended use subject to remediation being undertaken and to issue a planning consent without the remediation work having been carried out subject to the consent being subject to the following condition: A land division certificate under Section 138 of the Planning, Development and Infrastructure Act 2016 must not be issued until a statement of site suitability is issued certifying that the required remediation has been undertaken and the land is suitable for the proposed use.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

State Planning Commission Practice Direction 16 Urban Tree Canopy Off-set Scheme			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 6(2)	54. Reserved Matter 54.1 The power pursuant to clause 6(2) of State Planning Commission Practice Direction 16 Urban Tree Canopy Off-set Scheme (PD16) to where an applicant has elected to reserve consideration of the DTS/DPF Policy in the Overlay, as provided for in the Code and under Section 102(4) of the PDI Act, to require the applicant to provide documents which are considered by the delegate as sufficient to confirm whether the relevant development site includes a Designated Soil Type.	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	
cl 7	55. Process for Payments to the Fund 55.1 The power pursuant to clause 7 of PD16 where an applicant has elected to make a payment into the Fund, in lieu of planting a tree (or trees) as provided in the DTS/DPF Policy in the Overlay, to verify the payment as being correct in accordance with the Scheme, prior to the granting of development authorisation under the PDI Act.	CEO, MCD, BLP, SDOP, CAP, DOP, DSO, AM, GMNBE	
cl 8(3)	56. Development within Council Fund Designated Areas 56.1 The power pursuant to clause 8(3) of PD16, where a development application relates to a site which is located both within a Council Fund Designated Area and within the Overlay to impose a condition requiring payment into a Council Fund, irrespective of an election by the applicant to plant a tree or make a payment into the Fund as provided under the Scheme.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Urban Tree Canopy Set-Off Scheme			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
cl 6(4)	57. Payment into Fund 57.1 The power pursuant to clause 6(4) of the Urban Tree Canopy Off-set Scheme (UTCOS) where an applicant has elected to make a contribution to the fund under this scheme to impose a condition on the relevant development authorisation for planning consent requiring that payment of the amount specified in clause 6(1) of the UTCOS be made into the fund before the issue of development approval for the subject development application.	CEO, MCD, BLP, SDOP, CAP, DOP, AM, GMNBE	

Instrument of authorisation for the purposes of the Instrument of General Approval and Delegation (dated 22 August 2013) under the Road Traffic Act 1961

Instrument of General Approval and Delegation to Council Use of Traffic Control Devices, Road Closure and Granting of Exemptions for Events Road Traffic Act 1961 (Sections 17, 20 & 33) Minister for Transport and Infrastructure			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
sections 17(1) and 17(2)	A. Traffic control devices Install, maintain, alter, operate or remove, or cause to be installed, maintained. altered, operated or removed, any traffic control device on, above or near a road which is under the care, control and management of the Council (except those traffic control devices specified in clause A.8 of the General Approval or dealt with in other clauses of the General Approval)	CEO, MCA, MCO, CCWS, CFFS, BLTIT, GMNBE	As set out in clause A of the General Approval
section 20(2)	B. Speed limits at works on roads Place signs on a road for the purpose of indicating the maximum speed to be observed by drivers while driving on, by or towards a work area or a work site where workers are engaged, or works are in progress at the direction of the Council	MCA, MCO, CCWS, CFFS, BLTIT, TE, CW, TPO, CSW	As set out in clause B of the General Approval

Instrument of General Approval and Delegation to Council Use of Traffic Control Devices, Road Closure and Granting of Exemptions for Events Road Traffic Act 1961 (Sections 17, 20 & 33) Minister for Transport and Infrastructure			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 17(3)	C. Traffic control devices at works on roads Install, display, alter, operate or remove any traffic control device in relation to an area where persons are engaged in work or an area affected by works in progress, or in relation to part of a road temporarily closed to traffic under the Road Traffic Act 1961 or any other Act	CEO, MCA, MCO, MCP, CCWS, CFFS, CPS, BLTIT, TE, CW, GMNBE, CSW	As set out in clause C of the General Approval
section 17(3)	D. Temporary parking controls Install, display, alter, operate or remove a traffic control device for the purposes of imposing, varying or abolishing a parking control on a temporary basis on a road which is under the care, control and management of the Council	MCA, MCO, CCWS, CFFS, BLTIT, CW, GMNBE, CSW	As set out in clause D of the General Approval
section 17	F. Grant approval to another road authority Specifically approve the installation, maintenance, alteration, operation or removal of a traffic control device in the Council area by a road authority on, above or near a road under the care, control and management of the road authority	MCA, BLTIT	As set out in clause F of the General Approval

Instrument of sub-delegation for the purposes of the Instrument of General Approval and Delegation (dated 22 August 2013) under the Road Traffic Act 1961

Instrument of General Approval and Delegation to Council Use of Traffic Control Devices, Road Closure and Granting of Exemptions for Events Road Traffic Act 1961 (Sections 17, 20 & 33) Minister for Transport and Infrastructure			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s33(1)	2. Pursuant to the General Approval, the Council sub-delegates to the Chief Executive Officer the power under section 33(1) of the Road Traffic Act to declare an event to be an event to which section 33 of the Road Traffic Act applies and make orders directing: (a) that specified roads (being roads on which the event is to be held or roads that, in the opinion of the delegate, should be closed for the purpose of the event) be closed to traffic for a specified period; and (b) that persons taking part in the event be exempted, in relation to the specified roads, from the duty to observe the following provisions of the Australian Road Rules: (i) rule 221: using hazard warning lights; (ii) rule 230: crossing a road – general; (iii) rule 231 crossing a road at pedestrian lights;	CEO	3. The delegation granted in this instrument is subject to the conditions set out in Clause G of the General Approval and the following conditions: (a) the sub-delegate must ensure that the delegated powers are exercised in accordance with relevant legislative requirements and relevant policies and guidelines adopted by the Council; and

Instrument of General Approval and Delegation to Council Use of Traffic Control Devices, Road Closure and Granting of Exemptions for Events Road Traffic Act 1961 (Sections 17, 20 & 33) Minister for Transport and Infrastructure			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	(iv) rule 232: crossing a road at traffic lights; (v) rule 234: crossing a road on or near a crossing for pedestrians; (vi) rule 237: getting on or into a moving vehicle (provided that the speed of the vehicle does not exceed 5 km/h); (vii) rule 238: pedestrians travelling along a road (except in or on a wheeled recreational device or toy); (viii) rule 250: riding on a footpath or shared path; (ix) rule 264: wearing of seat belts by drivers (provided that the speed of the vehicle does not exceed 25 km/h); (x) rule 265: wearing of seat belts by passengers 16 years old or older (provided that the speed of the vehicle does not exceed 25 km/h); (xi) rule 266: wearing of seat belt by passengers under 16 years old (provided that the speed of the vehicle does not exceed 25 km/h); (xii) rule 268: how persons must travel in or on a motor vehicle; (provided that the speed of the vehicle does not exceed 25 km/h) (xiii) rule 269: opening doors and getting out of a vehicle etc (provided that the speed of the vehicle does not exceed 5 km/h); and		

Instrument of General Approval and Delegation to Council Use of Traffic Control Devices, Road Closure and Granting of Exemptions for Events Road Traffic Act 1961 (Sections 17, 20 & 33) Minister for Transport and Infrastructure			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	(xiv) rule 298: driving with a person in a trailer (provided that the speed of the vehicle does not exceed 25 km/h).		

Instrument of delegation by the Chief Executive Officer

Food Act 2001			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 46(1)	Serve a prohibition order on the proprietor of a food business	CEO	
section 46(5)	Provide a certificate of clearance	CEO	
section 88(5)	Consent to the delegation of power or function by a relevant authority to the Chief Executive Officer	COUNCIL	
section 93(1)	Report to the relevant authority on the performance of functions under the Food Act by persons employed or engaged by the council	CEO	
section 93(2)	Forward to the relevant authority details of any proceedings for an offence under the Food Act or the regulations taken by an officer of the council	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 4(1aa)(a)(ii)(A)	Determine a website for the publication of a public notice by the council	CEO	
section 12(19)(b)	Refer a failure by the council of a type listed in section 12(1) of the Local Government Act to the Electoral Commissioner	CEO	
section 54(1)(b)	Receive notice of resignation of a council member	CEO	
section 54(6)	Notify council members of a vacancy in the office of a member of a council	CEO	
section 54(6)	Provide notice in the Gazette of a vacancy in the office of a member of a council	CEO	
section 55(c)	Receive a notice of disqualification from a member of the council	CEO	
section 55B(3)	Notify the member of the suspension under section 55B(1) of the Local Government Act	CEO	
section 56(1)	Publish a notice in the Gazette indicating that Division 2, Part 2, Chapter 5 of the Local Government Act applies to the council	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 56(2)	Fix a polling day	CEO	
section 61(2)	Receive a request for access to a document	CEO	
section 61(3)	Indicate that information contained in a document is confidential	CEO	
section 65	Receive a primary return from a council member	CEO, GMC, MGR, BLGR	
section 66	Receive an ordinary return from a council member	CEO, GMC, MGR, BLGR	
section 67(1)	Receive notification from a council member of a change or variation in the information appearing on the Register of Interests	CEO	
section 68(1)	Maintain a Register of Interests and cause information furnished pursuant to Subdivision 2, Division 1, Part 4, Chapter 5 of the Local Government Act and Schedule 3 to the Local Government Act to be entered on the register	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 68(2)	Notify a council member of a failure by that member to submit a return and the consequences of not submitting a return	CEO	
section 68(3a)(a)	Determine website for publishing notice	CEO	
section 68(3a)(a)	Publish a notice on a website determined by the chief executive officer specifying date return submitted	CEO	
section 68(4)	Supress an address of a person from the Register of Interests	CEO, GMC, MGR, BLGR	
section 70(a1)	Determine a website for publication of the Register	CEO	
section 72A(2)	Determine requirements for provision of details of gifts or benefits received by a council member	CEO	
section 72A(4)	Maintain a register of gifts and benefits received by members and ensure details of each gift and benefits provided under this section included in the register	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 72(3)(a)	Receive a primary return or ordinary return from a board member of a regional subsidiary of the council	CEO	
section 72(3)(b)	Participate in consultation with a regional subsidiary of the council to ensure that a Register of Interest relating to its board members is maintained and available for public inspection	CEO	
section 75G(1)(b) and 75G(2)	Issue a reasonable direction to a member for the purposes of ensuring the member's acts or omissions do not adversely affect the health or safety of employees of the council	CEO	
section 75G(5)	Ensure a complaint relating to the matter is referred to the Behavioural Standards Panel	CEO	
section 79(1)	Keep a Register of Allowances and Benefits	CEO	
section 79(2)	Ensure that an appropriate record is made in the Register of Allowances and Benefits	CEO	
section 80A(2h)	Maintain a register relating to training and development	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 80A(2i)	Request a member provide within a period specified in the request information relating to training and development by the member	CEO	
section 80B(1)(b)	Suspend a member subject to a relevant interim intervention order from the office of member of the council where the person protected by the order is an employee of the council	CEO	
section 80B(4)	Revoke a suspension	CEO	
section 80B(7)	Notify the member of the suspension under section 80B(5) of the Local Government Act	CEO	
section 81(3)	Appoint a time and place at which an ordinary meeting of the council will be held	CEO	
section 81(4)(a)	Appoint a time and place at which the first ordinary meeting of the council will be held after being constituted under Chapter 3 of the Local Government Act	CEO	
section 81(4)(b)	Appoint a time and place at which the first ordinary meeting of the council will be held after a general election of the council	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 82(1)	Call a special meeting of the council	CEO	
section 83(1)	Provide notice of an ordinary meeting of the council	CEO	
section 83(2)	Provide notice of a special meeting of the council	CEO	
section 83(4)(a)	Ensure that items on an agenda for a council meeting are described with reasonable particularity and accuracy	CEO	
section 83(4)(b)	Supply to a council member a copy of any documents or reports that are to be considered at a council meeting	CEO	
section 83(5)	Indicate on a document or report any information or matters that may, if the council so determined, be considered in confidence under Part 3 of the Local Government Act and the basis for a confidentiality order	CEO	
section 83(7)	Take action to bring a notice to the attention of a council member	CEO	
section 84(1)	Give notice to the public of the times and places of meetings of the council	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
Section 84(1a)	Publicly display notice at principal office of the Council and publish notice and agenda in accordance with Section 132(1)(a) of the Local Government Act	CEO	
section 84(2a)	Give notice to the public of the times and places of meetings of the council	CEO	
section 84(5)	Ensure that a reasonable number of copies of any document or report supplied to council members for consideration at a meeting are available for inspection by members of the public	CEO	
Section 84(5)(a)	Determine website for publication of document or report	CEO	
section 86(3)	Preside at a meeting of the council until a council member is chosen to preside	CEO	
section 87(4)	Provide notice to a member of a council committee of an ordinary meeting of the committee	CEO	
section 87(5)	Call a special meeting of a council committee	CEO	
section 87(7)	Provide notice to a member of a council committee of a special meeting of the committee	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 87(9)(a)	Ensure that items on an agenda for a council committee meeting are described with reasonable particularity and accuracy	CEO	
section 87(9)(b)	Supply to a council committee member a copy of any documents or reports that are to be considered at a council committee meeting	CEO	
section 87(10)	Indicate on a document or report any information or matters that may, if the committee so determined, be considered in confidence under Part 3 of the Local Government Act and the basis for a confidentiality order	CEO	
section 87(12)	Take action to bring a notice to the attention of a committee member	CEO	
section 87(13)	Maintain a record of all notices given under section 87 of the Local Government Act	CEO	
section 88(1)	Give public notice of the times and places of council committee meetings	CEO	
Section 88(1a)	Publicly display notice at principal office of the Council and publish the notice and agenda in accordance with Section 132(1)(a) of the Local Government Act	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 88(2a)	Give public notice of the times and places of council committee meetings	CEO	
section 88(5)	Ensure that a reasonable number of copies of any document or report supplied to council committee members for consideration at a meeting are available for inspection by members of the public	CEO	
section 90A(1)	Hold or arrange for the holding of an information or briefing session	CEO	
section 90A(3)	Order that an information or briefing session be closed to the public	CEO	
section 90A(5)	Make a record of: • the grounds on which the order was made; • basis on which information or matter falls within the ambit of each ground; • reasons that receipt, consideration or discussion of information or matter would be contrary to the public interest	CEO	
section 91(1)	Ensure minutes are kept of council and council committee meetings	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 91(11)	Sign minutes of a council or council committee meeting	CEO	
section 92(5)	Determine a website for publishing a code of practice or alterations or substitutions to a code of practice	CEO	
section 93(2)	Give public notice of the time and place of a meeting of electors	CEO	
section 93(10)	Ensure that minutes are kept of the proceedings at a meeting of electors	CEO	
section 99(1)(a)	Ensure that the policies and lawful decisions of the council are implemented in a timely and efficient manner	CEO	
section 99(1)(b)	Undertake responsibility for the day-to-day operations and affairs of the council	CEO	
section 99(1)(c)	Provide advice and reports to the council on the exercise and performance of the council's powers and functions under the Local Government Act or any other Act	CEO	
section 99(1)(d)	Co-ordinate proposals for consideration by the council for developing objectives, policies and programs for the area	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 99(1)(e)	Provide information to the council to assist the council to assess performance against its strategic management plans	CEO	
section 99(1)(f)	Ensure that timely and accurate information about council policies and programs is regularly provided to the council's community, and to ensure that appropriate and prompt responses are given to specific requests for information made to the council	CEO	
section 99(1)(g)	Ensure that the assets and resources of the council are properly managed and maintained	CEO	
section 99(1)(h)	Ensure that records required under this or another Act are properly kept and maintained	CEO	
section 99(1)(i)	Give effect to the principles of human resource management prescribed by the Local Government Act and to apply proper management practices	CEO	
section 99(1)(ia)	Ensure that effective policies, systems and procedures are established and maintained for the identification, assessment, monitoring, management and annual review of strategic, financial and operational risks	CEO, GMC, GMCC, GMNBE	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 99(1)(ib)	Report annually to the relevant audit and risk committee on the council's internal audit processes	CEO, GMC, GMCC, GMNBE	
section 99(1)(j)	Exercise, perform or discharge other powers, functions or duties conferred on the chief executive officer by or under the Local Government Act or other Acts, and to perform other functions lawfully directed by the council	CEO	
section 99(2)	Consult with the council when determining, or changing to a significant degree, the organisational structure for the staff of the council, the processes, terms or conditions that are to apply to the appointment of senior executive officers or the appraisal scheme that is to apply to senior executive officers	CEO	
section 100(1)	Determine whether to have a deputy chief executive officer	CEO	
section 100(2)	Appoint a deputy chief executive officer	CEO	
section 100(3)	Obtain the concurrence of the council before appointing a deputy chief executive officer or removing a deputy chief executive officer	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 103(1)	Appointing, managing, suspending and dismissing employees of the council	CEO	
section 104	Determine the conditions of service of an employee of the council	CEO	
section 105(1)	Ensure that a Register of Salaries is kept	CEO	
section 105(2)	Ensure that a record is made in the Register of Salaries of a change in the salary, wage or remuneration, or an allowance or benefit, payable to, or provided for the benefit of, an employee or the payment or provision of an allowance or benefit not previously recorded in the Register	CEO	
section 107(1)	Ensure that sound principles of human resource management are applied to employment in the administration of the council, and must take reasonable steps to ensure that those principles are known to all employees	CEO	
section 113(b)	Receive a primary return from a prescribed officer	CEO, GMC, MGR, BLGR	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 114(b)	Receive an ordinary return from a prescribed officer	CEO, GMC, MGR, BLGR	
section 116(1)	Maintain a Register of Interests and cause to be entered in the Register all information pursuant to Subdivision 2, Division 1, Part 4, Chapter 7 of the Local Government Act	CEO	
section 116(2)	Notify a person who fails to submit a return of the failure	CEO	
section 118	Enable the inspection of the Register of Interests by a council member	CEO	
section 119A(2)	Determine requirements for provision of details of gifts and benefits received by an employee	CEO	
section 119A(4)	Maintain a register of gifts and benefits received by employees of the council and ensure details of each gift and benefit provided under this section are included in the register	CEO	
section 119A(5)	If the register includes information by reference to another register, publish or make available for inspection at the council that other register or information	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 120(2)(a)	Receive a disclosure of an interest in a matter from an employee of the council	CEO	
section 120(2)(b)	Determine an employee of the council may act in relation to the matter	CEO	
section 122(4a)(a)	Provide a report to the council on the sustainability of the council's long-term financial performance and position	CEO	
section 123(4)(a)	Determine a website for the publication of a notice informing the public of the preparation of a draft annual business plan and inviting attendance at a meeting or the making of submissions	CEO	
section 123(9)(c)	Determine a website for the publication of annual business plan and budget	CEO	
section 125A(1)	Consult with the relevant audit and risk committee before appointing a person to be primarily responsible for the internal audit function or assigning such responsibility to an employee of the council on the appointment or assignment of responsibility	CEO	
section 126(4)(g)(ii)	Provide annual report in relation to the policies and processes adopted by the council to evaluate and improve the effectiveness of its internal control practices and procedures	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 128(5)(b)	Receive a notice of resignation from an auditor	CEO	
section 129(5b)(b)	Participate in consultation with the principal member of the council in relation to whether the opinions and advice of the auditor should be a late item on the agenda for a council meeting	CEO	
section 130(1)	Produce accounts, accounting records and other documents to the auditor	CEO	
section 130(2)	Produce explanations or information to the auditor	CEO	
section 130A(4)	Produce any documents relevant to an examination to, and provide any explanation or information required by, a person undertaking an examination under section 130A of the Local Government Act	CEO	
section 130(6)(b)	Participate in consultation with the principal member of the council in relation to whether a report on an examination under section 130A of the Local Government Act should be a late item on the agenda for a council meeting	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 132(1)	Determine a website for the publication of documents referred to in Schedule 5 of the Local Government Act	CEO	
section 132(3a)	Determine website for the publication of a document or part of a document if an order under section 91(7) expires or ceases to apply to the document or a part of the document	CEO	
section 143(2)	Certify that reasonable attempts have been made to recover a debt or that the costs of recovery are likely to equal or exceed the amount to be recovered	CEO	
section 172(1)	Ensure that an assessment record is kept	CEO	
section 172(2)	Receive an application to have an occupier's name entered in the assessment record as the principal ratepayer in respect of land	CEO, MFS, GMCC, TLR, RRO, RO, FO	
section 172(2)	Determine the manner and form of an application under section 172(2) of the Local Government Act	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 172(3)	Enter an occupier's name in the assessment record as the principal ratepayer in respect of land	CEO, MFS, GMCC, TLR, RRO, RO, FO	
section 172(4)	Suppress the name or address of a person from the assessment record	CEO, GMC	
section 172(5)	Suppress the name or address of a person from the assessment record	CEO, GMC	
section 172(6)(b)	Make any alteration to the assessment record	CEO, MFS, GMCC, TLR, RRO, RO, FO	
section 173(1)	Receive an application to alter the assessment record	CEO	
section 173(2)	Approve the manner and form of an application under section 173(1) of the Local Government Act	CEO	
section 184(15)	Provide a statutory declaration to the Registrar-General stating that the requirements of section 184 of the Local Government Act have been observed in regard to the sale of land	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 187(3)(d)	Receive an application for a certificate of liabilities	CEO	
section 219(7)(c)	Determine a website for publishing a notice of the adoption or alteration of a policy under section 219 of the Local Government Act	CEO	
section 234A(6)(c)	Determine a website for publishing a resolution passed under section 234A of the Local Government Act	CEO	
section 252(7)	Provide a certificate for the purposes of section 252(5) or 252(6) of the Local Government Act	CEO	
section 264(1)(b)	Lodge a complaint against a council member with the South Australian Civil and Administrative Tribunal	CEO	
section 264(1)(b)	Lodge a complaint with SACAT	CEO	
section 287	Certify a copy of, or extract from, the assessment record kept under Chapter 10 of the Local Government Act	CEO	

Local Government Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 289	Certify a copy of, or extract from, a register kept under the Local Government Act	CEO	
section 290(1)	Certify a copy of a by-law in force within the council area	CEO	
section 291	Issue a certificate giving details of the boundaries of the council area	CEO	
section 293	Issue a certificate giving details of the cost of work undertaken, the portion payable by a person and the date of the completion of the work	CEO	
clause 9(6), schedule 1B	Provide a statutory declaration stating that the requirements of clause 9 of Schedule 1B of the Local Government Act and the regulations have been observed in relation to the sale of land	CEO	
clause 3(5)(b), schedule 2	Determine a website for publishing a copy of a subsidiary charter	CEO	
clause 19(5)(b), schedule 2	Determine, in conjunction with the chief executive officers of the other constituent councils, a website for publishing a copy of a regional subsidiary charter	CEO	

Local Government (Financial Management) Regulations 2011			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
regulation 14(a)	Sign the financial statements of the council	CEO	
regulation 16(3)	Certify that the information provided under regulation 16(2) of the Local Government (Financial Management) Regulations has been reconciled to, and is consistent with, the audited financial statements of the council	CEO	
regulation 18(4)	Determine, in conjunction with the chief executive officers of other constituent councils, a website or websites for the publication of a notice given to a regional subsidiary under regulation 18 of the Local Government (Financial Management) Regulations	CEO	
regulation 18(4)	Ensure, in conjunction with the chief executive officers of the other constituent councils, that a notice given to a regional subsidiary under regulation 18 of the Local Government (Financial Management) Regulations is published on a website or websites determined by the chief executive officers	CEO	
regulation 21(4)	Lay before the council any audited financial statements of a subsidiary received for the purposes of clause 12(3)(a) or 28(2)(a) of Schedule 2 to the Local Government Act	CEO	
regulation 22(3)(a)	Provide a statement certifying compliance for the financial year with the requirement that the auditor be independent of the council	CEO	

Local Government (Financial Management) Regulations 2011			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
regulation 22(3)(b)(i)	Provide a statement certifying compliance for the financial year with the requirement that the auditor be independent of the regional subsidiary	CEO	

Local Government (General) Regulations 2013			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
regulation 8AB	Determine website for publication of information listed in regulation 8AB of the Local Government (General) Regulations	CEO	

Local Government (Procedures at Meetings) Regulations 2013			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
regulation 7(2)	Adjourn a meeting where the number of apologies received indicates that the meeting will lack a quorum to a specified day and time	CEO	

Local Government (Procedures at Meetings) Regulations 2013			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
regulation 7(3)	Adjourn a meeting which lacks a quorum to a specified day and time	CEO	
regulation 7(4)	Record in the minute book the reason for an adjournment, the names of any members present and the date and time to which the meeting is adjourned	CEO	
regulation 7(5)(a)	Give notice of an adjourned meeting to each council member setting out the date, time and place of the meeting	CEO	
regulation 7(5)(b)	Give notice of an adjourned meeting to the public setting out the date, time and place of the meeting	CEO	
regulation 9(1)	Receive written notice of a question on notice	CEO	
regulation 9(2)(a)	Place a question on notice on the agenda for the meeting at which the question will be asked	CEO	

Local Government (Procedures at Meetings) Regulations 2013			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
regulation 10(2)	Place a petition (or, if provided for in a policy of the council, a summary of the petition as described in regulation 10(2) of the Local Government (Procedures at Meetings) Regulations) on the agenda for the next ordinary meeting of the council (or, if provided for in a policy of the council, on the agenda for the next ordinary meeting of a council committee)	CEO	
regulation 11(2)	Transmit a request for a deputation to the presiding member of the council	CEO	
regulation 11(4)	Take reasonable steps to inform a person or persons requesting a deputation of the outcome of the request	CEO	
regulation 12(2)	Receive a notice of motion	CEO	
regulation 12(20)	Report on each question that lapses under regulation 12(19) at the first ordinary meeting of the council after a general election	CEO	
regulation 16(1)	Read out a motion before a vote is taken	CEO	

Local Government (Procedures at Meetings) Regulations 2013			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
regulation 17(4)	Record in the minutes the names of the council members who voted in the affirmative and the names of the members who voted in the negative (in addition to the result of the vote) when a division is taken	CEO	
regulation 18(1)	Table documents relating to a motion that is before a meeting	CEO	
regulation 18(2)	Indicate an opinion that consideration should be given to dealing with a document on a confidential basis under sections 90 or 91 of the Local Government Act	CEO	
regulation 21(1)	Submit a report to the council recommending the revocation or amendment of a resolution passed since the last general election of the council	CEO	
regulation 21(2)	Place a report under regulation 21(1) of the Local Government (Procedures at Meetings) Regulations on the agenda for the meeting at which the report is to be considered	CEO	

Local Government (Elections) Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 14(3c)	Enrol an applicant	CEO	
section 14(3c)(a)	Form belief applicant is not entitled to be enrolled	CEO	
section 14(3c)(b)(ii)(B)	Form the belief the designated person is not entitled to be the designated person	CEO	
section 14(6)	Determine the name of a group	CEO	
section 14(8)	Assume a ratepayer of rateable residential property is a resident of that property	CEO	
section 15(1)	Maintain the voters roll	CEO	
section 15(2)(d)	Determine manner and form for nomination of additional address	CEO	
section 15(3)	Be satisfied inclusion of the address on voters roll would place at risk the personal safety of a person and to suppress the address	CEO	

Local Government (Elections) Act 1999			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
	Be satisfied the address is suppressed from roll under Electoral Act 1985 and suppress that address from voters roll		
section 15(10)	Agree with Electoral commissioner the manner in which list may be supplied by Electoral Commissioner	CEO	
section 15(16)	Certify copies of the voters roll	CEO	
section 70(4)	Sign a reply to a petition	CEO	
section 91B(3)	Preside over a meeting involving candidates and members of the public Appoint a person to preside over a meeting involving candidates and members of the public	CEO	

Instrument of Delegation Under the Planning, Development and Infrastructure Act 2016 of Power of a Council as a Relevant Authority

Instrument of Delegation Under the Planning, Development and Infrastructure Act 2016 of Power of a Council as a Relevant Authority			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
s7(5(a) and (d)	1. Environment and Food Production Areas – Greater Adelaide 1.1 The power pursuant to Section 7(5)(a) and (d) of the Planning, Development and Infrastructure Act 2016 (the PDI Act), in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments: 1.1.1 to seek the concurrence of the Commission in the granting of the development authorisation to the development; 1.1.2 to, if the proposed development will create additional allotments to be used for residential development, refuse to grant development authorisation in relation to the proposed development.	To be Delegated	

Instrument of Delegation under the Labour Hire Licensing Act 2017

Labour Hire Licensing Act 2017				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 16(1)	Lodge an objection with the Commissioner of Consumer Affairs to an application for a licence under section 15 of the Labour Hire Licensing Act 2017	Not Delegated		designated entity
section 32(2)	Lodge an objection with the Commissioner of Consumer Affairs to an application for a licence to which section 31 of the Labour Hire Licensing Act 2017 applies	Not Delegated		designated entity
section 42(2)	Appeal against the grant of a licence to the District Court	Not Delegated		designated entity
section 42(4)	Require the Commissioner for Consumer Affairs to provide reasons for the Commissioner's decision	Not Delegated		designated entity

Land Acquisition Act 1969

Land Acquisition Act 1969			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 28(1), 28(1A) and 28(2)	The powers to temporarily occupy and use land, pursuant to section 28(1), subject to the limitations in section 28(1a) and the obligation to give notice under section 28(2)	BHKCBoard	
section 27(1) and 27(2)	All of the powers to enter and remain upon land, subject to the obligation to give notice, pursuant to sections 27(1) and 27(2)	BHKCBoard	
section 14(2) and 14(3)	The power to cause a copy of the notice of intention to acquire land be served upon the Registrar-General for the entering of a caveat upon the title forbidding all dealing with the land, or to make written application to the Registrar-General for the withdrawal of a caveat	BHKCBoard	
section 29(2)	The power to refuse a claim for compensation to Court for determination	BHKCBoard	
section 30(1)	The power to give written notice to any person requiring the delivery of any specified document evidencing the interest of any person in the land	BHKCBoard	

Land Acquisition Act 1969			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 26B	The power to make a payment to the owner of the land of an amount towards payment of professional costs (not exceeding the prescribed amount) relating to the acquisition or proposed acquisition	BHKCBoard	
section 26A	The power to make a payment of compensation (not exceeding the prescribed amount) directly to the claimant	BHKCBoard	
section 24	The power to give written notice to the occupier of the land over which land or an easement has been acquired of the date from which the Authority may enter onto the land, and to enter into possession of such land	BHKCBoard	
section 23C	The power to refer a question arising in the course of negations into the Supreme Court	BHKCBoard	
section 23BA	The powers of the Authority in relation to a settlement conference	BHKCBoard	
section 23B(1)	The obligation to file a copy of an agreement about compensation with the Supreme Court	BHKCBoard	
section 23AC(4)	The power to give written notice to the claimant and apply to have the monies paid into the Supreme Court to be paid to the Authority	BHKCBoard	

Land Acquisition Act 1969			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 23A	The power to make an offer of compensation to the person or persons entitled to compensation for the acquisition of land or an easement and to pay the offered amount into the Supreme Court	BHKCBoard	
section 23	The power to negotiate with the claimant in relation to the compensation payable for the acquisition of land or an easement and the power to convene a valuers conference	BHKCBoard	
section 16	The powers of the Authority in relation to a notice of acquisition of land or an easement	BHKCBoard	
section 15	The powers of the Authority in relation to acquisition of land by agreement	BHKCBoard	
section 17	The power to cause a copy of the notice of acquisition to be served upon the Registrar-General	BHKCBoard	
section 12(4)	The power to consider any request made to it under this section and to serve a notice in writing on the person by whom the request was made, indicating whether it accedes to, or refuses the request	BHKCBoard	
section 11	The power to furnish to a person who has an interest in the subject land an explanation of the reasons for acquisition of land and provide reasonable retails of any statutory scheme in accordance with which the land is to be acquired	BHKCBoard	

Land Acquisition Act 1969			
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**
section 10	The power to give a notice of intention to acquire the relevant land or easement over the relevant land	BHKCBoard	

Instrument of Delegation under the Land and Business (Sale and Conveyancing) Act 1994

Land and Business (Sale and Conveyancing) Act 1994				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 7	Respond to enquiries regarding prescribed matters by a vendor of land	Duty		council
section 8	Respond to enquiries regarding prescribed matters by a vendor of a small business	Duty		council
section 12	Provide information regarding any charge or prescribed encumbrance over land within the council's area of which the council has the benefit or insurance under Division 3 of Part 5 of the Building Work Contractors Act 1995 in relation to a building on land within the council's area	Duty		council

Instrument of Delegation under the Landscape South Australia Act 2019

Landscape South Australia Act 2019				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 17(4)(a)	Provide an up-to-date copy of the voters roll for the area of the council to the person conducting an election for the members of the regional landscape board	CEO, GMC, MGR		council
section 25(4)	Work collaboratively with the regional landscape board	CEO		council
section 32(7)	Consent to the Governor making a proclamation under sections 32(1), 32(2) or 32(6) in relation to infrastructure or land vested in or under the care, control or management of the council	CEO		council
section 37(1)(c)	Approve the delegation by a regional landscape board of a function or power vested in the regional landscape board under any Act to the council or an officer of the council	CEO		council

Landscape South Australia Act 2019				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 41(b)	Enter an arrangement with the regional landscape board to make use of the services of staff, equipment or facilities of the council	CEO		public authority
section 47(7)	Consider any regional landscape plan in the performing of functions or the exercise of powers under any Act	CEO		council
section 51(5)(b)	Participate in consultation with the regional landscape board in regard to a prescribed levy proposal to the extent required by regulations	CEO		council
section 66(1)	Contribute to the costs of the regional landscape board performing its functions	Duty		council
section 67(1)	Pay contribution to the costs of the regional landscape board performing its functions	Duty		council
section 67(2)	Pay contribution to the costs of the regional landscape board performing its functions	Duty		council

Landscape South Australia Act 2019				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 69(10)	Apply to the regional landscape board for a refund of an amount of the regional landscape levy	CEO		council
section 72(6)(a)	Enter an arrangement with the regional landscape board for service of a notice to be effected as part of any other notice serviced by the council	CEO		public authority
section 72(6)(b)	Enter an arrangement with the regional landscape board for the collection of a levy to be effected by the council	CEO		public authority
section 101(6)	Make a submission to the Minister regarding proposed declaration of a prescribed water resource	CEO		relevant authority
section 103(3)	Appoint the Minister, a regional landscape board, a designated entity, a council or a council subsidiary in place of the council as the 'relevant authority'	Delegation Not Required		relevant authority
section 104(3)	Grant a person a water management authorisation or permit to undertake an activity prescribed in sections 104(3)(e) or 104(3)(f) of the Landscape South Australia Act (except in the case of the discharge of water into a	CEO		relevant authority

Landscape South Australia Act 2019				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	watercourse for the purpose of running the water down the watercourse for storage in a reservoir or other facility)			
section 107(1)	Issue a notice to the owner of land in respect of an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	CEO		relevant authority
section 107(2)(b)	Enter land and take action specified in a notice issued under section 107(1) of the Landscape South Australia Act	CEO		relevant authority
section 112(1)	Approve a form of application in respect of a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	CEO		relevant authority
section 112(6)	Specify conditions on a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	CEO		relevant authority

Landscape South Australia Act 2019				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 112(9)	Vary, suspend or revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	CEO		relevant authority
section 112(10)	Vary a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	CEO		relevant authority
section 112(11)	Revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	CEO		relevant authority
section 112(12)	Revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	CEO		relevant authority
section 112(13)	Revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	CEO		relevant authority
section 112(14)	Serve notice of the variation or revocation of a permit	CEO		relevant authority

Landscape South Australia Act 2019				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 113(2)	Give notice of an application for a permit in accordance with the regulations	CEO		relevant authority
section 113(3)	Receive representations in relation to the granting or refusal of a permit	CEO		relevant authority
section 113(4)	Forward a copy of representations in relation to the granting or refusal of a permit to the applicant and allow the applicant an opportunity to respond in writing	CEO		relevant authority
section 113(6)	Allow a person who made a representation regarding the granting or refusal of a permit the opportunity to appear personally or by representative before the authority	CEO		relevant authority
section 113(7)	Allow an applicant to appear personally or by representative before the authority	CEO		relevant authority
section 113(8)(a)	Give notice to each person who made a representation to the authority of the authority's decision and the person's appeal rights under the Landscape South Australia Act	CEO		relevant authority

Landscape South Australia Act 2019				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 113(8)(b)	Give notice to the Environment, Resources and Development Court of the authority's decision and the names and addresses of persons who made representations under section 113 of the Landscape south Australia Act	CEO		relevant authority
section 113(13)	Provide for inspection and purchase written representations made under section 113 of the Landscape south Australia Act and the written response of the applicant	CEO		relevant authority
section 202(4)	Agree with the Minister that an officer of the council may be appointed as an authorised officer	CEO		council
section 219(3)	Receive notice from the Minister of a proposed management agreement that provides for the remission of council rates and provide submissions to the Minister on the proposed agreement	CEO		council
clause 89(4)(e) Schedule 5	Consent to property, assets, rights or liabilities vesting in or attaching to the Council	COUNCIL		authority

Instrument of Delegation under the Landscape South Australia (General) Regulations 2020

Landscape South Australia (General) Regulations 2020				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 10(1)(b)	Make submissions to the regional landscape board	CEO		council
regulation 13(3)	Pay monies to the regional landscape board	CEO		council
regulation 14(9)	Furnish a regional landscape board with a reasonable estimate of the costs that the council expects to claim under regulation 14 of the Landscape South Australia (General) Regulations 2019	CEO		council
regulation 14(13)	Furnish a regional landscape board with an invoice setting out the amount the council is claiming and the calculations used by the council to determine the amount	CEO		council

Instrument of Delegation under the Landscape South Australia (Water Management) Regulations 2020

Landscape South Australia (Water Managementl) Regulations 2020				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 22(2)	Determine the form of notice to be provided for the purpose of section 113(2)(c) of the Landscape South Australia Act	CEO		relevant authority
regulation 24(2)	Increase the period of time for the purposes of section 113(5) of the Landscape South Australia Act from the period prescribed in regulation 24(1) of the Landscape South Australia (Water Management) Regulations	CEO		relevant authority

Instrument of Delegation under the Liquor Licensing Act 1997

Liquor Licensing Act 1997				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 22(1)	Apply to the Court for a review of a decision of the Commissioner in relation to an application for or in relation to a licence	CEO		council
section 37(5)	Participate in consultation with the Minister in relation to any proposed regulations declaring an area to be a prescribed area for the purposes of section 37 of the Liquor Licensing Act	CEO, GMNBE		prescribed body
section 69(3)(e)	Approval of an application for the extension of a trading area where the relevant area is under the control of the council	CEO, MCD, GMNBE		council
section 106(2)(b)	Lodge a complaint under section 106(1) regarding unduly offensive, annoying, disturbing or inconvenient activity, noise or behaviour relating to licensed premises	CEO, MCD, BLP, TLCDS, GMNBE		council

Liquor Licensing Act 1997				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 106(4)	Request that the matter proceed direct to a hearing	CEO, MCD, BLP, TLCDS, GMNBE		council
section 106(5)	Request that the Commissioner determine the matter	CEO, MCD, GMNBE		council
section 106(6)(a)	Make submissions in regard to the matter to the Commissioner or Court	CEO, GMNBE		council
section 120(2)(c)	Lodge a complaint under section 120(1) alleging that proper grounds for disciplinary action exist against a specified person	CEO, MCD, BLP, TLCDS, GMNBE		council
section 128E(1)	Prepare a draft local liquor accord	CEO		council
section 128H(3)	Request a variation of a local liquor accord	CEO		council

Liquor Licensing Act 1997				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 128H(5)	Request the Commissioner to add or remove the council as a party to a local liquor accord	CEO		council
section 128H(6)	Request the Commissioner to terminate a local liquor accord	CEO		council
section 128H(7)	Seek the consent of the other parties to a local liquor accord prior to request the Commissioner to terminate the local liquor accord	CEO		council
section 131(1ab)	Prohibit the consumption or possession or both of liquor in a public place within the council area during a specified period by notice published in the Gazette	Duty		council
section 131(1ad)	Provide a copy of notice published under section 131(1ab) to the Commissioner of Police	Duty		council
section 131(1c)	Vary or revoke a notice published under section 131(1ab)	CEO		council

Instrument of Delegation under the Local Government Act 1999

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 7(a)	Plan at the local and regional level for the development and future requirements of the council area	Duty		council
section 7(b)	Provide services and facilities that benefit its area, its ratepayers and residents, and visitors to the council area	Duty		council
section 7(ba)	Determine appropriate financial contribution to be made by ratepayers to resources of the council	Duty		council
section 7(c)	Provide for the welfare, well-being and interests of individuals and groups within the council's community	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 7(d)	Take measures to protect the council area from natural and other hazards and to mitigate the effects of such hazards	Duty		council
section 7(e)	Manage, develop, protect, restore, enhance and conserve the environment in an ecologically sustainable manner, and to improve amenity	Duty		council
section 7(f)	Provide infrastructure for the council's community and for development within its area (including infrastructure that helps to protect any part of the local or broader community from any hazard or other event, or that assists in the management of any area)	Duty		council
section 7(g)	Promote the council area and to provide an attractive climate and locations for the development of business, commerce, industry and tourism	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 7(h)	Establish or support organisations or programs that benefit people in the council area or local government generally	Duty		council
section 7(i)	Manage and, if appropriate, develop, public areas vested in, or occupied by, the council	Duty		council
section 7(j)	Manage, improve and develop resources available to the council	Duty		council
section 7(k)	Undertake other functions and activities conferred by or under an Act	Duty		council
section 12(1)	Publish a notice in the Gazette altering the composition of the council or dividing, or redividing, the area of the council into wards, altering the division of the area of the council into wards or abolishing the division of the area of the council into wards	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 12(2)	Publish a notice in the Gazette changing the council from a municipal council to a district council or vice versa, altering the name of the council or the name of the area of the council, or giving a name to, or altering the name of, a ward	COUNCIL		council
section 12(3)	Undertake a review under section 12 of the Local Government Act	Duty		council
section 12(4)	Undertake a review under section 12 of the Local Government Act at least once in each relevant period prescribed by the regulations	COUNCIL		council
section 12(5)	Initiate the preparation of a presentation review report and form the opinion a person is qualified to address the representation and governance issues	Duty		council
Section 12(7)	Undertake public consultation	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 12(11)	Finalise the council report	Duty		council
section 12(11a)	Refer the report to Electoral Commissioner	Duty		council
section 12(11e)(a)	Take such action as is necessary (including by altering report)	Duty		council
section 12(11e)(b)	Comply with requirements of section 12(7)	Duty		council
section 12(11e)(c)	Refer the report to the Electoral Commissioner under section 12(12)	Duty		council
section 12(12)	Refer report to the Electoral Commissioner	Duty		council
section 12(12a)	Include with the report copies of any written submissions if received	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 12(15)(b)	Provide for the operation of any proposal recommended in the council's report by notice in the Gazette	COUNCIL		council
section 12(16)(a)	Take action on a report referred back to the council by the Electoral Commissioner	COUNCIL		council
section 12(16)(b)	Refer report back to the Electoral Commissioner	COUNCIL		council
section 12(17)	Comply with requirements of section 12(7) (unless determine alteration of report is of a minor nature only)	COUNCIL		council
section 12(24)	Undertake a review within period specified by the Electoral Commissioner	Duty		council
section 13(1)	Publish a notice in the Gazette changing the council from a municipal council to a district council or vice versa, altering the name of the	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	council or the name of the area of the council, or altering the name of a ward			
section 13(2)(a)	Give public notice of the proposal to change the council from a municipal council to a district council or vice versa, alter the name of the council or the name of the area of the council, or alter the name of a ward	Duty		council
section 13(2)(b)	Invite written submissions	Duty		council
section 13(2)(c)	Give any person who makes a written submission in response to an invitation an opportunity to appear personally or by representative before the council or a council committee to be heard on the submission	Duty		council
section 28(1)(c)	Refer a proposal for the making of a proclamation under Chapter 3 of the Local Government Act to the South Australian Local Government Grants Commission	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 31(2)(b)	Participate in consultation with the South Australian Local Government Grants Commission on the appointment of an investigator	CEO		council
section 31(10)(c)	Participate in consultation with the South Australian Local Government Grants Commission on a recommendation that a proposal referred to the Commission not proceed	CEO		council
section 36(1)(a)	Exercise the legal capacity of a natural person, including entering into contracts or arrangements, suing and being sued and acting in conjunction with another council or authority or person	CEO		council
section 36(1)(c)	Do anything necessary, expedient or incidental to performing or discharging the council's functions or duties or achieving the council's objectives	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 36(2)	Act outside the council area to the extent necessary or expedient to the performance of the council's functions or in order to provide services to an unincorporated area of the State	CEO		council
section 37(b)	Authorise an officer, employee or agent to enter into a contract on behalf of the council	CEO, GMC, MCA, MCD, MCO, MCP, MCS, MFS, MPPS, MC, MSS, TLE, TLCS, TLCOMMC, TLCREATIVE, TLL, MGR, TLCF, BLES, CFFS, CPS, EAM, SPA, CRDC, GMCC, BLTIT, MIS, BLPRO, GMNBE, BLAM, MCE, EACEO	CEO: NO LIMIT. Subject to conditions of policy. Some contracts beyond 1% of the previous years rates revenue cannot be entered into during a caretaker period. Only if funds are available and approved in budget. Subject to conditions of Policy General Managers: $5,000,000. Only if funds are available and approved in Budget. Subject to conditions of policy. Some contracts beyond 1% of the	council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			previous years rates revenue cannot be entered into during a caretaker period. Manager Group 1: MCA, MCO, MCP, MIS - $300,000. Only if funds are available and approved in Budget. Subject to conditions of policy. Manager Group 2: MC, MCD, MCE, MCS, MFS, MGR, MPPS, MSS - $100,000. Only if funds are available and approved in Budget. Subject to conditions of policy. Staff Group 1: BLAM, BLES, BLB, BLCP, BLP, BLSP, BLTIT, CCWS, CPG, CPS, SPA, TLCC, TLCDS, TLCF, TLS, TLSP, TLP, BLPRO - $50,000. Only if funds are available and approved	

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			in Budget. Subject to conditions of policy. Staff Group 2: CRDC, CFFS, EAM, EACEO, TLE, TLL, TLCS, TLCREATIVE, TLCOMMC - $20,000. Only if funds are available and approved in Budget. Subject to conditions of policy.	
section 41(1)	Establish a committee	COUNCIL		council
section 41(2)	Determine the role of the committee	COUNCIL		council
section 41(3)	Determine the membership of the committee	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 41(4)	Appoint a presiding member or make provision for the appointment of a presiding member	COUNCIL		council
section 41(6)	Appoint the principal member as an ex officio member of the committee	COUNCIL		council
section 41(8)	Determine the reporting and other accountability requirements applying to a committee	COUNCIL		council
section 42(3)	Obtain the approval of the Minister to the conferral of corporate status on a council subsidiary	COUNCIL		council
section 43(3)	Obtain the approval of the Minister to the conferral of corporate status on a regional subsidiary	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 44(6)	Cause a separate record to be kept of all delegations under section 44 of the Local Government Act	Duty		council
section 44(6a)	Review the delegation in force under section 44 of the Local Government Act	Duty		council
section 45(1)	Nominate a place as the council's principal office	Duty		council
section 45(2)	Determine the hours during which the principal office of the council will be open for the transaction of business	COUNCIL		council
section 45(3)	Undertake public consultation regarding the manner, places and times at which the council's offices will be open to the public and any significant changes to these arrangements	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 46(1)	Engage in a commercial enterprise or activity in the performance of the council's functions	COUNCIL		council
section 46(2)(a)	Establish a business in connection with a commercial project	COUNCIL		council
section 46(2)(b)	Participate in a joint venture, trust, partnership or other similar body in connection with a commercial project	COUNCIL		council
section 47(2)(b)	Participate in the formation of, or become a member of, a company limited by guarantee established as a national association to promote and advance the interests of an industry in which local government has an interest	CEO		council
section 48(aa1)	Develop and maintain prudential management policies, practices and procedures for the assessment of projects	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 48(1)	Obtain a report addressing the prudential issues set out in section 48(2)	COUNCIL		council
section 48(6)	Take steps to prevent the disclosure of specific information in a report under section 48(1) of the Local Government Act in order to protect its commercial value or to avoid disclosing the financial affairs of a person (other than the council)	CEO		council
section 49(a1)	Maintain procurement policies, practices and procedures directed towards: (a) obtaining value in the expenditure of public money; (b) providing for ethical and fair treatment of participants; and (c) ensuring probity, accountability and transparency in procurement operations	CEO, GMC		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 49(1)	Prepare and adopt policies on contracts and tenders, including policies on the following: (a) the contracting out of services; (b) competitive tendering and the use of other measures to ensure that services are delivered cost-effectively; (c) the use of local goods and services; and (d) the sale or disposal of land or other assets.	COUNCIL		council
section 49(3)	Alter or substitute a policy under section 49 of the Local Government Act	COUNCIL		council
section 50(8)	Comply with any mandatory requirement and have regard to and seek to achieve relevant principles or performance outcomes	Duty		council
section 50A(1)	Prepare and adopt a community engagement policy	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 50A(2)	Make additional provision not inconsistent with the charter and provide for community consultation and participation in relation to any other decision, activity or process	COUNCIL		council
section 50A(4)	Adopt a community engagement policy that: • is of general or limited application; and • varies in operation; and • provides for or for the granting of exemptions	COUNCIL		council
section 50A(5)	Alter a community engagement policy or substitute a new policy	COUNCIL		council
section 50A(6)	Undertake public consultation before adopting, altering or substituting a community engagement plan	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 54(1)(d)	Grant a leave of absence from council	COUNCIL		council
section 54(1)(d)	Remove from office on the ground that the member has been absent from three or more consecutive ordinary meetings of the council	COUNCIL		council
section 55B(5)	Apply to SACAT for an order disqualifying a member of the council from the office of member under the Local Government Act	COUNCIL		council
section 57(6)	Recover amount of a liability incurred in contravention of section 57 of the Local Government Act as a debt from the members of the councils at the time the contract was made or lease was entered	COUNCIL		council
section 68(3b)	Apply to SACAT for an order disqualifying member of the council from the office of member under the Local Government Act	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 70(a1)	Publish prescribed details contained in the Register	Duty		council
section 75F(1)	Prepare and adopt behavioural support policies	COUNCIL		council
section 75F(5)	Alter or substitute a behavioural support policy	COUNCIL		council
section 75F(6)	Undertake public consultation before adopting, altering or substituting a behavioural support policy	COUNCIL		council
section 75F(7)(a)	Review the operation of the behavioural support policies and consider whether to adopt additional behavioural support policies	Duty		council
section 75F(7)(b)	Consider whether to adopt behavioural support policies	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 76(12a)(b)	Determine requirements of the council	CEO		council
section 77(1)	Provide reimbursement of prescribed expenses of a member of council	CEO		council
section 80	Take out a policy of insurance insuring every member of the council and a spouse or domestic partner or another person who may be accompanying a member of the councils against the risks associated with the performance or discharge of official functions or duties by members	Duty		council
section 80A(1)	Prepare a training and development policy for members	COUNCIL		council
section 80A(2b)	Suspend a member from office of member of the council for failure to comply with the prescribed mandatory requirements	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 80A(2e)	Revoke the suspension if satisfied the member has complied with the prescribed mandatory requirements and give public notice of the revocation	Duty		council
section 80A(2f)	Apply to SACAT for an order disqualifying the member from office of member of the council	Duty		council
section 80A(3)	Alter or substitute a training and development policy for members	COUNCIL		council
section 80B(1)(a)	Suspend a member subject to a relevant interim intervention order from the office of member of the council where person protected by the order is another member	COUNCIL		council
section 80B(3)	Revoke a suspension	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 80B(9)	Apply to SACAT for an order disqualifying the member from the office of member of the council	COUNCIL		council
section 84(3)	Keep notice on public display and continue to publish notice in accordance with section 132(1)(a) of the Local Government Act until completion of meeting	Duty		council
section 88(3)	Keep notice on public display and continue to publish notice in accordance with section 132(1)(a) of the Local Government Act until completion of meeting	Duty		council
section 89(1)(b)	Determine procedures to apply to a meeting of a council committee	Duty		council
section 90A(1)	Hold or arrange for the holding of an information or briefing session to which more than 1 member of the council is invited to	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	attend or be involved in for the purposes of providing information or a briefing			
section 90A(4)	Order that an information or briefing session be closed to the public	CEO		council
section 90A(5)	If an order under section 90A(4) of the Local Government Act is made, to make a record of the matters specified in section 90A(5)	Duty		council
section 90A(7)	Comply with the requirements of the regulations regarding the publication of prescribed information	Duty		council
section 91(3)	Supply each member of the council with a copy of council or council committee minutes within 5 days of the meeting	Duty		council
section 91(9)(c)	Revoke an order made under section 91(7) of the Local Government Act	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 92(1)	Prepare a code of practice relating to the principles, policies, procedures and practices that the council will apply for the purposes of the operation of Parts 3 and 4 the Local Government Act	Duty		council
section 92(2)	Review code of practice	Duty		council
section 92(3)	Alter or substitute a new code of practice	COUNCIL		council
section 92(5)	Undertake public consultation on proposed code, alterations or substitute code	Duty		council
section 93(1)	Convene a meeting of electors of the council area or part of the council area	CEO		council
section 93(11)	Supply each member of the council with a copy of the minutes of proceedings within 5 days of a meeting of electors	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 93(14)	Determine the procedure to be observed to make a nomination for the purposes of sections 93(3)(a)(ii) or 93(3)(b)(ii) of the Local Government Act	CEO		council
section 94(6)	Make submissions to the Minister	CEO		council
section 94(7)	Comply with a direction of the Minister under section 94(5) of the Local Government Act	CEO		council
section 97(6)(b)	Determine a person has appropriate qualifications or experience in human resource management	COUNCIL		council
section 98(3)	Invite applications including by advertising on website and take other action	Duty		council
section 98(3)	Determine website to advertise invitation for applications	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 98(4a)(a)	Appoint at least one person to selection panel not being a member or employee	COUNCIL		council
section 98(7)(b)	Determine a person has appropriate qualifications or experience in human resource management	COUNCIL		council
section 102A(3)(b)	Determine a person has appropriate qualifications or experience in human resource management	COUNCIL		council
section 106(2)	Pay contribution to another council	Duty		council
section 106(3)	Recover a contribution from another council as a debt	Duty		council
section 106(4)	Provide details of the service of an employees or former employee to another council	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 106(5)	Hold and apply a contribution under section 106 of the Local Government Act as prescribed by regulation	Duty		council
section 111(b)	Declare that an officer or an officer of a class is subject to subdivision 2, Part 4, Chapter 7 of the Local Government Act	CEO		council
section 120A(1)	Prepare and adopt employee behavioural standards	CEO		council
section 120A(4)	Alter or substitute employee behavioural standards	CEO		council
section 120A(5)	Consult with any registered industrial association that represents interests of employees of councils before adopting, altering or substituting employee behavioural standards	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 120A(6)a)	Review the operation of the employee behavioural standards	CEO		council
section 120A(6)(b)	Consider whether to adopt employee behavioural standards	CEO		council
section 122(1)	Develop a strategic management plan	Duty		council
section 122(1a)(a)	Develop a long-term financial plan	Duty		council
section 122(1a)(b)	Develop an infrastructure and asset management plan	Duty		council
section 122(1c)	Provide information relating to long-term financial plan and infrastructure and asset management plan to designated authority	Duty		council
section 122(1e)	Provide to the designated authority all relevant information on the matters specified	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	in this section in accordance with guidelines determined by designated authority			
section 122(1h)	Ensure advice provided by designated authority and any response of the Council is published in the Council's annual business plan (draft and adopted) in the relevant financial year and subsequent financial year (until next relevant financial year)	Duty		council
section 122(1j)	Provide to the designated authority within time and in manner specified in notice information the designated authority reasonably requires.	CEO		council
section 122(4)	Review strategic management plans	Duty		council
section 122(6)	Undertake public consultation in relation to the development and review of the council's strategic management plans	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 123(3)(a)	Prepare a draft annual business plan	Duty		council
section 123(3)(b)	Undertake public consultation policy in regard to the draft annual business plan	Duty		council
section 123(9)(a)(i)	Prepare a summary of the annual business plan	Duty		council
section 123(9)(a)(ii)	Provide a copy of the summary of the annual business plan to ratepayers	Duty		council
section 124(1)(a)	Keep accounting records	Duty		council
section 125	Implement and maintain appropriate policies, practices and procedures of internal control	Duty		council
section 125(3)	Ensure appropriate policies, systems and procedures relating to risk management are implemented and maintained	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 126(9)	Ensure annual report of audit and risk committee is included in annual report	Duty		council
section 126A(1)	Establish a regional audit and risk committee	Delegation Not Required		council
section 126A(9)	Ensure annual report of regional audit and risk committee is included in annual report	Delegation Not Required		Council
section 127(1)	Prepare financial statements, notes and other statement or documents as required by the regulations	Duty		council
section 127(3)	Provide statements to auditor	Duty		council
section 127(4)	Submit a copy of audited statements to persons or bodies prescribed by the regulations	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 128(2)	Appoint an auditor on the recommendation of the relevant audit and risk committee.	COUNCIL		council
section 128(9)	Provide information prescribed in section 128(9) of the Local Government Act in the council's annual report	Duty		council
section 130A(1)	Request auditor or other suitably qualified person to examine a report on any matter relating to financial management, or the efficient and economy with which the council manages or uses its resources to achieve its objectives	CEO		council
section 131(1)	Prepare annual report	Duty		council
section 131(4)	Provide a copy of the annual report to each council member	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 131(5)	Submit a copy of the annual report to the persons or bodies prescribed by regulation	Duty		council
section 131(7)	Provide an abridged or summary version of the annual report to electors in the council area.	Duty		council
section 131A(1)	Provide to the Minister the material specified in Schedule 4 of the Local Government Act and any other information specified by the Minister	Duty		council
section 132(1)(a)	Publish a document referred to in Schedule 5 of the Local Government Act on a website determined by chief executive officer	Duty		council
section 132(1)(b)	Provide a printed copy of a document referred to in Schedule 5 of the Local Government Act	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 132(3a)	Publish a document or part of a document on a website determined by the chief executive officer where an order under section 91(7) of the Local Government Act expires or ceases to apply	Duty		council
section 132A	Implement and maintain appropriate policies, practices and procedures to ensure compliance with statutory requirements and achievement and maintenance of good public administration	Duty		council
section 133	Obtain funds as permitted by the Local Government Act or other Act	CEO, GMC, MCA, MCD, MCO, MCP, MCS, MFS, MPPS, MC, MSS, SPA, GMCC, MIS, GMNBE	Subject to functional responsibilities	council
section 135(1)	Provide security	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 135(2)(a)	Assign a distinguishing classification to a debenture	CEO		council
section 135(2)(b)	Appoint a trustee for the debenture holders	CEO		council
section 137	Expend funds in the performance or discharge of the council's powers, functions or duties under the Local Government Act or other Acts	CEO, GMC, MCA, MCD, MCO, MCP, MCS, MFS, MPPS, MC, MSS, TLE, TLCS, TLCOMMC, TLCREATIVE, TLL, BLP, TLCC, MGR, TLCF, CCWS, BLES, CFFS, CPG, CPS, EAM, SPA, CRDC, BLB, TLCDS, GMCC, BLGR, BLTIT, MIS, WGLM, WGLTI, WGLA, WGLH, WGLC, WGLCCLEAN, BLPRO, GMNBE, BLAM, TLS, TLSP, BLCP, MCE, TLWCE, EACEO	CEO: Can authorise petty cash. Can authorise purchase orders - NO LIMIT. During a caretaker period, can only expend up to 1% of the previous year rates revenue. Only if funds are available and approved in budget. General Managers: Can authorise purchase orders and expends funds up to $5,000,000. Only if funds are available and approved in Budget.	council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			Manager Group 1: MCA, MCO, MCP, MIS Can authorise purchase orders and expends funds up to $300,000. Only if funds are available and approved in Budget. Manager Group 2: MC, MCD, MCE, MCS, MFS, MGR, MPPS, MSS Can authorise purchase orders and expends funds up to $100,000. Only if funds are available and approved in Budget. MFS can authorise payroll up to $1,500,000 per transaction. Staff Group 1: BLAM, BLES, BLB, BLCP, BLP, BLSP, BLTIT, CCWS,	

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			CPG, CPS, SPA, TLCC, TLCDS, TLCF, TLWCE, TLS, TLSP, TLP, BLPRO Can authorise purchase orders and expends funds up to $50,000. Only if funds are available and approved in Budget. Staff Group 2: CRDC, CFFS, EAM, EACEO, TLE, TLL, TLCS, TLCREATIVE, TLCOMMC Can authorise purchase orders and expends funds up to $20,000. Only if funds are available and approved in Budget. City Operations Group 1: WGL Can authorise timesheets and expend funds in relation to payroll up to $2,000 per transaction.	

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			Governance and Risk: BLGR Can authorise purchase orders and expends funds up to $3,000. Only if funds are available and approved in Budget.	
section 139(1)	Invest money under the council's control	CEO, MFS, BLMAPS, BLBFR, GMCC, LAMA	Subject to conditions of Policy and requirements of the Act	council
section 139(5)	Obtain and consider independent and impartial advice regarding the investment of funds	CEO, GMCC		council
section 140	Review performance of investments at least annually	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 141(1)	Accept a gift	CEO		council
section 141(2)	Carry out the terms of a trust applying to a gift	CEO		council
section 141(3)	Apply to the Supreme court for an order varying the terms of a trust for which the council is the trustee	CEO		council
section 141(4)	Give notice of an application to the Supreme Court by public notice and in such other manner as directed by the Supreme Court	CEO		council
section 141(6)	Publish an order of the made by the Supreme Court under section 141(5) of the Local Government Act in the Gazette	CEO		council
section 142(1)	Take out and maintain insurance to cover the council's civil liabilities at least to the extent prescribed by the regulations	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 142(3)	Take out membership of the Local Government Association Mutual Liability Scheme	Duty		council
section 143(1)	Write off bad debts	CEO, GMCC		council
section 144(1)	Recovery of fees, charges, expenses or other amounts as a debt by action in a court of competent jurisdiction	CEO, MFS, BLMAPS, BLBFR, GMCC, TLR, RRO, RO, RSO		council
section 144(2)	Provide notice of a fee, charge, expense or other amount relating to something done in respect of a rateable property to the owner or occupier of the property	CEO, MFS, GMCC, TLR, RRO, RO, RSO		council
section 144(2)	Recovery of a fee, charge, expense or other amount relating to something done in respect of a rateable property as if the fee, charge, expense or other amount was a rate on the property	CEO, MFS, GMCC, TLR, RRO, RO, RSO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 148(1)	Assess rates against any piece or section of land or any aggregation of contiguous land	CEO, MFS, GMCC, TLR, RRO, RO		council
section 151(5)(d)	Prepare a report on a proposed change to the basis of the rating any land, the valuation of land for the purpose of rating or imposition of rates on land	COUNCIL		council
section 151(5)(e)	Undertake public consultation	COUNCIL		council
section 152(3)	To be satisfied the relevant land constitutes a single farm enterprise	CEO, MFS, GMCC, TLR		council
section 156	Attribute a land use to land	CEO, MFS, GMCC, TLR		council
section 156(10)	Extend the time period for lodging an objection	CEO, MFS, GMCC, TLR		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 156(11)	Decide an objection to attribution of a particular use to land	CEO, MFS, GMCC, TLR		council
section 156(12)	Participate in a review of an attribution of a particular use to land by South Australian Civil and Administrative Tribunal	CEO, MFS, GMCC		council
section 156(14a)(a)	Prepare a report on a proposed change to the differentiating factor in relation to land	Duty		council
section 156(14a)(b)	Undertake public consultation	Duty		council
section 159(1)	Determine the manner and form of an application for a rebate of rates	CEO, GMCC		council
section 159(3)	Grant a rebate of rates	CEO, MFS, GMCC	Manager Financial Services: Restricted to vacant land rebates under Section 166 (1) (a) and mandatory rebates	council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			under Section 160 to 165 inclusive, subject to mandatory rebates being at the specified percentage.	
section 159(4)	Increase a rebate of rates	CEO, GMCC		council
section 159(10)	Determine that proper cause for a rebate of rates no longer applies	CEO, MFS, GMCC, TLR		council
section 159(11)	Recover rates, or rates at an increased level, proportionate to the remaining part of the financial year if an entitlement to a rebate of rates no longer applies	CEO, MFS, GMCC, TLR		council
section 161(1)	Grant a rebate of rates greater than 75% on land used for service delivery or administration by a community service organisation	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 165(1)	Grant a rebate of rates greater than 75% on land occupied by a school and being used for educational purposes	CEO		council
section 165(2)	Grant a rebate of rates greater than 75% on land being used by a university or university college to provide accommodation and other forms of support on a not-for-profit basis	CEO		council
section 166(1)	Grant a rebate of rates or service charges in prescribed circumstances	CEO, GMCC		council
section 166(2)	Attach conditions to the granting of a rebate of rates or service charges under section 166(1) of the Local Government Act	CEO, GMCC		council
section 167(1)	Adopt valuations	COUNCIL		council
section 167(6)	Publish a notice of the adoption of valuations in the Gazette	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 168(1)	Request the Valuer-General to value land in the council area	CEO, MFS, GMCC, TLR, RRO, RO		council
section 168(2)	Furnish information to the Valuer-General requested information	Duty		council
section 168(3)(b)	Enter valuation into the assessment record	Duty		council
section 168(3)(c)	Provide notice to the principal ratepayer in respect of land of the valuation of that land	Duty		council
section 169(3)(b)	Allow an extension of time in which to object to the valuation of land	CEO, MFS, GMCC, TLR		council
section 169(5)	Refer an objection to the valuation of land to the valuer who made the valuation with a request to reconsider the valuation	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 169(7)	Provide written notice to an objector of the outcome of the objection	Duty		council
section 169(10)	Refer request for a review of the valuation of land to the Valuer-General	Duty		council
section 169(11)	Make representations to the valuer in regard to the valuation of land which is the subject of the objection	CEO, GMCC		council
section 169(15)	Participate in a review of a valuation of land by South Australian Civil and Administrative Tribunal	CEO		council
section 169(16)	Pay the prescribed fee to the Valuer-General	CEO, MFS, GMCC		council
section 170	Give public notice of the declaration of a rate or service charge	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 173(5)	Determine a review of the outcome of a request to alter the assessment record	CEO, MFS, GMCC		council
section 173(6)	Provide written notice of decision on review	Duty		council
section 173(7)	Participate in a review of decision of council	Duty		council
section 174(1)	Provide the assessment record for inspection at the principal offices of the council	Duty		council
section 174(2)	Provide for the purchase of an entry in the assessment record	Duty		council
section 178(3)	Recover rates as a debt	CEO, MFS, BLMAPS, BLBFR, GMCC, TLR, RRO, RO		council
section 178(4)	Provide written notice requiring a lessee or licensee of land to pay rent or other consideration to the council under the lease	CEO, MFS, GMCC, TLR, RRO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	or licence in satisfaction of the liability for rates			
section 178(6)	Remit a charge payable under section 178(5) of the Local Government Act in whole or in part	CEO, MFS, GMCC, TLR, RRO		council
Section178(7)(b)	By written notice to the owner of the land, inform the owner of the imposition of the requirement under section 178 (4)	CEO, MFS, GMCC, TLR, RRO		council
section 179(2)	Adopt a valuation of land	COUNCIL		council
section 179(5)	Refund rates that have been paid to a principal ratepayer if land ceases to be rateable land	Duty		council
section 180(1)	Provide a rates notice to the principal ratepayer	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 181(2)	Determine the day on which an instalment of rates falls due	CEO, MFS, GMCC		council
section 181(3)	Adjust the months in which instalments of rates are payable	CEO, MFS, GMCC		council
section 181(4)(b)	Agree with a principal ratepayer the dates on which instalments of rates are payable	CEO, MFS, GMCC, TLR, RRO		council
section 181(5)	Provide rates notice to principal ratepayer	Duty		council
section 181(7a)	Agree with a principal ratepayer to vary the period for the provision of a rates notice	CEO, MFS, GMCC, TLR		council
section 181(9)	Remit the whole or any part of an amount payable under section 181(8) of the Local Government Act	CEO, MFS, BLMAPS, BLBFR, GMCC, TLR, RRO, RO, RSO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 181(11)	Grant discounts or other incentives in relation to the payment of rates	CEO		council
section 181(12)(b)	Impose a surcharge or administrative levy not exceeding 1 per cent of the rates payable in a particular financial year with respect to the payment of rates by instalments	CEO		council
section 181(13)	Impose different requirements than those under section 181 of the Local Government Act in relation to the payment of separate rates or service rates	CEO		council
section 181(15)	Determine that rates of a particular kind will be payable in more than four instalments in a particular financial year	CEO		council
section 182(1)(a)	Postpone payment of rates	CEO, GMCC		council
section 182(1)(b)	Remit the whole or part payment of rates	CEO, GMCC		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 182(2)(a)	Impose a condition that the ratepayer pay interest on postponed rates	CEO, GMCC		council
section 182(2)(b)	Impose other conditions on the postponement of rates	CEO, GMCC		council
section 182(2)(c)	Revoke a postponement of rates	CEO, GMCC		council
section 182(3)	Postpone the payment of rates	CEO, GMCC		council
section 182(4)	Grant a remission of rates	CEO, GMCC		council
section 182(5)	Require a ratepayer to verify an entitlement to the remission of rates	CEO, GMCC		council
section 182(6)	Revoke a determination under section 182(4) of the Local Government Act to remit rates	CEO, GMCC		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 182A(1)	Receive an application for a postponement of the payment of the prescribed proportion of rates for the current or a future financial year	CEO, GMCC		council
section 182A(2)	Determine the manner and form of an application under section 182A(1) of the Local Government Act	CEO, GMCC		council
section 182A(3)(a)	Reject an application under section 182A(1) of the Local Government Act in accordance with the regulations	CEO, GMCC		council
section 182A(3)(b)	Impose conditions on the postponement of rates in accordance with the regulations	CEO, GMCC		council
section 183	Apply amount received in respect of rates in manner prescribed by section 183 of the Local Government Act	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 184(1)	Sell land where an amount of rates in respect of the land has been in arrears for more than three years	COUNCIL		council
section 184(2)	Send a notice to the principal ratepayer	Duty		council
section 184(3)	Send a copy of the notice sent to the principal ratepayer to any other owner of the land, any registered mortgagee, the holder of any caveat over the land and, if the land is held from the Crown under a lease, licence or agreement to purchase, to the Minister who is responsible for the administration of the Crown Lands Act 1929.	Duty		council
section 184(4)(c)	Give public notice of the notice	Duty		council
section 184(4)(d)	Leave a copy of the notice sent to the principal ratepayer at a conspicuous place on the land	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 184(6)	Set a reserve price for the auction	CEO		council
section 184(7)	Seek the consent of the Minister who is responsible for the administration of the Crown Lands Act 1929 to have the land sold by public auction	CEO		council
section 184(8)	Advertise an auction to sell land under section 184 of the Local Government Act in a newspaper circulating throughout the State	Duty		council
section 184(9)	Call off an auction	Duty		council
section 184(10)	Sell land by private contract	CEO		council
section 184(11)	Apply money receive in respect of the sale of land under section 184 of the Local Government Act as prescribed in section 184(11)	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 184(12)	Deal with money under the Unclaimed Money Act 2021	Duty		council
section 185(1)	Apply to the Minister who is responsible for the administration of the Crown Lands Act 1929 for an order under section 185 of the Local Government Act	CEO		council
section 186(2)(a)	Repay an amount of overpaid rates	CEO, MFS, BLMAPS, BLBFR, GMCC		council
section 186(2)(a)	Credit an amount of overpaid rates against future liabilities for rates on the land subject to the overpaid rates	CEO		council
section 186(2)(b)	Take action to recover an additional amount in arrears payable on account of an alteration of the valuation or decision	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 186(2)(b)	Give notice to recover an additional amount in arrears payable on account of an alteration of the valuation or decision	CEO		council
section 186(5)	Refund an amount to a person ceasing to be a ratepayer	CEO		council
section 187(1)	Issue a certificate stating the amount of any liability for rates or charges on the land and any amount received on account of rates or charges that is held in credit against future liabilities for rates or charges on the land	CEO		council
section 187A(5)(b)	Receive a report from the Ombudsman	Duty		council
section 187B(5)	Receive a report from the Ombudsman	Duty		council
section 187B(6)	Provide a written response to the Ombudsman and complainant	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 187B(7)	Grant a rebate or remission of any rate or service charge, or of any charge, fine or interest	CEO		council
section 188(1)(a)	Impose fees and charges for the use of any property or facility owned, controlled, managed or maintained by the council	COUNCIL		council
section 188(1)(b)	Impose fees and charges for services supplied to a person at his or her request	COUNCIL		council
section 188(1)(c)	Impose fees and charges for carrying out work at a person's request	COUNCIL		council
section 188(3)	Provide for: (a) specific fees and charges; (b) maximum fees and charges and minimum fees and charges; (c) annual fees and charges;	CEO, GMC, MCS, MFS, TLL, TLCC, TLCF, BLMAPS, CRDC, GMCC, TLR, RRO, RO, SCCO, CCO, SCFO, MCE, LSC, CSEPC, HLO, DIO, LSA, LOC, LOA, SMLO, YPLO,	GMC: Limited to the value of a Community Centre bond, library fees, permit fees or community activity fees as outlined in the current Fees and Charges schedule.	council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(d) the imposition of fees or charges according to specified conditions or circumstances; (e) the variation of fees or charges according to specified factors; (f) the reduction, waiver or refund, in whole or in part, of fees or charges.	LAPO, LHPO, LOML, CPLO, LO, LOSAS, FO	MCS: Limited to the value of a Community Centre bond, library fees, permit fees or community activity fees as outlined in the current Fees and Charges schedule, to a maximum value of $500. Customer Contact Officer, Senior Customer Contact Officer, Team Leader Customer Contact, Manager Customer and Engagement: Limited to the provision and value of possum and cat cage bonds as outlined in the current Fees and Charges Schedule Senior Community Facilities Officer, Team Leader Community Facilities: Limited to the provision and value of a Community Centre Bond as outlined in the current Fees & Charges Schedule.	

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			Team Leader Library, Library Systems Coordinator, Collections and Resource Development Coordinator, Customer Experience and Program Coordinator: Limited to the waiving of library fees of up to $500. Home Library Officer, Digital Inclusion Officer, Library Systems Administrator, Library Officer - Casual, Library Officer - Acquisitions, Senior Mobile Library Officer, Youth Program and Learning Officer, Library Administration and Program Officer, Local History and Program Officer, Library Officer - Mobile Library, Children's Program and Learning Officer, Library Officer, Library Officer - Systems Administrator Support: Limited to the waiving of library fees of up to $50.	

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			Manager Financial Services, Business Lead Management Accounting Projects and Systems, Team Leader Rates, Rates Officer, Rates Recovery Officer, Finance Officer: Limited to waiving the reprint fee for rates notices up to the value of $10.	
section 188(5)(b)	Fix, vary or revoke fees and charges for the purposes of section 188(1)(a), 188(1)(b) and 188(1)(c) of the Local Government Act	CEO		council
section 188(7)	Take reasonable steps to bring a variation of a fee or charge to the notice of a person who may be affected	Duty		council
section 190	Agree to acquire land	COUNCIL, BHKCBoard		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 191(1)	Seek the Minister's consent to acquire land compulsorily	CEO		council
section 191(1)	Acquire land compulsorily	CEO, BHKCBoard		council
section 191(2)	Acquire land compulsorily	COUNCIL		council
section 192(4)	Publish a copy of a resolution under section 192(1) of the Local Government Act in the Gazette	Duty		council
section 193(2)	Undertake public consultation in respect of a proposal to exclude land from classification as community land	Duty		council
section 193(3)	Obtain approval of owner of land to exclude land from classification as community land	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 193(6)	Give public notice of a resolution to exclude land from classification as community land or to classify land as community land	Duty		council
section 194(2)(a)	Prepare and make publicly available a report on a proposal to revoke the classification of community land	Duty		council
section 194(2)(b)	Undertake public consultation on the proposal	Duty		council
section 194(3)(a)	Submit the proposal to revoke the classification of land as community land with a report on all submissions made in respect of the proposal to the Minister	Duty		council
section 194(4)	Participate in consultation with the Minister	CEO, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 195(2)	Giver notice of the revocation of the classification of land as community land to the Registrar-General	Duty		council
section 196(1)	Prepare and adopt a management plan for community land	Duty		council
section 196(1a)	Prepare and adopt a management plan for the Adelaide Park Lands	Duty		Adelaide City Council
section 196(4)	Consult with the owner of land at an appropriate stage in the preparation of a management plan	COUNCIL		council
section 197(1)(a)	Make copies of a proposed management plan available or inspection of purchase at the council's principal office	Duty		council
section 197(1)	Undertake public consultation	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 197(3)	Give public notice of the adoption of the management plan	Duty		council
section 198(1)	Amend or revoke a management plan	COUNCIL		council
section 198(2)	Undertake public consultation of a proposal to amend or revoke a management plan	COUNCIL		council
section 198(4)	Give public notice of the adoption of a proposal to amend or revoke a management plan	Duty		council
section 199	Manage community land in accordance with any relevant management plan	Duty		council
section 200(1)	Approve the use of community land for a business purpose	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 200(3)	Impose conditions on an approval to use community land for a business purpose	CEO		council
section 201(1)	Sell or otherwise dispose of an interest in land	COUNCIL		council
section 202(1)	Grant a lease or licence over community land	COUNCIL		council
section 202(2)	Undertake public consultation in regard to granting a lease or licence relating to community land	Duty		council
section 207(1)	Keep a register of community land in the council area	Duty		council
section 207(2)(c)	Determine that the register of community land in the council area will consist of a computer record	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 208(4)	Cause a copy of a resolution declaring a road or land to be a public road or preserving an easement to be published in the Gazette	Duty		council
section 209(3)	Enter an agreement in regard to the ownership of fixture and equipment installed on a public road	CEO, MCA, MCP, GMNBE		council
section 210(1)	Declare a private road to be a public road	CEO		council
section 210(2)(a)	Give written notice to the owner of the private road of a proposed declaration	Duty		council
section 210(2)(ab)	Give written notice to the holder of a registered interest over the private road of a proposed declaration	Duty		council
section 210(2)(b)	Give public notice of a proposed declaration	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 210(5)	Publish a declaration under section 210 of the Local Government Act in the Gazette	Duty		council
section 210(7)	Furnish a copy of a declaration under section 210 of the Local Government Act to the Registrar-General	Duty		council
section 211(1)(a)	Enter an agreement with the Commissioner of Highways or other authority that has the care, control and management of a highway	CEO		council
section 211(1)(b)	Act in accordance with a notice issued by the Commissioner of Highways	Duty		council
section 212(1)	Carry out roadwork in the council area	CEO, MCA, MCO, MCP, CCWS, CFFS, CPG, CPS, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 212(1)	Enter an agreement with another council to carry out roadwork in that other council's area	CEO, GMNBE		council
section 212(2)	Do anything reasonably necessary for, or incidental to, roadwork	CEO, MCA, MCO, MCP, CCWS, CFFS, CPG, CPS, GMNBE		council
section 212(3)(b)	Consult with the Commissioner of Highways	CEO, MCA, GMNBE		council
section 212(3)(c)(i)	Obtain the agreement of the owner of a private road	CEO, MCA, MCP, GMNBE		council
section 212(3)(c)(ii)	Give notice to the owner of a private road and a reasonable opportunity to make representations on proposed roadwork	CEO, MCA, MCP, GMNBE		council
section 212(3)(c)(ii)	Consider any representations by the owner of a private road on proposed roadwork	CEO, MCA, MCP, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 212(3)(d)	Obtain the agreement of the owner of private land	CEO, MCA, MCP, GMNBE		council
section 213(1)	Recover the whole cost or an agreed contribution to the cost of roadworks undertaken by agreement	CEO, MCA, MCO, MCP, GMNBE		council
section 213(2)	Recover the cost of roadwork to repair damage to a road from the person who damaged a road or is the owner of infrastructure which damaged the road	CEO, MCA, MCO, MCP, GMNBE		council
section 213(3)(a)	Recover the cost of roadwork on private land or a contribution to the cost of the work determined by the council as a debt from the owner of the private land	CEO, MCA, MCO, MCP, GMNBE		council
section 214(2)(a)	Agree the amount of contribution to roadwork with another council	CEO, MCA, MCO, MCP, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 214(2)(b)	Seek a determination by a court as to the amount of contribution to roadwork to be paid by another council	CEO, MCA, MCO, MCP, GMNBE		council
section 214(3)	Give notice to another council of proposed roadwork and provide reasonable opportunity to that other council to make representations	CEO, MCA, MCO, MCP, GMNBE		council
section 215(2)	Carry out roadwork to allow water from a road to drain into adjoining property	CEO, MCA, MCO, MCP, CCWS, CFFS, CPG, GMNBE		council
section 215(4)	Give notice to the owner of land in regard to the proposed action to drain water into the land	Duty		council
section 216(1)	Issue an order requiring the owner of private land to carry out specified road work or improve the road	CEO, MCA, MCO, MCP, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 217(1)	Issue an order requiring the owner of a structure or equipment installed in, on, across, under or over a road to carry out specified road work by way of maintenance or repair or move the structure or equipment to allow the council to carry out roadwork	CEO, MCA, MCO, MCP, MC, TLCS, GMCC, GMNBE		council
section 217(2)(a)	Take action under an order issued under section 217(1) of the Local Government Act if it is not complied with by the owner of the structure or equipment	CEO, MCA, MCO, MCP, MC, TLCS, GMCC, GMNBE		council
section 217(2)(a)	Recover the cost of taking action under section 217(2)(a) of the Local Government Act as a debt from the owner of the structure or equipment	CEO, MCA, MCO, MCP, MC, TLCS, GMCC, GMNBE		council
section 218(1)	Issue an order requiring the owner of land adjoining a road to carry out specified work to construct, remove or repair a crossing place from the road to the land	CEO, MCA, MCO, MCP, MC, TLCS, GMCC, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 219(1)	Assign a name to a public or private road, or to a public place, or change the name of a public or private road, or a public place	COUNCIL		council
section 219(1a)	Assign a name to a public road created by land division	Duty		council
section 219(2)(a)	Give notice to an adjoining council of a proposed road name change where the road runs into the adjoining council	Duty		council
section 219(2)(b)	Consider any representations of an adjoining council in response to a notice under section 219(2)(a) of the Local Government Act	Duty		council
section 219(3)(a)	Notify the Registrar-General, the Surveyor-General and the Valuer-General of the assignment of a road name or change of a road name	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 219(3)(b)	Provide information to the Registrar-General, the Surveyor-General and the Valuer-General about the name of roads and public places in the council area	Duty		council
section 219(4)	Provide public notice on the assigning or changing of a road name	Duty		council
section 219(5)	Prepare and adopt a policy on the assigning of road names	COUNCIL		council
section 219(6)	Alter or substitute a policy on the assigning of road names	COUNCIL		council
section 219(7)	Give public notice of the adopting or altering of a policy	Duty		council
section 220(1)	Adopt a numbering system for buildings and allotments adjoining the road	CEO, GMCC		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 220(1a)	Assign a number to all buildings and allotments adjoining a public road	Duty		council
section 220(2)	Alter or substitute a new numbering system	Duty		council
section 220(3)	Give public notice of the adoption, alteration or substitution of a numbering system for a particular road	Duty		council
section 220(4)	Notify the Valuer-General of a decision to adopt, alter or substitute of a numbering system	CEO, GMC, GMCC		council
section 220(6)	Request the owner of land to ensure that the appropriate number for the owner's building or allotment is displayed in a form directed or approved by the council	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 221(1)	Grant an authorisation to alter a public road	CEO, MCA, MCO, MCP, MC, TLCS, CCWS, BLES, BLTIT, GMNBE		council
section 222(1)	Grant a permit authorising the use of a public road for business purposes	CEO, MCA, MCO, MCP, MC, TLCS, CCWS, BLES, BLTIT, GMNBE		council
section 223(1)	Undertake public consultation	Duty		council
section 223(2)	Give written notice of the proposal to agencies prescribe by regulation	Duty		council
section 224(1)	Attach conditions to an authorisation or permit	CEO, MCA, MCO, MCP, MC, TLCS, CCWS, BLES, GMCC, BLTIT, GMNBE		council
section 224(2)	Comply with any requirements prescribed by the regulations in relation to attaching	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	conditions under section 224(1) of the Local Government Act			
section 225(1)	Cancel an authorisation or permit	CEO, MCA, MCO, MCP, MC, TLCS, CCWS, GMCC, GMNBE		council
section 225(2)(a)	Give the holder of an authorisation or permit written notice of the proposed cancellation of the authorisation or permit	Duty		council
section 225(2)(b)	Consider any representation by the holder of an authorisation or permit	Duty		council
section 225(3)	Determine a shorter period than one month for a response from the holder of an authorisation or permit	CEO, GMCC, GMNBE		council
section 231(1)	Keep a register of public roads in the council area	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 232	Plant vegetation on a road	CEO, MCA, MCO, MCP, CPG, GMNBE		council
section 232	Authorise the planting of vegetation on a road	CEO, MCA, MCO, MCP, CPG, GMNBE		council
section 232(b)	Undertake public consultation	Duty		council
section 233(2)	Take action to recover damages from a person who without the council's permission intentionally or negligently damages a road of structure belonging to the councils associated with a road	CEO, MCA, MCO, MCP, GMCC, GMNBE, BLAM		council
section 234(1)	Remove and dispose of any structure, object or substance from a road	CEO, MCA, MCO, MCP, MC, TLCS, CCWS, CFFS, CPG, CPS, GMCC, SCSO, CSO, BLTIT, AMO, GMNBE, CSI, PO, CSC	Community Safety Officer, Community Safety Investigator, Parking Officer, Senior Community Safety Officer, Community Safety Coordinator, Animal	council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
			Management Officer - Remove only, not dispose of.	
section 234(2)	Recover the cost of acting under section 234(1) from the person who erected, placed or deposited the structure, object or substance on the road	CEO, MCA, MCO, MCP, GMNBE		council
section 234(3)	Clear a road of wreckage, objects or material on the road as a result of a vehicle accident	CEO, MCA, MCO, MCP, GMNBE		council
section 234(3)	Recover the cost of clearing the road from a driver of a vehicle involved in the accident	CEO, MCA, MCO, MCP, CCWS, CFFS, CPG, CPS, GMNBE		council
section 234A(5)	Erect barricades or other traffic control devices as necessary to give effect to a resolution to exclude vehicles from a road or public place	CEO, MCA, MCO, MCP, CCWS, CFFS, CPG, CPS, BLTIT, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 234A(6)	Give public notice of a resolution under section 234A(1) or 234A(2) of the Local Government Act	Duty		council
section 236(2)	Apply to the court for an order that a person convicted of the offence under section 236(1) of the Local Government Act pay any costs incurred by the council in removing or disposing of the abandoned vehicle	CEO, MC, GMCC		council
section 237(4)(a)	Notify the owner of a vehicle of the removal of the vehicle by written notice	Duty		council
section 237(4)(b)	Notify the owner of a vehicle of the removal of the vehicle by public notice	Duty		council
section 237(5)	Sell a vehicle by public auction or public tender	CEO, MC, TLCS, GMCC		council
section 237(6)	Dispose of a vehicle	CEO, MC, TLCS, GMCC		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 237(7)	Apply the proceeds of the sale of a vehicle as prescribed in section 237(7) of the Local Government Act	Duty		council
section 238(3)	Erect a notice regarding access to or use of a particular piece of land under a council by-law in a prominent place or in the immediate vicinity of the land	Duty		council
section 242(3)	Notify an applicant in writing of a decision or presumptive decision on an application which is subject to section 242 of the Local Government Act	Duty		council
section 242(4)	Fix a date as the 'relevant date' for the purposes of section 242 of the Local Government Act	Duty		council
section 243(1)	Apply to the Registrar-General for the issue of a certificate of title for land which has	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	vested in fee simple in the council under the Local Government Act			
section 245(2)	Take reasonable action to respond to a request by the owner or occupier of property adjacent to a road to avert a risk of damage from a tree	CEO, MCA, MCO, MCP, CPG, CPS, GMNBE		council
section 245A(1)	Require a person to enter into an agreement with the council in regard to work under an approval under the Planning, Development and Infrastructure Act 2016 which could cause damage to any local government land (including a road) within the vicinity of the site of the development	CEO		council
section 245A(3)	Participate in the hearing of an appeal by a person against the requirements to enter and agreement of the terms or conditions of the agreement	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 246(4)	Give public notice of alteration	Duty		council
section 246(4a)	Give public notice of a determination under section 246(3)(e)	Duty		council
section 246(5)(b)	Fix an expiation fee for alleged offences against the by-laws	COUNCIL		council
section 249(1)	Make copies of a proposed by-law (and any code, standard or other document proposed to be applied or incorporated by the by-law) available to the public in accordance with section 132(1)	Duty		council
section 249(2)	Consider submissions made on a proposed by-law	Duty		council
section 249(4)	Obtain a certificate signed by a legal practitioner	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 249(5)	Publish a by-law in the Gazette	Duty		council
section 249(7)	Give public notice of making a by-law	Duty		council
section 250(5)	Publish a resolution adopting a model by-law in the Gazette	Duty		council
section 250(7)	Give public notice of the adoption of a model by-law	Duty		council
section 252(1)	Maintain a register of the by-laws made or adopted by the council	Duty		council
section 252(5)	Provide for purchase a certified copy of a by-law	Duty		council
section 254(1)	Order a person to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	CEO, MCA, MCD, MC, TLCS, GMCC, BLTIT, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 255(1)	Provide a notice in writing prior to making an order under section 254(1) of the Local Government Act	Duty		council
section 255(2)	Serve a copy of a notice under section 255(1) of the Local Government Act on the owner of the land	Duty		council
section 255(3)	Consider any representations made in response to a notice under section 255(1) of the Local Government Act	CEO, MCA, MC, TLCS, GMCC, GMNBE		council
section 255(3)(a)	Order a person to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	CEO, MCA, MC, TLCS, GMCC, GMNBE		council
section 255(3)(b)	Order a person to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	CEO, MCA, MC, TLCS, GMCC, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 255(3)(c)	Determine not to proceed to make an order to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	CEO, MCA, MC, TLCS, GMCC, GMNBE		council
section 255(7)	Serve an order to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Duty		council
section 255(8)	Serve a copy of a notice under section 255(1) of the Local Government Act on the owner of the land	Duty		council
section 255(11)	Vary an order	CEO, MCA, MC, TLCS, GMCC, GMNBE		council
section 255(12)	Make an order	CEO, GMC, MCA, MC, TLCS, GMCC, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 256(3)	Participate in a review of an order by the South Australian Civil and Administrative Tribunal	Duty		council
section 257(1)	Take action required by an order made under section 255 of the Local Government Act	CEO, MCA, MC, TLCS, GMCC, GMNBE		council
section 257(2)	Authorise a person to take action under section 257(1) of the Local Government Act	CEO, MCA, MC, TLCS, GMCC, GMNBE		council
section 257(3)	Recover the costs of taking action under section 257(1) of the Local Government Act	CEO, MCA, MC, TLCS, GMCC, GMNBE		council
section 257(5)	Provide notice fixing a period in which a person must pay an amount recoverable by the council under section 257 of the Local Government Act	CEO, MCA, MC, TLCS, GMCC, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 257(5)(b)	Impose a charge over land for an unpaid amount recoverable by the council under section 257 of the Local Government Act	CEO, MCA, MC, GMCC, GMNBE		council
section 259(1)	Prepare and adopt policies concerning the operation of Part 2, Chapter 12 of the Local Government Act	COUNCIL		council
section 259(2)(a)	Prepare a draft policy	COUNCIL		council
section 259(2)(b)	Undertake public consultation	Duty		council
section 259(3)	Consider submissions	Duty		council
section 259(4)	Amend a policy	COUNCIL		council
section 259(5)	Take steps in section 259(2) and 259(3) prior to amending a policy	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 260(1)	Appoint an authorised person	CEO		council
section 260(2)	Impose conditions or limitations on the appointment of an authorised person	CEO		council
section 260(3)	Issue an identity card to an authorised person	CEO		council
section 260(5)	Revoke the appointment of an authorised person	CEO		council
section 262A(3)	Deal with a complaint in accordance with the council's behavioural management policy	Duty		council
section 262B(1)	Prepare and adopt a behavioural management policy	Duty		council
section 262B(6)	Alter or substitute a behavioural management policy	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 262B(7)	Review the operation of the behavioural management policy	Duty		council
section 262D	Provide complainant with written reasons for refusal or determination	Duty		council
section 262W(3)(b)(ii)	Provide report to the Panel detailing: • member's compliance with the Panel's requirement; or • council's compliance with Panel's requirement	COUNCIL		council
section 263B(1)(a) and (3)	To act in accordance with a recommendation of the Ombudsman	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 264(1)(a)	Authorise a person in writing for the purposes of this section to lodge a complaint with SACAT	COUNCIL		council
section 270(a1)	Develop and maintain policies, practices and procedures for dealing with requests for the provision of services by the council or complaints about the activities of the council, employees of the council or person acting on behalf of the council	COUNCIL		council
section 270(1)	Establish procedures for the review of decisions	Duty		council
section 270(2a)(b)	Allow an application to be made more than 6 months after the reviewable decision	CEO		council
section 270(3a)	Reduce, waive or refund a fee	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 270(4)	Refuse an application for the review of a decision	CEO		council
section 270(6)	Amend policies, practices and procedures applying under section 270 of the Local Government Act	CEO		council
section 270(8)	Initiate and consider a report for the purpose of section 270(8) of the Local Government Act	CEO, GMC		council
section 271(1)	Make provision in a procedure under section 270 of the Local Government Act for disputes between a person and the council to be dealt with under a scheme involving mediation, conciliation or neutral evaluation	CEO		council
section 271(2)	Constitute panels of mediators, conciliators and evaluators	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 271(7)	Pay costs of mediation, conciliation and evaluation	CEO		council
section 271A(1)	Provide requested information to the Minister	CEO		council
section 271B(1)(a)	Obtain an independent assessment of the council's probity or compliance with any requirements placed on the council under legislation	CEO		council
section 271B(1)(b)	Take specified action to meet standards in the conduct or administration of the affairs of the council identified by the Minister	CEO		council
section 272(3)	Provide an explanation and make submissions to the Minister	CEO		council
section 272(5)	Make submissions to the Minister in relation to the subject matter of an interim report	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 273(3)	Make submissions to the Minister in relation to a report under section 273(1) of the Local Government Act	CEO		council
section 275(2)	Make submissions to the Minister in relation to a report under section 274 of the Local Government Act	CEO		council
section 276(2)(a)	Bring proceedings under section 276(1) of the Local Government Act	CEO		council
section 276(5)(b)	Take necessary steps for and hold a ballot or poll in accordance with an order of the District Court	CEO		council
section 276(5)(f)	Produce or deliver books, voting-paper or documents in accordance with an order of the District Court	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 279(1)	Serve a document	CEO, MCA, MCD, MC, TLCS, GMCC, SCSO, CSO, AMO, GMNBE, CSI, PO, CSC		council
section 281(1)	Notify a lessee or licensee of land to pay the council rent or other consideration payable under the lease or licence in satisfaction of the landowner's liability to the council	CEO		council
section 281(2)(b)	Notify the owner of land of the imposition of a requirements under section 281(1) of the Local Government Act	CEO		council
section 282(1)	Approve an occupier of land undertaking work	CEO		council
section 294(1a)	Provide notice to an owner or occupier of land	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 294(3)(a)	Pay rent to the owner of occupier of land as determined by agreement or the Supreme Court	Duty		council
section 294(3)(b)	Pay to the owner of occupier of land reasonable compensation for damage to any crops on land	Duty		council
section 294(3)(c)(i)	Remedy damage to land caused by the council	Duty		council
section 294(3)(c)(ii)	Pay compensation for any other loss or damage caused by the council	Duty		council
section 294(5)	Erect a fence	Duty		council
section 294(7)	Comply with the relevant requirements of the Mining Act 1971	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 296(1)	Recover the cost or a portion of the costs of works as a debt	CEO		council
section 296(3)	Give notice of a valuation to the owner of land	Duty		council
section 296(5)	Participate in an objection or review to a valuation	Duty		council
section 297	Sell or dispose of rubbish collected by the council	CEO, MCA, MCO, GMNBE		council
section 298(1)	Order action in response to flooding or imminent flooding	CEO, GMC, MCA, MCO, MCP, BLES, CPS, GMNBE		council
section 300(1)	Pay the cost of advertising	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 13(c), Schedule 1A	Enter an arrangement with the Stormwater Management Authority to make use of council staff, equipment or facilities	CEO, MCA, BLES, GMNBE		council
clause 17(1), Schedule 1A	Prepare a stormwater management plan	CEO, MCA, BLES, GMNBE		council
clause 18(1), Schedule 1A	Prepare a stormwater management plan or revise an existing stormwater management plan	CEO, MCA, BLES, GMNBE		council
clause 18(2), Schedule 1A	Provide a stormwater management plan to the Stormwater Management Authority for approval	CEO, MCA, BLES, GMNBE		council
clause 19(3), Schedule 1A	Take action required by the Stormwater Management Authority as a condition of approving a stormwater management plan	CEO, MCA, BLES, GMNBE		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 20(1), Schedule 1A	Comply with an order issued by the Stormwater Management Authority under clause 2091), Schedule 1A of the Local Government Act	CEO, MCA, BLES, GMNBE		council
clause 20(5), Schedule 1A	Make submissions to the Stormwater Management Authority	CEO, MCA, BLES, GMNBE		council
clause 20(6), Schedule 1A	Enter into an agreement with the Stormwater Management Authority for the repayment of costs and expenses of the authority by the council	CEO, MCA, BLES, GMNBE		council
clause 24(1), Schedule 1A	Take action consistent with the provisions of an approved stormwater management plan or a condition imposed on approval of a stormwater management plan or action required by an order under clause 20(a), schedule 1B of the Local Government Act by: (a) entering and occupying any land;	CEO, MCA, BLES, GMNBE, BHKCBoard		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(b) constructing, maintaining or removing any infrastructure; (c) excavating any land; (d) inspecting, examining or surveying any land and for that purpose: (i) fixing posts, stakes or other markers on the land; (ii) digging trenches or sink test holes in the land to determine the nature of the top soil and underlying strata; and (iii) removing samples for analysis; and (e) altering water table levels, stopping or reducing the flow of water in a watercourse, diverting water flowing in a watercourse to another watercourse or to a lake or controlling the flow of water in any other manner; (f) holding water in a watercourse or lake or by any other means;			

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(g) diverting water to an underground aquifer, disposing of water to a lake, underground aquifer or the sea, or dealing with water in any other manner; (h) deepening, widening or changing the course of a watercourse, deepening or widening a lake or taking action to remove any obstruction to the flow of water; (i) undertaking any other form of work (including work undertaken for the purposes of stormwater management or flood mitigation); (j) undertaking any testing, monitoring or evaluation; and (k) undertaking any other activity of a prescribed kind.			
clause 24(2)(a), Schedule 1A	Enter into an agreement with the owner of private land	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 24(2)(b), Schedule 1A	Acquire an easement or other appropriate interest over land by agreement with the owner or in accordance with the Land Acquisition Act 1969 and any other applicable laws	Duty		council
clause 24(3), Schedule 1A	Acquire land by agreement for the purposes of constructing any infrastructure or performing any work	CEO		council
clause 25(2), Schedule 1A	Provide notice to the occupier of land of an intention to enter, or to enter and occupy, land in accordance with clause 24	Duty		council
clause 25(3)(b), Schedule 1A	Provide notice to the occupier of land of an intention to enter, or to enter and occupy, land in accordance with clause 24	Duty		council
clause 26(3), Schedule 1A	Make submissions to the Minister regarding the vesting of the care, control and	CEO		public authority

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	management of infrastructure or land in the council			
clause 26(4), Schedule 1A	Maintain and repair infrastructure and maintain land vested in the council	CEO		public authority
clause 2(1), Schedule 1B	Enter a building upgrade agreement	CEO		council
clause 2(4), Schedule 1B	Agree to other parties entering a building upgrade agreement	CEO		council
clause 4, Schedule 1B	Agree to vary or terminate a building upgrade agreement	CEO		council
clause 6(1), Schedule 1B	Declare a building upgrade charge	CEO		council
clause 6(2), Schedule 4B	Provide written notice of the declaration of a building upgrade charge	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 6(4), Schedule 1B	Give notice of each payment of a building upgrade charge	CEO		council
clause 7(2), Schedule 1B	Deduct and retain any service fee and late payment fee	CEO		council
clause 7(3)(a), Schedule 1B	Hold money pending payment to the finance provider	CEO		council
clause 7(3)(b), Schedule 1B	Pay money to the finance provider	CEO		council
clause 9(1), Schedule 1B	Sell land if a building upgrade charge remains outstanding for more than 3 years	COUNCIL		council
clause 9(2), Schedule 1B	Apply money received on the sale of land as prescribed by clause 9(2), schedule 1B of the Local Government Act	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 9(3), Schedule 1B	Deal with unclaimed money in accordance with the Unclaimed Moneys Act 1891	CEO		council
clause 10(2)(a), Schedule 1B	Adjust a building upgrade charge	CEO		council
clause 10(2)(a), Schedule 1B	Give notice to the building owner of the adjustment of a building upgrade charge	CEO		council
clause 10(3)(d), Schedule 1B	Refund excess payments to the building owner	CEO		council
clause 11(1), Schedule 1B	Recover a building upgrade charge in accordance with a building upgrade agreement	CEO		council
clause 13(1), Schedule 1B	Keep a register of building upgrade agreements	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 13(3), Schedule 1B	Provide the register of building upgrade agreements for inspection at the principal office of the council	CEO		council
clause 13(4), Schedule 1B	Provide an extract of the register of building upgrade agreements	CEO		council
clause 1(4), Schedule 2	Publish a copy of the charter of a subsidiary in the Gazette	Duty		council
clause 3(1), Schedule 2	Prepare a charter for a subsidiary	CEO		council
clause 3(4), Schedule 2	Review a charter for a subsidiary	CEO		council
clause 3(5)(a), Schedule 2	Furnish a copy of an amended charter for a subsidiary to the Minister	Duty		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 3(5)(b), Schedule 2	Publish a copy of an amended charter for a subsidiary on a website determined by the chief executive officer	Duty		council
clause 3(5)(c), Schedule 2	Publish a notice in the Gazette of the fact of the amendment and website address at which the charter is available for inspection	Duty		council
clause 4(1), Schedule 2	Determine the membership of the board of management of a subsidiary	COUNCIL		council
clause 4(2), Schedule 2	Appoint members of the board of management of a subsidiary	COUNCIL		council
clause 4(6), Schedule 2	Appoint a deputy of a board member	COUNCIL		council
clause 4(8), Schedule 2	Give directions in relation to an actual or potential conflict of duty and duty between offices held concurrently, or in relation to	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	some other incompatibility between offices held concurrently			
clause 5(9), Schedule 2	Act on advice of a board of management that the subsidiary owes a duty of confidence in regard to a matter	CEO		council
clause 5(12), Schedule 2	Direct the board of management as to procedures	CEO		council
clause 8(1), Schedule 2	Participate in consultation with a subsidiary on the preparation and adoption of the subsidiary's business plan	CEO		council
clause 8(4), Schedule 2	Participate in consultation with a subsidiary in an annual review of the subsidiary's business plan	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 8(5), Schedule 2	Participate in consultation with a subsidiary on the amendment of the subsidiary's business plan	CEO		council
clause 9(2)(d), Schedule 2	Fix a date by which a subsidiary's budget must be adopted	CEO		council
clause 9(3), Schedule 2	Approve the amendment by a subsidiary of an adopted budget	COUNCIL		council
clause 9(5), Schedule 2	Participate in consultation with a subsidiary on the subsidiary incurring spending before the adoption of its budget for the year	CEO		council
clause 10(1), Schedule 2	Give a direction to a subsidiary	CEO		council
clause 10(2), Schedule 2	Make a copy of a direction given to a subsidiary available at the principal office of the council	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 11(1), Schedule 2	Request a subsidiary to furnish information or records in the possession or control of the subsidiary	CEO		council
clause 11(2), Schedule 2	Act on advice of a board of management that information or a record should be treated as confidential	CEO		council
clause 12(1), Schedule 2	Request a subsidiary to report on a matter to the council	CEO		council
clause 12(2), Schedule 2	Receive a report on the work and operations of the subsidiary	CEO		council
clause 12(4), Schedule 2	Incorporate a report made under clause 12(2), Schedule 2 into the annual report of the council	CEO		council
clause 13(3), Schedule 2	Determine or approve members of the audit committee of the subsidiary	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 14(2), Schedule 2	Approve borrowing by a subsidiary	COUNCIL		council
clause 16(1)(a), Schedule 2	Request the Minister wind up a subsidiary	COUNCIL		council
clause 17(4), Schedule 2	Publish (in conjunction with the other constituent councils) a copy of the charter of a subsidiary in the Gazette	CEO		council
clause 19(1), Schedule 2	Prepare (in conjunction with the other constituent councils) a charter of a subsidiary	CEO		council
clause 19(4), Schedule 2	Review (in conjunction with the other constituent councils) a charter of a subsidiary	CEO		council
clause 19(5)(a), Schedule 2	Furnish (in conjunction with the other constituent councils) a copy of an amended charter of a subsidiary to the Minister	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 19(5)(b), Schedule 2	Publish (in conjunction with the other constituent councils) a copy of the amended charter of a subsidiary on a website determined by the chief executive officer	CEO		council
clause 20(1), Schedule 2	Determine (in conjunction with the other constituent councils) the membership of the board of management of a subsidiary	COUNCIL		council
clause 20(7), Schedule 2	Give directions in relation to an actual or potential conflict of duty and duty between offices held concurrently, or in relation to some other incompatibility	CEO		council
clause 21(8), Schedule 2	Authorise a person to attend a meeting of the board of management and have access to the papers provided to board members for the meeting	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 21(9), Schedule 2	Act on advice of a board of management that a matter should be treated confidentially	CEO		council
clause 21(12), Schedule 2	Direct (in conjunction with the other constituent councils) procedures for the board of management	CEO		council
clause 24(1), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary in the preparation and adoption of a business plan	CEO		council
clause 24(4), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary in an annual review of the subsidiary's business plan	CEO		council
clause 24(5), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	subsidiary on the amendment of the subsidiary's business plan			
clause 25(2)(d), Schedule 2	Fix (in conjunction with the other constituent councils) a date before which a budget must be adopted by the subsidiary	CEO		council
clause 25(3), Schedule 2	Approve (in conjunction with the other constituent councils) the amendment of a budget adopted by the subsidiary	COUNCIL		council
clause 25(5), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary on incurring spending prior to the adoption of a budget	CEO		council
clause 26, Schedule 2	Issue (in conjunction with the other constituent councils) a direction to the subsidiary	CEO		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 27(1), Schedule 2	Request the subsidiary to furnish information or records in the possession or control of the subsidiary to the council	CEO		council
clause 27(2), Schedule 2	Act on advice of a board of management that information or a record should be treated as confidential	CEO		council
clause 28(1), Schedule 2	Fix (in conjunction with the other constituent councils) a date before which a subsidiary must furnish to the constituent councils report on the work and operations of the subsidiary	CEO		council
clause 28(3), Schedule 2	Incorporate a report under clause 28(1), Schedule 2 of the Local Government Act in the annual report of the council	CEO		council
clause 30(3), Schedule 2	Determine or approve (in conjunction with the other constituent councils) the members of the subsidiary's audit committee	COUNCIL		council

Local Government Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
clause 33(1), Schedule 2	Request (in conjunction with the other constituent councils) the Minister to wind up a regional subsidiary	COUNCIL		council
clause 2(1), Schedule 6	Deliver a notice to the Registrar-General for the purpose of registering a charge over land	CEO		council
clause 3(1)(b), Schedule 6	Exercise the powers of a mortgagee given by the Real Property Act 1886 under a mortgage in respect of which default has been made in payment of money secured by the mortgage	CEO		council
clause 4(1), Schedule 6	Provide notice to the Registrar-General that the amount a charge relates to has been repaid and apply for the discharge of the charge	CEO		council

Instrument of Delegation under the Local Government (Building Upgrade Agreements) Regulations 2017

Local Government (Building Upgrade Agreements) Regulations 2017				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 8(b)	Send a copy of a notice sent to building owner under clause 9(1) of Schedule 1B of the Local Government Act to any ratepayer in respect of the relevant land and any registered mortgagee of the land	Duty		council
regulation 8(c)(i)	Place a copy of a notice sent to building owner under clause 9(1) of Schedule 1B of the Local Government Act in a newspaper circulating throughout the State	Duty		council
regulation 8(c)(ii)	Leave a copy of a notice sent to building owner under clause 9(1) of Schedule 1B of the Local Government Act in a conspicuous place on the relevant land	Duty		council
regulation 8(e)	Set a reserve price for the sale of land by auction	COUNCIL		council

Local Government (Building Upgrade Agreements) Regulations 2017				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 8(f)	Advertise the auction in a newspaper circulating throughout the State	Duty		council
regulation 8(g)	Cancel an auction	CEO		council
regulation 8(h)	Sell land by private contract	COUNCIL		council

Instrument of Delegation under the Local Government (Elections) Act 1999

Local Government (Elections) Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 4(2)(d)	Fix a day for a poll	CEO		council
section 8(1)	Appoint a person or persons to the office or officer not filled by a supplementary election which has wholly or partially failed or been declared void	Duty		council
section 8(1a)	Appoint a person or persons to the office or officer that remain unfilled where not all vacancies are filled	COUNCIL		council
section 9(1)	Hold a poll	CEO		council
section 9(3)	Fix a day as polling day for a poll by notice published on the council website	Duty		council

Local Government (Elections) Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 9(4)	Fix a day as the day on which the voters roll for the purposes of the poll closes	Duty		council
section 12(b)	Provide information, education and publicity designed to promote public participation in the electoral processes for its area, to inform potential voters about the candidates who are standing for election in its area, and to advise its local community about the outcome of elections and polls conducted in its area	CEO		council
section 13A(2)(a)	Inform potential electors in the council area of the requirements to be enrolled on the voters roll in accordance with the community engagement charter	CEO		council
section 13A(2)(b)	Arrange advertising Informing potential electors in the council area of the requirements to be enrolled on the voters roll	CEO		council
section 15(14)	Provide copies of the voters roll for the council area for inspection at the principal office of the council	Duty		council
section 55(1)	Participate in consultation with the returning officer regarding the use of a computer program to carry out steps involved in the recording, scrutiny or counting of votes in an election or poll	CEO		council

Local Government (Elections) Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 70(3)	Contest a petition to the Court by lodging a reply	CEO		council
section 75(1)(a)	Participate in proceedings as a party pursuant to an order of the Court	CEO		council
section 75(1)(b)	Apply to intervene in proceedings	CEO		council
section 75(3)	Intervene in proceedings in the manner and to the extent directed by the Court and on such other conditions as the court directs	CEO		council
section 76	Engage counsel to represent the council in proceedings	CEO		council
section 77	Apply to the court to refer a question of law to the Court of Appeal	CEO		council
section 91A(1)	Prepare and adopt a caretaker policy	COUNCIL		council

Local Government (Elections) Act 1999				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 91A(3)	Apply in writing for an exemption from the prohibition against making a designated decision during an election period	CEO		council
section 91B(1)	Hold at least 1 meeting involving candidates and members of the public	COUNCIL		council
section 91B(2)	Hold a meeting remotely using audio visual technology or any other means determined appropriate by the delegate	COUNCIL		council
Section 91B(4)	Provide in the caretaker policy that a public meeting will not be held and include a statement certified by the principal member setting out the Council's reasons	COUNCIL		council

Instrument of Delegation under the Local Government (Financial Management) Regulations 2011

Local Government (Financial Management) Regulations 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 9(1)	Prepare and consider the reports prescribed in regulation 9(1) of the Local Government (Financial Management) Regulations	COUNCIL		council
regulation 10(1)	Prepare and consider the report prescribed in regulation 10(1) of the Local Government (Financial Management) Regulations	COUNCIL		council
regulation 11(1)	Prepare and maintain all accounting records, accounts and financial statements in accordance with all relevant Australian Accounting Standards	Duty		council
regulation 12	Revalue all material non-current assets in accordance with the requirements of Australian Accounting Standards AASB 116	Duty		council
regulation 22(2)	Engage the council's auditor to certify that a grant or subsidy received by the council has been acquitted in accordance with any conditions required by the provider of the grant or subsidy	CEO		council

Instrument of Delegation under the Local Government (General) Regulations 2013

Local Government (General) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 8AB	Publish information listed in regulation 8AB of the Local Government (General) Regulations on a website determined by the chief executive officer as soon as practicable after the holding of an information or briefing session	Duty		council

Instrument of Delegation under the Local Government (Members Allowances and Benefits) Regulations 2025

Local Government (Members Allowances and Benefits) Regulations 2025				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 5(3)	Aggregate claims for reimbursement of expenses and pay the claim on a quarterly or monthly basis	CEO		council

Instrument of Delegation under the Local Government (Procedures at Meetings) Regulations 2013

Local Government (Procedures at Meetings) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 6(3)	Review the operation of a code of practice under regulation 6 of the Local Government (Procedures at Meetings) Regulations	COUNCIL		council

Instrument of Delegation under the Local Nuisance and Litter Control Act 2016

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 7(2)(a)	Take action to manage local nuisance and littering within the council area	Duty		council
section 7(2)(b)	Cooperate with any other person or body in the administration of the Act	Duty		council
section 7(2)(c)	Provide, or support the provision of, educational information within the council areas to help detect, prevent and manage local nuisance and littering	Duty		council
section 8	Include in the council's annual report details of the performance of the council during the year of functions conferred on it under the Act	Duty		council
section 12(3)	Appoint authorised officers	CEO		council

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 12(4)(a)	Determine conditions to apply to the appointment of authorised officers	CEO		council
section 12(6)	Revoke the appointment of an authorised officer	CEO		council
section 12(6)	Vary or revoke a condition applying to the appointment of an authorised officer or impose a further condition	CEO		council
section 13(2)	Issue an identity card to an authorised officer	Duty		council
section 15(a)	Agree in writing that an authorised officer appointed by another council may exercise powers under the Act in the council area	CEO		council
section 16(1)(a)	Hold a substance, material or thing seized under Division 3, Part 3 of the Act pending proceedings	CEO, MCD, MC, TLCS, TLEH, TLCDS, GMCC		council

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 16(1)(a)	Authorise the release of a substance, material or thing seized under Division 3, Part 3 of the Act	CEO, MCD, MC, TLCS, TLEH, TLCDS, GMCC		council
section 16(1)(d)	Receive a substance, material or thing forfeited pursuant to a court order	CEO, MCD, MC, TLCS, TLEH, TLCDS, GMCC		council
section 16(1)(e)(i)	Request the person entitled to recover a substance, material or thing to collect the substance, material or thing	CEO, MC, GMCC		council
section 16(1)(e)(ii)	Make reasonable attempts to locate the person entitled to recover a substance, material or thing to collect the substance, material or thing	CEO, MC, GMCC		council
section 16(1)(f)	Dispose of any substance, material or things forfeited to the council under section 16	CEO, MC, GMCC		council
section 19(1)	Declare a person to be exempt from the application of section 18	CEO, MC, TLCS, TLEH, GMCC		council

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 19(2)	Receive an application for an exemption under section 19	Duty		council
section 19(2)(b)	Specify any information the council requires to be provided with an application under section 19	CEO, MC, TLCS, TLEH, GMCC		council
section 19(4)	Determine conditions to apply to a declaration under section 19	CEO, MC, TLCS, TLEH, GMCC		council
section 19(5)	Vary or revoke a declaration under section 19	CEO, MC, TLCS, TLEH, GMCC		council
section 19(6)	Specify in a declaration under section 19 date declaration has effect from and period it remains in force	CEO, MC, TLCS, TLEH, GMCC		council
section 19(7)	Publish a declaration under section 19 or any variations to a declaration on a website determined by the council	Duty		council

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 22(3)(a)(i)	Provide a bin or other receptacle for litter of a particular kind	Duty		council
section 22(3)(a)(ii)	Approve or authorise the disposal of litter in a manner other than in a bin or receptacle provided by the council	CEO, MC, GMCC		council
section 25(1)	Receive a citizen's notification from a person who reasonably suspects another person has committed an offence under Division 2, Part 4 of the Act	CEO, MC, TLCS, TLEH, GMCC, SCSO, CSO, AMO, CSI, PO, CSC		council
section 26(3)	Issue a notice to the owner of a vehicle for an alleged offence	Duty		council
section 29	Notify the Environment Protection Authority of a belief that an offence committed under section 18 of section 22 has, or may have, resulted in material environmental harm or serious environmental harm	Duty		council

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 30(1)(a)	Issue a nuisance abatement notice	CEO, MC, TLCS, TLEH, GMCC, SCSO, CSC		council
section 30(1)(b)	Issue a litter abatement notice	CEO, MC, TLCS, TLEH, GMCC, SCSO, CSC		council
section 30(7)	Issue and serve a notice confirming an emergency notice	CEO, MC, TLCS, TLEH, GMCC		council
section 31(1)	Take action required by a nuisance abatement notice or a litter abatement notice if the requirements of the notice has not been fulfilled	Duty		council
section 31(2)	Authorise a person to take action on behalf of the council if the requirements of a nuisance abatement notice or a litter abatement notice have not been fulfilled	CEO, MC, TLCS, TLEH, GMCC		council
section 31(3)(a)	Issue an instrument of authority to a person other than an authorised officer taking action on behalf of the council under section 31(1)	CEO, MC, TLCS, TLEH, GMCC		council

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 31(5)	Recover the reasonable costs and expenses incurred in taking action under section 31	CEO, MC, TLCS, TLEH, GMCC		council
section 31(6)	Fix a period within which an amount under section 31(5) must be paid to the council	Duty		council
section 32(4)	Participate as a party to any proceedings under section 32	CEO, MC, TLCS, TLEH, GMCC		council
section 33(6)(a)	Make an application to the Environment, Resources and Development Court for an order under section 33(1)	CEO, MC, GMCC		council
section 33(8)(a)	Serve a copy of an application under section 33 on the Minister	Duty		council
section 33(9)(b)	Apply to the Environment, Resources and Development Court to join proceedings for an order under section 33(1) commenced by another person	Duty		council

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 33(14)	Apply to the Environment, Resources and Development Court for an interim order under section 33	CEO, MC, GMCC		council
section 33(19)	Apply to the Environment, Resources and Development Court to vary or revoke an order under section 33	CEO, MC, GMCC		council
section 34(1)	Agree with a person who the council is satisfied has contravened the Act a civil penalty in respect of the contravention	CEO, MC, GMCC		council
section 34(1)	Apply to the Environment, Resources and Development Court for an order for a civil penalty in respect of a contravention of the Act	CEO, MC, GMCC		council
section 34(3)(a)	Serve a notice on a person who the council is satisfied has contravened the Act advising the person that they may elect to be prosecuted for the contravention	Duty		council
section 40	Require a person required by or under the Act to provide information to the council to verify the information by statutory declaration	CEO, MC, GMCC		council

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 43(1)(d)	Commence proceedings for an offence against the Act	CEO, MC, GMCC		council
section 48(1)	Serve notice on a person who has contravened the Act requiring the person to pay the reasonable costs of the council taking prescribed action under the Act	Duty		council
section 48(3)(a)	Extend the time for payment of an amount payable under a notice under section 48(1)	CEO, MC, TLCS, TLEH, GMCC		council
section 48(3)(b)	Waive or reduce payment of an amount payable under a notice under section 48(1)	CEO, MC, GMCC		council
section 48(6)	Recover an amount payable under a notice under section 48(1) which is unpaid as a debt	CEO, MC, GMCC		council
section 50(4)	Execute a certificate regarding the appointment or non-appointment of a person as an authorised officer; a delegation or authority under the Act; a notice, requirement or direction of the council; any other decision	CEO, MC, GMCC		council

Local Nuisance and Litter Control Act 2016				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	of the council; receipt or non-receipt of a notification, report or information			
section 50(5)	Execute a certificate detailing costs and expenses and the purpose for which they were incurred for the purposes of proceedings to recover the reasonable costs of the council	CEO, MC, TLCS, TLEH, GMCC		council
section 51(9)	Participate in consultation with the Minister in regard to proposed regulations	CEO, MC, TLCS, TLEH, GMCC		council

Instrument of Delegation under the Local Nuisance and Litter Control Regulations 2017

Local Nuisance and Litter Control Regulations 2017				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 6(1)(a)(ii)(A)	Fix a lodgement period for an application under section 19(2) of the Act in relation to an activity that is to take place over a period not exceeding 24 hours	CEO, GMCC		council
regulation 6(1)(a)(ii)(B)	Fix a lodgement period for an application under section 19(2) of the Act in relation to an activity that is to take place over a period of 24 hours or longer	CEO, GMCC		council
regulation 6(2)	Refuse to consider an application for the purposes of section 19(2) of the Local Nuisance and Litter Control Act	CEO, MC, TLCS, TLEH, GMCC		council
regulation 13(2)(a)	Give notice to the Registrar-General for the purposes of creating a charge on land	Duty		council

Local Nuisance and Litter Control Regulations 2017				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 13(2)(g)	Give notice to the Registrar-General for the purposes of cancelling a charge on land	Duty		council
regulation 13(3)	Recover costs or expenses incurred by the council in relation to the creation or cancellation of a charge over land	Duty		council
regulation 15(1)	Allow a fee payment under the Local Nuisance and Litter Control Act or regulations to be paid in instalments	CEO, MC, GMCC		council
regulation 15(1)	Add a charge by way of interest or an administrative fee to the payment of a fee by instalments	CEO, MC, GMCC		council
regulation 16	Waive or refund a fee or other amount payable under the Local Nuisance and Litter Control Act or regulations	CEO, MC, GMCC		council
regulation 17	Recover a fee or other amount payable under the Local Nuisance and Litter Control Act or regulations	CEO, MC, GMCC		council

Instrument of Delegation under the Ombudsman Act 1972

Ombudsman Act 1972				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 12D(1)	Comply with directions and guidelines prepared by Ombudsman governing reporting or misconduct or maladministration in public administration	Duty		public authority
section 12D(3)	Report to the Ombudsman any matter the council reasonably suspects involves misconduct or maladministration in public administration	Duty		public authority
section 12H(1)(b)	Act on a referral from the Ombudsman	CEO		public authority
section 12H(2)(a)	Produce a specified document or a document relating to a specified matter	CEO		public authority
section 12H(2)(b)	Produce a written statement of information about a specified matter or answer specified questions within a specified period and in a specified form and, if the written notice so requires, verify the statement by statutory declaration	CEO		public authority

Ombudsman Act 1972				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 18(4)	To comment on the subject matter of a report	CEO		public authority
section 19A(1)	Comply with a notice of the Ombudsman	Duty		agency
section 19A(5)	Advise the Ombudsman that the council's failure to comply with a notice is reasonable and justifiable	CEO		agency
section 25(2)	Act in accordance with a recommendation of the Ombudsman	Duty		public authority
section 28	Apply to the Supreme Court for a determination regarding the Ombudsman's jurisdiction	CEO		agency
section 28A(1)	Comply with directions of the Ombudsman	Duty		public authority

Ombudsman Act 1972				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 28A(2)	Comply with varied or further directions of the Ombudsman	Duty		public authority
section 28A(3)	Provide comments to the Ombudsman	Duty		public authority
section 29(8)	Act on a referral of the inspector	Duty		public authority
section 31(1)(b)	Receive and use evidence or information for the purposes of any criminal investigation or proceedings, proceedings for the imposition of a penalty or disciplinary investigation or action	CEO		Agency/ prosecution authority

Instrument of Delegation under the Private Parking Areas Act 1986

Private Parking Areas Act 1986				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 9(1)	Enter into an agreement with the owner of a private parking area for council to enforce Part 3 of the Act with respect to the private parking area	CEO, GMCC		council

Instrument of Delegation under the Real Property Act 1886

Real Property Act 1886				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 223LDA(b)(i)	Issue a certificate certifying compliance with the requirements of the Act under which the encumbrance was entered to, or is in force, as to the variation or termination of the statutory encumbrance	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE		holder of statutory encumbrance
section 223LH(1)(c)	Issue a certificate certifying the council's consent to the division of land	CEO, MCD, BLP, SDOP, DOP, AM, GMNBE		holder of statutory encumbrance
section 252	Provide the Registrar-General with a map or plan showing particulars of the new street or road vested in the council	Duty		council

Instrument of Delegation under the Road Traffic Act 1961

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 17(1)	Install, maintain, alter or operate, or cause to be installed, maintained, altered or operated, a traffic control device on, above or near a road	CEO, MCA, MCO, CCWS, BLTIT, GMNBE		road authority
section 17(2)	Remove a traffic control device or cause a traffic control device to be removed	CEO, MCA, MCO, CCWS, BLTIT, GMNBE		road authority
section 17(3)	Install, display, alter, operate or remove traffic control device: (a) in relation to an area where persons are engaged in work or an area affected by works in progress; (b) in relation to a part of a road temporarily closed to traffic under this or any other Act; or (c) for any temporary purposes.	CEO, MCA, MCO, CCWS, BLTIT, GMNBE		road authority

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 17(5)	Apply to the Minister for approval to take action under section 17 of the Road Traffic Act	CEO, MCA, BLTIT, GMNBE		road authority
section 18(5)	Comply with a direction of the Minister to install, maintain, alter, operate or remove a traffic control device on, above or near a road	Duty		road authority
section 18(6)	Carry out a direction with which a road authority has failed to comply at the direction of the Minister	Duty		council
section 18(7)	Recover as a debt from a defaulting road authority any expenses incurred in carrying out a direction under section 18(6)	CEO, MCA, BLTIT, GMNBE		council
section 19(6)	Maintain a traffic control device for which the council is liable to bear the costs in good order	CEO, MCA, MCO, CCWS, BLTIT, GMNBE		council
section 19A(3)	Recover any amount due under a requirement under section 19A as a debt	CEO, MCA, BLTIT, GMNBE		road authority

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 20(3)	Place speed limit signs on road	Duty		public authority
section 20(4)(b)	Place speed limit signs on road	Duty		public authority
section 20(5)	Close road pursuant to a permit	CEO, MCA, BLTIT, GMNBE		public authority
section 20(6)	Apply to the Minister for a road works permit	CEO, MCA, MCO, MCP, CCWS, CFFS, CPG, BLTIT, WGLM, WGLTI, WGLA, WGLH, WGLC, WGLCCLEAN, GMNBE		public authority
section 20(9)	Apply to the Minister for an extension of time	CEO, MCA, MCO, MCP, CCWS, CFFS, CPG, BLTIT, WGLM, WGLTI, WGLA, WGLH, WGLC, WGLCCLEAN, GMNBE		public authority

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 20(13)	Engagement of a contractor to undertake works on behalf of the public authority	CEO, MCA, MCO, MCP, CCWS, BLES, CFFS, CPG, BLTIT, WGLM, WGLTI, WGLA, WGLH, WGLC, WGLCCLEAN, GMNBE, BLPD		public authority
section 20A(1)	Appeal a decision of the Minister under section 17 or section 20 to the District Court	CEO, GMNBE		public authority
section 20A(2)	Request the Minister to provide reasons in writing for a decision under section 17 or section 20	CEO, GMNBE		public authority
section 21(2)	Certify that there was not proper authority for the installation or display of a specified sign, signal, marking, structure or other device or thing as a traffic control device on, above or near a specified part of a road	CEO, MCA, MCO, MCP, BLTIT, GMNBE		road authority

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 21(3)	Comply with conditions of approval under section 17 or a permit under section 20	CEO, MCA, MCO, MCP, CCWS, CFFS, CPG, BLTIT, WGLM, WGLTI, WGLA, WGLH, WGLC, WGLCCLEAN, GMNBE		road authority
section 31(2)	Remove any false traffic control device or any device, structure or thing that might constitute a hazard to traffic.	MCA, MCO, MCP, MC, TLCS, CCWS, CFFS, CPG, GMCC, SCSO, CSO, BLTIT, WGLM, WGLTI, WGLA, WGLH, WGLC, WGLCCLEAN, AMO, GMNBE, CSI, PO, CSC		road authority
section 32(1)	Cause a notice of a proposal to close a road or part of a road to all vehicles or vehicles of a specified class or to cause a road as a through road for motor vehicles to be: (a) published both in a newspaper circulating generally in the State and a newspaper circulating within the area of the council;	Duty		public authority

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(b) to be given by post to each ratepayer of land immediately abutting the road, or portion of road, the subject of the proposal; (c) if the road is a prescribed road, to be given to each affected council; and (e) if the road is a highway, or runs into or intersects with a highway, to be given to the Commissioner of Highways.			
section 32(2)	Consider written submissions made	Duty		public authority
section 32(6)	Cause a notice of a decision to close a road or part of a road to all vehicles or vehicles of a specified class or to cause a road as a through road for motor vehicles to be: (a) published both in a newspaper circulating generally in the State and a newspaper circulating within the area of the council;	Duty		public authority

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(b) to be given by post to each ratepayer of land immediately abutting the road, or portion of road, the subject of the proposal; (c) if the road is a prescribed road, to be given to each affected council; and (e) if the road is a highway, or runs into or intersects with a highway, to be given to the Commissioner of Highways.			
section 33(2)	Consent to the closure of a road for an event	CEO		council
section 40P(3)	Offer a vehicle for sale by public auction	Duty		council
section 40P(4)	Dispose of a vehicle as the council thinks fit	CEO, MC, GMCC		council

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 40P(6)	Make reasonable enquiries to locate the owner of a vehicle	CEO, MC, TLCS, GMCC, SCSO, SCSAO, CSO, AMO, CSAO, CSC		council
section 86(a)	Determine that a ticket must be obtained for parking in a length of road or area without the payment of a fee	COUNCIL		council
section 86(a)	Vary or revoke a determination under section 86(a)	COUNCIL		council
section 163ZC(2)	Apply for a compensation order	CEO		road authority
section 163ZD(2)(c)	Certify that the road authority maintains a road	CEO		road authority
section 163ZD(2)(c)	Certify other matters including:	CEO		road authority

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(a) estimating the monetary value of all or any part of the road infrastructure or of the damage to it; (b) estimating the cost of remedying the damage; or (c) estimating the extent of the offender's contribution to the damage			
section 163ZE(1)	Serve a certificate referred to in section 163ZD on the defendant	Duty		road authority
section 163ZH(1)(b)	Repay payments under an order to the extent that the order is void	CEO, MCA, GMNBE		road authority
section 174A(4)	Issue notice inviting the owner of a vehicle issued with an expiation notice or expiation reminder notice under the Expiation of Offences Act 1996 to provide a nomination setting out the name and address of the driver or the details of the transfer of the vehicle	CEO, MC, TLCS, GMCC, SCSO, SCSAO, CSAO, CSC		council

Road Traffic Act 1961				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 174A(4a)	Form belief a nomination has been made in error and permit nomination to be withdrawn and new nomination made	CEO, MC, TLCS, GMCC, SCSAO, CSAO		council
section 174A(5a)	Require person to verify information by statutory declaration	CEO, MC, TLCS, GMCC, SCSAO, CSAO		council
section 174C(1)	Exempt a person or a person of a specified class or any vehicle or any vehicle of a specified class from compliance within the council areas with a prescribed provision of the Road Traffic Act	CEO, MCA, MC, TLCS, GMCC, SCSO, SCSAO, BLTIT, CSAO, GMNBE, CSC		council
section 174C(2)	Specify conditions to apply to the granting of an exemption under section 174C(1)	CEO, MCA, MC, TLCS, GMCC, BLTIT, GMNBE	Team Leader Community Safety - Relevant for Residential and Temporary Parking Permits or Exemptions	council

Instrument of Delegation under the Road Traffic (Miscellaneous) Regulations 2014

Road Traffic (Miscellaneous) Regulations 2014				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 6(2)	Participate in consultation with respect to an event management plan	CEO, MCA, MC, TLCS, GMCC, BLTIT, TE, GMNBE	Must consult with applicant in preparation of event management plan or temporary road closure	council
regulation 7(3)	Participate in consultation with respect to an order to close a road	Duty		council
regulation 8	Provide information supplied by the Minister for the inspection of the public at the office of the council until the event causing a road closure has occurred	Duty		council
regulation 66	Designate an area for parking	CEO, MCA, BLTIT, GMNBE, TPO		council

Instrument of Delegation under the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014

Road Traffic (Road Rules- Ancillary and Miscellaneous Provisions) Regulations 2014				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 17(2)	Determine for the purposes of rule 185 of the Australian Road Rules: (a) the class of permits required for vehicles to stop in the permit zone; (b) the persons entitled to such permits; (c) any fees to be paid for such permits; (d) the conditions to which the permits will be subject (which may include conditions as to the period for which such permits remain in force and conditions as to the display of permits in vehicles)	CEO, MCA, MC, GMCC, BLTIT, TE, GMNBE	Manager City Assets, Manager Compliance, Business Lead Traffic and Integrated Transport, Traffic Engineer - Cannot set fees under Reg 17 (2) (c)	council
regulation 17(2)	Vary a determination under regulation 17(2)	CEO, MCA, MC, GMCC,	Manager City Assets, Manager Compliance, Business Lead Traffic and Integrated	council

Road Traffic (Road Rules- Ancillary and Miscellaneous Provisions) Regulations 2014				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
		BLTIT, TE, GMNBE	Transport, Traffic Engineer - Cannot set fees under Reg 17 (2) (c)	
regulation 17(3)	Issue for the purposes of rule 185 of the Australian Road Rules permits in respect of the permit zone to persons entitled to them	CEO, MC, TLCS, GMCC, SCSAO, CSAO, GMNBE		council
regulation 17(3)	Determine conditions to apply to permits issued under regulation 17(3)	CEO, MC, GMCC, GMNBE		council
regulation 22(2)	Determine for the purpose of rule 207(2) of the Australian Road Rules the fees payable for parking in the length of road or the area by (a) operation of parking ticket-vending machines or parking meters installed or to be installed in or near the length of road or area; or (b) the use of an electronic device or an electronic method of payment determined by the council that is	COUNCIL		council

Road Traffic (Road Rules- Ancillary and Miscellaneous Provisions) Regulations 2014				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	indicated on or with the sign or a meter, ticket or ticket vending machine			
regulation 22(2)	Vary a fee determined under regulation 22(2)	COUNCIL		council
regulation 22(2)(b)	Determine the electronic method of payment	COUNCIL		council

Instrument of Delegation under the Roads (Opening and Closing) Act 1991

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 4	Make a road process order	COUNCIL		relevant authority
section 5	Commence a road process in relation to a road or a proposed road	COUNCIL		council
section 9(1)	Cause to be prepared: (a) a preliminary plan of the land subject to the proposed road process in a form approved by the Surveyor-General; and (b) a statement in a form approved by the Surveyor-General containing the names and addresses of those persons affected who can be identified by reasonable enquiry and such information in relation to the land subject to the proposed road process as is required by the Surveyor-General	Duty		council
section 9(2)	Deposit a copy of the preliminary plan and statement at the Adelaide office of the Surveyor-General with the prescribed fee	Duty		council

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 10(1)(a)	Give public notice in accordance with the regulations of the proposed road process	Duty		relevant authority
section 10(1)(b)	Serve notice of the proposed road process on each person affected who can be identified by reasonable enquiry	Duty		relevant authority
section 10(2)	Deposit a copy of the notice at the Adelaide office of the Surveyor-General	Duty		relevant authority
section 11(a)(ii)	Lodge a caveat with the Registrar-General forbidding any dealing with the land without the consent of the council	CEO, GMNBE		council
section 11(b)(iii)	Lodge a copy of the notice of the proposed road opening at the General Registry Office	CEO, GMNBE		council
section 11(b)(iii)	Serve a notice on any person requiring the person to deliver up to the Registrar-General any instrument evidencing the person's interest in the land	CEO, GMNBE		council

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 12(1)	Make agreements for exchange or transfer in relation to land subject to a proposed road closure with the owners of land adjoining that land	COUNCIL		council
section 12(3)(a)	Endeavour to secure an agreement for exchange with a person who owns adjoining land and land subject to a proposed road opening	Duty		council
section 12(3)(b)	Invite offers from the owners of land adjoining the land subject to the proposed road closure	Duty		council
section 13(3)	Receiving an objection or application in respect of a proposed road process	Duty		relevant authority
section 14(1)	Notify a person who has made an objection or application in relation to a proposed road process of the time and place at which the relevant authority will meet to consider all such objections and applications	Duty		relevant authority
section 15(1)	Determine whether or not to make a road process order	Duty		relevant authority

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 15(3)	Give notice of a decision that no road process order is to be made to the Surveyor-General, any person who made an objection or application in relation to the proposed road process pursuant to Division 1, Part 3 and, in the case of a proposed road opening, to any person who has an interest in land over which a road was proposed to be opened	Duty		relevant authority
section 17	Make one or more of the orders listed in section 17 as part of a road process order dealing with land the subject of a road closure	Duty		relevant authority
section 18(1)	Make an order as part of a road process order for the granting of an easement over land subject to the road closure	CEO		relevant authority
section 19(a)	Give notice of the making of a road process order to any person who made an objection or application in relation to the proposed road process pursuant to Division 1, Part 3	Duty		relevant authority
section 19(b)(i)	Give notice of the making of a road process order to any person who has an interest in land over which a road will be opened	Duty		relevant authority

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 19(b)(i)	Give notice of the making of a road process order to any person who has an interest in land over which a road was proposed to be opened, but which does not form part of the land over which the road will be opened, advising of the discontinuance of the road process in respect of that land	Duty		relevant authority
section 19(c)	Deliver to the Adelaide Office of the Surveyor-General a copy of the minutes of all meetings held by the authority in relation to the proposed road process certified by the chief executive officer of the council	Duty		relevant authority
section 20(1)	Deposit at the Adelaide Office of the Surveyor-General prescribed documents after making a road process order and any fee prescribed by regulation	Duty		council
section 20(3)	Give notice of the lapsing of a road process to any person who made an objection of application in relation to the proposed road process pursuant to Division 1, Part 3 and any person who has an interest in the land over which the road was proposed to be opened	Duty		council

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 22(1)	Request that the Surveyor-General amend a road process order to correct an error or deficiency prior to confirmation of the order by the Minister	CEO		relevant authority
section 22(1)	Participate in consultation with the Surveyor-General regarding the amendment of a road process order to correct an error or deficiency prior to confirmation of the order by the Minister	Duty		relevant authority
section 22(2)(a)	Receive notice of an amendment of a road process order from the Surveyor-General	Duty		relevant authority
section 22(2)(b)	Give notice of an amendment of a road process order to any person who was required to be given notice of the road process order under sections 19(a) or 19(b) and, if the road authority is not the council, the council	Duty		relevant authority
section 22(2)(b)	Receive notice from the relevant authority of an amendment of a road process order	Duty		council
section 24(2)(b)	Give notice of a decision by the Minister to decline to confirm a road process order to any person who made an objection of application in	Duty		council

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	relation to the proposed road process pursuant to Division 1, Part 3 and any person who has an interest in the land over which the road was proposed to be opened			
section 31(1)(a)	Serve notice of the road process order on each person who had an interest in the land immediately before it vested in the council by virtue of the road opening and append to the notice an offer in writing stating the total amount of compensation that the council proposes to pay to the person and dividing that amount so far as practicable into separate components	Duty		council
section 31(1)(b)	Assess and pay compensation in respect of a road opened over land not owned by the council as prescribed	COUNCIL		council
section 32(3)	Assess and pay compensation in respect of a road opened over land not owned by the council as prescribed	COUNCIL		council
section 33(1)	Acquire additional land adjoining or near the land to which the proposed road opening relates with the approval of the Minister	COUNCIL		council

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 33(4)	Sell or otherwise deal with additional land acquired under section 33	COUNCIL		council
section 33(4)	Apply the proceeds from the sale of additional land to defraying expenses incurred by the council in connection with the road opening	COUNCIL		council
section 33(5)	Comply with conditions imposed by the Minister on the manner in which additional land may be dealt with by the council	CEO		council
section 34(1)(b)	Receive a notice of a proposal to close a road from the Surveyor-General	CEO		council
section 34(2)	Make a representation to the Surveyor-General regarding the proposed road closure	CEO		council
section 34B(2)(a)(i)	Receive notice of a proposal to open or close a road in an environmental impact statement	CEO		council

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 34B(2)(c)	Make written submissions on the proposal to open or close a road	CEO		council
section 34G(1)	Apply to the Minister to make a road wider, narrower, longer or shorter pursuant to section 6B of the Roads (Opening and Closing) Act	CEO, GMNBE		Adelaide City Council or council adjoining the City of Adelaide
section 34G(4)(a)	Give public notice of the proposal, in accordance with the regulations, if the Minister determines that the application under section 34G(1) should be considered	Duty		Adelaide City Council or council adjoining the City of Adelaide
section 34G(4)(b)	Give notice of the proposal to any State authority or council specified by the Minister	Duty		Adelaide City Council or council adjoining the City of Adelaide
section 34G(4)(c)	Give notice of the proposal to the Adelaide Park Lands Authority	Duty		Adelaide City Council or council adjoining the City of Adelaide

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 34G(6)	Forward to the Surveyor-General any representation in relation to the proposal made to the council within the period under section 34G(5) and any response that the council wishes to make in relation to those representations	Duty		Adelaide City Council or council adjoining the City of Adelaide
section 34G(9)	Consult with the Surveyor-General regarding survey plans and other documents to be prepared as required by the Registrar-General	CEO, GMNBE		Adelaide City Council or council adjoining the City of Adelaide
section 34G(9)	Submit survey plans and other documents as required by the Registrar-General to the Minister	CEO, GMNBE		Adelaide City Council or council adjoining the City of Adelaide
section 34G(14)	Provide any documentation required by the Registrar-General to the Registrar-General	CEO, GMNBE		Adelaide City Council or council adjoining the City of Adelaide
section 35(2)	Reserve any question of law for the consideration of the Supreme Court, prior to making any road process order	COUNCIL		relevant authority

Roads (Opening and Closing) Act 1991				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 36(2)(a)	Repay any amount paid to the council in pursuance of an agreement for exchange or transfer which is avoided by virtue of the operation of section 12(4)	COUNCIL		council
section 39	Fence along its boundaries a road as altered or diverted by the council with a substantial fence of the same nature as the fence previously in the boundary of the road and abutting the land	Duty		council

Instrument of Delegation under the Safe Drinking Water Act 2011

Safe Drinking Water Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 7(1)	Notify the Minister if the council ceases to be engaged in the supply of drinking water	Delegation Not Required		drinking water provider
section 8(3)	Apply to the Minister for a variation in a condition on the council's registration as a drinking water provider	Delegation Not Required		drinking water provider
section 8(5)	Comply with a condition on the council's registration as a drinking water provider	Delegation Not Required		drinking water provider
section 9(3)	Receive notice from the Minister proposing the suspension of the council's registration as a drinking water provider	Delegation Not Required		drinking water provider
section 9(5)	Lodge a written objection with the Minister regarding a proposed suspension of the council's registration as a drinking water provider	Delegation Not Required		drinking water provider

Safe Drinking Water Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 9(6)	Make submissions to the Minister regarding a proposed suspension of the council's registration as a drinking water provider	Delegation Not Required		drinking water provider
section 9(10)	Apply to the Minister for the cancellation of a suspension to the council's registration as a drinking water provider	Delegation Not Required		drinking water provider
section 10(1)	Seek a review by the South Australian Civil and Administrative Tribunal under section 34 of the South Australian Civil and Administrative Tribunal Act 2013 of: a condition imposed by the Minister in relation to a registration under Part 2 of the Act; a variation of a condition of registration made by the Minister on the Minister's own initiative; a decision of the Minister to refuse to grant an application to vary a condition of registration; a decision of the Minister to suspend a registration under Part 2.	Delegation Not Required		drinking water provider
section 11(3)	Receive a notice of registration of a drinking water provider from the Minister	CEO		council

Safe Drinking Water Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 12(1)(a)	Prepare a risk management plan in relation to the supply of drinking water	Delegation Not Required		drinking water provider
section 12(1)(b)	Keep the risk management plan in relation to the supply of drinking water under continuous review	Delegation Not Required		drinking water provider
section 12(1)(c)	Revise the risk management plan	Delegation Not Required		drinking water provider
section 12(3)	Adopt a standard risk management plan published for the purposes of section 12	Delegation Not Required		drinking water provider
section 14(2)	Furnish a copy of its monitoring program and incident identification and notification protocol to the Minister	Delegation Not Required		drinking water provider
section 14(3)(b)	Participate in consultation with the Minister in regard to proposed alterations to the program or protocol	Delegation Not Required		drinking water provider

Safe Drinking Water Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 14(4)	Seek a review by the South Australian Civil and Administrative Tribunal under section 34 of the South Australian Civil and Administrative Tribunal Act 2013 of proposed alterations to the program or protocol	Delegation Not Required		drinking water provider
section 14(7)	Implement the council's risk management plan	Delegation Not Required		drinking water provider
section 20(4)	Ensure that an audit or inspection is carried out by an approved auditor or approved inspector in accordance with a determination of the Chief Executive of the State government department administering the Act	Delegation Not Required		drinking water provider
section 22(6)	Receive a copy of a report provided to the Chief Executive of the State government department administering the Act under section 20(1) or 20(4)	Delegation Not Required		drinking water provider
section 23(1)	Comply with a reasonable request or requirement of an auditor or inspector in or in connection with an audit or inspection under Division 2, Part 4	Delegation Not Required		drinking water provider
section 25(1)	Ensure drinking water supplied by the council is collected and tested in accordance with prescribed requirements	Delegation Not Required		drinking water provider

Safe Drinking Water Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 27(1)	Make available to the public the results of any monitoring program that the drinking water provider conducts on drinking water for the purpose of the council's risk management plan	Delegation Not Required		drinking water provider
section 34(1)	Appoint a person with appropriate qualification or experience to be an authorised officer	CEO		enforcement agency
section 34(2)	Prepare and maintain a list of authorised officers	CEO		enforcement agency
section 35(1)	Provide each authorised officer with a certificate of authority	CEO		enforcement agency
section 35(2)	Determine limits on the powers of an authorised officer	CEO		enforcement agency
section 35(4)	Receive a surrendered certificate of authority	CEO		enforcement agency

Safe Drinking Water Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 37(2)	Approve the removal or interference with a thing subject to a seizure order under section 37	CEO		enforcement agency
section 37(3)(a)	Hold a thing subject to a seizure order pending proceedings	CEO		enforcement agency
section 37(3)(a)(i)	Authorise the release of a thing subject to a seizure order ending proceedings subject to conditions which the council thinks fit	CEO		enforcement agency
section 37(3)(a)(ii)	Order that a thing subject to a seizure order be forfeited to the council	CEO		enforcement agency
section 37(3)(b)(i)	Receive a thing forfeited to the council by court order	CEO		enforcement agency
section 37(3)(d)	Dispose of a thing forfeited to the council under section 37	CEO		enforcement agency

Safe Drinking Water Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 38(1)	Issue a notice to secure compliance with a requirement imposed by or under the Act or to avert, eliminate or minimise a risk, or a perceived risk, to the public in relation to drinking water	CEO		enforcement agency
section 38(5)	Issue a notice confirming an emergency notice issued by an authorised officer	CEO		enforcement agency
section 38(6)	Vary or revoke a notice to secure issued under section 38	CEO		enforcement agency
section 39(1)	Take action required by a notice issued under Division 3, Part 7 which has not been undertaken	CEO		enforcement agency
section 39(2)	Authorise a person to take action under section 39(1) on behalf of the council	CEO		enforcement agency
section 39(3)	Enter relevant land in order to take action under section 39	CEO		enforcement agency

Safe Drinking Water Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 39(4)	Recover the reasonable costs and expenses in taking action under section 39	CEO		enforcement agency
section 39(5)	Fix a period from the date of a notice issued under section 39 within which an amount under section 39(4) must be paid	CEO		enforcement agency
section 40(5)	Recover the reasonable costs and expenses incurred by an authorised officer taking action under section 40	CEO		enforcement agency
section 41(1)	Require a person to furnish information relating to the quality or supply of drinking water or any other matter associated with the administration or operation of the Act	CEO		enforcement agency
section 42(3)	Act as a party in proceedings under section 42	CEO		enforcement agency
section 52(1)	Furnish a report to the Minister on or by 30 September on the activities of the council under the Act during the financial year ending on the preceding 30 June	CEO		enforcement agency

Instrument of Delegation under the Safe Drinking Water Regulations 2012

Safe Drinking Water Regulations 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 4	Observe the Australian Drinking Water Guidelines 2011 prepared by the National Health and Medical Research Council and the Natural Resources Management Ministerial Council in relation to the quality and supply of drinking water	Delegation Not Required		drinking water provider
regulation 9(5)	Keep copies of each risk management plan prepared or adopted by the council and all documents generated in the implementation of the risk management plan	Delegation Not Required		drinking water provider
regulation 15(2)	Determine the fee payable for an authorised officer appointed by the council carrying out an inspection of any premises or vehicle reasonably required in connection with the administration or enforcement of the Safe Drinking Water Act	COUNCIL		enforcement agency

Instrument of Delegation under the South Australian Public Health Act 2011

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 18(2)	Provide a report as required by the Minister on any matter relevant to the administration or operation of the Act	CEO, GMCC		designated authority
section 22(2)	Respond to a request from the Chief Public Health Officer under section 22(1)	CEO, GMCC		public authority
section 36	Enter an arrangement with the South Australian Public Health Council for the use of the staff, equipment or facilities of the council	CEO, GMCC		public authority
section 37(2)(a)	Take action to preserve, protect and promote public health in the council area	Duty		local public health authority
section 37(2)(b)	Cooperate with other authorities involved in the administration of the Act	Duty		local public health authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 37(2)(c)	Ensure that adequate sanitation measures are in place in the council area	Duty		local public health authority
section 37(2)(d)	Implement adequate measures in the council area (insofar as reasonably practicable) to ensure that activities do not adversely affect public health	Duty		local public health authority
section 37(2)(e)	Identify risks to public health within the council area	Duty		local public health authority
section 37(2)(f)	Take remedial action to reduce or eliminate adverse impacts or risks to public health	Duty		local public health authority
section 37(2)(g)	Assess activities and development, or proposed activities or development, within the council area in order to determine and respond to public health impacts (or potential public health impacts)	Duty		local public health authority
section 37(2)(h)	Provide, or support the provision of, educational information about public health and to provide or support activities within the council area to preserve, protect or promote public health	Duty		local public health authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 38(1)	Provide, or support the provision of, immunisation programs within the council area	Duty		local public health authority
section 39(1)	Act in conjunction or partnership with, or cooperate or coordinate the council's activities, with one or more other councils	CEO, GMCC		local public health authority
section 39(3)	Furnish a written report to the Chief Public Health Officer responding to a request from the Chief Public Health Officer to cooperate with one or more other councils	Duty		local public health authority
section 40(2)	Participate in consultation with the Chief Public Health Officer regarding the Chief Public Health officer exercising powers of the council under the Act	CEO, GMCC		local public health authority
section 41(1)	Participate in consultation with the Minister regarding the Minister's opinion that the council has failed to perform a function under the Act	CEO		local public health authority
section 41(6)(a)(ii)	Make submissions to the Minister regarding the proposed withdrawal of council powers under the Act	CEO		local public health authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 42(1)	Request that a function of the council under the Act be performed by the Chief Public Health Officer	CEO		local public health authority
section 42(10)	Enter into an agreement with the Chief Public Health Officer	CEO		local public health authority
section 42(11)	Request that a notice issued by the Minister under section 42(4) vesting a council function in the Chief Public Health Officer be varied or revoked	CEO		local public health authority
section 42(11)	Participate in consultation the Minister regarding the proposed variation or revocation of the vesting of a council function in the Chief Public Health Officer	CEO		local public health authority
section 44(1)	Appoint a suitably qualified person as a local authorised officer	CEO		local public health authority
section 44(2)	Impose conditions on the appointment of a local authorised officer	CEO		local public health authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 44(4)	Issue directions to a local authorised officer	CEO		local public health authority
section 44(6)	Vary or revoke the appointment of a local authorised officer	CEO		local public health authority
section 44(7)	Notify the Chief Public Health Officer of an appointment or the revocation of an appointment of a local authorised officer	CEO		local public health authority
section 46(1)	Issue an identity card of a local authorised officer	CEO		local public health authority
section 49(1)	Require a person to furnish information relating to public health as may be reasonably required for the purposes of the Act	CEO, MC, TLEH, GMCC, EHO		local public health authority
section 51(1)	Prepare and maintain a regional public health plan	CEO		local public health authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 51(10)	Amend a regional public health plan	CEO		local public health authority
section 51(11)(a)	Prepare a draft regional public health plan	CEO		local public health authority
section 51(11)(b)(i)	Provide a copy of a draft regional public health plan to the Minister, any incorporated hospital established under the Health Care Act 2008 that operates a facility within the region, any relevant public health partner authority and any other prescribed body or group	CEO		local public health authority
section 51(11)(b)(ii)	Consult with the public in regard to a draft regional public health plan	CEO		local public health authority
section 51(12)	Participate in consultation with the Minister, or any other person or body specified by the Minister, before releasing a draft regional health plan under section 51(12)	CEO		local public health authority
section 51(13)	Submit a regional public health plan to the Chief Public Health Officer for consultation before bringing the plan into operation	CEO		local public health authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 51(15)	Take into account any comments of the Chief Public Health Officer, South Australian Public Health Council and any other body determined by the Chief Public Health Officer	CEO		local public health authority
section 51(16)	Adopt a regional public health plan either with or without amendment	CEO		local public health authority
section 51(17)	Incorporate a regional public health plan into the councils strategic management plan under the Local Government Act 1999	CEO		local public health authority
section 51(19)	Review a regional public health plan at least every 5 years	CEO		local public health authority
section 52(1)	Prepare a report to the Chief Public Health Officer that contains a comprehensive assessment of the extent to which the council has in the reporting period succeeded in implementing its regional public health plan	CEO		local public health authority
section 64(3)	Receive a report from the Chief Public Health Officer regarding a suspected death from a notifiable condition in the council area	CEO		local public health authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 65(a)	Receive a report from the State government department responsible for the administration of the Act on the occurrence or incidence of notifiable conditions in the council area and any problems or issues caused by or arising on account of such diseases of medical conditions in the council area	CEO		local public health authority
section 65(b)	Receive information from the State government department responsible for the administration of the Act on the occurrence or incidence of notifiable conditions in the council area that constitutes, or may constitute, a threat to public health	CEO		local public health authority
section 66(6)	Recover costs and expenses reasonably incurred in an authorised officer taking action in accordance with a direction or requirement issued under section 66(1) which has not been complied with by the person subject to the direction or requirement	CEO, MC, TLEH, GMCC		local public health authority
section 66(9)	Take action reasonably open to the council to prevent the spread of a disease constituting a notifiable condition	Duty		local public health authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 92(1)	Issue a notice for the purpose of securing compliance with the Act or averting, eliminating or minimising a risk, or a perceived risk, to public health	CEO, MC, TLEH, GMCC		relevant authority
section 92(2)(b)	Give a preliminary notice to a person to whom it is proposed that a notice under section 91(1) will be given	CEO, MC, TLEH, GMCC, EHO		relevant authority
section 92(8)	Confirm an emergency notice given by an authorised officer under section 92(6)	CEO, MC, TLEH, GMCC		relevant authority
section 92(9)	Vary or revoke a notice issued by the council under section 92	CEO, MC, TLEH, GMCC, EHO		relevant authority
section 93(1)	Take action required by a notice issued under Part 12 if the requirements of the notice have not been fulfilled	CEO, MC, GMCC		relevant authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 93(2)	Authorise a person to take action on behalf of the council under section 93(1)	CEO, MC, TLEH, GMCC		relevant authority
section 93(3)	Enter any relevant premises at any reasonable time to take action under section 93	CEO, MC, TLEH, GMCC, EHO		relevant authority
section 93(4)	Recover the reasonable costs and expenses incurred by the council in taking action under section 93 from the person who failed to comply with the requirements of the notice	CEO, MC, GMCC		relevant authority
section 93(5)	Fix a period from the date of a notice issued under section 93 within which an amount under section 93(4) must be paid	CEO, MC, GMCC		relevant authority
section 94(5)(b)	Recover the reasonable costs and expenses of a local authorised officer taking action under section 94 from any person who caused the risk to which the action relates	CEO, GMC, GMCC	General Manager Communities - Only during a declared emergency event	local public health authority

South Australian Public Health Act 2011				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 96(5)	Apply to the South Australian Civil and Administrative tribunal under section 34 of the South Australian Civil and Administrative Tribunal Act 2013 for a review of the outcome of review proceedings by the Review panel under section 95	CEO, GMCC		local public health authority
section 96(5)	Participate as a party to proceedings under section 96	CEO, GMCC		relevant authority

Instrument of Delegation under the South Australia Public Health (General) Regulations 2013

South Australia Public Health (General) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 5B(2)	Deliver a notice to the Registrar-General setting out the amount recoverable under section 93 of the South Australian Public Health Act, setting out the land in relation to which the relevant action was taken and requesting the registrar-General to make a notation under regulation 5B in relation to the relevant land	CEO		local public health authority
regulation 5B(7)	Recover an amount under section 93 of the South Australian Public Health Act as if it were a rate constituting a charge on land under section 144(2) of the Local Government Act	CEO		local public health authority
regulation 8(1)	Operate and maintain a public pool in accordance with regulation 8(1)	Delegation Not Required		public pool/spa pool operator

South Australia Public Health (General) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 8(2)	Take prescribed steps to monitor compliance with regulation 8(1)	Delegation Not Required		public pool/spa pool operator
regulation 8(3)	Maintain records made under regulation 8(2)	Delegation Not Required		public pool/spa pool operator
regulation 8(4)	Close public pool if filtration system ceases to operate or a reading taken under regulation 9 indicates that the total chlorine concentration in the water exceeds 10mg/L	Delegation Not Required		public pool/spa pool operator
regulation 9(1)	Operate and maintain a public spa pool in accordance with regulation 9(1)	Delegation Not Required		public pool/spa pool operator
regulation 9(2)	Take prescribed steps to monitor compliance with regulation 9(1)	Delegation Not Required		public pool/spa pool operator

South Australia Public Health (General) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 9(3)	Maintain records made under regulation 9(2)	Delegation Not Required		public pool/spa pool operator
regulation 9(4)	Close public spa pool if filtration system ceases to operate or a reading taken under regulation 9 indicates that the total chlorine concentration in the water exceeds 10mg/L	Delegation Not Required		public pool/spa pool operator
regulation 11A(1)	Refund, reduce or remit payment of a prescribed fee	CEO		relevant authority under South Australian Public Health (Legionella) Regulations 2013 or South Australian Public Health (Wastewater) Regulations 2013
regulation 11A(2)	Recover a prescribed fee as a debt in a court of competent jurisdiction	CEO		relevant authority under South Australian Public Health (Legionella) Regulations 2013 or South Australian Public Health (Wastewater) Regulations 2013

Instrument of Delegation under the South Australia Public Health (Legionella) Regulations 2013

South Australia Public Health (Legionella) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 5(3)	Approve the manner and form for applying to register a high risk manufactured water system	Duty		relevant authority
regulation 5(3)	Receive fee for registration of a high risk manufactured water system	Duty		relevant authority
regulation 5(3)	Register a high risk manufactured water system	Duty		relevant authority
regulation 5(6)	Approve the manner and form for applying to renew the registration of a high risk manufactured water system	Duty		relevant authority
regulation 5(6)	Receive fee for renewal of registration of a high risk manufactured water system	Duty		relevant authority

South Australia Public Health (Legionella) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 5(6)	Register a renewal of the registration of a high risk manufactured water system	Duty		relevant authority
regulation 6(1)	Keep a register of high risk manufactured water system	Duty		relevant authority
regulation 6(2)	Determine manner and form of keeping a register of high risk manufactured water system	CEO, MC, TLEH, GMCC, EHO		relevant authority
regulation 6(4)	Receive notice of a change in particulars from the owner of premises on which a high risk manufactured water systems registered with the council	CEO, MC, TLEH, GMCC, EHO		relevant authority
regulation 6(5)	Receive notice of the permanent decommissioning or removal of a high risk manufactured water systems registered with the council	CEO, MC, TLEH, GMCC, EHO		relevant authority

South Australia Public Health (Legionella) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 15(1)(a)	Cause an inspection of a high risk manufactured water systems registered with the council	CEO, MC, TLEH, GMCC, EHO		relevant authority
regulation 15(1)(b)	Arrange for a NATA accredited laboratory to conduct microbiological testing of water taken from each cooling water and each warm water system	CEO, MC, TLEH, GMCC, EHO		relevant authority
regulation 15(2)(a)	Notify the owner of premises on which a high risk manufactured water systems registered with the council of inspection and microbiological testing requirements	CEO, MC, TLEH, GMCC		relevant authority
regulation 15(2)(b)	Receive reports from the owner of premises on which a high risk manufactured water systems registered with the council in regard to inspection of the system and microbiological testing	CEO, MC, TLEH, GMCC, EHO		relevant authority
regulation 16(1)	Notify the owner of premises with a high risk manufactured water system of microbiological testing requirements	CEO, MC, TLEH, GMCC, EHO		relevant authority

South Australia Public Health (Legionella) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 16(1)(d)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding microbiological testing	CEO, MC, TLEH, GMCC, EHO		relevant authority
regulation 17(1)(b)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding detection of Legionella	CEO, MC, TLEH, GMCC, EHO		relevant authority
regulation 17(2)(b)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding detection of Legionella	CEO, MC, TLEH, GMCC, EHO		relevant authority
regulation 17(3)	Forward a report regarding detection of Legionella under regulation 17 to the Department of Health and Wellbeing	CEO, MC, TLEH, GMCC, EHO		relevant authority
regulation 21(3)	Notify a person liable to pay a fee of a period in which the fee must be paid	CEO, MC, TLEH, GMCC, EHO		relevant authority

Instrument of Delegation under the South Australia Public Health (Wastewater) Regulations 2013

South Australia Public Health (Wastewater) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 6(1)(b)	Agree to act as a relevant authority in respect of a wastewater systems or wastewater works being undertaken by another council or a person in conjunction with another council	CEO		council
regulation 8(1)	Give notice to the owners of land in the area affected by the proposed establishment of a community wastewater management system by the council	CEO		council
regulation 8(2)	Consider any submissions received regarding the proposed establishment of a community wastewater management system by the council	CEO		council
regulation 8(3)	Obtain a wastewater works approval from the Minister	CEO		council

South Australia Public Health (Wastewater) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 9(1)	Require the operator of an on-site wastewater system to connect the system to a community wastewater management system and submit an application for the connection to the relevant authority	CEO		council
regulation 9(1)(b)	Receive an application for connection of an on-site wastewater system to a community wastewater management system	CEO		relevant authority
regulation 9(4)	Grant approval for wastewater works for the connection of an on-site wastewater system to a community wastewater management system	CEO		relevant authority
regulation 9(6)	Cause the requirements of an approval under regulation 9 for wastewater works to be carried out	CEO		relevant authority
regulation 9(7)	Recover the costs and expenses reasonably incurred in exercising power under regulation 9(6) and the application fee which would have been payable	CEO		relevant authority
regulation 10(1)	Determine application for an exemption from regulation 9	CEO		council

South Australia Public Health (Wastewater) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 10(3)	Impose conditions on an exemption from regulation 9	CEO		council
regulation 10(4)	Vary or revoke an exemption granted under regulation 10(3)	CEO		council
regulation 11(1)	Ensure that the requirements of regulation 11(1) are met	Delegation Not Required		CWMS operator
regulation 11(2)	Receive a certificate indicating that wastewater works have been undertaken in accordance with the wastewater works approval and detailed drawings as prescribed	CEO		relevant authority
regulation 12(1)	Ensure that the wastewater system is operated, maintained and serviced in accordance with the conditions of any wastewater works approval and any prescribed code	Delegation Not Required		CWMS operator
regulation 13(1)	Ensure that wastewater from the wastewater system is not reused or disposed of to land unless authorised by conditions of the wastewater works approval	Delegation Not Required		CWMS operator

South Australia Public Health (Wastewater) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 15(1)	Receive an application for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	CEO		relevant authority
regulation 15(1)	Apply for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	Delegation Not Required		CWMS operator
regulation 15(3)	Determine conditions to apply to an exemption from a prescribed code	CEO		relevant authority
regulation 15(5)	Vary or revoke an exemption from a prescribed code	CEO		relevant authority
regulation 23(1)	Receive an application for a wastewater works approval	CEO		relevant authority
regulation 23(2)	Request applicant for a wastewater works approval to provide further technical specifications, information or documents	CEO		relevant authority

South Australia Public Health (Wastewater) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 23(1)	Apply for a wastewater works approval	Delegation Not Required		CWMS operator
regulation 23(2)	Provide further technical specifications, information or documents requested by the relevant authority	Delegation Not Required		CWMS operator
regulation 24(1)	Refuse to grant a wastewater approval	CEO		relevant authority
regulation 24(2)	Provide SA Water with a reasonable opportunity to comment on an application for a wastewater works approval involving the connection of a community wastewater management system to SA Water sewerage infrastructure	CEO		relevant authority
regulation 25(1)	Specify conditions applying to a wastewater works approval	CEO		relevant authority
regulation 25(1)	Comply with conditions applying to a wastewater works approval	Delegation Not Required		CWMS operator

South Australia Public Health (Wastewater) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 25(4)	Provide a copy of a code referred to in a condition of approval for inspection and the council's office	CEO		relevant authority
regulation 25(6)	Vary or revoke a condition of a wastewater approval	CEO		relevant authority
regulation 25(6)	Apply for a variation or revocation of a condition of a wastewater approval	Delegation Not Required		CWMS operator
regulation 25(7)	Vary or revoke a condition of a wastewater approval or impose a further condition	CEO		relevant authority
regulation 25(7)	Consent to the variation or revocation of a condition of a wastewater approval or the imposition of a further condition	Delegation Not Required		CWMS operator
regulation 26(2)	Postpone the expiry of a wastewater approval	CEO		relevant authority

South Australia Public Health (Wastewater) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 27(1)	Keep a register of wastewater approvals	Duty		relevant authority
regulation 27(5)	Enable the inspection of the register of wastewater works approvals at the council's offices and the provision of extracts of the register by electronic means	CEO		relevant authority
regulation 29(1)	Notify the operator of a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health to provide a report from an independent wastewater engineer	CEO		council
regulation 29(1)	Provide a report from an independent wastewater engineer to the Minister or relevant authority as requested under regulation 29(1)	Delegation Not Required		CWMS operator
regulation 29(3)	Obtain a report from an independent wastewater engineer regarding a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health	CEO		council

South Australia Public Health (Wastewater) Regulations 2013				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 29(3)	Recover the costs and expenses reasonably incurred in obtaining a report from an independent wastewater engineer	CEO		council

Instrument of Delegation under the State Records Act 1997

State Records Act 1997				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 13	Maintain official records in the council's custody in good order and condition	Duty		agency
section 15(2)	Afford the manager of State records reasonable cooperation and assistance in conducting surveys of the official records and record management practices of agencies	Duty		agency
section 18(1)	Deliver records voluntarily into the custody of State Records	CEO, GMCC, MIS		agency
section 19(1)	Deliver records into the custody of State Records on the earlier of the council ceasing to require access to the record for current administrative purposes or during the year occurring 15 years after the creation of the record	Duty		agency
section 19(3)(c)	Participate in consultation with the Manager of State Records in regard to the postponement of delivery of records into the custody of State Records on the	CEO, GMCC, MIS		agency

State Records Act 1997				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	basis that the records are required for the administrative purpose of the council or should be retained by the council for another special reason			
section 19(5)(a)	Apply to the Manager of State Records for the variation or revocation of an exemption granted under section 19(4)	CEO, GMCC, MIS		agency
section 20(1)	Advise the Manager of State Records of any restriction on the disclosure of contents of a record delivered into the custody of State Records	Duty		agency
section 22(2)	Determine conditions reasonably required in regard to an arrangement under section 22(1)	CEO, GMCC, MIS		agency
section 23(1)	Dispose of official records in accordance with a determination of the Manager of State Records	CEO, GMCC, MIS		agency
section 23(2)	Request the Manager of State Records to make a determination as to the disposal of official records	CEO, GMCC, MIS		agency
section 23(4)	Apply to the Minister to determine a dispute as to a determination under section 23	CEO, GMCC, MIS		agency

State Records Act 1997				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 24(3)	Consent to the disposal of a record under section 24(1)	CEO, GMCC, MIS, GMNBE		agency
section 25(3)	Apply to the Minister to determine a dispute as to access under section 24	CEO, GMCC, MIS		agency
section 26(1)	Determine in consultation with the Manager of State Records that access to a record delivered by the council into the custody of State Records is not subject to any restrictions other than those determined by the Manager	CEO, GMCC, MIS		agency
section 26(2)	Determine in consultation with the Manager of State Records conditions excluding or restricting access to the record delivered by the council into the custody of State Records	CEO, GMCC, MIS		agency

Instrument of Delegation under the Strata Titles Act 1988

Strata Titles Act 1988				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 12(2)(c)	Consent to an amendment of a deposited strata plan	CEO		council (as holder of a statutory encumbrance)
section 12(3a)(d)(i)	Consent to an encroachment over public land	CEO		council
section 12A(b)	Issue a certificate certifying compliance with the requirements of the Act under which the encumbrance was entered into, or is in force, as to the variation or termination of the statutory encumbrance	CEO		council (as holder of a statutory encumbrance)
section 28(1)(c)	Specify work to be carried out by a unit holder	CEO		council

Instrument of Delegation under the Supported Residential Facilities Act 1992

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 9(1)(a)	Administer and enforce the Supported Residential Facilities Act in the council area	Duty		council
section 9(1)(b)	Licence supported residential facilities situated in the council area	Duty		council
section 9(1)(c)	Undertake other functions assigned to the council by the Supported Residential Facilities Act	Duty		council
section 9(1)(c)	Undertake other functions assigned to the council by the Supported Residential Facilities Act	Duty		council
section 9(2)	Delegate a power or function under the Supported Residential Facilities Act	CEO		council

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 9(5)	Participate in consultation with the Minister regarding a perceived failure of council to discharge duties under the Supported Residential Facilities Act	CEO		council
section 9(8)(a)(ii)	Make submissions to the Minister regarding the vesting of council powers or functions in another person or body	CEO		council
section 9(8)(b)	Undertake a delegation to discuss with the Minister the vesting of council powers or functions in another person or body	CEO		council
section 21(1)	Appoint an authorised officer	CEO		council
section 21(2)	Issue an identity card to an authorised officer	Duty		council
section 21(4)	Revoke the appointment of an authorised officer	CEO		council

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 24(1)	Receive an application from a proprietor of a supported residential facility for a licence	CEO		licensing authority
section 24(3)	Issue a notice to the applicant for a licence requiring further information to determine the application for a licence	CEO, MC, TLEH, GMCC		licensing authority
section 24(5)	Require information provided by an applicant to be verified by statutory declaration	CEO, MC, TLEH, GMCC		licensing authority
section 24(9)	Conditionally approve the issue of a licence	CEO		licensing authority
section 24(9)	Grant a licence	CEO		licensing authority
section 24(10)	Refuse an application for a licence	CEO		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 24(10)	Notify the applicant of a refusal of an application for a licence	Duty		licensing authority
section 25(1)	Determine matters to be taken into account in determining an application for a licence	Duty		licensing authority
section 25(2)	Determine matters to be taken into account in determining whether the applicant is suitable to be granted a licence	Duty		licensing authority
section 25(3)	Determine matters to be taken into account in determining whether the premises are suitable to be used as a supported residential facility	Duty		licensing authority
section 27(3)	Determine to consider a late application for renewal of a licence	CEO		licensing authority
section 27(4)	Notify the applicant of a decision on an application for the renewal of a licence	Duty		licensing authority
section 28	Refuse to renew a licence	CEO		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 29(1)(b)	Impose conditions on a licence	CEO		licensing authority
section 29(3)(b)	Vary or revoke a condition on a licence	CEO		licensing authority
section 30(1)	Receive an application for the transfer of a licence	Duty		licensing authority
section 30(3)	Request further information from an applicant for a transfer of a licence	Duty		licensing authority
section 30(4)	Transfer a licence	Duty		licensing authority
section 30(5)	Receive a surrendered licence	Duty		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 31(1)	Cancel a licence	CEO		licensing authority
section 31(2)(a)	Notify the holder of a licence of a proposed cancellation of the licence	Duty		licensing authority
section 31(2)(b)	Receive submissions from the holder of a licence regarding a proposed cancellation of the licence	Duty		licensing authority
section 31(3)	Impose conditions pending the cancellation of a licence to protect the interests of residents of the facility	CEO		licensing authority
section 31(4)(a)	Appoint an administrator to a facility	CEO, GMCC		licensing authority
section 31(4)(b)	Take steps to secure the proper care of the residents of a facility	CEO		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 31(6)(a)	Determine whether or not the imposition of conditions pending the cancellation of a licence would adequately protect the interests of residents of the facility	CEO		licensing authority
section 31(6)(g)(ii)	Revoke the appointment of an administrator	CEO		licensing authority
section 32(1)	Participate in the review of a decision of the licensing authority by the South Australian Civil and Administrative Tribunal	Duty		licensing authority
section 32(3)	Order that a licence subject to an application to review decision regarding renewal remain in force until the determination of the review	CEO		licensing authority
section 32(4)(a)	Impose conditions on an order given under section 32(3)	CEO		licensing authority
section 32(4)(b)	Vary or revoke an order given under section 32(3)	CEO		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 33(1)	Grant licence	Duty		licensing authority
section 34(1)	Approve a manager of a facility	CEO, GMCC		licensing authority
section 34(2)	Determine a time period after which the proprietor of a facility will be guilty of an offence if no approved person is managing the facility	CEO, GMCC		licensing authority
section 35	Approval of a person to be the licence holder if a licence holder dies	CEO, GMCC		licensing authority
section 37	Receive a copy of the prospectus and any alterations to the prospectus	Duty		licensing authority
section 39(2)(b)	Approve an alternative to the prescribed means of serving a notice of termination of a resident contract by the proprietor of a facility	CEO, GMCC		licensing authority
section 43(1)(a)	Receive an application in regard to disputes between a resident of a supported residential facility and the proprietor	Duty		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 43(1)(b)	Receive an application if a resident of a support residential facility objects to a decision of the proprietor of the facility to terminate his or her residential contract	Duty		licensing authority
section 43(1)(c)	Receive an application if a resident of a support residential facility believes that the proprietor has failed to comply with the terms or their resident contract or a provision of the Support Residential facilities Act or the proprietor has acted in any unauthorised manner	Duty		licensing authority
section 43(2)	Explore avenues of conciliation between the resident and the proprietor	CEO, MC, TLEH, GMCC		licensing authority
section 43(3)(a)	Make recommendations as to the settlement of a dispute between a resident and the proprietor	CEO		licensing authority
section 43(3)(b)	Order the proprietor to vary or reverse a decision or take such actions necessary to remedy the breach or reverse the effect of any act of the proprietor	CEO		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 43(3)(c)	Order the resident to refrain from any future action of a kind specified in the order or take action appropriate in the circumstances of the case	CEO		licensing authority
section 43(3)(d)	Order the resident or proprietor to take action to remedy any default or to correct any unauthorised act	CEO		licensing authority
section 43(3)(e)	Take any action appropriate in the circumstances	CEO		licensing authority
section 43(6)(a)	Require an applicant to furnish further information in relation to the subject matter of the application	CEO, MC, TLEH, GMCC		licensing authority
section 43(6)(b)	Require an applicant to verify any information by statutory declaration	CEO, MC, TLEH, GMCC		licensing authority
section 43(7)	Notify the applicant and respondent of the time and place of any hearing of the application	Duty		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 43(8)	Investigate or determine the subject matter of an application	CEO		licensing authority
section 43(9)	Make an interim order pending final resolution of the matter	CEO, MC, TLEH, GMCC		licensing authority
section 43(10)(a)	Determine the time period (not exceeding 2 months) during which the interim order will operate	CEO		licensing authority
section 43(11)	Vary or revoke an order	CEO		licensing authority
section 43(12)(a)	Specify procedures for the resolution of the dispute	CEO, MC, TLEH, GMCC		licensing authority
section 43(12)(a)	Decline to proceed with an application until reasonable steps have been taken to resolve the dispute pursuant to procedures specified by the licensing authority	CEO, MC, TLEH, GMCC		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 43(12)(b)	Decline to proceed with an application if it would be more appropriate for the proceedings to be taken in a court or tribunal constituted by law	CEO, MC, TLEH, GMCC		licensing authority
section 43(12)(b)	Decline to proceed (or further proceed) with an application if proceedings have been commenced in a court or tribunal constituted by law	CEO, MC, TLEH, GMCC		licensing authority
section 44(1)	Participate in proceedings for a review of a decision or order of the licensing authority by the South Australian Civil and Administrative Tribunal	Duty		licensing authority
section 47(1)	Approve a person to enter any premises that comprise a support residential facility, or any residential-only premises, for the purpose of visiting or attending on any person residing at those premises	CEO, MC, TLEH, GMCC		licensing authority
section 49(1)(a)	Receive complaints regarding the management of a supported residential facility or any residential-only premises	CEO, MC, TLEH, GMCC		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 49(1)(b)	Receive complaints regarding the conduct of a resident of a supported residential facility or any residential-only premises	CEO, MC, TLEH, GMCC		licensing authority
section 49(2)	Determine whether a complaint must be reduced to writing	CEO, MC, TLEH, GMCC		licensing authority
section 49(3)	Take appropriate action in regard to a complaint	CEO, MC, TLEH, GMCC		licensing authority
section 49(4)	Appoint an authorised officer to investigate the circumstances surrounding the complaint and to attempt to resolve the matter as expeditiously as possible	CEO, MC, TLEH, GMCC		licensing authority
section 56(4)	Pay prescribed percentage of licence fees into the Supported Residential Facilities Indemnity Fund	CEO		licensing authority

Supported Residential Facilities Act 1992				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 57(5)	Exempt a proprietor of a facility from a regulation that applies to the facility	CEO, MC, TLEH, GMCC		licensing authority
section 57(6)	Attach conditions to an exemption granted under section 57(5)	CEO, MC, TLEH, GMCC		licensing authority
section 57(7)(a)	Revoke an exemption granted under section 57(5)	CEO, MC, TLEH, GMCC		licensing authority
section 57(7)(b)	Vary or revoke condition applying to an exemption granted under section 57(5)	CEO, MC, TLEH, GMCC		licensing authority

Instrument of Delegation under the Supported Residential Facilities Regulations 2024

Supported Residential Facilities Regulations 2024				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 17(2)	Approve an acting manager of a facility	CEO		licensing authority
regulation 18(1)	Approve a nurse to oversee the provision of nursing care at a facility	CEO, MC, GMCC		licensing authority
regulation 18(2)	Revoke the approval of a nurse to oversee the provision of nursing care at a facility	CEO		licensing authority
regulation 18(2)	Require a new appointment of a nurse to oversee the provision of nursing care at a facility	CEO		licensing authority
regulation 21(1)(b)	Approve a kitchen at a facility which does not meet the prescribed requirements	CEO, MC, GMCC		licensing authority

Supported Residential Facilities Regulations 2024				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 21(3)(e)	Require the fitting of handrails, ramps and lifts at a facility	CEO		licensing authority
regulation 24(1)	Direct a proprietor of a supported residential facility to install a communication system at the facility	CEO		licensing authority

Instrument of Delegation under the Water Industry Act 2012

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 19(1)	Apply for a licence	Not Delegated		applicant for a licence
section 19(2)	Pay the application fee	Not Delegated		applicant for a licence
section 19(4)	Provide further information requested by the Commission with respect to an application for a licence	Duty		applicant for a licence
section 22(1)	Provide services or carry on operations or activities in accordance with the terms and conditions of the licence	Not Delegated		water industry entity
section 24(1)	Pay the annual licence fee	Not Delegated		applicant for a licence

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 24(2)(a)	Provide annual return to the Commission	Not Delegated		water industry entity
section 24(2)(b)	Pay the annual licence fee	Not Delegated		water industry entity
section 25(2)	Participate in consultation with the Commission	Not Delegated		water industry entity
section 28(2)(a)	Apply to the Commission for a variation in the terms and conditions applying the licence	Not Delegated		water industry entity
section 28(2)(a)	Agree with the Commission a variation in the terms and conditions applying the licence	Not Delegated		water industry entity
section 28(2)(b)	Make submissions to the Commission regarding a proposed variation to the terms and conditions applying to a licence	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 29(1)	Transfer licence with the Commission's agreement	Not Delegated		water industry entity
section 29(4)	Apply to the Commission for the transfer of a licence	Not Delegated		water industry entity
section 29(5)	Pay to the Commission the application fee for the transfer of a licence	Not Delegated		water industry entity
section 29(6)	Provide to the Commission further relevant information requested by Commission in respect of the application fee for the transfer a licence	Not Delegated		water industry entity
section 32(1)	Surrender a licence to the Commission	Not Delegated		water industry entity
section 32(3)	Agree with the Commission a shorter notice period than the prescribe period for the surrender of a licence	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 33(3)(b)	Make submissions to the Commission in relation to a proposed suspension or cancellation of licence	Not Delegated		water industry entity
section 36(1)	Fix standard terms and conditions governing the provision of services by the entity	Not Delegated		water industry entity
section 36(2)	Publish standard terms and conditions governing the provision of services by the entity in the Gazette	Not Delegated		water industry entity
section 36(3)	Publish notice in a newspaper circulating generally in the State regarding the standard terms and conditions	Not Delegated		water industry entity
section 36(5)	Agree with a customer to exclude a standard term or condition	Not Delegated		water industry entity
section 36(6)(a)	Supply a copy of the standard terms and conditions to the Commission	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 36(6)(b)	Publish a copy of the standard terms and conditions on the entities website	Not Delegated		water industry entity
section 37(3)(a)	Adopt a customer hardship policy published by the Minister	Not Delegated		water industry entity
section 37(3)(b)	Seek the approval of the Commission to adopt a customer hardship policy published by the Minister with modifications	Not Delegated		water industry entity
section 37(3)(b)	Adopt a customer hardship policy published by the Minister with modifications in accordance with approval of the Minister	Not Delegated		water industry entity
section 38(2)	Make submissions to the Commission as to proposed proclamation to take over the water industry entity's operations	Not Delegated		water industry entity
section 39(2)	Accept an appointment to take over relevant operations of a water industry entity subject to a proclamation under section 38	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 39(3)	Facilitate the take-over of relevant operations by the operator	Not Delegated		water industry entity
section 41(1)	Appoint a person to be a water industry officer	Not Delegated		water industry entity
section 41(2)	Impose conditions of appointment of a water industry officer	Not Delegated		water industry entity
section 42(1)	Impose time period for the appointment of a water industry officer	Not Delegated		water industry entity
section 42(2)	Remove a water industry officer from office	Not Delegated		water industry entity
section 43(1)	Issue a water industry officer with an identity card	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 44(1)	Agree with the occupier of land to enter and remain on land to conduct investigations or carry out any other form of work to assess the suitability of the land for the construction or installation of water/sewerage infrastructure	Not Delegated		water industry entity
section 44(1)	Seek the authorisation of the Minister to enter and remain on land to conduct investigations or carry out any other form of work to assess the suitability of the land for the construction or installation of water/sewerage infrastructure	Not Delegated		water industry entity
section 44(3)(a)	Enter and remain on land to undertake prescribed works	Not Delegated		water industry entity
section 45(1)	Give notice of proposed entry on land under section 44 to the occupier	Not Delegated		authorised entity
section 45(3)(a)	Give notice of proposed entry on public land under section 45 to the authority responsible to the management of the public land	Not Delegated		authorised entity
section 45(3)(b)	Agree with an authorised entity to enter onto public land within the care, control and management of the council	Not Delegated		council

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 45(4)	Impose conditions on the entry of an authorised entity onto public land within the care, control and management of the council	Not Delegated		council
section 45(7)	Refer a dispute regarding whether work should be permitted on public land within the care, control and management of the council by an authorised entry of the conditions applying to that work to the Minister	Not Delegated		council authorised entity
section 45(9)(a)	Make submissions to the Minister in relation to a dispute referred under section 45(7)	Not Delegated		council authorised entity
section 45(9)(b)	Settle a dispute referred under section 45(7)	Not Delegated		council authorised entity
section 45(11)	Notify the occupier of public land of the reason and the date and time of proposed entry	Not Delegated		authorised entity
section 45(14)	Use reasonable force to enter any land under section 45	Not Delegated		authorised entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 45(16)	Request an authorised entity undertaking work on public land within the care, control and management of the council to separate the land on which the work is being undertaken from other parts of the land by a fence	Not Delegated		council
section 45(16)	Separate the public land on which the work is being undertaken from other parts of the land by a fence	Not Delegated		authorised entity
section 45(16)	Refer a dispute regarding the separation of a land by a fence to the Magistrates Court	Not Delegated		council
section 45(17)	Make good any damage caused by exercise of powers under section 45	Not Delegated		authorised entity
section 45(19)	Exercise of powers under section 45 in an emergency without prior notice or agreement	Not Delegated		authorised entity
section 45(22)	Comply with conditions imposed by the Minister of the exercise of powers under section 45	Duty		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 46(1)	Acquire land in accordance with the Land Acquisition Act 1969	Not Delegated		water industry entity
section 46(2)	Seek authorisation of the Minister to acquire land by compulsory acquisition under the Land Acquisition Act 1969	Not Delegated		water industry entity
section 48(2)	Apply to the Minister for approval of a scheme under section 48	Not Delegated		water industry entity
section 48(3)(c)	Approve a scheme as being fit and adequate for the provision of the services that are proposed to be offered under the scheme	Not Delegated		council
section 48(3)(d)	Participate in consultation for the development of a scheme for sewerage services in the council area	Not Delegated		council
section 48(6)	Issue a notice requiring the connection of drains, equipment or works to prescribed infrastructure in order to provide for the discharge of sewerage into the infrastructure	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 48(9)	Take action required by a notice served under section 48(6), if the recipient fails to take that action	Not Delegated		water industry entity
section 48(10)	Authorise a person to take action under section 48(9) on the water industry entities behalf	Not Delegated		water industry entity
section 48(12)	Recover the reasonable costs of taking action under section 48(9) as a debt	Not Delegated		water industry entity
section 48(13)	Apply to the Minister for approval to vary a scheme under section 48	Not Delegated		water industry entity
section 48(13)	Vary a scheme under section 48	Not Delegated		water industry entity
section 49(1)	Consent to a person: (a) constructing or placing a building, wall, fence or other structure on or over any water/sewerage infrastructure, or creating some other form of	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	encroachment over any water/sewerage infrastructure (or any land directly associated with such infrastructure); (b) creating any form of encroachment over any easement that exists for the purposes of any water service or sewerage service; (c) obstructing, filling in, closing up or diverting any water/sewerage infrastructure; or (d) excavating or altering any land or structure supporting any water/sewerage infrastructure			
section 49(2)(a)	Enter land and carry out an inspection of any place if the water entity believes on reasonable grounds that a person has contravened section 49(1)	Not Delegated		water industry entity
section 49(2)(b)	Serve a notice requiring a person to take action to remedy a contravention of section 49(1)	Not Delegated		water industry entity
section 49(3)	Obtain a warrant under Part 10 of the Water Industry Act to enter land	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 49(4)	Take action required by a notice served under section 49(2)(b), if the recipient fails to take that action	Not Delegated		water industry entity
section 49(6)	Recover the reasonable costs of taking action under section 49(4) as a debt	Not Delegated		water industry entity
section 49(7)	Authorise a person to take action under section 49(4) on the water industry entities behalf	Not Delegated		water industry entity
section 50(1)	Authorise a person to: (a) attach any equipment or other thing, or make any connection, to water/sewerage infrastructure; (b) interfere with: (i) the collection, storage, production, treatment, conveyance, reticulation or supply of water through the use of water infrastructure; or (ii) the collection, storage, treatment, conveyance or reticulation of sewage through the use of sewerage infrastructure; (c) disconnect or interfere with any water/sewerage infrastructure, or any equipment associated with any water/sewerage infrastructure; or	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(d) damage any water/sewerage infrastructure, or any equipment associated with any water/sewerage infrastructure.			
section 50(2)(a)	Enter land and carry out an inspection of any place if the water entity believes on reasonable grounds that a person has contravened section 50(1)	Not Delegated		water industry entity
section 50(2)(b)	Disconnect, close, turn off or remove anything that has been attached or used in connection with a contravention section 50(1)	Not Delegated		water industry entity
section 50(3)	Obtain a warrant under Part 10 of the Water Industry Act to enter land	Not Delegated		water industry entity
section 50(4)	Authorise a person to take action under section 50 on the water industry entities behalf	Not Delegated		water industry entity
section 50(7)	Recover compensation from a person guilty of a contravention of section 50(1) on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 51(1)	Receive notice from a person proposing to do work near water/sewerage infrastructure	Not Delegated		water industry entity
section 51(3)(b)	Specify requirements to apply for the protection of the infrastructure or the safety of person carrying out the work	Not Delegated		water industry entity
section 51(4)	Recover compensation from a person guilty of a contravention of section 51 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Not Delegated		water industry entity
section 52(1)	Receive notice from a person proposing to: (a) to first lay the pavement or hard surface in any road; (b) to relay the pavement or hard surface in any road; (c) to widen or extend the pavement or hard surface in any road; (d) to alter the level of any road; (e) to construct or alter any footpaths, gutters, kerbing or water tables in any road; or	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(f) to construct or alter any drainage work in any road in which water/sewerage infrastructure is laid			
section 52(2)	Advise the person giving notice under section 52(1) of any new water/sewerage infrastructure proposed in the relevant road and of any interference that is expected to be caused to the existing water/sewerage infrastructure	Not Delegated		water industry entity
section 52(4)	Confer with a person giving notice under section 52(1) with respect to variations to the proposed work	Not Delegated		water industry entity
section 52(6)	Waive the requirement to provide notice under section 52(1)	Not Delegated		water industry entity
section 53(2)(b)	Approve the installation or maintenance of a pipe capable of conveying water beyond the boundaries of a site occupied by the person	Not Delegated		water industry entity
section 53(1)	Authorise a person to: (a) abstract or divert water from any water infrastructure; or	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	(b) abstract or divert any sewage from any sewerage infrastructure			
section 53(3)	Recover compensation from a person guilty of a contravention of section 53 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Not Delegated		water industry entity
section 54(1)(a)	Require a person supplied water by the water industry entity to allow a person authorised by the entity to enter land and fix a meter supplied by the entity	Not Delegated		water industry entity
section 54(1)(b)	Require a person supplied water by the water industry entity to ensure that a meter of a kind specified by the entity is fixed and used for the purposes of measuring water supplied to the person	Not Delegated		water industry entity
section 54(3)	Supply a water meter	Not Delegated		water industry entity
section 54(4)	Issue a direction or requirement in regard to the installation or use of a meter	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 54(10)	Serve a notice on a person who fails to ensure that access to the meter or fitting for the purpose of reading, replacement, repair or maintenance is not obstructed requiring the person to take specified action to provide access to the meter or fitting	Not Delegated		water industry entity
section 54(11)	Enter land and take action to provide access to the meter or fitting	Not Delegated		water industry entity
section 54(12)	Recover compensation from a person guilty of a contravention of section 54 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Not Delegated		water industry entity
section 54(13)	Recover costs of taking action under section 54(11) as a debt	Not Delegated		water industry entity
section 55(1)	Authorise a person to discharge any solid, liquid or gaseous materials, or any other item or thing, into water infrastructure	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 55(3)	Recover compensation from a person guilty of a contravention of section 55 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Not Delegated		water industry entity
section 56(1)	Authorise a person to discharge into any sewerage infrastructure any solid, liquid or gaseous material, or any other item or thing that is likely to damage the infrastructure	Not Delegated		water industry entity
section 56(3)(a)	Authorise a person to discharge specific waste material into sewerage infrastructure	Not Delegated		water industry entity
section 56(3)(b)	Enter into a contract with a person in regard to the provision of a sewerage service authorising the discharge specific waste material into sewerage infrastructure	Not Delegated		water industry entity
section 56(5)	Authorise a person to cause, permit or allow any rainwater, stormwater or surface water to flow into, or to otherwise enter, any sewerage infrastructure	Not Delegated		water industry entity
section 56(7)	Attach conditions to an authorisation under section 56(5)	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 56(7)	Vary or revoke an authorisation under section 56(5)	Not Delegated		water industry entity
section 56(9)	Recover the reasonable costs and expenses incurred by the water entity in addressing any damage or loss caused as a result of, on in remedying circumstances caused by, a contravention of section 56 as a debt	Not Delegated		water industry entity
section 57(1)	Issue a notice requiring an owner or occupier of land to carry out specified work	Not Delegated		water industry entity
section 57(3)	Vary or revoke a notice issued under section 57(1)	Not Delegated		water industry entity
section 57(5)	Take action required by a notice if the recipient of the notice fails to take the action	Not Delegated		water industry entity
section 57(6)	Authorise a person to take action under section 57(5) on the entity's behalf	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 57(8)	Recover the reasonable costs and expenses incurred by the water industry entity taking action under section 57(5) as a debt	Not Delegated		water industry entity
section 58(1)	Close off or disconnect from the sewerage infrastructure one or more drains on the land that are connected to the sewerage infrastructure or restrict the provision of any sewerage service to the land	Not Delegated		water industry entity
section 58(2)	Reopen or reconnect a drain closed off or disconnected under section 58(1)	Not Delegated		water industry entity
section 58(2)	Require the owner or occupier of land to pay the prescribed fee prior to reopening or reconnecting a drain closed off or disconnected under section 58(1)	Not Delegated		water industry entity
section 59(3)(a)	Lessen the supply through any infrastructure	Not Delegated		water industry entity
section 59(3)(b)	Prohibit the use of water in a specified purpose or purposes, or restrict or regulate the purposes for which water can be used	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 59(3)(c)	Prohibit the use of water in a specified manner or by specified means, or restrict or regulate the manner in which, or the means by which, water may be used	Not Delegated		water industry entity
section 59(3)(d)	Prohibit specified uses of water during specified periods, or restrict or regulate the times at which water may be used	Not Delegated		water industry entity
section 59(3)(e)	Discontinue the supply of water	Not Delegated		water industry entity
section 59(4)	Impose a requirement that a permit of the water industry entity must be held to undertake an activity involving the use of water	Not Delegated		water industry entity
section 59(4)	Issue a permit authorising an activity involving the use of water	Not Delegated		water industry entity
section 59(5)(b)	Publish or serve a notice regarding a prohibition or notice under section 59(3)	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 59(5)(b)	Vary or revoke a prohibition or notice under section 59(3)	Not Delegated		water industry entity
section 60(1)	Serve notice on the owner or occupier of land that is connected to water infrastructure operated by the entity directing the owner or occupier to install a flow reducing device of a specified kind and to use the device to reduce flow in the pipes on the land which are connected to the water infrastructure	Not Delegated		water industry entity
section 60(5)	Install a flow reducing device if the owner or occupier has failed to comply with the requirements of a notice under section 60(1)	Not Delegated		water industry entity
section 60(6)	Recover the reasonable costs and expenses incurred by the water industry entity as a debt from the person who failed to comply with the notice under section 60(1)	Not Delegated		water industry entity
section 63(3)(a)	Disconnect the supply of water or the collection of sewage, or restrict the supply of services	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 63(3)(b)	Obtain a warrant under Part 10 to enter a place for the purpose of disconnecting the supply of water or the collection of sewage, or restricting the supply of services	Not Delegated		water industry entity
section 63(5)(b)	Restore a connection for the supply of water or the collection of sewage	Not Delegated		water industry entity
section 64	Cut off the supply of water to any region, area, land or place if it is necessary to do so to avert danger to any person or property	Not Delegated		water industry entity
section 68	Comply with prescribed technical and safety requirements or any technical and safety requirements of the Technical Regulator	Not Delegated		water industry entity
section 69(3)	Disconnect the supply of water or the collection of sewerage, or restrict the supply of services	Not Delegated		water industry entity
section 84(1)(b)	Make an application to the Commission for a review of a decision of the Commission under Part 4 to suspend or cancel the entity's licence or vary the terms or conditions of the entity's licence	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
section 85(1)(a)	Make an application for a review of a decision or an enforcement notice under Part 8, Division 4 under section 34 of the South Australian Civil and Administrative Tribunal Act 2013	Not Delegated		water industry entity
section 88(1)	Provide information requested by the Minister	Duty		water industry entity
section 98(1)	Provide and maintain fire plugs, maintain various standards, and comply with any other requirements relating to the provision of water for fire-fighting purposes, in accordance with any scheme determined by the Minister	Not Delegated		water industry entity
section 102(2)	Commence proceeding for an offence under the Water Industry Act	Not Delegated		water industry entity
section 111(7)	Certify a plan delineating the position of any equipment, plant or drain connected to any water/sewerage infrastructure	Not Delegated		water industry entity
section 111(8)	Certify a date on and from which the water industry entity was prepared to supply water by means of a direct service to land specified in the certificate or	Not Delegated		water industry entity

Water Industry Act 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	could by means of drains or other infrastructure, be drained or serviced by a sewer			
section 111(9)	Certify a copy or extract of a register of readings of meters maintained by the water industry entity	Not Delegated		water industry entity
section 113(1)	Cause a ventilating shaft, pipe or tube for any sewerage infrastructure or drain to be attached to the exterior wall of a building	Not Delegated		water industry entity

Instrument of Delegation under the Water Industry Regulations 2012

Water Industry Regulations 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 9	Enter into an agreement with a person undertaking work which would involve the alteration of any water/sewerage infrastructure to share the cost of the work	Not Delegated		water industry entity
regulation 11(1)	Provide a statement of the amount paid to a person who has paid an amount for the provision of retail services	Not Delegated		water industry entity
regulation 11(2)	Provide a consumer with a statement of the quantity of water supplied by the entity to the consumer in the financial year	Not Delegated		water industry entity
regulation 11(3)	Provide a statement of the amount paid for retail services or the quantity of water supplied by the entity financial year to any other person acting with the consent of the person referred to in regulations 11(1) and 11(2)	Not Delegated		water industry entity
regulation 12(1)	Provide a statement as the existence or non-existence of encumbrances in relation to the land to which the application relates that are prescribed	Not Delegated		water industry entity

Water Industry Regulations 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	encumbrances for the purposes of the Land and Business (Sale and Conveyancing) Act 1994			
regulation 13(a)(i)	Seek the approval of a water industry entity (that owns or operated sewerage infrastructure that may be affected by the planting) to plant trees and shrubs (except those listed I Schedule 2 and Schedule 3) on public land	Not Delegated		council
regulation 13(a)(i)	Grant approval to plant trees and shrubs on public land	Not Delegated		water industry entity
regulation 13(b)	Grant approval to plant trees and shrubs on a road closer than 1 metre to any water infrastructure	Not Delegated		water industry entity
regulation 14(1)	Receive and comply with a notice from water industry entity directing action in regard to a tree or shrub on public land which is causing, or is likely to cause, damage to water/sewerage infrastructure or a reduction in the efficiency of the operation of that infrastructure	Not Delegated		council
regulation 14(1)	Direct a council or other person with care, control or management of land to take action in regard to a tree or shrub on public land which is causing, or is	Not Delegated		water industry entity

Water Industry Regulations 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
	likely to cause, damage to water/sewerage infrastructure or a reduction in the efficiency of the operation of that infrastructure			
regulation 14(2)	Take action specified in a notice under regulation 14(1) if the recipient fails to comply with the notice	Not Delegated		water industry entity
regulation 14(3)	Recover costs of taking action specified in a notice under regulation 14(2) as a debt	Not Delegated		water industry entity
regulation 15	Recover costs of taking action specified in a notice under regulation 14 as a debt	Not Delegated		water industry entity
regulation 16(3)(b)	Authorise a person to enter infrastructure owned or operated by the entity	Not Delegated		water industry entity
regulation 17(1)(a)	Obtain the approval of ESCOSA prior to taking action under sections 59(3)(a) to 59(3)(e) (inclusive)	Not Delegated		water industry entity
regulation 17(1)(b)(i)	Notify the public of the intention to exercise a power under sections 59(3)(b) to 59(3)(d) (inclusive) by notice in the Gazette	Not Delegated		water industry entity

Water Industry Regulations 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 17(1)(b)(ii)	Notify the public of the intention to exercise a power under sections 59(3)(a) to 59(3)(e) (inclusive) by a notice of a website, in a newspaper circulating throughout the area of the State in which person affected by the exercise of the power are situated and in any other manner considered appropriate	Not Delegated		water industry entity
regulation 18	Issue a permit for the purposes of section 59(4) of the Water Industry Act	Not Delegated		water industry entity
regulation 23(2)(a)	Give notice in writing to the water industry entity that owns, manages or uses the entry point, inspection point or other fitting of the alteration to the surface height of a road, footpath or easement to a water industry entity	Not Delegated		council
regulation 23(2)(b)	Alter the height of an entry point, inspection point or other fitting	Not Delegated		water industry entity
regulation 23(3)	Recover costs under regulation 23(2)(b) as a debt from entity which altered the height of the road, footpath or easement	Not Delegated		water industry entity
regulation 34(1)(b)	Direct a person to disconnect a pipe which is intersected by the boundary of adjoining allotments from water/sewerage infrastructure	Not Delegated		water industry entity

Water Industry Regulations 2012				
Provision	**Power and Functions Delegated**	**Delegate**	**Conditions and Limitations**	**Capacity of Council**
regulation 34(4)	Direct a person to disconnect a pipe which lies across the boundary of adjoining allotments from water/sewerage infrastructure	Not Delegated		water industry entity
regulation 34(7)	Enter land and undertake work required by a notice under regulation 34 if the recipient has failed to undertake the required work	Not Delegated		water industry entity
regulation 36	Estimate the quantity of water supplied through a meter	Not Delegated		water industry entity
regulation 38	Impose a charge in respect of land of a kind specified by the Minister by notice in the gazette despite the fact that the land is not connected to infrastructure by which a retail service is provided by the water industry entity or the provision of a retail service to the land by the water industry entity has been reduced or discontinued	Not Delegated		water industry entity