



Darebin City Council

Instrument of Delegation

to

Members of Council Staff



INSTRUMENT OF DELEGATION

MEMBERS OF COUNCIL STAFF

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

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

2. records that a reference in the Schedule to:

Admin – EHB	means	All Administrative Staff - Environmental Health Branch
Admin – UDB	means	All Administrative Staff - Urban Development Branch
BSCO	means	Building Site Compliance Officer
CAM	means	Coordinator Asset Management
CEO	means	Chief Executive Officer
CHO	means	Chief Health Officer
CRRR	means	Coordinator Roads and Resource Recovery
CSP	means	Coordinator Statutory Planning
CSTP	means	Coordinator Strategic Planning
DD&A	means	Director Development and Amenity
DI	means	Director Infrastructure
EHO	means	All Environmental Health Officers
EMES	means	Executive Manager Environmental Sustainability
EPO	means	Environment Protection Officer, Utilities Manager
IO	means	Inspections Officer (Roads Infrastructure)
L&OSM	means	Leisure and Open Space Manager
LDO	means	Local Development Officer (Capital Works)
LMC	means	Litter Management Coordinator
MAS	means	Manager Asset Strategy
MA&E	means	Manager Amenity and Enforcement
MBS	means	Municipal Building Surveyor
MCG	means	Manager Corporate Governance
MCW	means	Manager City Works
MDP	means	Manager Darebin Parks
MMP&T	means	Manager Major Projects and Transport
MUD	means	Manager Urban Development

OC	means	Operations Coordinator (Roads Infrastructure)
PC	means	Permits Coordinator (Roads Infrastructure)
PCO	means	Planning Compliance Officer
PO	means	Permits Officer (Roads Infrastructure)
PSP	means	Principal Statutory Planner/s
Service Manager	means	The Manager or Coordinator responsible for a Council service or facility.
SP	means	All Statutory Planners
SSP	means	Senior Statutory Planner/s
STP	means	All Strategic Planners
TL-SC	means	Team Leader - Street Cleaning
TL-SP	means	Team Leader/s Statutory Planning

3. declares that:

3.1 this Instrument of Delegation is authorised by a resolution of Council passed on 19 April 2010; and

3.2 the delegation:

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

3.2.2 remains in force until varied or revoked;

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

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

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

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

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

(a) policy; or

(b) strategy

(c) adopted by Council; or

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

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

Date: / /

The COMMON SEAL of)
DAREBIN CITY COUNCIL)
was affixed on)
with the authority of the Council:

.....
Chief Executive Officer

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DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
s.41A(1)	power to declare a dog to be a menacing dog	DD&A, MA&E	

ENVIRONMENT PROTECTION ACT 1970			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.53M(3)	power to require further information	Not Applicable	
s.53M(4)	duty to advise applicant that application is not to be dealt with	Not Applicable	
s.53M(5)	duty to approve plans, issue permit or refuse permit	Not Applicable	
s.53M(6)	power to refuse to issue septic tank permit	Not Applicable	

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.19(1)	power to make an order in writing, upon receipt of a report from an authorised officer, directing that food premises be cleaned, etc.*	CHO, EHO	
s.19(2)(a)	power to direct by written order that the food premises be put into a clean and sanitary condition°	CHO, EHO	
s.19(2)(b)	power to direct by written order that specified steps be taken to ensure that food prepared, sold or handled is safe and suitable°	CHO, EHO	
s.19(3)	power to direct by written order any of the matters in subsection 19(3)(a)-(c) until section 19(2) is complied with°	CHO, EHO	
s.19(4)(a)	power to direct that an order made under section 19(3)(a) or (b), (i) be affixed to a conspicuous part of the premises, and (ii) inform the public by notice in a published newspaper or otherwise°	CHO	
s.19(4)(b)	duty to notify the Department of the making of the order°	CHO	
s.19(4)(c)	duty to notify the registration authority of the making of the order and any appeal and the outcome of the appeal°	CHO	
s.19(6)(a)	duty to revoke any order under s.19 if satisfied that an order has been complied with°	CHO, EHO	
s.19(6)(b)	duty to give written notice of revocation under section 19(6)(a)	CHO, EHO	

FOOD ACT 1984

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	if satisfied that an order has been complied with		
s.19BA(3)	duty to give notice of the variation or revocation of the order to the general public in the same manner as the original notice ^o	CHO	
s.19E(1)(d)	power to request a copy of the food safety program ^o	CHO, EHO	
s.19EA(3)	function of receiving a copy of any significant revision made to the food safety program ^o	CHO, EHO	
s.19F(1)(a)	power to issue directive to comply with any specified requirement in the food safety program*	CHO, EHO	
s.19F(1)(b)	power to issue directive, if Division 3A applies, to have the food safety program for the premises audited*	CHO, EHO	
s.19GB	power to request proprietor to provide written details of the name, qualification or experience of the current food safety supervisor	CHO, EHO	
s.19H(5)(a) & (5)(b)	duty to take into account (a) the food safety performance of the food business; and (b) any guidelines issued by the Secretary in determining the frequency and intervals of the assessments and audits ^o	CHO	
s.19HA	power to inspect a food premises to determine whether the food business is operating in accordance with the food safety program*	CHO, EHO	

FOOD ACT 1984

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.19HB	duty, where of the opinion that the food safety program has not been implemented or complied with, to advise the proprietor of this opinion, reasons for the opinion, what needs to be remedied and the period within which this must occur*	CHO, EHO	
s.19I	duty to conduct a food safety assessment as required under section 19H°	CHO, EHO	
s.19IA(2)	duty to give written notice to proprietor if food safety requirements or section 19DC(2) have not been complied with°	CHO, EHO	
s.19N	function of receiving information from a food safety auditor°	CHO, EHO	
s.19NA(1)	power to request food safety audit reports°	CHO, EHO	
s.19U(3)	power to waive and vary the costs of a food safety audit if there are special circumstances°	CHO	
s.19U(4)	duty to ensure that information relating to costs of a food safety audit are available for inspection by the public°	CHO	
s.19UA	power to charge fees for conducting a food safety assessment or inspection°	CHO	
s.19UA(4)	duty to consider proprietor's history of compliance in deciding whether to charge the fee°	CHO	
s.19UA(5)	duty to ensure that the method of determining a fee under	CHO	

FOOD ACT 1984

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	subsection (3)(a) and the considerations that apply under subsection (4) are available for inspection by the public°		
s.19W	power to direct a proprietor of a food premises to comply with any requirement under Part IIIB°	CHO, EHO	
s.19W(3)(a)	power to direct a proprietor of a food premises to have staff at the premises undertake training or instruction°	CHO, EHO	
s.19W(3)(b)	power to direct a proprietor of a food premises to have details of any staff training incorporated into the minimum records required to be kept or food safety program of the premises°	CHO, EHO	
s.35	function of registering food premises*	CHO, EHO, Admin - EHB	
---	power to register, renew or transfer registration	CHO	refusal to grant/renew/transfer registration must be ratified by Council
s.35A	function of registering food premises°	CHO, EHO	
s.35B(1)	power to recognise, in writing, the registration of another registration authority for a specified temporary or mobile food premises°	CHO, EHO	
s.38(3)	duty to consult with the Secretary about the proposed exemption under section 38(2) °	CHO	
s.38AA(4)	duty to determine whether the food premises are exempt from	CHO	

FOOD ACT 1984

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	the requirement of registration°		
s.38AA(5)	power to (a) request further information; or (b) advise the proprietor that the premises must be registered if the premises are not exempt°	CHO	
s.38AB(4)	power to fix a fee for the receipt of a notification under section 38AA in accordance with a declaration under subsection (1)°	CHO	
s.38B(1)(a)	duty to assess the application and determine which class of food premises under section 19C the food premises belongs°	CHO, EHO	
s.38B(1)(b)	duty to ensure proprietor has complied with requirements of section 38A°	CHO, EHO	
s.38B(1)(c)	duty to inspect°	CHO, EHO	
s.38B(2)	duty to be satisfied of the matters in section 38B(2)(a)-(b)°	CHO, EHO	
s.38D(1)	duty to ensure compliance with the applicable provisions of section 38C and inspect the premises if required by section 39°	CHO, EHO	
s.38D(2)	duty to be satisfied of the matters in section 38D(2)(a)-(d)°	CHO, EHO	
s.38D(3)	power to request copies of any audit reports°	CHO, EHO	
s.38E(1)(c)	function of assessing the requirement for a food safety program°	CHO, EHO	

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.38E(2)	power to register the food premises on a conditional basis ^o	CHO	
s.38E(3)(a)	function of receiving certificates ^o	CHO, EHO, Admin - EHB	
s.38E(4)	duty to register the food premises when conditions are satisfied ^o	CHO, EHO	
s.38F(3)(a)	duty to note the change to the classification of the food premises on the certificate of registration ^o	CHO, EHO	
s.38F(3)(b)	power to require proprietor to comply with requirements of this Act ^o	CHO, EHO	
s.39(1)	duty to inspect*	CHO, EHO	
s.39(2)	duty to inspect within 12 months before renewal of registration ^o	CHO, EHO	
s.39(3)	duty to inspect within 3 months before renewal of registration if circumstances in section 39(3)(a)-(d) apply ^o	CHO, EHO	
s.39(2)(a)	duty to ensure that, if the premises is a declared premises, there is a food safety program for the premises that complies with section 19DC*	CHO, EHO	
s.39(2)(b)	duty to ensure that if the premises is a declared premises, there is a food safety program for the premises that complies with section 19D*	CHO, EHO	

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.39(2)(c)	duty to ensure that, if the premises is a declared premises, no other ground for the refusal of registration, renewal of registration or the transfer of registration exists under Part IIIB*	CHO, EHO	
s.39A	power to register food premises despite minor defects	CHO	
s.40(1)	duty to issue a certificate of registration in the prescribed form	CHO, EHO	
s.40(2)	power to incorporate the certificate of registration in one document with any certificate of registration under Part 6 of the <i>Public Health and Wellbeing Act 2008</i>	CHO	
s.40C(2)	power to grant or renew the registration of food premises for a period less than 1 year ^o	CHO	
s.40D(1)	power to suspend or revoke the registration of food premises	CHO	In consultation with DD&A. Action must be ratified by Council
s.40D(2)	duty to specify how long a suspension is to last under s.40D(1)	CHO	In consultation with DD&A. Action must be ratified by Council
s.43(1)	duty to maintain records of the prescribed particulars	CHO, Admin - EHB	
s.43(3)	duty to make available information held in records, free of charge, on request ^o	CHO, EHO, Admin - EHB	
s.43(5)	duty to cause a copy of any entry under s.43(1) to be certified as correct and supply it to any person who requests it free of	CHO	

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	charge*		
s.46(5)	power to institute proceedings against another person where the offence was due to an act or default by that other person and where the first person charged could successfully defend a prosecution, without proceedings first being instituted against the person first charged*	CHO	In consultation with DD&A.

HERITAGE ACT 1995			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.84(2)	power to sub-delegate Executive Director's functions	MUD	Executive Director of the Heritage Council can delegate his/her function under the Act to a Council as a Responsible Authority.

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.4B	power to prepare an amendment to the Victoria Planning Provisions	DD&A, MUD	
s.4H	duty to make amendment etc available	DD&A, MUD, CSTP, STP	
s.4I	duty to keep Victoria Planning Provisions and other documents available	DD&A, MUD, CSTP	
s. 8A(3)	power to apply to Minister to prepare an amendment to the planning scheme	DD&A, MUD, CSTP	
s.11(3)(b)	duty to submit amendment to planning scheme to Minister for approval if the Minister withdraws authorisation	DD&A, MUD, CSTP	
s 12A (1)	duty to prepare a municipal strategic statement (including power to prepare a municipal strategic statement under s 19 of the Planning and Environment (Planning Schemes) Act 1996)	DD&A, MUD, CSTP	
s.12(3)	power to carry out studies and do things to ensure proper use of land in which Council is the planning authority and consult with other persons to ensure co-ordination of planning scheme with these persons	DD&A, MUD, CSTP	
s.12B(1)	duty to review planning scheme	DD&A, MUD, CSTP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.12B(2)	duty to review planning scheme at direction of Minister	DD&A, MUD, CSTP	
s.12B(5)	duty to report findings of review of planning scheme to Minister without delay	DD&A, MUD, CSTP	
s.14	duties of a Responsible Authority as set out in subsections (a) to (d)	DD&A, MUD, CSP, TL-SP, PSP	
s.17(1)	duty of giving copy amendment to the planning scheme	DD&A, MUD, CSTP, STP, Admin - UDB	
s.17(2)	duty of giving copy s.173 agreement	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP, CSTP, STP	
s.18	duty to make amendment etc. available	DD&A, MUD, CSTP, STP	
s.19	power to give notice, to decide not to give notice, to publish notice of amendment to a planning scheme and to exercise any other power under s 19 to a planning scheme	DD&A, MUD, CSTP	
s.20(1)	power to apply to Minister for exemption from the requirements of s 19	DD&A MUD, CSTP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.21 (2)	duty to make submissions available	DD&A, MUD, CSTP, STP	Relates to Planning Scheme Amendments
s.22	duty to consider all submissions		Council/Planning Committee decision required
s.23(2)	power to refer submissions to a panel		
s.24	function to represent Council and present a submission at a panel hearing (including a hearing referred to in s 96D)	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP, CSTP, STP	
s.26	duty to keep report of panel available for inspection	DD&A, MUD, CSTP, STP	
s.27 (2)	power to apply for exemption if panel's report not received	DD&A, MUD, CSTP	
s.30(4)(a)	duty to say if amendment has lapsed	DD&A, MUD, CSTP, STP	
s.30(4)(b)	duty to provide information in writing upon request	DD&A, MUD, CSTP, STP	
s.31	duty to submit adopted amendment to Minister and, if applicable, details under s.19(1B)	DD&A, MUD, CSTP, STP	Authority relates to amendments adopted by Council only
s.32(2)	duty to give more notice if required	DD&A, MUD, CSTP, STP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.33(1)	duty to give more notice of changes to an amendment	DD&A, MUD, CSTP, STP	
s.35A(2)	duty to not approve an amendment under s.35B unless the amendment has been certified by the Secretary	DD&A MUD, CSTP	
s.35B(1)	power to approve amendment in form certified under s.35A	DD&A, MUD, CSTP,	
s.35B(2)	duty to give to Minister notice of approval, copy of approved amendment and other documents	DD&A, MUD, CSTP,	
s.36(2)	duty to give notice of approval of amendment	DD&A, MUD, CSTP, STP	
s.38(5)	duty to give notice of revocation of an amendment	DD&A, MUD, CSTP, STP	
s.39	function of being a party to a proceeding commenced under s.39 and duty to comply with determination by VCAT	DD&A, MUD, CSTP, STP	
s.40(1)	function of lodging copy of approved amendment	DD&A, MUD, CSTP, STP	
s.40(1A)	duty to lodge prescribed documents and copy of approved amendment with the relevant authorities	DD&A, MUD, CSTP, STP	
s.41	duty to make approved amendment available	DD&A, MUD,	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
		CSTP, STP	
s.42	duty to make copy of planning scheme available	DD&A, MUD, CSTP, STP	
s.46N(1)	duty to include condition in permit regarding payment of development infrastructure levy	DD&A, MUD, CSP, TL-SP, PSP, SSP	
s.46N(2)(c)	function of determining time and manner for receipt of development contributions levy	DD&A, MUD, CSP, TL-SP	
s.46N(2)(d)	power to enter into an agreement with the applicant regarding payment of development infrastructure levy	DD&A, MUD, CSP, TL-SP	
s.46O(1)(a) & (2)(a)	power to ensure that community infrastructure levy is paid, or agreement is in place, prior to issuing building permit	DD&A, MUD, CSP TL-SP, MBS	
s.46O(1)(d) & (2)(d)	power to enter into agreement with the applicant regarding payment of community infrastructure levy	DD&A, MUD, CSP TL-SP	
s.46P(1)	power to require payment of amount of levy under s.46N or s.46O to be satisfactorily secured	DD&A, MUD, CSP, TL-SP	
s.46P(2)	power to accept provision of land, works, services or facilities in part or full payment of levy payable	DD&A, MUD	
s.46Q(1)	duty to keep proper accounts of levies paid	DD&A, MUD, CSP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.46Q(1A)	duty to forward to development agency part of levy imposed for carrying out works, services, or facilities on behalf of development agency	DD&A, MUD, CSP	
s.46Q(2)	duty to apply levy only for a purpose relating to the provision of the works, services and facilities in respect of which the levy was paid etc.	DD&A, MUD, CSP, DI, MAS, MMP&T	
s.46Q(3)	power to refund any amount of levy paid if it is satisfied the development is not to proceed	DD&A, MUD, CSP, DI, MAS	only applies when levy is paid to Council as a 'development agency'
s.46Q(4)(c)	duty to pay amount to current owners of land in the area	DD&A, MUD, CSP	
s.46Q(4)(d)	duty to submit to the Minister an amendment to the approved development contributions plan	DD&A, MUD, CSTP	
s.46Q(4)(e)	duty to expend that amount on other works etc.	DD&A, MUD, DI, MAS, MMP&T	
s.46QC	power to recover any amount of levy payable under Part 3B	DD&A, MUD	
s.46V(3)	duty to make a copy of the approved strategy plan (being the Melbourne Airport Environs Strategy Plan) and any documents lodged with it available	Not Applicable	
s.46Y	duty to carry out works in conformity with the approved strategy plan	Not Applicable	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.47	power to decide that an application for a planning permit does not comply with that Act	DD&A, MUD, CSP, TL-SP	
s.49(1)	duty to keep a register of all applications for permits and determinations relating to permits	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.49(2)	duty to make register available for inspection	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.50(4)	duty to amend application	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.50(5)	power to refuse to amend application	DD&A, MUD, CSP, TL-SP	
s.50(6)	duty to make note of amendment to application in register	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.50A(1)	power to make amendment to application	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.50A(3)	power to require applicant to notify owner and make a declaration that notice has been given	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.50A(4)	duty to note amendment to application in register	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.51	duty to make copy of application available for inspection	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.52(1)(a)	duty to give notice of the application to owners/occupiers of adjoining allotments unless satisfied that the grant of permit would not cause material detriment to any person	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.52(1)(b)	duty to give notice of the application to other municipal councils where appropriate	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.52(1)(c)	duty to give notice of the application to all persons required by the planning scheme	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.52(1)(ca)	duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if may result in breach of covenant	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.52(1)(cb)	duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if application is to remove or vary the covenant	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.52(1)(d)	duty to give notice of the application to other persons who	DD&A, MUD, CSP, TL-SP,	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	may be detrimentally effected	PSP, SSP, SP	
s.52(1AA)	duty to give notice of an application to remove or vary a registered restrictive covenant	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.52(1A)	power to refuse an application	DD&A, MUD, CSP	
s.52(3)	power to give any further notice of an application where appropriate	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP,	
s.53(1)	power to require the applicant to give notice under section 52(1) to persons specified by it	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP, CSTP	
s.53(1A)	power to require the applicant to give the notice under section 52(1AA)	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.54(1)	power to require the applicant to provide more information	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.54(1A)	duty to give notice in writing of information required under s.54(1)	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.54(1B)	duty to specify the lapse date for an application	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.54A(3)	power to decide to extend time or refuse to extend time to give required information	DD&A, MUD, CSP, TL-SP, PSP	
s.54A(4)	duty to give written notice of decision to extend or refuse to extend time und s.54A(3)	DD&A, MUD, CSP, TL-SP, PSP	
s.55(1)	duty to give copy application to every referral authority specified in the planning scheme	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.57(2A)	power to reject objections considered made primarily for commercial advantage for the objector	DD&A, MUD, CSP, TL-SP	
s.57(3)	function of receiving name and address of persons to whom notice of decision is to go	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.57(5)	duty to make available for inspection copy of all objections	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.57A(4)	duty to amend application in accordance with applicant's request, subject to s.57A(5)	DD&A, MUD, CSP, TL-SP,	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
		PSP, SSP, SP	
s.57A(5)	power to refuse to amend application	DD&A, MUD, CSP, TL-SP	
s.57A(6)	duty to note amendments to application in register	DD&A, MUD, CSP, TL-SP	
s.57B(1)	duty to determine whether and to whom notice should be given	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.57B(2)	duty to consider certain matters in determining whether notice should be given	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.57C(1)	duty to give copy of amended application to referral authority	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.58	duty to consider every application for a permit except for a development assessment committee application	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.60	duty to consider certain matters	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s60(1A)	power to consider certain matters before deciding on	DD&A, MUD, CSP, TL-SP,	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	application	PSP, SSP, SP	
s.61(1)(a)	power to decide to grant a permit	DD&A, MUD, CSP, TL-SP, PSP, SSP	In accordance with Council's 'Planning Protocol'
s.61(1)(b)	power to decide to grant a permit with conditions	DD&A, MUD, CSP, TL-SP, PSP, SSP	In accordance with Council's 'Planning Protocol'
s.61(1)(c)	power to refuse the permit	DD&A, MUD, CSP, TL-SP, PSP, SSP	In accordance with Council's 'Planning Protocol'
s.61(2)	duty to decide to refuse to grant a permit if referral authority objects to grant of permit	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.61(3)(a)	duty not to decide to grant a permit to use coastal Crown land without Minister's consent	Not Applicable	
s.61(3)(b)	duty to refuse to grant the permit without the Minister's consent	Not Applicable	
s.61(4)	duty to refuse to grant the permit if grant would authorise a breach of a registered restrictive covenant	DD&A MUD, CSP, TL-SP, PSP, SSP ,SP	
s.62(1)	duty to include certain conditions in deciding to grant a permit	DD&A, MUD, CSP, TL-SP,	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
		PSP, SSP	
s.62(2)	power to include other conditions	DD&A, MUD, CSP, TL-SP, PSP, SSP	
s.62(4)	duty to ensure conditions are consistent with subsections (a),(b) and (c)	DD&A, MUD, CSP, TL-SP, PSP, SSP	
s.62(5)(a)	power to include a permit condition to implement an approved development contributions plan	DD&A, MUD, CSP, TL-SP PSP, SSP, SP	
s.62(5)(b)	power to include a permit condition that specified works be provided on or to the land or paid for in accordance with section 173 agreement	DD&A, MUD, CSP, TL-SP, PSP	
s.62(5)(c)	power to include a permit condition that specified works be provided or paid for by the applicant	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.62(6)(a)	duty not to include a permit condition requiring a person to pay an amount for or provide works except in accordance with .62(5) or s.46N	DD&A, MUD, CSP, TL-SP	
s.62(6)(b)	duty not to include a permit condition requiring a person to pay an amount for or provide works except a condition that a planning scheme requires to be included as referred to in s.62(1)(a)	DD&A, MUD, CSP, TL-SP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.63	duty to issue the permit where made a decision in favour of the application (if no one has objected)	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.64(1)	duty to give notice of decision to grant a permit to applicant and objectors	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.64(3)	duty not to issue a permit until after the specified period	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.65(1)	duty to give notice of refusal to grant permit to applicant and objector	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.66	duty to give notice under s.64 or s.65 and copy permit to referral authorities	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.69(1)	function of receiving application for extension of time of permit	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP, Admin - UDB	
s.69(2)	power to extend time	DD&A, MUD, CSP, TL-SP, PSP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.70	duty to make copy permit available for inspection	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.71(1)	power to correct certain mistakes	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.71(2)	duty to note corrections in register	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.73	power to decide to grant amendment subject to conditions	DD&A, MUD, CSP, TL-SP, PSP, SSP	In accordance with Council's 'Planning Protocol'.
s.74	duty to issue amended permit to applicant if no objectors	DD&A, MUD, CSP, TL-SP, PSP, SSP	
s.76	duty to give applicant and objectors notice of decision to refuse to grant amendment to permit	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.76A	duty to give referral authorities copy of amended permit and copy of notice	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.76D	duty to comply with direction of Minister to issue amended	DD&A, MUD, CSP, TL-SP,	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	permit	PSP, SSP, SP	
s.83	function of being respondent to an appeal	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.83B	duty to give or publish notice of application for review	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.84(1)	power to decide on an application at any time after an appeal is lodged against failure to grant a permit	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	In accordance with Council's 'Planning Protocol'.
s.84(2)	duty not to issue a permit or notice of decision or refusal after an application is made for review of a failure to grant a permit	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.84(3)	duty to tell principal registrar if decide to grant a permit after an application is made for review of its failure to grant a permit	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.84(6)	duty to issue permit on receipt of advice within 3 working days	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.86	duty to issue a permit at order of Tribunal within 3 working days	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.87(3)	power to apply to VCAT for the cancellation or amendment of a permit	DD&A, MUD, CSP	
s.90(1)	function of being heard at hearing of request for cancellation or amendment of a permit	DD&A, MUD, CSP, TL-SP, PSP, PCO	
s.91(2)	duty to comply with the directions of VCAT	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.91(2A)	Duty to issue amended permit to owner if Tribunal so directs	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.92	duty to give notice of cancellation/amendment of permit by VCAT to persons entitled to be heard under s.90	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.93(2)	duty to give notice of VCAT order to stop development	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP, PCO	
s.95(3)	function of referring certain applications to the Minister	DD&A, MUD, CSP, TL-SP	
s.95(4)	duty to comply with an order or direction	DD&A, MUD, CSP, TL-SP,	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
		PSP, SSP, SP	
s.96(1)	duty to obtain a permit from the Minister to use and develop its land	Relevant Service Manager	In consultation with DI and MAS.
s.96(2)	function of giving consent to other persons to apply to the Minister for a permit to use and develop Council land	Relevant Service Manager	In consultation with DI and MAS.
s.96A(2)	power to agree to consider an application for permit concurrently with preparation of proposed amendment	DD&A, MUD, CSP, CSTP	
s.96C	power to give notice, to decide not to give notice, to publish notice and to exercise any other power under s 96C	DD&A, MUD, CSP, CSTP	
s.96F	duty to consider the panel's report under section 96E	-	
s.96G	power to determine to recommend that a permit be granted or to refuse to recommend that a permit be granted and power to notify applicant of the determination (including power to give notice under s 23 of the Planning and Environment (Planning Schemes) Act 1996)	DD&A, MUD, CSP, CSTP	
s.96H	power to give notice in compliance with Minister's direction	DD&A, MUD, CSP, CSTP	
s.96J	power to issue permit as directed by the Minister	DD&A, MUD, CSP, CSTP	
s.96K	duty to comply with direction of the Minister to give notice of refusal	DD&A, MUD, CSP, CSTP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.97C	power to request Minister to decide the application	DD&A, MUD, CSP	
s.97D(1)	duty to comply with directions of Minister to supply any document or assistance relating to application	DD&A, MUD, CSP	
s.97G(3)	function of receiving from Minister copy of notice of refusal to grant permit or copy of any permit granted by the Minister	DD&A, MUD, CSP	
s.97G(6)	duty to make a copy of permits issued under s.97F available for inspection	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.97L	duty to include Ministerial decisions in a register kept under s.49	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.97MG	duty to provide documents and information to development assessment committee	DD&A, MUD, CSP, TL-SP, CSTP	
s.97MH	duty to provide assistance to the development assessment committee	DD&A, MUD, CSP, TL-SP, CSTP	
s.97MJ(2)	duty to ensure that the register of applications specifies whether the development assessment committee has made the decision	DD&A, MUD, CSP, TL-SP, CSTP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.97MK	function of nominating member of the development assessment committee		
s.97ML(4)	power to nominate alternate members of the development assessment committee		
s.97O	duty to consider application and issue or refuse to issue certificate of compliance	DD&A, MUD, CSP, TL-SP, PSP	
s.97P(3)	duty to comply with directions of VCAT following an application for review of a failure or refusal to issue a certificate	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.97Q(2)	function of being heard by VCAT at hearing of request for amendment or cancellation of certificate	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.97Q(4)	duty to comply with directions of VCAT	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.97R	duty to keep register of all applications for certificate of compliance and related decisions	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.98(1)&(2)	function of receiving claim for compensation in certain circumstances	DD&A	The owner or occupier may claim compensation from the Planning Authority for financial loss resulting from certain planning matters

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.98(4)	duty to inform any person of the name of the person from whom compensation can be claimed	DD&A	
s.101	function of receiving claim for expenses in conjunction with claim	DD&A	
s.103	power to reject a claim for compensation in certain circumstances	DD&A	
s.107	function of receiving claim for compensation	DD&A	
s.114(1)	power to apply to the VCAT for an enforcement order	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP,PCO	
s.117(1)(a)	function of making a submission to the VCAT where objections are received	DD&A, MUD, CSP, TL-SP, PSP,SSP,SP	
s.120(1)	power to apply for an interim enforcement order where s.114 application has been made	DD&A, MUD, CSP	
s.123(1)	power to carry out work required by enforcement order and recover costs	DD&A, MUD, CSP	
s.123(2)	power to sell buildings, materials, etc salvaged in carrying out work under s.123(1)		Council Resolution required.

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.125	power to apply for an injunction restraining a person from contravening an enforcement order or interim enforcement order	DD&A, MUD, CSP	
s.129	function of recovering penalties	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP, PCO, Admin-UDB	
s.130(5)	power to allow person served with an infringement notice further time	DD&A, MUD, CSP, TL-SP, PCO	
s.149A(1)	power to refer a matter to the VCAT for determination	DD&A, MUD, CSP	
s.156	duty to pay fees and allowances (including a payment to the Crown under subsection (2A)), and payment or reimbursement for reasonable costs and expenses incurred by the panel in carrying out its functions unless the Minister directs otherwise under subsection (2B)power to ask for contribution under subsection (3) and power to abandon amendment or part of it under subsection (4)	DD&A, MUD, CSTP, STP	duty of council as the relevant planning authority
s.171(2)(f)	power to carry out studies and commission reports	DD&A, MUD, CSP, CSTP, TL-SP	
s.171(2)(g)	power to grant and reserve easements	DD&A, MUD, CSP	
s.173	power to enter into agreement covering matters set out in	CEO	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	s.174		
---	power to decide whether something is to the satisfaction of Council, where an agreement made under section 173 of the <i>Planning and Environment Act 1987</i> requires something to be to the satisfaction of Council or Responsible Authority	DD&A, MUD, CSP, TL-SP	
---	power to give consent on behalf of Council, where an agreement made under section 173 of the <i>Planning and Environment Act 1987</i> requires that something may not be done without the consent of Council or Responsible Authority	DD&A, MUD, CSP, TL-SP	
s.177(2)	power to end a section 173 agreement with approval of the Minister or the consent of all those bound by any covenant in the agreement	CEO	
s.178	power to amend a s.173 agreement	CEO	
s.179(1)	duty to lodge agreement with Minister	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.179(2)	duty to make available for inspection copy agreement	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.181	power to apply to the Registrar of Titles for registration of the agreement and to deliver a memorial to Registrar-General	DD&A, MUD, CSP, TL-SP, PSP, SSP, SP	
s.182	power to enforce an agreement	DD&A, MUD, CSP	
s.183	duty to tell Registrar of Titles of ending/amendment of	DD&A, MUD, CSP, TL-SP,	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	agreement	PSP, SSP, SP	
s.198(1)	function to receive application for planning certificate	Not Applicable	
s.199(1)	duty to give planning certificate to applicant	Not Applicable	
s.201(1)	function of receiving application for declaration of underlying zoning	DD&A, MUD, CSTP, STP	
s.201(3)	duty to make declaration	DD&A, MUD, CSTP	
-	power to decide, in relation to any planning scheme or permit, that a specified thing has or has not been done to the satisfaction of Council	DD&A, MUD, CSP, TL-SP, CSTP	
	power, in relation to any planning scheme or permit, to consent or refuse to consent to any matter which requires the consent or approval of Council	DD&A, MUD, CSP, TL-SP, CSTP	
	power to approve any plan or any amendment to a plan or other document in accordance with a provision of a planning scheme or condition in a permit	DD&A, MUD, CSP, TL-SP, CSTP	
-	power to give written authorisation in accordance with a provision of a planning scheme	DD&A, MUD, CSP, TL-SP, CSTP	

RAIL SAFETY ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
s33	duty to comply with a direction of the Safety Director under this section	DI, MMP&T, MCW	duty of council as a utility under s3
s33A	duty to comply with a direction of the Safety Director to give effect to arrangements under this section	DI, MMP&T, MCW	duty of council as a road authority under the <i>Road Management Act 2004</i>
s34	duty to comply with a direction of the Safety Director to alter, demolish or take away works carried out contrary to a direction under s33(1)	DI, MMP&T, MCW	duty of council as a utility under s3

RESIDENTIAL TENANCIES ACT 1997

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.522	power to give a compliance notice to a person	CHO, EHO	
s.525(2)	power to authorise an officer to exercise powers in s.526 (either generally or in a particular case)	CEO, MCG	
s.525(4)	duty to issue identity card to authorised officers	CHO	
s.526(5)	duty to keep record of entry by authorised officer under section 526	CHO, Admin – EHB	
s.527	power to authorise a person to institute proceedings (either generally or in a particular case)	CHO	

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.11(1)	power to declare a road by publishing a notice in the Government Gazette	DI, MAS	obtain consent in circumstances specified in s11(2)
s.11(8)	power to name a road or change the name of a road by publishing notice in Government Gazette		Council Resolution required
s.11(9)(b)	duty to advise Registrar	DI, MAS	
s.11(10)	duty to inform Secretary to Department of Sustainability and Environment of declaration etc.	DI, MAS	clause subject to s11(10A)
s.11(10A)	duty to inform Secretary to Department of Sustainability and Environment or nominated person	DI, MAS	duty of coordinating road authority
s.12(2)	power to discontinue road or part of a road		Council Resolution required
s.12(4)	power to publish, and provide copy, notice of proposed discontinuance	DI, MAS	<ul style="list-style-type: none"> power of coordinating road authority where it is the discontinuing body unless subsection (11) applies
s.12(5)	duty to consider written submissions received within 28 days of notice		<ul style="list-style-type: none"> duty of coordinating road authority where it is the discontinuing body unless subsection (11) applies
s.12(6)	function of hearing a person in support of their written submission		<ul style="list-style-type: none"> function of coordinating road authority where it is the discontinuing body unless subsection (11) applies

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
			<ul style="list-style-type: none"> submissions to be heard by the Hearing of Submissions Committee
s.12(7)	duty to fix day, time and place of meeting under subsection (6) and to give notice		<ul style="list-style-type: none"> duty of coordinating road authority where it is the discontinuing body unless subsection (11) applies
s.12(10)	duty to notify of decision made	DI, MAS	<ul style="list-style-type: none"> duty of coordinating road authority where it is the discontinuing body does not apply where an exemption is specified by the regulations or given by the Minister
s.13(1)	power to fix a boundary road by publishing notice in Government Gazette	DI, MAS	power of coordinating road authority
s.14(7)	power to appeal against decision of VicRoads	DI, MAS, MMP&T	
s.15(1)	power to enter into arrangement with another road authority, utility or a provider of public transport to transfer a road management function of the road authority to the other road authority, utility or provider of public transport	DI, MAS	
s.15(1A)	power to enter into arrangement with a utility to transfer a road management function of the utility to the road authority	DI, MAS	
s.15(2)	duty to include details of arrangement in public roads register	DI, MAS	
s.16(7)	power to enter into an arrangement under s15	DI, MAS	

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.16(8)	duty to enter details of determination in public roads register	DI, MAS, CAM	
s.17(2)	duty to register public road in public roads register	DI, MAS, CAM	duty of coordinating road authority
s.17(3)	power to decide that a road is reasonably required for general public use	DI, MAS	power of coordinating road authority
s.17(3)	duty to register a road reasonably required for general public use in public roads register	DI, MAS, CAM	duty of coordinating road authority
s.17(4)	power to decide that a road is no longer reasonably required for general public use		Council Resolution required
s.17(4)	duty to remove road no longer reasonably required for general public use from public roads register		Council Resolution required
s.18(1)	power to designate ancillary area		Council Resolution required
s.18(3)	duty to record designation in public roads register	DI, MAS, CAM	
s.19(1)	duty to keep register of public roads in respect of which it is the coordinating road authority	DI, MAS, CAM	
s.19(4)	duty to specify details of discontinuance in public roads register	DI, MAS, CAM	
s.19(5)	duty to ensure public roads register is available for public inspection	DI, MAS, CAM	

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.21	function of replying to request for information or advice	DI, MAS, CAM	
s.22(2)	function of commenting on proposed direction	DI, MAS, CAM	
s.40(1)	duty to inspect, maintain and repair a public road.	DI, MAS, CAM, MCW	
s.41(1)	power to determine the standard of construction, inspection, maintenance and repair	DI, MMP&T, MCW	
s.42(1)	power to declare a public road as a controlled access road	DI, MAS	power of coordinating road authority
s.42(2)	power to amend or revoke declaration by notice published in Government Gazette	DI, MAS	power of coordinating road authority
s.42A(3)	duty to consult with VicRoads before road is specified	DI, MAS	<ul style="list-style-type: none"> • duty of coordinating road authority • if road is a municipal road or part thereof
s.42A(4)	power to approve Minister's decision to specify a road as a specified freight road		<ul style="list-style-type: none"> • Council Resolution required • power of coordinating road authority • if road is a municipal road or part thereof and where road is to be specified a freight road
s.48EA	duty to notify the owner or occupier of land and provider of public transport on which rail infrastructure or rolling stock is located (and any relevant provider of public transport)	DI, MAS, MCW	duty of responsible road authority, infrastructure manager or works manager

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.53(2)	power to cause notice to be published in Government Gazette of amendment etc of document in road management plan	DI, MAS, MCW	
s.54(2)	duty to give notice of proposal to make a road management plan	DI, MAS, CAM, MCW	
s.55(1)	duty to cause notice of road management plan to be published in Government Gazette and newspaper	DI, MAS, CAM, MCW	
s.63(1)	power to consent to conduct of works on road	DI, MMP&T, MCW, LDO, CRRR, OC, PO, PC	power of coordinating road authority
s.63(2)(e)	power to conduct or to authorise the conduct of works in, on, under or over a road in an emergency	DI, MMP&T, MCW, CRRR	power of infrastructure manager
s.64(1)	duty to comply with clause 13 of Schedule 7	DI, MMP&T, MCW, CRRR	duty of infrastructure manager or works manager
s.66(1)	power to consent to structure etc	DI, MAS, MMP&T	power of coordinating road authority
s.67(3)	power to request information	DI, MAS, MMP&T	power of coordinating road authority
s.68(2)	power to request information	DI, MAS, MMP&T	power of coordinating road authority
s.71(3)	power to appoint an authorised officer	CEO, MCG	
s.86	duty to keep register re s85 matters	MCW	

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.87(2)	power to investigate complaint and provide report	MCW	
s.116	power to cause or carry out inspection	DI, MAS, CAM, MCW, MMP&T, LDO, CRRR, PO, OC, PC, IO	Relates to inspection following notice of proposal to commence Court proceedings in relation to an incident arising out of a public road or infrastructure
s.120(1)	power to exercise road management functions on an arterial road (with the consent of VicRoads)	DI, MAS, CAM, MCW, MMP&T, LDO, CRRR, PO, OC, PC, IO	
s.120(2)	duty to seek consent of VicRoads to exercise road management functions before exercising power in section 120(1)	DI, MAS, CAM, MCW, MMP&T, LDO, CRRR, PO, OC, PC, IO	
s.121(1)	power to enter into an agreement in respect of works	DI, MAS, CAM, MCW, MMP&T, LDO, CRRR, PO, OC, PC, IO	
Schedule 2 Clause 2(1)	power to make a decision in respect of controlled access roads	DI, MAS, CAM, MCW, MMP&T, LDO, CRRR, PO, OC, PC, IO	
Schedule 2 Clause 3(1)	duty to make policy about controlled access roads	DI, MAS, MMP&T	

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
Schedule 2 Clause 3(2)	power to amend, revoke or substitute policy about controlled access roads	DI, MAS, MMP&T	
Schedule 2 Clause 5	duty to publish notice of declaration	DI, MAS, MMP&T	
Schedule 7, Clause 7(1)	duty to give notice to relevant coordinating road authority of proposed installation of non-road infrastructure or related works on a road reserve	DI, MMP&T, LDO, MCW, MDP, L&OSM, CRRR, PO, OC, PC, IO	duty of infrastructure manager or works manager
Schedule 7, Clause 8(1)	duty to give notice to any other infrastructure manager or works manager responsible for any non-road infrastructure in the area, that could be affected by any proposed installation of infrastructure or related works on a road or road reserve of any road	DI, MMP&T, LDO, MCW, MDP, L&OSM, CRRR, PO, OC, PC, IO	duty of infrastructure manager or works manager
Schedule 7, Clause 9(1)	duty to comply with request for information from a coordinating road authority, an infrastructure manager or a works manager responsible for existing or proposed infrastructure in relation to the location of any non-road infrastructure and technical advice or assistance in conduct of works	DI, MMP&T, LDO, MCW, MDP, L&OSM, CRRR, PO, OC, PC, IO	duty of infrastructure manager or works manager responsible for non-road infrastructure
Schedule 7, Clause 9(2)	duty to give information to another infrastructure manager or works manager where becomes aware any infrastructure or works are not in the location shown on records, appear to be in an unsafe condition or appear to need maintenance	DI, MMP&T, LDO, MCW, MDP, L&OSM, CRRR, PO, OC, PC, IO	duty of infrastructure manager or works manager

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
Schedule 7, Clause 10(2)	where Schedule 7 Clause 10(1) applies, duty to, where possible, conduct appropriate consultation with persons likely to be significantly affected	DI, MMP&T, LDO, MCW, MDP, L&OSM, CRRR, PO, OC, PC, IO	duty of infrastructure manager or works manager
Schedule 7 Clause 12(2)	power to direct infrastructure manager or works manager to conduct reinstatement works	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	power of coordinating road authority
Schedule 7 Clause 12(3)	power to take measures to ensure reinstatement works are completed	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	power of coordinating road authority
Schedule 7 Clause 12(4)	duty to ensure that works are conducted by an appropriately qualified person	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	duty of coordinating road authority
Schedule 7 Clause 12(5)	power to recover costs	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	power of coordinating road authority
Schedule 7, Clause 13(1)	duty to notify relevant coordinating road authority within 7 days that works have been completed, subject to Schedule 7, Clause 13(2)	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	duty of works manager

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
Schedule 7 Clause 13(2)	power to vary notice period	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	power of coordinating road authority
Schedule 7, Clause 13(3)	duty to ensure works manager has complied with obligation to give notice under Schedule 7, Clause 13(1)	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	duty of infrastructure manager
Schedule 7 Clause 16	power to consent to proposed works	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	power of coordinating road authority
Schedule 7 Clause 17(2)	power to refuse to give consent	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	power of coordinating road authority
Schedule 7 Clause 18(1)	power to enter into an agreement	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	power of coordinating road authority
Schedule 7 Clause 19(1)	power to give notice requiring rectification of works	DI, MAS, CAM, MMP&T, LDO, MCW, CRRR, PO, OC, PC, IO	power of coordinating road authority

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
Schedule 7 Clause 20(1)	power to require removal, relocation, replacement or upgrade of existing non-road infrastructure	DI, MAS, MMP&T, MCW	power of coordinating road authority
Schedule 7A Clause 2	power to cause street lights to be installed on roads	DI, MMP&T, MCW, EMES	power of responsible road authority where it is the coordinating road authority or responsible road authority in respect of the road
Schedule 7A Clause 3(1)(d)	duty to pay installation and operation costs of street lighting - where road is not an arterial road	DI, MMP&T, MCW, EMES, EPO, LMC	duty of council as the responsible road authority
Schedule 7A Clause 3(1)(e)	duty to pay installation and operation costs of street lighting – where road is a service road on an arterial road and adjacent areas	DI, MMP&T, MCW, EMES, EPO, LMC	duty of council as the responsible road authority
Schedule 7A Clause (3)(1)(f),	duty to pay installation and percentage of operation costs of street lighting – for arterial roads in accordance with clauses 3(2) and 4	DI, MMP&T, MCW, EMES, EPO, LMC	duty of council as responsible road authority that installed the light (re: installation costs) and where council is relevant municipal council (re: operating costs)

PLANNING AND ENVIRONMENT REGULATIONS 2005

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
r 6	duty of responsible authority to provide copy of matter considered under section 60(1A)(g) for inspection free of charge	DD&A, MUD, CSP, CSTP, TL-SP, PSP, SSP, SP, STP	Matters considered include planning scheme, planning objectives, objections and submissions and comments of referral authorities
r7	duty of responsible authority to provide copy information or report requested by Minister	DD&A, MUD, CSP, CSTP, TL-SP, PSP, SSP, SP, STP	
r22	power of responsible authority to require verification of information (by statutory declaration or other written confirmation satisfactory to the responsible authority) in application for permit or to amend a permit or any information provided under section 54 of the Act	DD&A, MUD, CSP, CSTP, TL-SP, PSP, SSP, SP, STP	
r 55	duty of responsible authority to tell Registrar of Titles under r 183 of the Act of the cancellation or amendment of an agreement	DD&A, MUD, CSP, CSTP, TL-SP, PSP, SSP, SP, STP	

PLANNING AND ENVIRONMENT (FEES) REGULATIONS 2000			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
r.13(1)	power to waive or rebate fee in prescribed circumstances	DD&A, MUD, CSP, CSTP	
r.13(2)	power to waive or rebate fee for amendment to a planning scheme in prescribed circumstances	DD&A, MUD, CSP, CSTP	
r.13(3)	duty if fee waived or rebated to record in writing the matters taken into account and which formed the basis of the decision	DD&A, MUD, CSP, CSTP	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 1999			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.8(a)	power to: <ul style="list-style-type: none"> • grant registration or renewal of registration • issue a certificate of registration or renewal of registration 	CHO	
r.11	power to grant transfer of registration and duty to cause current certificate of registration to be endorsed	CHO	
r.13	duty to keep a register of caravan parks	CHO, Admin – EHB	
r.14(3)	function to approve place for display of certificate and other documents	CHO, EHO	
r.20	power to determine a lesser time for notification of details of intended installation	CHO	
r.33	power to form view that refuse receptacles are sufficient and clean	CHO, EHO	
r.34	power to form view that refuse is disposed of adequately	CHO	
r.35	duty to consult with the relevant fire authority and determine: <ul style="list-style-type: none"> • the fire fighting facilities to be provided • space for firefighter access 	CHO, EHO	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 1999

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.36	duty to consult with the relevant fire authority and determine an emergency management plan	CHO, EHO	
r.38	power to approve the installation of a rigid annexe in a caravan park	CHO, EHO	
r.39	power to approve lighting	CHO, EHO	

ROAD MANAGEMENT (GENERAL) REGULATIONS 2005

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.301	duty to conduct reviews of road management plan	DI, MAS, CAM, MCW	
r.302(2)	duty to give notice of review of road management plan	DI, MAS, CAM, MCW	
r.302(5)	duty to produce written report of review of road management plan and make report available	DI, MAS, CAM, MCW	
r.303	duty to give notice of amendment which relates to standard of construction, inspection, maintenance or repair under section 41 of the Act	DI, MAS, CAM, MCW	
r.306(2)	duty to record on road management plan the substance and date of effect of amendment	DI, MAS, CAM, MCW	
r.501(1)	power to issue permit	DI, MCW, MA&E, BSCO, CRRR, PO, OC, PC, IO	power of coordinating road authority
r.501(4)	power to charge fee for issuing permit under r.501(1)	DI, MCW, MA&E, BSCO, CRRR, PO, OC, PC, IO	power of coordinating road authority
r.503(1)	power to give written consent to person to drive on road a vehicle which is likely to cause damage to road	DI, MCW, MMP&T, MA&E, BSCO, CRRR, PO, OC, PC	power of coordinating road authority

ROAD MANAGEMENT (GENERAL) REGULATIONS 2005

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.508(3)	power to make submission to Tribunal	DI, MAS, MMP&T	Relates to hoardings and advertisements
r.509(1)	power to remove objects, refuse, rubbish or other material deposited or left on road	DI, MCW, EMES, MA&E, LMC, CRRR, PO, OC, PC, TL-SC, IO	power of responsible road authority
r.509(2)	power to sell or destroy things removed from road or part of road (after first complying with r.509(3))	DI, MCW, EMES, MA&E, LMC, CRRR, PO, OC, PC, TL-SP, IO	power of responsible road authority
r.509(4)	power to recover in the Magistrates' Court, expenses from person responsible	DI, MCW, EMES, MA&E, LMC, CRRR, PO, OC, PC, TL-SP, IO	

ROAD MANAGEMENT (WORKS AND INFRASTRUCTURE) REGULATIONS 2005

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.10	power, where consent given under s.63(1) of the Act, to exempt a person from requirement under clause 13(1) of Schedule 7 to that Act to give notice as to the completion of those work	DI, MCW, MMP&T, LDO, CRRR, PO, OC, PC, IO	power of coordinating road authority
r.18(2)	power to waive whole or part of fee in certain circumstances	DI, MCW, MMP&T, LDO, CRRR, PO, OC, PC, IO	power of coordinating road authority