



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:

Acronym		Title
Admin – CDB	means	All Administration Staff – City Development Branch
BSO(B&P)	means	Business Support Officer (Business and Performance)
BSO (HP)	means	Business Support Officer (Health Protection)
CCC	means	Coordinator Civic Compliance
SCMP&E	means	Senior Coordinator Major Projects and Engineering
CEO	means	Chief Executive Officer
CEnvO	means	Coordinator Environmental Operations
CHO	means	Chief Health Officer
CH&UP	means	Coordinator Health and Urban Protection
CIM&S	means	Coordinator Infrastructure Maintenance and Support
CIP	means	Coordinator Infrastructure Planning
CSP	means	Coordinators Statutory Planning
CSTP	means	Coordinator Strategic Planning
SCTM	means	Senior Coordinator Transport Management

Acronym		Title
DA&BS	means	Director Assets and Business Services
DC&PS	means	Director Corporate and Planning Services
DCL&W	means	Director Culture, Leisure and Works
HPO	means	Health Protection Officer
MA&P	means	Manager Assets and Properties
MBS	means	Municipal Building Surveyor
MCD	means	Manager City Development
MCG&P	means	Manager Corporate Governance and Performance
MCW	means	Manager City Works
MED&CC	means	Manager Economic Development and Civic Compliance
ME&NR	means	Manager Environment and Natural Resources
PAA	means	Planning Appeals Advocate
PIO	means	Planning Investigation Officer
PSP	means	All Principal Statutory Planners
LLIO	means	Senior Local Laws Investigation Officer
SO	means	Subdivision Officer
SP	means	All Statutory Planners
SPA	means	Statutory Planning Assistants
SPIO	means	Senior Planning Investigation officer
SSP	means	All Senior Statutory Planners
STP	means	All Strategic Planners
Service Manager or Coordinator	means	The Manager or Coordinator responsible for Council service or facility
TLB&P	means	Team Leader Business and Performance

- 3. declares that:
 - 3.1 this Instrument of Delegation is authorised by a resolution of Council passed on 16 March 2015; 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: / /2015

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

Rasiah Dev
Chief Executive

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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	DA&BS, MED&CC, CCC, CH&UP, SLLIO	

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	<i>Note – Part IXB of the Act refers to septic tank systems.</i>
s.53M(4)	duty to advise an applicant that an application is not to be dealt with	Not applicable	
s.53M(5)	duty to approve plans, issue a permit or refuse a permit	Not applicable	
s.53M(6)	power to refuse to issue a septic tank permit	Not applicable	
s.53M(7)	duty to refuse to issue a permit in circumstances in (a)-(c)	Not applicable	

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.19(2)(a)	power to direct by written order that the food premises be put into a clean and sanitary condition	CH&UP, HPO	If section 19(1) applies.
s.19(2)(b)	power to direct by written order that specified steps be taken to ensure that food prepared, sold or handled is safe and suitable	CH&UP, HPO	If section 19(1) applies.
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	CH&UP	If section 19(1) applies.
s.19(6)(a)	duty to revoke any order under section 19 if satisfied that an order has been complied with	HPO	If section 19(1) applies.
s.19(6)(b)	duty to give written notice of revocation under section 19(6)(a) if satisfied that an order has been complied with	CH&UP, HPO	If section 19(1) applies.
s.19AA(2)	power to direct, by written order, that a person must take any of the actions described in (a)-(c).	CH&UP, HPO	Where Council is the registration authority.
s.19AA(4)(c)	power to direct, in an order made under section 19AA(2) or a subsequent written order, that a person must ensure that any food or class of food is not removed from the premises	Not delegated.	Note: the power to direct the matters under section 19AA (4) (a) and (b) is not capable of delegation and so such directions must be made by a Council resolution
s.19AA(7)	duty to revoke order issued under section 19AA and give written notice of revocation, if satisfied that that order has been complied with	CH&UP, HPO	Where Council is the registration authority.
s.19CB(4)(b)	power to request a copy of records	CH&UP, HPO	Where Council is the registration authority.
s.19E(1)(d)	power to request a copy of the food safety program	CH&UP, HPO	Where Council is the registration authority.

FOOD ACT 1984

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.19GB	power to request a proprietor to provide written details of the name, qualification or experience of the current food safety supervisor	CH&UP, HPO	Where Council is the registration authority.
s.19M(4)(a) & (5)	power to conduct a food safety audit and take actions where deficiencies are identified	CH&UP, HPO	Where Council is the registration authority.
s.19NA(1)	power to request food safety audit reports	CH&UP, HPO	Where Council is the registration authority.
s.19U(3)	power to waive and vary the costs of a food safety audit if there are special circumstances	CH&UP	
s.19UA	power to charge fees for conducting a food safety assessment or inspection	CH&UP	Except for an assessment required by a declaration under section 19C or an inspection under sections 38B(1)(c) or 39.
s.19W	power to direct a proprietor of a food premises to comply with any requirement under Part IIIB	CH&UP, HPO	Where Council is the registration authority.
s.19W(3)(a)	power to direct a proprietor of a food premises to have staff at the premises undertake training or instruction	CH&UP, HPO	Where Council is the registration authority.
s.19W(3)(b)	power to direct a proprietor of a food premises to have details of any staff training incorporated into the minimum records required to be kept or food safety program of the premises	CH&UP, HPO	Where Council is the registration authority.
Various	power to register, renew or transfer registration	CH&UP	Where Council is the registration authority. Refusal to grant/renew/transfer registration must be ratified by Council or the CEO (see section 58A {2}).
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	Not delegated.	Where Council is the registration authority. Fees are determined by Council in the annual budget process.

FOOD ACT 1984

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
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)	CH&UP	Where Council is the registration authority.
s.38A(4)	power to request a copy of a completed food safety program template	CH&UP, HPO	Where Council is the registration authority.
s.38B(1)(a)	duty to assess the application and determine which class of food premises under section 19C the food premises belongs	CH&UP, HPO	Where Council is the registration authority.
s.38B(1)(b)	duty to ensure proprietor has complied with requirements of section 38A	CH&UP, HPO	Where Council is the registration authority.
s.38B(2)	duty to be satisfied of the matters in section 38B(2)(a)-(b)	CH&UP, HPO	Where Council is the registration authority.
s.38D(1)	duty to ensure compliance with the applicable provisions of section 38C and inspect the premises if required by section 39	CH&UP, HPO	Where Council is the registration authority.
s.38D(2)	duty to be satisfied of the matters in section 38D(2)(a)-(d)	CH&UP, HPO	Where Council is the registration authority.
s.38D(3)	power to request copies of any audit reports	CH&UP, HPO	Where Council is the registration authority.
s.38E(2)	power to register the food premises on a conditional basis (*)	CH&UP,	Where Council is the registration authority. (*) Not exceeding the prescribed time limit defined under sub-section (5).
s.38E(4)	duty to register the food premises when conditions are satisfied	CH&UP, HPO	Where Council is the registration authority.
s.38F(3)(b)	power to require proprietor to comply with requirements of this Act	CH&UP, HPO	Where Council is the registration authority.

FOOD ACT 1984

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.39A	power to register, renew or transfer food premises despite minor defects	CH&UP	Where Council is the registration authority. Only if the delegate is satisfied of matters in sub-section (2) (a) to (c).
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>	CH&UP	Where Council is the registration authority.
s.40C(2)	power to grant or renew the registration of food premises for a period of less than 1 year	CH&UP	Where Council is the registration authority.
s.40D(1)	power to suspend or revoke the registration of food premises	CH&UP	Where Council is the registration authority. In consultation with the DA&BS. Action must be ratified by Council.
s.43F(6)	duty to be satisfied that registration requirements under Division 3 have been met prior to registering, transferring or renewing registration of a component of a food business	CH&UP, HPO	Where Council is the registration authority.
s.43F(7)	power to register the components of the food business that meet requirements in Division 3 and power to refuse to register the components that do not meet the requirements	CH&UP, HPO	Where Council is the registration authority.
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	CH&UP	Where Council is the registration authority. In consultation with the MED&CC and DA&BS.

HERITAGE ACT 1995			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.84(2)	power to sub-delegate the Executive Director's functions	MCD	Must obtain the Executive Director's written consent first. "Executive Director" means the Executive Director of Heritage Victoria.

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	MCD	If authorised by the Minister
s.4G	function of receiving prescribed documents and a copy of the Victoria Planning Provisions from the Minister	DC&PS, MCD	
s.4H	duty to make amendments to the Victoria Planning Provisions available	MCD, CSTP, STP	
s.4I	duty to keep the Victoria Planning Provisions and other documents available	MCD, CSTP	
s.8A(2)	power to prepare an amendment to the planning scheme where the Minister has given consent under section 8A	MCD, CSTP	
s.8A(3)	power to apply to the Minister to prepare an amendment to the planning scheme	DC&PS, MCD, CSTP	
s.8A(5)	function of receiving notice of the Minister's decision	DC&PS, MCD, CSTP	
s.8A(7)	power to prepare the amendment specified in the application without the Minister's authorisation if no response received after 10 business days	MCD, CSTP	
s.8B(2)	power to apply to the Minister for authorisation to prepare an amendment to the planning scheme of an adjoining municipal district	Not delegated.	
s.12(3)	power to carry out studies and do things to ensure proper use of land and consult with other persons to ensure co-ordination of planning scheme with these persons	MCD, CSTP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.12A (1)	duty to prepare a municipal strategic statement (including the power to prepare a municipal strategic statement under section 19 of the <i>Planning and Environment (Planning Schemes) Act 1996</i>)	MCD, CSTP	
s.12B(1)	duty to review the planning scheme	MCD, CSTP	
s.12B(2)	duty to review the planning scheme at the direction of the Minister	MCD, CSTP	
s.12B(5)	duty to report the findings of a review of the planning scheme to the Minister without delay	MCD, CSTP	
s.14	duties of a Responsible Authority as set out in subsections (a) to (d)	MCD, CSP, CSTP	
s.17(1)	duty of giving a copy of an amendment to the planning scheme	MCD, CSTP, STP, Admin - CDB	
s.17(2)	duty of giving a copy of a section 173 agreement	MCD, CSP, PSP, SSP, SP, CSTP, STP	
s.17(3)	duty of giving a copy of an amendment, explanatory report and relevant documents to the Minister within 10 business days	DC&PS, MCD, CSP, PSP	
s.18	duty to make an amendment etc. available	MCD, 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 section 19 to a planning scheme	MCD, CSTP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.19	function of receiving notice of preparation of an amendment to a planning scheme	DC&PS, MCD, CSTP	where Council is not the planning authority and the amendment affects land within Council's municipal district; or where the amendment will amend the planning scheme to designate Council as an acquiring authority.
s.20(1)	power to apply to the Minister for exemption from the requirements of section 19	DC&PS, MCD, CSTP	
s.21(2)	duty to make submissions available	MCD, CSTP, STP	Relates to planning scheme amendments
s.21A(4)	duty to publish notice in accordance with the section	MCD, CSTP, STP	
s.22	duty to consider all submissions	Not delegated.	Council/Planning Committee decision required.
s.23(1)(b)	duty to refer submissions which request a change to the amendment to a panel	MCD, CSTP	
s.23(2)	power to refer to a panel submissions which do not require a change to the amendment	MCD, CSTP, STP	
s.24	function to represent Council and present a submission at a panel hearing (including a hearing referred to in section 96D)	MCD, CSP, PSP, SSP, SP, CSTP, STP	
s.26(1)	power to make a report available for inspection	MCD, CSP, PSP, SSP, SP, CSTP, STP	
s.26(2)	duty to keep the report of the panel available for inspection	MCD, CSTP, STP	
s.27(2)	power to apply for exemption if the panel's report is not received	MCD, CSTP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.28	duty to notify the Minister if abandoning an amendment	DC&PS, MCD	Note: the power to make a decision to abandon an amendment cannot be delegated.
s.30(4)(a)	duty to say if an amendment has lapsed	MCD, CSTP, STP	
s.30(4)(b)	duty to provide information in writing upon request	MCD, CSTP, STP	
s.32(2)	duty to give more notice if required	MCD, CSTP, STP	
s.33(1)	duty to give more notice of changes to an amendment	MCD, CSTP, STP	
s.36(2)	duty to give notice of approval of amendment	MCD, CSTP, STP	
s.38(5)	duty to give notice of revocation of an amendment	MCD, CSTP, STP	
s.39	function of being a party to a proceeding commenced under section 39 and duty to comply with a determination by VCAT	MCD, CSTP, STP	
s.40(1)	function of lodging copy of approved an amendment	MCD, CSTP, STP	
s.41	duty to make an approved amendment available	MCD, CSTP, STP	
s.42	duty to make a copy of the planning scheme available	MCD, CSTP, STP	
s.46AS(ac)	power to request the Growth Areas Authority to provide advice on any matter relating to land in Victoria or an objective of planning in Victoria	DC&PS, MCD	
s.46N(1)	duty to include a condition in a permit regarding payment of a development infrastructure levy	MCD, CSP, PSP, SSP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.46N(2)(c)	function of determining the time and manner for receipt of development contributions levy	MCD, CSP	
s.46N(2)(d)	power to enter into an agreement with the applicant regarding payment of development infrastructure levy	MCD, CSP	
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	MCD, CSP, MBS	
s.46O(1)(d) & (2)(d)	power to enter into agreement with the applicant regarding payment of community infrastructure levy	MCD, CSP	
s.46P(1)	power to require payment of amount of levy under section 46N or section 46O to be satisfactorily secured	MCD, CSP	
s.46P(2)	power to accept provision of land, works, services or facilities in part or full payment of levy payable	MCD	
s.46Q(1)	duty to keep proper accounts of levies paid	MCD, CSP	
s.46Q(1A)	duty to forward to the development agency part of levy imposed for carrying out works, services, or facilities on behalf of development agency	MCD, 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.	MCD, CSP, MA&P, MMPE&T	
s.46Q(3)	power to refund any amount of levy paid if it is satisfied the development is not to proceed	MCD, CSP, MA&P, MMPE&T	Only applies when levy is paid to Council as a 'development agency'

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.46Q(4)(c)	duty to pay amount to current owners of land in the area	MCD, CSP	Must be done within six months of the end of the period required by the development contributions plan and with the consent of, and in the manner approved by, the Minister.
s.46Q(4)(d)	duty to submit to the Minister an amendment to the approved development contributions plan	DC&PS, MCD, CSTP	Must be done in accordance with Part 3.
s.46Q(4)(e)	duty to expend that amount on other works etc.	MCD, MA&P, MMPE&T	With the consent of, and in the manner approved by, the Minister.
s.46QC	power to recover any amount of levy payable under Part 3B	MCD	
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	
s.47	power to decide that an application for a planning permit does not comply with that Act	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.49(1)	duty to keep a register of all applications for permits and determinations relating to permits	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.49(2)	duty to make the register available for inspection	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.50(4)	duty to amend applications	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.50(5)	power to refuse to amend an application	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.50(6)	duty to make note of an amendment to an application in the register	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.50A(1)	power to make an amendment to an application	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.50A(3)	power to require an applicant to notify the owner and make a declaration that notice has been given	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.50A(4)	duty to note an amendment to an application in the register	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin – CDB	
s.51	duty to make a copy of an application available for inspection	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
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	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.52(1)(b)	duty to give notice of the application to other municipal councils where appropriate	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.52(1)(c)	duty to give notice of the application to all persons required by the planning scheme	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
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	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
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	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.52(1)(d)	duty to give notice of the application to other persons who may be detrimentally effected	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.52(1AA)	duty to give notice of an application to remove or vary a registered restrictive covenant	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.52(3)	power to give any further notice of an application where appropriate	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.53(1)	power to require the applicant to give notice under section 52(1) to persons specified by it	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.53(1A)	power to require the applicant to give the notice under section 52(1AA)	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.54(1)	power to require the applicant to provide more information	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.54(1A)	duty to give notice in writing of information required under section 54(1)	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	

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	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.54A(3)	power to decide to extend time or refuse to extend time to give required information	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.54A(4)	duty to give written notice of decision to extend or refuse to extend time und section 54A(3)	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.55(1)	duty to give copy application, <i>together with the prescribed information</i> to every referral authority specified in the planning scheme	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.57(2A)	power to reject objections considered made primarily for commercial advantage for the objector	MCD, CSP, PAA, PSP	
s.57(3)	function of receiving name and address of persons to whom notice of decision is to go	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.57(5)	duty to make available for inspection a copy of all objections	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.57A(4)	duty to amend an application in accordance with applicant's request, subject to section 57A(5)	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.57A(5)	power to refuse to amend an application	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.57A(6)	duty to note amendments to applications in the register	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.57B(1)	duty to determine whether and to whom notice should be given	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.57B(2)	duty to consider certain matters in determining whether notice should be given	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.57C(1)	duty to give copy of an amended application to a referral authority	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.58	duty to consider every application for a permit <i>except for a development assessment committee application</i>	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.58A	power to request advice from the Planning Application Committee	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.60	duty to consider certain matters	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s60(1A)	power to consider certain matters before deciding on application	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.61(1)	power to determine permit application, either to decide to grant a permit, to decide to grant a permit with conditions or to refuse a permit application	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	In accordance with Council's Planning Committee Charter. The permit must not be inconsistent with a cultural heritage management plan under the Aboriginal Heritage Act 2006

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.61(2)	duty to decide to refuse to grant a permit if a relevant determining referral authority objects to grant of permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.61(2A)	power to decide to refuse to grant a permit if a relevant recommending referral authority objects to the grant of a permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.61(3)(a)	duty not to decide to grant a permit to use coastal Crown land without the 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	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.62(1)	duty to include certain conditions in deciding to grant a permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.62(2)	power to include other conditions	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.62(4)	duty to ensure conditions are consistent with paragraphs (a),(b) and (c)	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.62(5)(a)	power to include a permit condition to implement an approved development contributions plan	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
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	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.62(5)(c)	power to include a permit condition that specified works be provided or paid for by the applicant	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
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 section 62(5) or section 46N	MCD, CSP, PAA, PSP	
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 section 62(1)(a)	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.63	duty to issue the permit where made a decision in favour of the application (if no one has objected)	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.64(1)	duty to give notice of decision to grant a permit to applicant and objectors	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	This provision applies also to a decision to grant an amendment to a permit – see section 75.
s.64(3)	duty not to issue a permit until after the specified period	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	This provision applies also to a decision to grant an amendment to a permit – see section 75.
s.64(5)	duty to give each objector a copy of an exempt decision	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	This provision applies also to a decision to grant an amendment to a permit – see section 75.
s.64A	duty not to issue permit until the end of a period when an application for review may be lodged with VCAT or until VCAT has determined the application, if a relevant recommending referral authority has objected to the grant of a permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	This provision applies also to a decision to grant an amendment to a permit - see section 75A
s.65(1)	duty to give notice of refusal to grant permit to applicant and <i>person who objected under section 57</i>	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.66(1)	duty to give notice under section 64 or section 65 and copy permit to <i>relevant determining</i> referral authorities	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.66(2)	duty to give a recommending referral authority notice of its decision to grant a permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	If the recommending referral authority objected to the grant of the permit or the responsible authority decided not to include a condition on the permit recommended by the recommending referral authority
s.66(4)	duty to give a recommending referral authority notice of its decision to refuse a permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	If the recommending referral authority objected to the grant of the permit or the recommending referral authority recommended that a permit condition be included on the permit.
s.66(6)	duty to give a recommending referral authority a copy of any permit which Council decides to grant and a copy of any notice given under section 64 or 65	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	If the recommending referral authority did not object to the grant of the permit or the recommending referral authority did not recommend a condition be included on the permit.
s.69(1)	function of receiving application for extension of time of permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.69(1A)	function of receiving application for extension of time to complete development	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.69(2)	power to extend time	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	

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	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.71(1)	power to correct certain mistakes	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.71(2)	duty to note corrections in register	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.73	power to decide to grant amendment subject to conditions	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	In accordance with Council's Planning Committee Charter.
s.74	duty to issue amended permit to applicant if no objectors	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.76	duty to give applicant and objectors notice of decision to refuse to grant amendment to permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.76A(1)	duty to give <i>relevant determining</i> referral authorities a copy of an amended permit and a copy of the notice	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.76A(2)	duty to give a recommending referral authority notice of its decision to grant an amendment to a permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	if the recommending referral authority objected to the amendment of the permit or the responsible authority decided not to include a condition on the amended permit recommended by the recommending referral authority

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.76A(4)	duty to give a recommending referral authority notice of its decision to refuse a permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	if the recommending referral authority objected to the amendment of the permit or the recommending referral authority recommended that a permit condition be included on the amended permit
s.76A(6)	duty to give a recommending referral authority a copy of any amended permit which Council decides to grant and a copy of any notice given under section 64 or 76	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	if the recommending referral authority did not object to the amendment of the permit or the recommending referral authority did not recommend a condition be included on the amended permit
s.76D	duty to comply with direction of the Minister to issue an amended permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.83	function of being a respondent to an appeal	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.83B	duty to give or publish notice of an application for review	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.84(1)	power to decide on an application at any time after an appeal is lodged against failure to grant a permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	In accordance with Council's Planning Committee Charter.
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	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.84(3)	duty to tell the Principal Registrar if Council decides to grant a permit after an application is made for review of its failure to grant a permit	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	"Principal Registrar" means the Principal Registrar of VCAT.

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.84(6)	duty to issue a permit on receipt of advice within 3 working days	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.86	duty to issue a permit at order of the Tribunal within 3 working days	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.87(3)	power to apply to VCAT for the cancellation or amendment of a permit	MCD, CSP, PAA, PSP	
s.90(1)	function of being heard at hearing of request for cancellation or amendment of a permit	MCD, CSP, PAA, PSP, SPIO, PIO	
s.91(2)	duty to comply with the directions of VCAT	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.91(2A)	duty to issue amended permit to owner if the Tribunal so directs	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	<i>Note – “Tribunal” means VCAT.</i>
s.92	duty to give notice of cancellation/amendment of permit by VCAT to persons entitled to be heard under section 90	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.93(2)	duty to give notice of a VCAT order to stop development	MCD, CSP, PAA, PSP, SSP, SP, SPIO, PIO	
s.95(3)	function of referring certain applications to the Minister	DC&PS, MCD, CSP	
s.95(4)	duty to comply with an order or direction	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO	
s.96(1)	duty to obtain a permit from the Minister to use and develop its land	Relevant Service Manager	In consultation with the DA&BS and MA&P.

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.96(2)	function of giving consent to other persons to apply to the Minister for a permit to use and develop Council land	Relevant Service Manager	In consultation with the DA&BS and MA&P.
s.96A(2)	power to agree to consider an application for permit concurrently with preparation of proposed amendment	MCD, CSP, CSTP	
s.96C	power to give notice, to decide not to give notice, to publish notice and to exercise any other power under section 96C	MCD, CSP, CSTP, PAA, PSP	
s.96F	duty to consider the panel's report under section 96E	MCD	
s.96G(1)	power to determine to recommend that a permit be granted or to refuse to recommend that a permit be granted and power to notify applicant of the determination (including power to give notice under section 23 of the <i>Planning and Environment (Planning Schemes) Act 1996</i>)	MCD, CSP, CSTP	
s.96H(3)	power to give notice in compliance with the Minister's direction	MCD, CSP, CSTP	
s.96J	power to issue permit as directed by the Minister	MCD, CSP, CSTP	
s.96K	duty to comply with direction of the Minister to give notice of refusal	MCD, CSP, CSTP	
s. 96Z	duty to keep levy certificates given to it under ss. 47 or 96A for no less than 5 years from receipt of the certificate	DC&PS, MCD	Note: this provision is not yet in force and will commence on 1 July 2015
s.97C	power to request the Minister to decide the application	DC&PS, MCD, CSP	
s.97D(1)	duty to comply with directions of the Minister to supply any document or assistance relating to application	MCD, CSP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.97G(3)	function of receiving from the Minister a copy of a notice of refusal to grant a permit or copy of any permit granted by the Minister	MCD, CSP	
s.97G(6)	duty to make a copy of permits issued under section 97F available for inspection	MCD, CSP, PSP, SSP, SP	
s.97L	duty to include Ministerial decisions in a register kept under section 49	MCD, CSP, PSP, SSP, SP	
s.97MH	duty to provide information or assistance to the Planning Application Committee	MCD, CSP, PSP	
s.97MI	duty to contribute to the costs of the Planning Application Committee or subcommittee	MCD, CSP	
s.97O	duty to consider application and issue or refuse to issue certificate of compliance	MCD, CSP, PAA, PSP, SSP	
s.97P(3)	duty to comply with directions of VCAT following an application for review of a failure or refusal to issue a certificate	MCD, CSP, PAA, PSP, SSP, SP, SPA	
s.97Q(2)	function of being heard by VCAT at hearing of request for amendment or cancellation of certificate	MCD, CSP, PAA, PSP, SSP, SP, SPA	
s.97Q(4)	duty to comply with directions of VCAT	MCD, CSP, PAA, PSP, SSP, SP, SPA	
s.97R	duty to keep register of all applications for certificate of compliance and related decisions	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	

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Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.98(1)&(2)	function of receiving a claim for compensation in certain circumstances	DC&PS, MCD	The owner or occupier may claim compensation from the Planning Authority for financial loss resulting from certain planning matters.
s.98(4)	duty to inform any person of the name of the person from whom compensation can be claimed	DC&PS, MCD	
s.101	function of receiving a claim for expenses in conjunction with the claim	DC&PS, MCD	
s.103	power to reject a claim for compensation in certain circumstances	DC&PS, MCD	
s.107(1)	function of receiving a claim for compensation	DC&PS, MCD	
s.107(3)	power to agree to extend the time for making a claim	DC&PS, MCD	
s.114(1)	power to apply to the VCAT for an enforcement order	MCD, CSP, PAA, PSP, SSP, SP, SPIO, PIO, CHU&UP	
s.117(1)(a)	function of making a submission to the VCAT where objections are received	MCD, CSP, PAA, PSP, SSP, SP, SPA	
s.120(1)	power to apply for an interim enforcement order where section 114 application has been made	MCD, CSP, PAA, SPIO, PIO, CHU&UP	
s.123(1)	power to carry out work required by enforcement order and recover costs	MCD, CSP, PAA	
s.123(2)	power to sell buildings, materials, etc salvaged in carrying out work under section 123(1)	Not delegated.	Except Crown land. Council resolution required.

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.129	function of recovering penalties	MCD, CSP, PAA, PSP, SSP, SP, SPA, SPIO, PIO, Admin – CDB, CH&UP, TLB&P, BSO(B&P)	
s.130(5)	power to allow person served with an infringement notice further time	MCD, CSP, PAA, PSP, SPIO, PIO, CH&UP	
s.149A(1)	power to refer a matter to the VCAT for determination	MCD, CSP, PAA	
s.149A(1A)	Power to apply to VCAT for the determination of a matter relating to the interpretation of a section 173 agreement	MCD, CSP, PSP	
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)	MCD, CSTP, STP	Duty of council as the relevant planning authority.
s.171(2)(f)	power to carry out studies and commission reports	MCD, CSTP, STP	
s.171(2)(g)	power to grant and reserve easements	MCD, CSP	
s.173	power to enter into an agreement covering the matters set out in section 174	CEO	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
---	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	MCD, CSP, PAA, PSP	
---	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	MCD, CSP, PAA, PSP	
s.177(2)	power to end a section 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	CEO	
s.178	power to amend a s.173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	CEO	
s.178A(1)	function of receiving application to amend or end an agreement	MCD, CSP, PAA, PSP, SSP, SP, SPA, SO, Admin - CDB	
s.178A(3)	function of notifying the owner as to whether it agrees in principle to the proposal under section 178A(1)	MCD, CSP, PSP, SSP	
s.178A(4)	function of notifying the applicant and the owner as to whether it agrees in principle to the proposal	MCD, CSP, PSP, SSP	.
s.178A(5)	power to propose to amend or end an agreement	MCD, CSP, PSP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.178B(1)	duty to consider certain matters when considering proposal to amend an agreement	MCD, CSP, PSP, SSP	
s.178B(2)	duty to consider certain matters when considering proposal to end an agreement	MCD, CSP, PSP, SSP	
s.178C(2)	duty to give notice of the proposal to all parties to the agreement and other persons who may be detrimentally affected by decision to amend or end	MCD, CSP, PSP, SSP	
s.178C(4)	function of determining how to give notice under section 178C(2)	MCD, CSP, PSP, SSP	
s.178E(1)	duty not to make a decision until after 14 days after notice has been given	MCD, CSP, PSP, SSP	
s.178E(2)(a)	power to amend or end the agreement in accordance with the proposal	MCD, CSP, PSP, SSP	If no objections are made under section 178D. The delegate must consider matters in section 178B.
s.178E(2)(b)	power to amend or end the agreement in a manner that is not substantively different from the proposal	MCD, CSP, PSP, SSP	If no objections are made under section 178D. The delegate must consider matters in section 78B.
s.178E(2)(c)	power to refuse to amend or end the agreement	MCD, CSP, PSP, SSP	If no objections are made under section 178D. The delegate must consider matters in section 178B.
s.178E(3)(a)	power to amend or end the agreement in accordance with the proposal	MCD, CSP, PSP, SSP	After considering objections, submissions and matters in section 148B
s.178E(3)(b)	power to amend or end the agreement in a manner that is not substantively different from the proposal	MCD, CSP, PSP, SSP	After considering objections, submissions and matters in section 148B

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.178E(3)(c)	power to amend or end the agreement in a manner that is substantively different from the proposal	MCD, CSP	After considering objections, submissions and matters in section 148B.
s.178E(3)(d)	power to refuse to amend or end the agreement	MCD, CSP, PSP, SSP	After considering objections, submissions and matters in section 148B.
s.178F(1)	duty to give notice of its decision under section 178E(3)(a) or (b)	MCD, CSP, PSP, SSP	
s.178F(2)	duty to give notice of its decision under section 78E(2)(c) or (3)(d)	MCD, CSP, PSP, SSP	
s.178F(4)	duty not to proceed to amend or end an agreement under section 178E until at least 21 days after notice has been given or until an application for review to the Tribunal has been determined or withdrawn	MCD, CSP, PSP, SSP	
s.178G	duty to sign an amended agreement and give a copy to each other party to the agreement	MCD, CSP, PSP, SSP	
s.178H	power to require a person who applies to amend or end an agreement to pay the costs of giving notices and preparing the amended agreement	MCD, CSP, PSP, SSP	
s.178I(3)	duty to notify, in writing, each party to the agreement of the ending of the agreement relating to Crown land	MCD, CSP, PSP, SSP	
s.179(2)	duty to make available for inspection copy agreement	MCD, CSP, PAA, PSP, SSP, SP, SPA, Admin - CDB	
s.181	duty to apply to the Registrar of Titles to record the agreement and to deliver a memorial to Registrar-General	MCD, CSP, PAA, PSP, SSP, SP, SPA	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.181(1A)(a)	power to apply to the Registrar of Titles to record the agreement	MCD, CSP, PSP	
s.181(1A)(b)	duty to apply to the Registrar of Titles, without delay, to record the agreement	MCD, CSP, PSP	
s.182	power to enforce an agreement	MCD, CSP, PAA	
s.183	duty to tell Registrar of Titles of ending/amendment of agreement	MCD, CSP, PAA, PSP, SSP, SP, SPA	
s.184F(1)	power to decide to amend or end an agreement at any time after an application for review of the failure of Council to make a decision	MCD, CSP, PSP	
s.184F(2)	duty not to amend or end the agreement or give notice of the decision after an application is made to VCAT for review of a failure to amend or end an agreement	MCD, CSP, PSP, SSP	
s.184F(3)	duty to inform the principal registrar if the responsible authority decides to amend or end an agreement after an application is made for the review of its failure to end or amend the agreement	MCD, CSP, PSP, SSP	
s.184F(5)	function of receiving advice from the principal registrar that the agreement may be amended or ended in accordance with Council's decision	MCD, CSP, PSP, SSP	
s.184G(2)	duty to comply with a direction of the Tribunal	MCD, CSP, PSP, SSP	
s.184G(3)	duty to give notice as directed by the Tribunal	MCD, CSP, PSP, SSP	

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.198(1)	function to receive applications for planning certificate	Not applicable	In the metropolitan area, planning certificates are issued by the Department of Transport, Planning and Local Infrastructure.
s.199(1)	duty to give planning a certificate to the applicant	Not applicable	In the metropolitan area, planning certificates are issued by the Department of Transport, Planning and Local Infrastructure.
s.201(1)	function of receiving an application for a declaration of underlying zoning	Not applicable	
s.201(3)	duty to make a declaration	Not applicable	
-	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	MCD, CSP, PAA, PSP, SSP, SP, SPA	
	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	MCD, CSP, PAA, PSP, SSP, SP, SPA	
	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	MCD, CSP, PAA, PSP, SSP, SP, SPA	
-	power to give written authorisation in accordance with a provision of a planning scheme	MCD, CSP, PAA, PSP, SSP, SP, SPA	
s.201UAB(1)	function of providing the Growth Areas Authority with information relating to any land within municipal district	Not applicable.	Darebin is not in a "growth area" as defined.

PLANNING AND ENVIRONMENT ACT 1987

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.201UAB(2)	duty to provide the Growth Areas Authority with information requested under subsection (1) as soon as possible	Not applicable.	Darebin is not in a “growth area” as defined.

RAIL SAFETY ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
s.33	duty to comply with a direction of the Safety Director under this section	DCL&W, MCW, SCMP&E, SCTM	Where Council is a utility under section 3 <i>Note - Safety Director means the Director, Transport Safety within the meaning of section 3 of the Transport Integration Act 2010.</i>
s.33A	duty to comply with a direction of the Safety Director to give effect to arrangements under this section	DCL&W, MCW, SCMP&E, SCTM	Duty of Council as a road authority under the <i>Road Management Act 2004</i> .
s.34	duty to comply with a direction of the Safety Director to alter, demolish or take away works carried out contrary to a direction under section 33(1)	DCL&W, MCW, SCMP&E, SCTM	Where Council is a utility under section 3.
s.34C(2)	function of entering into safety interface agreements with the rail infrastructure manager	DCL&W, DA&BS,	Where Council is the relevant road authority.
s.34D(1)	function of working in conjunction with rail infrastructure manager in determining whether risks to safety need to be managed	DCL&W, MCW, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34D(2)	function of receiving written notice of opinion	DCL&W, MCW, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34D(4)	function of entering into safety interface agreement with infrastructure manager	DCL&W, DA&BS	Where Council is the relevant road authority.
s.34E(1)(a)	duty to identify and assess risks to safety	DCL&W, MCW, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34E(1)(b)	duty to determine measures to manage any risks identified and assessed having regard to items set out in section 34E(2)(a)-(c)	DCL&W, MCW, SCMP&E, SCTM	Where Council is the relevant road authority.

RAIL SAFETY ACT 2006

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
s.34E(3)	duty to seek to enter into a safety interface agreement with rail infrastructure manager	DCL&W, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34F(1)(a)	duty to identify and assess risks to safety, if written notice has been received under section 34D(2)(a)	DCL&W, MCW, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34F(1)(b)	duty to determine measures to manage any risks identified and assessed, if written notice has been received under section 34D(2)(a)	DCL&W, MCW, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34F(2)	duty to seek to enter into a safety interface agreement with rail infrastructure manager	DCL&W, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34H	power to identify and assess risks to safety as required under sections 34B, 34C, 34D, 34E or 34F in accordance with subsections (a)-(c)	DCL&W, MCW, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34I	function of entering into safety interface agreements	DCL&W, DA&BS	Where Council is the relevant road authority.
s.34J(2)	function of receiving notice from the Safety Director	DCL&W, MCW, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34J(7)	duty to comply with a direction of the Safety Director given under section 34J(5)	DCL&W, MCW, SCMP&E, SCTM	Where Council is the relevant road authority.
s.34K(2)	duty to maintain a register of items set out in subsections (a)-(b)	DCL&W, SCMP&E, SCTM	Where Council is the relevant road authority.

RESIDENTIAL TENANCIES ACT 1997

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.142D	function of receiving notice regarding an unregistered rooming house	CH&UP, HPO, BSO(HP)	
s.142G(1)	duty to enter required information in the Rooming House Register for each rooming house in municipal district	CH&UP, HPO, BSO(HP)	
s. 142G(2)	power to enter certain information in the Rooming House Register	CH&UP, HPO, BSO(HP)	
s.142I(2)	power to amend or revoke an entry in the Rooming House Register if necessary to maintain the accuracy of the entry	CH&UP, HPO, BSO(HP)	
s.252	power to give tenant a notice to vacate rented premises if subsection (1) applies	CH&UP	Where Council is the landlord.
s.262(1)	power to give tenant a notice to vacate rented premises	CH&UP	Where Council is the landlord.
s.262(3)	power to publish its criteria for eligibility for the provision of housing by council	CH&UP, HPO	Where Council is the landlord.
s.518F	power to issue notice to caravan park regarding emergency management plan if determined that the plan does not comply with the requirements	CH&UP, HPO	
s.522(1)	power to give a compliance notice to a person	CH&UP, HPO	<i>Note - The Act applies to caravan parks and rooming houses.</i>
s.525(2)	power to authorise an officer to exercise powers in section 526 (either generally or in a particular case)	MCG&P	
s.525(4)	duty to issue identity card to authorised officers	CH&UP	

RESIDENTIAL TENANCIES ACT 1997

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.526(5)	duty to keep record of entry by authorised officer under section 526	CH&UP, BSO(HP)	
s.526A(3)	function of receiving report of inspection	CH&UP, HPO, BSO(HP)	
s.527	power to authorise a person to institute proceedings (either generally or in a particular case)	CH&UP	

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	DA&BS, MA&P	obtain consent in circumstances specified in section 11(2)
s.11(8)	power to name a road or change the name of a road by publishing notice in the Victoria Government Gazette	Not delegated.	Council resolution required
s.11(9)(b)	duty to advise the Registrar	DA&BS, MA&P	<i>Note – “Registrar” refers to the Registrar of Titles.</i>
s.11(10)	duty to inform Secretary to Department of Sustainability and Environment of a declaration etc.	DA&BS, MA&P	clause subject to section 11 (10A) <i>Note – “Secretary” refers to the Secretary of the Department of Transport, Planning and Local Infrastructure.</i>
s.11(10A)	duty to inform the Secretary or nominated person	DA&BS, MA&P	Where Council is the coordinating road authority. Clause subject to section 11(10A).
s.12(2)	power to discontinue road or part of a road	Not delegated.	Where Council is the coordinating road authority. Council resolution required.
s.12(4)	power to publish, and provide copy, notice of proposed discontinuance	DA&BS, MA&P	Power of the 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	DA&BS, MA&P	Duty of the 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
s.12(6)	function of hearing a person in support of their written submission	DA&BS, MA&P	Function of coordinating road authority where it is the discontinuing body. Unless subsection (11) applies.
s.12(7)	duty to fix the day, time and place of meeting under subsection (6) and to give notice	DA&BS, MA&P	Duty of the coordinating road authority where it is the discontinuing body. Unless subsection (11) applies.
s.12(10)	duty to notify (*) of the decision made	DA&BS, MA&P	Duty of the 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. (*) _submitters must be notified.
s.13(1)	power to fix a boundary of a road by publishing notice in Government Gazette	DA&BS, MA&P	Power of the coordinating road authority to obtain consent under section 13(3) and section 13(4) as appropriate.
s.14(4)	function of receiving notice from VicRoads	DA&BS, SCTM	
s.14(7)	power to appeal against a decision of VicRoads	DA&BS, SCTM	
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	DA&BS	

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.15(1A)	power to enter into arrangement with a utility to transfer a road management function of the utility to the road authority	DA&BS	
s.15(2)	duty to include details of arrangement in the public roads register	DA&BS, MA&P	
s.16(7)	power to enter into an arrangement under section 15	DA&BS	
s.16(8)	duty to enter details of determination in the public roads register	DA&BS, MA&P	
s.17(2)	duty to register public road in the public roads register	DA&BS, MA&P	Where Council is the coordinating road authority.
s.17(3)	power to decide that a road is reasonably required for general public use	DA&BS, MA&P	Where Council is the coordinating road authority.
s.17(3)	duty to register a road reasonably required for general public use in the public roads register	DA&BS, MA&P	Where Council is the coordinating road authority.
s.17(4)	power to decide that a road is no longer reasonably required for general public use	DA&BS, MA&P	
s.17(4)	duty to remove road no longer reasonably required for general public use from the public roads register	DA&BS, MA&P	
s.18(1)	power to designate ancillary area	Not delegated.	Where Council is the coordinating road authority, and obtains consent in the circumstances specified in section 18(2). Council resolution required.
s.18(3)	duty to record designations in the public roads register	DA&BS, MA&P	Where Council is the coordinating road authority.

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.19(1)	duty to keep register of public roads in respect of which it is the coordinating road authority	DA&BS, MA&P	
s.19(4)	duty to specify details of a discontinuance in the public roads register	DA&BS, MA&P	
s.19(5)	duty to ensure public roads register is available for public inspection	DA&BS, MA&P	
s.21	function of replying to a request for information or advice	DA&BS, MA&P, CIP	The delegate must obtain consent in the circumstances specified in section 11(2).
s.22(2)	function of commenting on a proposed direction	DA&BS	
s.22(4)	duty to publish a copy or summary of any direction made under section 22 by the Minister in its annual report.	DA&BS	
s.22(5)	duty to give effect to a direction under this section.	DA&BS	
s.40(1)	duty to inspect, maintain and repair a public road.	DCL&W, MCW	
s.40(5)	power to inspect, maintain and repair a road which is not a public road	DCL&W, DA&BS, MCW	
s.41(1)	power to determine the standard of construction, inspection, maintenance and repair	MA&P,MCW	
s.42(1)	power to declare a public road as a controlled access road	DA&BS, SCTM	Power of the coordinating road authority. Schedule 2 also applies.
s.42(2)	power to amend or revoke a declaration by notice published in the Victoria Government Gazette	DA&BS	Power of the coordinating road authority. Schedule 2 also applies.

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.42A(3)	duty to consult with VicRoads before a road is specified	DA&BS, SCTM	Where Council is the coordinating road authority. If the road is a municipal road or part thereof.
s.42A(4)	power to approve the Minister's decision to specify a road as a specified freight road	Not delegated.	Where council is the coordinating road authority. If the road is a municipal road or part thereof and where the road is to be specified a freight road. Council resolution required.
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)	DA&BS, SCTM, MCW	Where Council is the responsible road authority, infrastructure manager or works manager.
s.48M(3)	function of consulting with the Secretary for purposes of developing guidelines under section 48M	DA&BS, SCTM	
s.48N	duty to notify the Secretary of the location of the bus stopping point and the action taken by council	DA&BS, SCTM	
s.49	power to develop and publish a road management plan	Not delegated	The power remains with the Council.
s.51	power to determine standards by incorporating the standards in a road management plan	Not delegated	The power remains with the Council.
s.53(2)	power to cause notice to be published in the Victoria Government Gazette of the amendment etc of a document in the road management plan	DCL&W	
s.54(2)	duty to give notice of a proposal to make a road management plan	DCL&W	

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.54(5)	duty to conduct a review of the road management plan at prescribed intervals	DCL&W	
s.54(6)	power to amend a road management plan	DCL&W	
s.54(7)	duty to incorporate the amendments into the road management plan	DCL&W	
s.55(1)	duty to cause notice of a road management plan to be published in the Victoria Government Gazette and newspaper	DCL&W	
s.63(1)	power to consent to the conduct of works on a road	DCL&W, DA&BS, MCW, SCMP&E	Where Council is the 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	DCL&W, DA&BS, SCMP&E, MCW, CIM&S	Where Council is the infrastructure manager.
s.64(1)	duty to comply with clause 13 of Schedule 7	DA&BS, SCMP&E, MCW	Where Council is the infrastructure manager or works manager.
s.66(1)	power to consent to a structure etc	DCL&W, DA&BS, SCMP&E, SCTM	Where Council is the coordinating road authority.
s.67(2)	function of receiving the name & address of the person responsible for distributing the sign or bill	DA&BS, SCMP&E, SCTM, MED&CC	Where Council is the coordinating road authority.
s.67(3)	power to request information	DA&BS, SCMP&E, SCTM, MED&CC	Where Council is the coordinating road authority.
s.68(2)	power to request information	DA&BS, SCMP&E, SCTM, MED&CC	Where Council is the coordinating road authority.

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.71(3)	power to appoint an authorised officer	CEO	
s.72	duty to issue an identity card to each authorised officer	MCG&P	
s.85	function of receiving a report from an authorised officer	DA&BS, DCL&W	
s.86	duty to keep a register regarding section 85 matters	DA&BS, DCL&W	
s.87(1)	function of receiving complaints	DA&BS, DCL&W	
s.87(2)	power to investigate complaints and provide a report	DA&BS, DCL&W	
s.112(2)	power to recover damages in court	DA&BS	
s.116	power to cause or carry out inspections	DCL&W, DA&BS, SCMP&E, MCW	Relates to inspection following notice of a proposal to commence Court proceedings in relation to an incident arising out of a public road or infrastructure.
s.119(2)	function of consulting with VicRoads	DCL&W, DA&BS, SCMP&E, SCTM	
s.120(1)	power to exercise road management functions on an arterial road (with the consent of VicRoads)	DCL&W, DA&BS, SCMP&E, MCW	
s.120(2)	duty to seek consent of VicRoads to exercise road management functions before exercising power in section 120(1)	DCL&W, DA&BS, SCMP&E, MCW	
s.121(1)	power to enter into an agreement in respect of works	DCL&W, DA&BS, SCMP&E, MCW, CIM&S	

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.122(1)	power to charge and recover fees	DCL&W, DA&BS, SCMP&E, MCW, CIM&S, SCTM	
s.123(1)	power to charge for any service	DCL&W, DA&BS, MMPE&T, SCMP&E, MCW, CIM&S, SCTM	
Schedule 2 Clause 2(1)	power to make a decision in respect of controlled access roads	DCL&W, DA&BS, SCMP&E, MCW, CIM&S, SCTM	
Schedule 2 Clause 3(1)	duty to make policy about controlled access roads	DA&BS, SCTM	
Schedule 2 Clause 3(2)	power to amend, revoke or substitute policy about controlled access roads	DA&BS, SCTM	
Schedule 2 Clause 4	function of receiving details of proposal from VicRoads	DA&BS, SCTM	
Schedule 2 Clause 5	duty to publish notice of a declaration	DA&BS, SCTM	
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	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the 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 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	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the 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	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the 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	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the infrastructure manager or works manager.
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	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the infrastructure manager or works manager.
Schedule 7 Clause 12(2)	power to direct infrastructure manager or works manager to conduct reinstatement works	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 12(3)	power to take measures to ensure reinstatement works are completed	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
Schedule 7 Clause 12(4)	duty to ensure that works are conducted by an appropriately qualified person	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 12(5)	power to recover costs	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7, Clause 13(1)	duty to notify the relevant coordinating road authority within 7 days that works have been completed, subject to Schedule 7, Clause 13(2)	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the works manager.
Schedule 7 Clause 13(2)	power to vary a notice period	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7, Clause 13(3)	duty to ensure the works manager has complied with the obligation to give notice under Schedule 7, Clause 13(1)	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the infrastructure manager.
Schedule 7 Clause 16(1)	power to consent to proposed works	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 16(4)	duty to consult	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority, responsible authority or infrastructure manager. The clause provides that if an application for consent is made by an infrastructure manager, the coordinating road authority must consult with the infrastructure manager and the responsible road authority before determining the application.

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
Schedule 7 Clause 16(5)	power to consent to proposed works	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 16(6)	power to set reasonable conditions on consent for proposed works	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 16(8)	power to include consents and conditions for proposed works	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 17(2)	power to refuse to give consent and duty to give reasons for refusal for proposed works	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 18(1)	power to enter into an agreement in relation to proposed works	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 19(1)	power to give notice requiring rectification of works	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 19(2) & (3)	power to conduct the rectification works or engage a person to conduct the rectification works and power to recover costs incurred	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
Schedule 7 Clause 20(1)	power to require removal, relocation, replacement or upgrade of existing non-road infrastructure	DCL&W, DA&BS, SCTM, SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.

ROAD MANAGEMENT ACT 2004

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
Schedule 7A Clause 2	power to cause street lights to be installed on roads	DA&BS, ME&NR	Power of the 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 the road is not an arterial road	DA&BS, ME&NR	Where Council is the responsible road authority.
Schedule 7A Clause 3(1)(e)	duty to pay installation and operation costs of street lighting – where the road is a service road on an arterial road and adjacent areas	DA&BS, ME&NR	Where Council is the responsible road authority.
Schedule 7A Clause (3)(1)(f),	duty to pay installation and a percentage of operation costs of street lighting – for arterial roads in accordance with clauses 3(2) and 4	DA&BS, ME&NR	Duty of Council as the responsible road authority that installed the light (re: installation costs) and where Council is the 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	MCD, CSP, PSP, SSP, SP, CSTP, STP	Matters considered include planning scheme, planning objectives, objections and submissions and comments of referral authorities.
r.7	duty of responsible authority to provide copy information or report requested by the Minister	MCD, CSP, PSP, SSP, SP, CSTP, STP	
r.8	Function of receiving notice, under section 19(1) of the Act, from a planning authority of its preparation of an amendment to a planning scheme.	MCD, CSTP, STP	Where Council is not the planning authority and the amendment affects land within Council's municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.
r.22	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	MCD, CSP, PSP, SSP, SP, CSTP, STP	
r.40	Function of receiving notice under section 96C(1)(c) of the Act from a planning authority of its preparation of an amendment to a planning scheme.	MCD, CSTP, STP	Where Council is not the planning authority and the amendment affects land within Council's municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.
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	MCD, CSP, PSP, SSP, SP, CSTP, STP	

PLANNING AND ENVIRONMENT INTERIM (FEES) REGULATIONS 2014

Note: these Regulations expire on 16 October 2015

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
r.16	power to waive or rebate fee other than a fee relating to an amendment to a planning scheme	MCD, CSP	
r.17	power to waive or rebate fee relating to an amendment to a planning scheme	MCD, CSP	
r.18	duty to record matters taken into account and which formed the basis of the decision to waive or rebate a fee under regulation 16 or 17	MCD, CSP	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2010

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.7	function of entering into a written agreement with a caravan park owner	CH&UP, HPO	
r.11	function of receiving application for registration	CH&UP, HPO	
r.13(1)	duty to grant the registration if satisfied that the caravan park complies with these regulations	CH&UP, HPO	
r.13(2)	duty to renew the registration if satisfied that the caravan park complies with these regulations	CH&UP, HPO	
r.13(2)	power to refuse to renew the registration if not satisfied that the caravan park complies with these regulations	MED&CC, CH&UP	
r.13(4) & (5)	duty to issue certificate of registration	CH&UP, HPO, BSO(HP)	
r.15(1)	function of receiving notice of transfer of ownership	CH&UP, HPO	
r.15(3)	power to determine where notice of transfer is displayed	CH&UP, HPO	
r.16(1)	duty to transfer registration to new caravan park owner	CH&UP, HPO	
r.16(2)	duty to issue a certificate of transfer of registration	CH&UP, HPO, BSO(HP)	
r.17(1)	power to determine the fee to accompany applications for registration or applications for renewal of registration	CH&UP	
r.18	duty to keep register of caravan parks	CH&UP, HPO, BSO(HP)	
r.19(4)	power to determine where the emergency contact person's details are displayed	CH&UP, HPO	
r.19(6)	power to determine where certain information is displayed	CH&UP, HPO	

RESIDENTIAL TENANCIES (CARAVAN PARKS AND MOVABLE DWELLINGS REGISTRATION AND STANDARDS) REGULATIONS 2010

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.22A(1)	duty to notify a caravan park owner of the relevant emergency services agencies for the caravan park, on the request of the caravan park owner	CH&UP, HPO	
r.22A(2)	Duty to consult with relevant emergency services agencies	CH&UP, HPO	
r.23	power to determine places in which caravan park owner must display a copy of emergency procedures	CH&UP, HPO	
r.24	power to determine places in which caravan park owner must display copy of public emergency warnings	CH&UP, HPO	
r.25(3)	duty to consult with relevant floodplain management authority	CH&UP, HPO	
r.26	duty to have regard to any report of the relevant fire authority	CH&UP, HPO	
r.28(c)	power to approve system for the collection, removal and disposal of sewage and waste water from a movable dwelling	CH&UP	
r.39	function of receiving notice of proposed installation of unregistrable movable dwelling or rigid annexe	CH&UP, HPO	
r.39(b)	power to require notice of proposal to install unregistrable movable dwelling or rigid annexe	CH&UP	
r.40(4)	function of receiving installation certificate	CH&UP, HPO, BSO(HP)	
r.42	power to approve use of a non-habitable structure as a dwelling or part of a dwelling	CH&UP	
Schedule 3 clause 4(3)	power to approve the removal of wheels and axles from unregistrable movable dwelling	CH&UP. HPO	

ROAD MANAGEMENT (GENERAL) REGULATIONS 2005

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.301(1)	duty to conduct reviews of the road management plan	DCL&W, MCW	
r.302(2)	duty to give notice of a review of the road management plan	DCL&W, MCW	
r.302(5)	duty to produce a written report of the review of the road management plan and make the report available	DCL&W, MCW	
r.303	duty to give notice of an amendment which relates to standard of construction, inspection, maintenance or repair under section 41 of the Act	DCL&W, MCW	
r.306(2)	duty to record on the road management plan the substance and date of effect of any amendment	DCL&W, MCW	
r.501(1)	power to issue a permit	SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
r.501(4)	power to charge a fee for issuing permit under regulation 501(1)	SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.
r.503(1)	power to give written consent to a person to drive on a road a vehicle which is likely to cause damage to road	DA&BS, SCTM	Where Council is the coordinating road authority.
r.508(3)	power to make a submission to the Tribunal	DA&BS, SCTM, MED&CC, CCC	Where Council is the coordinating road authority. Relates to hoardings and advertisements.
r.509(1)	power to remove objects, refuse, rubbish or other material deposited or left on a road	MCW, CEnvO, MED&CC, CCC	Where Council is the responsible road authority.

ROAD MANAGEMENT (GENERAL) REGULATIONS 2005

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.509(2)	power to sell or destroy things removed from a road or part of a road (after first complying with regulation 509(3))	MCW, CEnvO, MED&CC, CCC	Where Council is the responsible road authority.
r.509(4)	power to recover in the Magistrates' Court, expenses from the person responsible	MCW, CEnvO, MED&CC, CCC	

ROAD MANAGEMENT (WORKS AND INFRASTRUCTURE) REGULATIONS 2005

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r.10	power to exempt a person from a requirement under clause 13(1) of Schedule 7 to the Act to give notice as to the completion of those work	SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority and where consent is given under section 63(1) of the Act.
r.18(2)	power to waive whole or part of a fee in certain circumstances	SCMP&E, MCW, CIM&S	Where Council is the coordinating road authority.