District Council of Peterborough



Amalgamated 1997

DELEGATIONS & SUB-DELEGATIONS

AUTHORISATIONS

INSTRUMENTS OF DELEGATION & APPOINTMENTS

1st July 2025

Review History

Council Meeting Date	Resolution Number	Register Updated	Notes
20th June 2016	72/06/16 73/06/16 74/06/16	Yes	CEO, L Heath, C Thomson
18th July 2016	102/07/16 103/07/16 104/07/16	Yes	EPA, D&C, Annual Review
21st Nov 2016	181/11/16	Yes	M Stephenson
15th May 2017	42 & 43/05/17	Yes	CEO, All Officers
19th June 2017	49/6/17	Yes	YAC added
17th July 2017	54/07/17	Yes	PDI Act added and D&C updated
16th October 2017	83/10/17	Yes	5 x Instruments updated
20th Nov 2017		Yes	SHRC ctte term' & Tourism ctte changed
19th March 2018	26/03/18 27/03/18 28/03/18	Yes	Exp/fines adopted Exp/fines sub del 3 x Inst' updated
18th March 2019	31&32/03/19	Yes	Full Annual Review
17th February 2020	10/02/20	Yes	D&G Officer added
20th July 2020	65&66/07/20	Yes	Full Annual Review
August 2021	36/08/21	Yes	**New Framework with full review**
13th December 2021	85/12/21	Yes	Numerous updates
15th August 2022	83/08/22	Yes	Numerous updates
10th October 2022	NA	Yes	PRSO sub-del update & Bylaw. TCDO added to Permit 222.
30th November 2022	119/11/22	Yes	Qtrly updates
6th March 2023	NA	Yes	CT Revoked, DC added, Traffic Gen App updated
16th October 2023	92/10/23	Yes	2 x Qtrly updates PD Title changes MC Revoked Rd Traffic Table update

Council Meeting Date	Resolution Number	Register Updated	Notes
15th January 2024	NA (Assessment Mgr)	Yes	PDI Act, Inst D update
15th April 2024	23/04/24	Yes	**Full review with new CEO**
19th August 2024	62/08/24	Yes	Qtrly updates
17th February 2025	22/02/25	Yes	Qtrly updates
19th May 2025	50/05/25	Yes	Qtrly updates
1st July 2025	NA	Yes	LB added

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Mayor's Presiding Officer – Authorised Person

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   - Att D – Road Traffic Act Sub-delegation

3. **Road Traffic Act Instrument of Authorisation**

4. **Instrument of Sub-delegation by CEO**

5. **Instrument of Delegation by CEO (Food and LG Act)**

6. **Instrument of Appointments:**
   a. Desley Culpin, Infrastructure & Operations Manager
   b. Sally Kent, Governance and Administration Manager
   c. Lawrence Heath, Property & Regulatory Services Co-ordinator
      i. Inc PDI Act
   d. Brian Sickle, Environmental Health Officer
   e. Sophie Limoux, Environmental Health Officer
   f. Christine Malycha, Library Manager
   g. Anthony Casey, Infrastructure & Operations Co-ordinator
   h. Robin Mangnoson, Animal Management Officer
   i. Sally Kent, Executive Assistant
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    a. Traffic Act General Approval 22/08/2013
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INTRODUCTION & LEGISLATION

Basis of Authority

1.1 Section 44 of the Local Government Act 1999, provides that a Council may delegate a power or function vested or conferred under the Local Government. Some other Acts also contain a specific power of delegation.

1.2 A Council may elect to delegate its powers, functions and duties to the Chief Executive Officer, (which also extends to any person appointed to act in this position during absences of the Chief Executive Office) who may then sub-delegate the powers and functions to other responsible staff. Council may also delegate their powers and functions to a Committee of Council, a subsidiary of the Council and the Council Development Assessment Panel. Other Acts may specify different delegates than the Local Government Act 1999.

1.3 It is important to acknowledge, that delegating a power does not transfer that power from the Council to the delegate, it merely replicates it. A delegation made pursuant to Section 44 of the Local Government Act 1999 is revocable at will and does not prevent the Council from acting in a matter.

1.4 The primary purpose of delegating powers and functions is to facilitate an efficient and effective organisation by allowing decisions to be made by the staff who carry out day to day operations.

1.5 There are a number of powers and functions of the Local Government Act 1999 which the Council cannot delegate. These are set out in Section 44(3) of the Local Government Act 1999. If the Council purports to delegate any of these powers or functions, that delegation would be ineffective. Any action undertaken in reliance on that delegation would be unauthorised. This may cause legal and administrative problems for the Council.

1.6 Pursuant to Section 44(3) of the Local Government Act 1999 there are a number of matters which Councils cannot delegate. They include the following:

1.6.1 power to make a by-law;
1.6.2 power to declare rates or a charge with the character of a rate;
1.6.3 power to borrow money or to obtain other forms of financial accommodation;
1.6.4 power to adopt or revise a strategic management plan of the Council;
1.6.5 power to adopt or revise an annual business plan or budget of the council;
1.6.6 power to approve expenditure of money on works, services or operations of the Council not contained in a budget approved by the Council;
1.6.7 power to determine annual allowances under Chapter 5;
1.6.8 power to approve payment or reimbursement of expenses that may be paid at the discretion of the Council and for which the Council has not adopted a formal policy or made specific financial provisions;
1.6.9 power to establish a subsidiary, or to participate in the establishment of a regional subsidiary;
1.6.10 power to make an application or recommendation, or to report or to give a notice, to the Governor or the Minister, being an application, recommendation, report or notice for which provision is made by or under

this or another Act;

1.6.11 power to fix, vary or revoke a fee under section 188(1)(d) to (h);

1.6.12 a power or function excluded from delegation by the regulations.

1.7 Section 44(4) of the Act also provides that a delegation:

1.7.1 is subject to conditions and limitations determined by the Council or specified by the regulations; and

1.7.2 if made to the Chief Executive Officer authorises the sub-delegation of the delegated power or function unless the Council directs otherwise and if made to anyone else authorises the sub-delegation of the delegated power or function with the approval of the Council; and

1.7.3 is revocable at will and does not prevent the Council from acting in a manner.

1.8 Section (6) provides that the Council must cause a separate record to be kept of all delegations made under Section 44, and should at least once in every financial year review the delegations for the time being in force under Section 44.

1.9 Section 44(7) provides that a person is entitled to inspect (without charge) the record of delegations under Section 44(6) at the principal office of the Council during ordinary office hours.

1.10 A record of delegations is a public record, and may be inspected free of charge, or copies may be made available to any person on the payment of a fee fixed by the Council.

1.11 Decisions made under delegated authority are subject to Council's Procedure for the Internal Review of Council Decisions as if the decision had been made by the Council itself.

1.12 Section 101 of the Local Government Act 1999 provides that the Chief Executive Officer may delegate (or sub-delegate) a power or function vested or conferred in or on the Chief Executive Officer under the Local Government Act 1999. Section 101 sets out various other matters in relation to delegations (or sub-delegations) by the Chief Executive Officer.

1.13 A delegation by the Chief Executive Officer made under Section 101 of the Local Government Act 1999 may be made to an employee of the Council, or to the employee for the time being occupying a particular office or position, a committee comprising employees of the Council, or an authorised person.

<u>Philosophy and Principles</u>

2.1 It is acknowledged that for the efficient operation of Council the powers for effective decision making should be delegated to the Chief Executive Officer and then to personnel actively involved in the day-to-day operations. This process then allows for Council to place a greater emphasis on determining the overall directions and policies of the Council and on monitoring performance.

2.2 If the Chief Executive Officer sub-delegates a power or function made to him/her by the Council to an employee of the Council, the employee is responsible to the

Chief Executive Officer for the efficient and effective exercise or performance of that power or function.

2.3 It is also recognised that certain principles must be enacted to provide assurance that the powers and functions delegated are carried out in accordance with the legislation.

These include:

2.3.1 All delegations are to be exercised in accordance with management principles, such as accountability, transparency, diligence and probity and due care.

2.3.2 Responsible Officers will be accountable for the delegations they exercise. Staff will be supported via training if necessary, to ensure they have the necessary skills, competency and qualifications (if required) to undertake the duties.

2.3.3 Sub-delegations from the Chief Executive Officer may be made subject to conditions or limitations and the delegate can only act in accordance with the conditional delegations.

2.3.4 If a decision is likely to create a high level of local or community interest, consideration should be given by the delegate to refer the matter to the appropriate Committee and/or Council.

<u>Responsibilities of the Chief Executive Officer</u>

The responsibilities and functions of the Chief Executive Officer are outlined in Section 99 of the *Local Government Act 1999*. These include:

- Ensuring that policies and lawful decisions of the Council are implemented in a timely and efficient manner.
- Taking responsibility for the day to day operations and affairs of the Council.
- Ensuring that the assets and resources of the Council are properly managed and maintained.
- To exercise, perform and discharge other powers, functions or duties conferred on the Chief Executive Officer by or under *the Local Government Act 1999* or other Acts, and to perform other functions lawfully directed by the Council.

The Chief Executive Officer is responsible, amongst other things, for ensuring the Council abides by current laws and regulations that affect its operations in relation to finances, facilities, human resources, investments, provision of services and governance matters.

MINUTES of the **ORDINARY COUNCIL MEETING**
held in Council Chamber on Monday 19th May 2025 @ 7.30pm

18.1 Delegation of Council Powers & Functions

Cr C Chambers moved Cr K Miller seconded**:**

That the Council adopt the recommended amendment, deletions and additions only to delegations, functions and powers as outlined in the Report, with all other delegations, functions and powers remaining as per the resolution carried on 15th April 2024, resolution 23/04/24, 19th August 2024, resolution 62/08/24 and 17th February 2025, resolution 22/02/25.

and

That under the Planning, Development and Infrastructure Act 2016, the Council adopt the amended Instrument A, as outlined in the Report.

CARRIED 50/05/25

INSTRUMENT A

INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING & DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL AS:

- **A COUNCIL;**
- **A DESIGNATED AUTHORITY;**
- **A DESIGNATED ENTITY**

NOTES

1. Conditions or Limitations: conditions or limitations may apply to the delegations contained in this Instrument. Refer to the Schedule of Conditions at the back of this document.

2. Refer to the relevant Council resolution(s) to identify when these delegations were made, reviewed and or amended.

POWERS AND FUNCTIONS DELEGATED IN THIS INSTRUMENT

1.	**Planning Regions and Greater Adelaide**
1.1	The power pursuant to Section 5(5)(b) of the Planning, Development and Infrastructure Act 2016 (the **PDI Act**) to make submissions to the Minister on a proposed proclamation under Section 5 of the PDI Act.
2.	**Subregions**
2.1	The power pursuant to Section 6(3)(b) of the PDI Act to make submissions to the Minister on the Minister's proposed course of action.
3.	**Environment and Food Production Areas – Greater Adelaide**
3.1	The power pursuant to Section 7(5)(b) of the PDI Act, in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to concur in the granting of the development authorisation to the development.
4.	**Functions**
4.1	The power pursuant to Section 22(4)(a)(i) of the PDI Act to, if an inquiry is conducted by the Commission under Section 22(1)(e) of the PDI Act make submissions or representations.
5.	**Planning Agreements**
5.1	The power pursuant to Section 35(1)(a) of the PDI Act and subject to Section 35 of the PDI Act to enter into an agreement (**a planning agreement**) with the Minister relating to a specified area of the State subject to Section 35 of the PDI Act.
5.2	The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for:
5.2.1	the setting of objectives, priorities and targets for the area covered by the agreement; and

	5.2.2	the constitution of a joint planning board including, in relation to such a board:	
		5.2.2.1	the membership of the board, being between 3 and 7 members (inclusive); and
		5.2.2.2	subject to Section 35(4) of the PDI Act, the criteria for membership; and
		5.2.2.3	the procedures to be followed with respect to the appointment of members; and
		5.2.2.4	the terms of office of members; and
		5.2.2.5	conditions of appointment of members, or the method by which those conditions will be determined, and the grounds on which, and the procedures by which, a member may be removed from office; and
		5.2.2.6	the appointment of deputy members; and
		5.2.2.7	the procedures of the board; and
	5.2.3	the delegation of functions and powers to the joint planning board (including, if appropriate, functions or powers under another Act); and	
	5.2.4	the staffing and other support issues associated with the operations of the joint planning board; and	
	5.2.5	financial and resource issues associated with the operations of the joint planning board, including:	
		5.2.5.1	the formulation and implementation of budgets; and
		5.2.5.2	the proportions in which the parties to the agreement will be responsible for costs and other liabilities associated with the activities of the board; and
	5.2.6	such other matters as the delegate thinks fit.	
	5.3	The power pursuant to Section 35(5)(a) of the PDI Act, at the expiry of a planning agreement, to replace it with a new agreement (in the same or different terms).	
	5.4	The power pursuant to Section 35(5)(b) of the PDI Act, to vary or terminate a planning agreement by agreement between the parties to the agreement.	
6.	**Appointment of Administrator**		
	6.1	The power pursuant to Section 41(2)(a) of the PDI Act to make submissions to the Minister on the Minister appointing an administrator under Section 41 of the PDI Act.	
7.	**Community Engagement Charter**		
	7.1	The power pursuant to Section 44(6)(a) of the PDI Act, to make submissions in relation to any proposal to prepare or amend a designated instrument under Part 5 Division 2 Subdivision 5 of	

	the PDI Act that is relevant to the Council (unless the proposal has been initiated by the Council).	
7.2	The power pursuant to Section 44(9)(b) of the PDI Act to the extent that Section 44(9)(a) of the PDI Act does not apply, have regard to, and seek to achieve, any principles or performance outcomes that apply in a relevant case.	
7.3	The power pursuant to Section 44(10) of the PDI Act to:	
	7.3.1	seek the approval of the Commission to adopt an alternative way to achieving compliance with a requirement of the charter; and
	7.3.2	with the approval of the Commission, adopt an alternative way to achieving compliance with a requirement of the charter.
8.	**Preparation and Amendment of Charter**	
8.1	The power pursuant to Section 45(2)(c) of the PDI Act to make representations (including in writing or via the SA planning portal) on a proposal to prepare or amend the charter.	
9.	**Preparation and Amendment**	
9.1	The power pursuant to Section 73(2)(b)(iv) of the PDI Act to:	
	9.1.1	seek the approval of the Minister to initiate a proposal to amend a designated instrument; and
	9.1.2	initiate a proposal to amend a designated instrument with the approval of the Minister acting on the advice of the Commission.
9.2	The power pursuant to Section 73(6) of the PDI Act where the Council is authorised or approved under Section 73 of the PDI Act, after all of the requirements of Section 73 of the PDI Act have been satisfied:	
	9.2.1	to prepare a draft of the relevant proposal; and
	9.2.2	to comply with the Community Engagement Charter for the purposes of consultation in relation to the proposal; and
	9.2.3	to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to a regional plan that has been prepared by a joint planning board where the amendment is not being proposed by the joint planning board –consult with the joint planning board; and
	9.2.4	to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to the Planning and Design Code that will have a specific impact on 1 or more particular pieces of land in a particular zone or subzone (rather than more generally) – to take reasonable steps to give:
		9.2.4.1 an owner or occupier of the land; and
		9.2.4.2 an owner or occupier of each piece of adjacent land,

		a notice in accordance with the regulations; and
	9.2.5	to consult with any person or body specified by the Commission and any other person or body as the delegate thinks fit; and
	9.2.6	to carry out such investigations and obtain such information specified by the Commission; and
	9.2.7	to comply with any requirement prescribed by the regulations.
9.3		The power pursuant to Section 73(7) of the PDI Act, after complying with Section 73(6) of the PDI Act, to prepare a report in accordance with any practice direction that applies for the purposes of Section 73 of the PDI Act (including information about any change to the original proposal that the delegate considers should be made) and furnish a copy of the report to the Minister.
9.4		The power pursuant to Section 73(8) of the PDI Act, after the Council has furnished a report to the Minister under Section 73(7) of the PDI Act, to ensure that a copy of the report is published on the SA planning portal in accordance with a practice direction that applies for the purposes of Section 73 of the PDI Act.
9.5		The power pursuant to Section 73(9) of the PDI Act to enter into an agreement with a person for the recovery of costs incurred by the Council in relation to an amendment of the Planning and Design Code or a design standard under Section 73 of the PDI Act (subject to the requirement to charge costs under Section 73(4)(b) of the PDI Act (if relevant)).
10.		**Parliamentary Scrutiny**
10.1		The power pursuant to Section 74(8)(c) of the PDI Act if the ERD Committee is proposing to suggest an amendment under Section 74(4) of the PDI Act and the amendment is specifically relevant to the Council, to provide a comment and response within the period of 2 weeks.
11.		**Complying Changes – Planning and Design Code**
11.1		The power pursuant to Section 75(1) of the PDI Act to submit to the Minister a proposal to agree to an amendment to the Planning and Design Code under Section 75 of the PDI Act if:
	11.1.1	the amendment comprises a change to:
		11.1.1.1 the boundary of a zone or subzone; or
		11.1.1.2 the application of an overlay; and
	11.1.2	the amendment is consistent with a recommendation in the relevant regional plan that, through the use of:
		11.1.2.1 specific maps or other spatial information; and
		11.1.2.2 specific information about the changes that are being proposed,
		clearly and specifically identifies (in the opinion of the Minister) the changes that are considered to be appropriate.

11.2	The power pursuant to Section 75(3) of the PDI Act to effect an amendment under Section 75 of the PDI Act by an instrument deposited on the SA Planning database (in accordance with requirements established by the Chief Executive).
12.	**Entities Constituting Relevant Authorities**
12.1	The power pursuant to Section 82(d) of the PDI Act, subject to the PDI Act, to appoint an assessment panel.
13.	**Panels Established by Joint Planning Boards or Councils**
13.1	The power pursuant to Section 83(1) of the PDI Act in relation to an assessment panel appointed by the Council under Division 1 of Part 6 of the PDI Act, to:
13.1.1	appoint more than 1 assessment panel and if the delegate does so, to clearly specify which class of development each assessment panel is to assess;
13.1.2	determine:
13.1.2.1	the membership of the assessment panel, being no more than 5 members, only 1 of which may be a member of a Council, and, if the delegate thinks fit, on the basis that the assessment panel will be constituted by a different number of members depending on the particular class of development that is being assessed by the assessment panel; and
13.1.2.2	the procedures to be followed with respect to the appointment of members; and
13.1.2.3	the terms of office of members; and
13.1.2.4	conditions of appointment of members, or the method by which those conditions will be determined, (including as to their remuneration) and the grounds on which, and the procedures by which, a member may be removed from office; and
13.1.2.5	the appointment of deputy members; and
13.1.2.6	who will act as the presiding member of the panel and the process for appointing an acting presiding member.
13.2	The power pursuant to Section 83(1)(h) of the PDI Act to arrange the staffing and support required for the purposes of the operations of the panel.
13.3	The power pursuant to Section 83(1)(i) of the PDI Act to substitute the existing members of the panel with new members if directed to do so by the Minister acting on recommendation of the Commission under Section 86 of the PDI Act.
13.4	The power pursuant to Section 83(2) of the PDI Act to form the opinion and be satisfied that a person to be appointed as a member of an assessment panel who is a member, or former member, of a Council is appropriately qualified to act as a member of the assessment panel on account of the person's experience in local government.

14.	**Panels Established by Minister**	
	14.1	The power pursuant to Section 84(1)(c)(ii)(A) of the PDI Act to request the Minister to constitute a regional assessment panel in relation to the combined areas of the Council and one or more other Councils.
	14.2	The power pursuant to Section 84(1)(c)(ii)(B) of the PDI Act to make submissions to the Minister about the constitution of a regional assessment panel in relation to the area of the Council and one or more other Councils (or parts of such areas).
15.	**Substitution of Local Panels**	
	15.1	The power pursuant to Section 86(2)(a) of the PDI Act to make submissions to the Commission in relation to an inquiry.
16.	**Notification of Acting**	
	16.1	The power pursuant to Section 89(b) of the PDI Act to require an accredited professional to provide such information or documentation as the delegate may require.
17.	**Relevant Authority - Commission**	
	17.1	The power pursuant to Section 94(1)(g) of the PDI Act to make a request to the Minister that the Minister declare, by notice served on the proponent, that the Minister desires the Commission to act as the relevant authority in relation to the proposed development.
18.	**Matters Against which Development Must be Assessed**	
	18.1	The power pursuant to Section 102(1)(c)(iv) of the PDI Act in relation to a proposed division of land (otherwise than under the Community Titles Act 1996 or the Strata Titles Act 1988) where land is to be vested in the Council, to consent to the vesting.
	18.2	The power pursuant to Section 102(1)(d)(iv) of the PDI Act in relation to a proposed division of land under the Community Titles Act 1996 or the Strata Titles Act 1988 where land is to be vested in the Council, to consent to the vesting.
	18.3	The power pursuant to Section 102(11)(b) of the PDI Act to impose a reasonable charge on account of an encroachment over land under the care, control and management of the Council when the relevant development is undertaken.
19.	**Restricted Development**	
	19.1	The power pursuant to Section 110(2)(b) of the PDI Act to, in accordance with the regulations and within a period prescribed by the regulations, make representations to the Commission in relation to the granting or refusal of planning consent.
	19.2	The power pursuant to Section 110(c)(ii) of the PDI Act to appear personally or by representative before the Commission to be heard in support of the Council's representation.
	19.3	The power pursuant to Section 110(7) of the PDI Act to appeal against a decision on a development classified as restricted development.

20.	**Level of Detail**
	20.1 The power pursuant to Section 112(b) of the PDI Act to express views in relation to the level of detail required in relation to an EIS.
21.	**EIS Process**
	21.1 The power pursuant to Section 113(5)(a)(iii) of the PDI Act to comment and report within the time prescribed by the regulations on an EIS referred to the Council by the Minister.
22.	**Amendment of EIS**
	22.1 The power pursuant to Section 114(2)(b) of the PDI Act to make written submissions on the amendment to the Minister.
23.	**Essential Infrastructure – Alternative Assessment Process**
	23.1 The power pursuant to Section 130(6) of the PDI Act to report to the Commission on any matters contained in a notice under Section 130(5) of the PDI Act.
	23.2 The power pursuant to Section 130(14) of the PDI Act to, if the Council has, in relation to any matters referred to the Council under Section 130(5) of the PDI Act, expressed opposition to the proposed development in its report under Section 130(6) of the PDI Act, withdraw the Council's opposition.
24.	**Development Assessment – Crown Development**
	24.1 The power pursuant to Section 131(7) of the PDI Act to report to the Commission on any matters contained in a notice under Section 131(6) of the PDI Act.
	24.2 The power pursuant to Section 131(15) of the PDI Act to, if the Council has, in relation to any matters referred to the Council under Section 131(6) of the PDI Act expressed opposition to the proposed development in its report under Section 131(7) of the PDI Act, withdraw the Council's opposition.
25.	**Land Division Certificate**
	25.1 The power pursuant to Section 138(1) of the PDI Act to enter into a binding agreement supported by adequate security and if the regulations so require in a form prescribed by the regulations.
	25.2 The power pursuant to Section 138(2) of the PDI Act to furnish the Commission with appropriate information as to compliance with a particular condition and to comply with any requirement prescribed by the regulations.
26.	**Action if Development Not Completed**
	26.1 The power pursuant to Section 141(1) of the PDI Act, if:
	26.1.1 an approval is granted under the PDI Act; but

26.1.2 -	
26.1.2.1	the development to which the approval relates has been commenced but not substantially completed within the period prescribed by the regulations for the lapse of the approval; or
26.1.2.2	in the case of a development that is envisaged to be undertaken in stages - the development is not undertaken or substantially completed in the manner or within the period contemplated by the approval,
to apply to the Court for an order under Section 141 of the PDI Act.	
26.1.3	The power pursuant to Section 141(5) of the PDI Act, if the Court makes an order under Section 141(3)(a), (b) or (d) of the PDI Act and a person fails to comply with the order within the period specified by the Court, to cause any work contemplated by the order to be carried out, and to recover the costs of that work, as a debt from the person.
26.1.4	The power pursuant to Section 141(6) of the PDI Act, if an amount is recoverable from a person by the Council under Section 141(5) of the PDI Act:
26.1.4.1	to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.
27. **Completion of Work**	
27.1	The power pursuant to Section 142(1) of the PDI Act, if:
27.1.1	an approval is granted under the PDI Act; but
27.1.2	the development to which the approval relates has been substantially but not fully completed within the period prescribed by the regulations for the lapse of the approval,
to, by notice in writing, require the owner of the relevant land to complete the development within a period specified in the notice.	
27.2	The power pursuant to Section 142(2) of the PDI Act, if an owner fails to carry out work as required by a notice under Section 142(1) of the PDI Act, to cause the necessary work to be carried out.
27.3	The power pursuant to Section 142(3) of the PDI Act to recover as a debt due from the owner, the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 142 of the PDI Act.
27.4	The power pursuant to Section 142(4) of the PDI Act, if an amount is recoverable from a person by the Council under Section 142 of the PDI Act:
27.4.1	to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.
28. **Notification During Building**	

	28.1	The power pursuant to Section 146(3) of the PDI Act to, subject to Section 146(4) of the PDI Act, direct a person who is carrying out building work to stop building work when a mandatory notification stage has been reached pending an inspection by an authorised officer who holds prescribed qualifications.
29.	**Classification of Buildings**	
	29.1	The power pursuant to Section 151(2) of the PDI Act to assign to a building erected in the Council's area a classification that conforms with the regulations.
	29.2	The power pursuant to Section 151(3) of the PDI Act, if the Council assigns a classification under Section 151 of the PDI Act, to give notice in writing to the owner of the building to which the classification has been assigned, of the classification assigned to the building.
30.	**Certificates of Occupancy**	
	30.1	The power pursuant to Section 152(2) of the PDI Act to issue a certificate of occupancy.
	30.2	The power pursuant to Section 152(3)(a) of the PDI Act to require an application for a certificate of occupancy to include any information required by the delegate.
	30.3	The power pursuant to Section 152(5) of the PDI Act to consider any report supplied under Section 152(4) of the PDI Act before deciding the application.
	30.4	The power pursuant to Section 152(6) of the PDI Act to issue the certificate if the delegate is satisfied (in accordance with procedures set out in the regulations and on the basis of information provided or obtained under Section 152 of the PDI Act) that the relevant building is suitable for occupation and complies with such requirements as may be prescribed by the regulations for the purposes of Section 152(6) of the PDI Act.
	30.5	The power pursuant to Section 152(10) of the PDI Act, if the Council refuses an application to notify the applicant in writing of:
		30.5.1 the refusal; and
		30.5.2 the reasons for the refusal; and
		30.5.3 the applicant's right of appeal under the PDI Act.
	30.6	The power pursuant to Section 152(12) of the PDI Act to issue a certificate of occupancy that applies to the whole or part of a building.
	30.7	The power pursuant to Section 152(13) of the PDI Act to, in accordance with the regulations, revoke a certificate of occupancy in prescribed circumstances.
31.	**Temporary Occupation**	
	31.1	The power pursuant to Section 153(1) of the PDI Act to grant an approval to a person to occupy a building on a temporary basis without a certificate of occupancy.
	31.2	The power pursuant to Section 153(2) of the PDI Act to grant an approval under Section 153(1) of the PDI Act on such conditions (if any) as the delegate thinks fit to impose.

31.3	The power pursuant to Section 153(3) of the PDI Act if the Council refuses an application to notify the applicant in writing of:
31.3.1	the refusal; and
31.3.2	the reasons for the refusal; and
31.3.3	the applicant's right of appeal under the PDI Act.
32.	**Emergency Orders**
32.1	The power pursuant to Section 155(5) of the PDI Act, if an owner fails to carry out work as required by an emergency order, to cause the necessary work to be carried out.
32.2	The power pursuant to Section 155(6) of the PDI Act to recover as a debt due from the owner the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 155 of the PDI Act.
32.3	The power pursuant to Section 155(7) of the PDI Act, if an amount is recoverable from a person by the Council under Section 155 of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.
33.	**Fire Safety**
33.1	The power pursuant to Section 157(16) of the PDI Act to establish a body and designate it as an appropriate authority under Section 157 of the PDI Act.
33.2	The power pursuant to Section 157(17) of the PDI Act to:
33.2.1	appoint to the appropriate authority:
33.2.1.1	a person who holds prescribed qualifications in building surveying; and
33.2.1.2	an authorised officer under Part 3 Division 5 or Section 86 of the Fire and Emergency Services Act 2005 who has been approved by the Chief Officer of the relevant fire authority to participate as a member of the appropriate authority; and
33.2.1.3	a person with expertise in the area of fire safety; and
33.2.1.4	if so determined by the delegate, a person selected by the delegate;
33.2.2	specify a term of office of a member of the appropriate authority (other than a member under Section 157(17)(a)(ii) of the PDI Act;
33.2.3	remove a member of the appropriate authority from office for any reasonable cause;
33.2.4	appoint deputy members;
33.2.5	determine the appropriate authority's procedures (including as to quorum).

34.	**Initiation of Scheme**
34.1	The power pursuant to Section 163(3)(b) of the PDI Act to request the Minister initiate a proposal to proceed under Section 163 of the PDI Act.
34.2	The power pursuant to Section 163(10) of the PDI Act to make submissions to the Minister in relation to the draft outline.
35.	**Initiation of Scheme**
35.1	The power pursuant to Section 164(3) of the PDI Act to request the Minister initiate a proposal to proceed under Section 164 of the PDI Act.
35.2	The power pursuant to Section 164(12) of the PDI Act to make submissions to the Minister in relation to the draft outline.
36.	**Consideration of Proposed Scheme**
36.1	The power pursuant to Section 166(1)(c) of the PDI Act to consult with a scheme coordinator in relation to a scheme in accordance with the Community Engagement Charter.
37.	**Adoption of Scheme**
37.1	The power pursuant to Section 167(7) of the PDI Act to make submissions to the Minister in relation to a variation to an outline of a scheme.
38.	**Funding Arrangements**
38.1	The power pursuant to Section 169(2)(b) of the PDI Act in relation to a scheme that provides for the collection of contributions under Subdivision 8 of the PDI Act to apply for any matter to be considered or determined by ESCOSA or some other prescribed person or body as part of a periodic review of the levels and amounts of those contributions.
38.2	The power pursuant to Section 169(9) of the PDI Act to make submissions to the Commission in relation to a funding arrangement that is specifically relevant to the Council.
39.	**Contributions by Constituent Councils**
39.1	The power pursuant to Section 177(4) of the PDI Act to make submissions to the Minister in relation to the Council's share.
39.2	The power pursuant to Section 177(5) of the PDI Act to, at the request of the Minister, supply the Minister with information in the possession of the Council to enable the Minister to determine shares under Sections 177(2) and (3) of the PDI Act.
40.	**Imposition of Charge by Councils**
40.1	The power pursuant to Section 180(7) of the PDI Act, if the Council incurs costs in recovering a charge as a debt, to claim the reimbursement of those costs (insofar as they are reasonable) from the relevant fund established under subdivision 9, Division 1, Part 13 of the PDI Act.

41.	**Authorised Works**	
	41.1	The power pursuant to Section 187(1) of the PDI Act, subject to Section 187(3) of the PDI Act, to carry out any infrastructure works if the Council is authorised to so do by or under the PDI Act or any other Act.
	41.2	The power pursuant to Section 187(5) of the PDI Act, subject to Section 187(6) of the PDI Act, to in relation to a proposal that involves disturbing the surface of a road, or that otherwise relates to a road to:
		41.2.1 inform the relevant road maintenance authority of the proposal at least 28 days before the proposed commencement of any work; and
		41.2.2 give the relevant road maintenance authority a reasonable opportunity to consult with the Council in relation to the matter; and
		41.2.3 ensure that proper consideration is given to the views of the road maintenance authority.
	41.3	The power pursuant to Section 187(5)(b) of the PDI Act to make submissions to the designated entity in relation to the matter.
	41.4	The power pursuant to Section 187(6) of the PDI Act, in a case of emergency, to only comply with Section 187(5) of the PDI Act to such extent as is practicable in the circumstances.
42.	**Entry onto Land**	
	42.1	The power pursuant to Section 188(1) of the PDI Act to authorise a person for the purpose of undertaking any work or activity in connection with the exercise of a power under Division 2 of Part 13 of the PDI Act to:
		42.1.1 enter and pass over any land; and
		42.1.2 bring onto any land any vehicles, plant or equipment; and
		42.1.3 temporarily occupy land; and
		42.1.4 do anything else reasonably required in connection with the exercise of the power.
	42.2	The power pursuant to Section 188(4) of the PDI Act to pay reasonable compensation on account of any loss or damage caused by the exercise of a power under Section 188(1) of the PDI Act.
43.	**Acquisition of Land**	
	43.1	The power pursuant to Section 189(1) of the PDI Act, to:
		43.1.1 seek the consent of the Minister to acquire land for a purpose associated with infrastructure works under and in accordance with the *Land Acquisition Act 1969*; and
		43.1.2 with the consent of the Minister, acquire land for a purpose associated with

		infrastructure works under and in accordance with the *Land Acquisition Act 1969*.
44.	**Land Management Agreements**	
	44.1	The power pursuant to Section 192(1) of the PDI Act to enter into an agreement relating to the development, management, preservation or conservation of land with the owner of the land or a designated entity.
	44.2	The power pursuant to Section 192(2) of the PDI Act to enter into an agreement relating to the management, preservation or conservation of the land with a greenway authority.
	44.3	The power pursuant to Section 192(4) of the PDI Act in considering whether to enter into an agreement under Section 192 of the PDI Act which relates to the development of land and, if such an agreement is to be entered into, in considering the terms of the agreement, to have regard to:
		44.3.1 the provisions of the Planning and Design Code and to any relevant development authorisation under the PDI Act; and
		44.3.2 the principle that the entering into of an agreement under Section 192 of the PDI Act by the Council should not be used as a substitute to proceeding with an amendment to the Planning and Design Code under the PDI Act.
	44.4	The power pursuant to Section 192(5) of the PDI Act to register agreements entered into under Section 192 of the PDI Act in accordance with the regulations.
	44.5	The power pursuant to Section 192(8) of the PDI Act to carry out on private land any work for which provision is made by agreement under Section 192 of the PDI Act.
	44.6	The power pursuant to Section 192(9) of the PDI Act to include in an agreement under Section 192 of the PDI Act an indemnity from a specified form of liability or right of action, a waiver or exclusion of a specified form of liability or right of action, an acknowledgment of liability, or a disclaimer, on the part of a party to the agreement.
	44.7	The power pursuant to Section 192(10) of the PDI Act to express a provision under Section 192(9) of the PDI Act as extending to, or being for the benefit of, a person or body who or which is not a party to the agreement.
	44.8	The power pursuant to Section 192(11) of the PDI Act to consent to the owner of land entering into an agreement under Section 192 of the PDI Act where the Council has a legal interest in the land.
	44.9	The power pursuant to Section 192(12) of the PDI Act to apply to the Registrar-General, to note the agreement against the relevant instrument of title or, in the case of land not under the provisions of the Real Property Act 1886, against the land.
	44.10	The power pursuant to Section 192(15) of the PDI Act to apply to the Registrar-General in relation to an agreement to which a note has been made under Section 192 of the PDI Act that has been rescinded or amended, to enter a note of the recission or amendment against the instrument of title, or against the land.
	44.11	The power pursuant to Section 192(16) of the PDI Act to provide in an agreement under Section

	192 of the PDI Act for remission of rates or taxes on the land.
44.12	The power pursuant to Section 192(17) of the PDI Act to seek the Minister's consent to providing in an agreement under Section 192 of the PDI Act entered into by the Council for the remission of rates or taxes payable to the Crown.
44.13	The power pursuant to Section 192(17) of the PDI Act to consent to an agreement entered into by the Minister under Section 192 of the PDI Act, providing for the remission of rates or taxes payable to the Council.
44.14	The power pursuant to Section 192(18) of the PDI Act to take into account the existence of an agreement under Section 192 of the PDI Act when assessing an application for a development authorisation under the PDI Act.
45.	**Land Management Agreements – Development Applications**
45.1	The power pursuant to Section 193(1) of the PDI Act to, subject to Section 193 of the PDI Act, enter into an agreement under Section 193 of the PDI Act with a person who is applying for a development authorisation under the PDI Act that will, in the event that the relevant development is approved, bind:
	45.1.1 the person; and
	45.1.2 any other person who has the benefit of the development authorisation; and
	45.1.3 the owner of the relevant land (if he or she is not within the ambit of Sections 193(a) or (b) of the PDI Act and if the other requirements of Section 193 of the PDI Act are satisfied).
45.2	The power pursuant to Section 193(2) of the PDI Act to enter into an agreement under Section 193 of the PDI Act in relation to any matter that the delegate agrees is relevant to the proposed development (including a matter that is not necessarily relevant to the assessment of the development under the PDI Act).
45.3	The power pursuant to Section 193(3) of the PDI Act to have regard to:
	45.3.1 the provisions of the Planning and Design Code; and
	45.3.2 the principle that the entering into of an agreement under Section 193 of the PDI Act by the Council should not be used as a substitute to proceeding with an amendment to the Planning and Design Code under the PDI Act.
45.4	The power pursuant to Section 193(5) of the PDI Act to register agreements entered into under Section 193 of the PDI Act in accordance with the regulations.
45.5	The power pursuant to Section 193(10) of the PDI Act to consent to an application to note the agreement against the relevant instrument of title or the land.
45.6	The power pursuant to Section 193(11) of the PDI Act to consent to an owner of land entering into an agreement or giving a consent under Section 192(10) of the PDI Act where the Council has a legal interest in the land.
45.7	The power pursuant to Section 193(13) of the PDI Act to apply to the Registrar-General to note

				the agreement against the relevant instrument of title or, in the case of land not under the provisions of the Real Property Act 1886, against the land.
	45.8			The power pursuant to Section 193(15) of the PDI Act to apply to the Registrar-General in relation to an agreement under Section 193 that has been rescinded or amended, to enter a note of the rescission or amendment against the instrument of title, or against the land.
	45.9			The power pursuant to Section 193(16) of the PDI Act, if an agreement under Section 193 of the PDI Act does not have effect under Section 193 of the PDI Act within the period prescribed by the regulations, to by notice given in accordance with the regulations, lapse the relevant development approval.
46.	**Off-setting Contributions**			
	46.1			The power pursuant to Section 197(1)(b) of the PDI Act to seek the approval of the Minister to act under Section 197 of the PDI Act.
	46.2			The power pursuant to Section 197(2) of the PDI Act to establish a scheme under Section 197 of the PDI Act that is designed to support or facilitate:
		46.2.1		development that may be in the public interest or otherwise considered by the delegate as being appropriate in particular circumstances (including by the provision of facilities at a different site); or
		46.2.2		planning or development initiatives that will further the objects of the PDI Act or support the principles that relate to the planning system established by the PDI Act; or
		46.2.3		any other initiative or policy:
			46.2.3.1	designated by the Planning and Design Code for the purposes of Section 197(2)(c)(i) of the PDI Act;
			46.2.3.2	prescribed by the regulations for the purposes of Section 197(2)(c)(ii) of the PDI Act.
	46.3			The power pursuant to Section 197(3) of the PDI Act to include in a scheme established under Section 197 of the PDI Act:
		46.3.1		an ability or requirement for a person who is proposing to undertake development (or who has the benefit of an approval under the PDI Act):
			46.3.1.1	to make a contribution to a fund established as part of the scheme; or
			46.3.1.2	to undertake work or to achieve some other goal or outcome (on an 'in kind' basis); or
			46.3.1.3	to proceed under a combination of Sections 197(3)(a)(i) and (ii) of the PDI Act,
				in order to provide for or address a particular matter identified by the scheme; and
		46.3.2		an ability for a provision of the Planning and Design Code to apply with a specified

		variation under the terms of the scheme; and
	46.3.3	an ability for any relevant authority to act under or in connection with Sections 197(3)(a) or (b) of the PDI Act.
46.4		The power pursuant to Section 197(4)(b) of the PDI Act to apply the fund towards the purposes of the scheme in accordance with any directions or approvals of the Treasurer made or given after consultation with the Minister.
46.5		The power pursuant to Section 197(4)(c) of the PDI Act to invest money that is not immediately required for the purposes of the fund in accordance with provisions included in the scheme.
46.6		The power pursuant to Section 197(7) of the PDI Act to:
	46.6.1	seek the approval of the Minister to vary or wind up a scheme under Section 197 of the PDI Act; and
	46.6.2	to vary or wind up a scheme under Section 197 of the PDI Act with the approval of the Minister.
47.	**Open Space Contribution Scheme**	
47.1		The power pursuant to Section 198(1) of the PDI Act, where an application for a development authorisation provides for the division of land in the Council's area into more than 20 allotments, and 1 or more allotments is less than 1 hectare in area to require:
	47.1.1	that up to 12.5% in area of the relevant area be vested in the Council to be held as open space; or
	47.1.2	that the applicant make the contribution prescribed by the regulations in accordance with the requirements of Section 198 of the PDI Act; or
	47.1.3	that land be vested in the Council under Section 198(1)(c) of the PDI Act and that the applicant make a contribution determined in accordance with Section 198(8) of the PDI Act,
		according to the determination and specification of the delegate, and to have regard to any relevant provision of the Planning and Design Code that designates land as open space and to seek the concurrence of the Commission to taking any action that is at variance with the Planning and Design Code.
47.2		The power pursuant to Section 198(3) of the PDI Act to enter into an agreement referred to in Section 198(2)(d) of the PDI Act.
47.3		The power pursuant to Section 198(4)(a) of the PDI Act to concur with an area being vested in the Council.
47.4		The power pursuant to Section 198(11) of the PDI Act in relation to money received under Section 198 of the PDI Act to immediately pay it into a fund established for the purposes of Section 198 of the PDI Act and apply it for the purpose of acquiring or developing land as open space.
47.5		The power pursuant to Section 198(12) of the PDI Act to form the opinion that the division of land

	is being undertaken in stages.
48.	**Urban Trees Fund**
48.1	The power pursuant to Section 200(1) of the PDI Act to,
48.1.1	seek the approval of the Minister to establish a fund (an urban trees fund) for an area designated by the delegate; and
48.1.2	to, with the approval of the Minister establish a fund (an urban trees fund) for an area designed by the delegate (a designated area).
48.2	The power pursuant to Section 200(2) of the PDI Act to effect the establishing of the fund by notice published in the Gazette.
48.3	The power pursuant to Section 200(3) of the PDI Act to define a designated area by reference to an area established by the Planning and Design Code.
48.4	The power pursuant to Section 200(5) of the PDI Act to invest any money in an urban trees fund that is not immediately required for the purpose of the fund and to pay any resultant income into the fund.
48.5	The power pursuant to Section 200(6) of the PDI Act to apply money standing to the credit of an urban trees fund:
48.5.1	to maintain or plant trees in the designated area which are or will (when fully grown) constitute significant trees under the PDI Act; or
48.5.2	to purchase land within the designated area in order to maintain or plant trees which are or will (when fully grown) constitute significant trees under the PDI Act.
48.6	The power pursuant to Section 200(7) of the PDI Act if, the Council subsequently sells land purchased under Section 200(6)(b) of the PDI Act, to pay the proceeds of sale into an urban trees fund maintained by the Council under Section 200 of the PDI Act, subject to the qualifications in Sections 200(7)(a) and (b).
49.	**Appointment of Authorised Officers**
49.1	The power pursuant to Section 210(1) of the PDI Act to:
49.1.1	appoint a person to be an authorised officer for the purposes of the PDI Act; and
49.1.2	appoint a person who holds the qualifications prescribed by the regulations to be an authorised officer for the purposes of the PDI Act if the Council is required to do so by the regulations.
49.2	The power pursuant to Section 210(2) of the PDI Act to make an appointment of an authorised officer subject to conditions.
49.3	The power pursuant to Section 210(3) of the PDI Act to issue each authorised officer an identity card:

	49.3.1	containing a photograph of the authorised officer; and
	49.3.2	stating any conditions of appointment limiting the authorised officer's appointment.
49.4		The power pursuant to Section 210(5) of the PDI Act to, at any time, revoke an appointment which the Council has made, or vary or revoke a condition of such an appointment or impose a further such condition.
50.	**Enforcement Notices**	
50.1		The power pursuant to Section 213(1) of the PDI Act, if the delegate has reason to believe on reasonable grounds that a person has breached the PDI Act or the repealed Act, to do such of the following as the delegate considers necessary or appropriate in the circumstances:
	50.1.1	direct a person to refrain, either for a specified period or until further notice, from the PDI Act, or course of action, that constitutes the breach;
	50.1.2	direct a person to make good any breach in a manner, and within a period, specified by the delegate;
	50.1.3	take such urgent action as is required because of any situation resulting from the breach.
50.2		The power pursuant to Section 213(2) of the PDI Act to give a direction under Section 213(1) of the PDI Act by notice in writing unless the delegate considers that the direction is urgently required.
50.3		The power pursuant to Section 213(5) of the PDI Act, if a person fails to comply with a direction under Section 213(1)(b) of the PDI Act within the time specified in the notice, to cause the necessary action to be taken.
50.4		The power pursuant to Section 213(6) of the PDI Act to recover the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 213 of the PDI Act, as a debt due from the person whose failure gave rise to the PDI Action
50.5		The power pursuant to Section 213(7) of the PDI Act, if an amount is recoverable from a person by the Council under Section 213 of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.
51.	**Applications to Court**	
51.1		The power pursuant to Section 214(1) of the PDI Act to apply to the Court for an order to remedy or restrain a breach of the PDI Act or the repealed Act.
51.2		The power pursuant to Section 214(2) of the PDI Act to consent to proceedings under Section 214 of the PDI Act being brought in a representative capacity on behalf of the Council.
51.3		The power pursuant to Section 214(4) of the PDI Act to make an application without notice to any person and to make an application to the Court to serve a summons requiring the respondent to appear before the Court to show cause why an order should not be made under Section 214 of the PDI Act.

51.4	The power pursuant to Section 214(6) of the PDI Act to make submissions to the Court on the subject matter of the proceedings.
51.5	The power pursuant to Section 214(9) of the PDI Act to appear before a final order is made and be heard in proceedings based on the application.
51.6	The power pursuant to Section 214(10) of the PDI Act to make an application to the Court to make an interim order under Section 214 of the PDI Act.
51.7	The power pursuant to Section 214(11) of the PDI Act to make an application for an interim order without notice to any person.
51.8	The power pursuant to Section 214(12) of the PDI Act, if the Court makes an order under Section 214(6)(d) of the PDI Act and the respondent fails to comply with the order within the period specified by the Court, to cause any work contemplated by the order to be carried out, and recover the costs of that work, as a debt, from the respondent
51.9	The power pursuant to Section 214(13) of the PDI Act, if an amount is recoverable from a person by the Council under Section 214(12) of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.
51.10	The power pursuant to Section 214(17) of the PDI Act to apply to the Court to vary or revoke an order previously made under Section 214 of the PDI Act.
52.	**Proceedings for Offences**
52.1	The power pursuant to Section 219(1) of the PDI Act to commence proceedings for an offence against the PDI Act.
53.	**Adverse Publicity Orders**
53.1	The power pursuant to Section 223(2) of the PDI Act to make an application to the Court for an adverse publicity order.
53.2	The power pursuant to Section 223(4) of the PDI Act, if the offender fails to give evidence to the Council in accordance with Section 224(1)(b) of the PDI Act to:
53.2.1	take the PDI Action or actions specified in the order; and
53.2.2	authorise a person in writing to take the PDI Action or actions specified in the order.
53.3	The power pursuant to Section 223(5) of the PDI Act, if:
53.3.1	the offender gives evidence to the Council in accordance with Section 223(1)(b) of the PDI Act; and
53.3.2	despite the evidence, the delegate is not satisfied that the offender has taken the PDI Action or actions specified in the order in accordance with the order,
	to apply to the court for an order authorising the Council, or a person authorised in writing by the Council, to take the PDI Action or actions and to authorise a person in writing to take the PDI

		Action or actions.
	53.4	The power pursuant to Section 223(6) of the PDI Act, if the Council, or a person authorised in writing by the Council, takes an action or actions in accordance with Section 223(4) of the PDI Act or an order under Section 223(5) of the PDI Act, to recover from the offender an amount in relation to the reasonable expenses of taking the PDI Action or actions, as a debt, due to the Council.
54.	**Civil Penalties**	
	54.1	The power pursuant to Section 225(1) of the PDI Act, subject to Section 225 of the PDI Act, if the delegate is satisfied that a person has committed an offence by contravening a provision of the PDI Act, to, as an alternative to criminal proceedings, recover, by negotiation or by application to the Court, an amount as a civil penalty in respect of the contravention.
	54.2	The power pursuant to Section 225(2) of the PDI Act, in respect of a contravention where the relevant offence does not require proof of intention or some other state of mind, to determine whether to initiate proceedings for an offence or take action under Section 225 of the PDI Act, having regard to the seriousness of the contravention, the previous record of the offender and any other relevant factors.
	54.3	The power pursuant to Section 225(3) of the PDI Act to serve on the person a notice in the prescribed form advising the person that the person may, by written notice to the Council, elect to be prosecuted for the contravention.
	54.4	The power pursuant to Section 225(13) of the PDI Act to seek the authorisation of the Attorney-General to the commencement of proceedings for an order under Section 225 of the PDI Act.
	54.5	The power pursuant to Section 225(17) of the PDI Act to seek an authorisation from the Commission for the Council to act under Section 225 of the PDI Act.
55.	**Make Good Order**	
	55.1	The power pursuant to Section 228(7) of the PDI Act to apply to the Court to vary or revoke an order under Section 228 of the PDI Act.
56.	**Recovery of Economic Benefit**	
	56.1	The power pursuant to Section 229(5) of the PDI Act to apply an amount paid to the Council in accordance with an order under Section 229(1) of the PDI Act for the purpose of acquiring or developing land as open space and to hold it in a fund established for the purposes of Section 198 of the PDI Act.
57.	**Enforceable Voluntary Undertakings**	
	57.1	The power pursuant to Section 230(1) of the PDI Act to accept (by written notice) a written undertaking given by a person in connection with a matter relating to a contravention or alleged contravention by the person of the PDI Act.
	57.2	The power pursuant to Section 230(4) of the PDI Act if the delegate considers that a person has contravened an undertaking accepted by the Council, to apply to the Court for enforcement of the undertaking.

57.3	The power pursuant to Section 230(7) of the PDI Act to agree in writing with a person who has made an undertaking to:
57.3.1	vary the undertaking; or
57.3.2	withdraw the undertaking.
57.4	The power pursuant to Section 230(11) of the PDI Act to accept an undertaking in respect of a contravention or alleged contravention before proceedings in respect of that contravention have been finalised.
57.5	The power pursuant to Section 230(12) of the PDI Act if the delegate accepts an undertaking before the proceedings are finalised, to take all reasonable steps to have the proceedings discontinued as soon as possible.
57.6	The power pursuant to Section 230(14) of the PDI Act to seek an authorisation from the Commission for the Council to act under Section 230 of the PDI Act.
58.	**Advertisements**
58.1	The power pursuant to Section 231(1) of the PDI Act, if, in the opinion of the delegate, an advertisement or advertising hoarding:
58.1.1	disfigures the natural beauty of a locality or otherwise detracts from the amenity of a locality; or
58.1.2	is contrary to the character desired for a locality under the Planning and Design Code,
	to, by notice served in accordance with the regulations on the advertiser or the owner or occupier of the land on which the advertisement or advertising hoarding is situated, whether or not a development authorisation has been granted in respect of the advertisement or advertising hoarding, order that person to remove or obliterate the advertisement or to remove the advertising hoarding (or both) within a period specified in the notice (of at least 28 days from the date of service of the notice).
58.2	The power pursuant to Section 231(3) of the PDI Act if a person on whom a notice is served under Section 231(1) of the PDI Act fails to comply with a notice within the time allowed in the notice to enter on the land and take the necessary steps for carrying out the requirements of the notice and to recover the costs of so doing, as a debt, from the person on whom the notice was served.
59.	**Professional Advice to be Obtained in Relation to Certain Matters**
59.1	The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.
59.2	The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.
60.	**Charges on Land**

60.1	The power pursuant to Section 239(1) of the PDI Act if a charge on land is created under a provision of the PDI Act in favour of the Council, to deliver to the Registrar-General a notice in a form determined by the Registrar-General, setting out the amount of the charge and the land over which the charge is claimed.
60.2	The power pursuant to Section 239(6) of the PDI Act if a charge in the Council's favour exists and the amount to which the charge relates is paid, to by notice to the appropriate authority in a form determined by the Registrar-General, apply for the discharge of the charge.
61.	**Registering Authorities to Note Transfer**
61.1	The power pursuant to Section 240(1) of the PDI Act to apply to the Registrar-General or another authority required or authorised under a law of the State to register or record transactions affecting assets, rights or liabilities, or documents relating to such transactions, to register or record in an appropriate manner the transfer to the Council of an asset, right or liability by regulation, proclamation or notice under the PDI Act.
62.	**Reporting**
62.1	The power pursuant to Clause 13(3)(b) of Schedule 2 of the PDI Act to require a report under Clause 13(2) of Schedule 2 of the PDI Act to contain any other information or report required by the delegate.
63.	**Review of Performance**
63.1	The power pursuant to Clause 3(3) of Schedule 4 of the PDI Act to explain the Council's actions, and to make submissions (including, if relevant, an indication of undertakings that the Council is willing to give in order to take remedial action), to the Minister.
63.2	The power pursuant to Clause 3(14) of Schedule 4 of the PDI Act to make submissions to the Minister on the report on which the PDI Action to be taken by the Minister under Clause 3(13) of Schedule 4 of the PDI Act is based.
63.3	The power pursuant to Clause 3(15) of Schedule 4 of the PDI Act, if the Minister makes a recommendation to the Council under Clause 3(13)(a) of Schedule 4 of the PDI Act and the Minister subsequently considers that the Council has not, within a reasonable period, taken appropriate action in view of the recommendation, to make submissions to the Minister in relation to the directions of the Minister.
63.4	The power pursuant to Clause 3(16) of Schedule 4 of the PDI Act to comply with a direction under Clauses 3(13) or (15) of Schedule 4 of the PDI Act.
64.	**Planning and Design Code**
64.1	The power pursuant to Clause 9(6)(a) of Schedule 8 of the PDI Act to apply to the Minister for approval to commence the process under Section 25 of the repealed Act.
65.	**General Schemes**
65.1	The power pursuant to Clause 30(3) of Schedule 8 of the PDI Act to request the Minister make a declaration under Clause 30(2) of Schedule 8 of the PDI Act in relation to a scheme.

PLANNING, DEVELOPMENT AND INFRASTRUCTURE (TRANSITIONAL PROVISIONS) REGULATIONS 2017

66.	**Adoption of DPAs**
66.1	The power pursuant to Regulation 8(1)(c) of the Planning, Development and Infrastructure (Transitional Provisions) Regulations 2017 (**the Transitional Provisions Regulations**) to apply to the Minister under Regulation 8 of the Transitional Provisions Regulations in accordance with any requirement determined by the Minister.

PLANNING, DEVELOPMENT AND INFRASTRUCTURE (GENERAL) REGULATIONS 2017

67.	**Mutual Liability Scheme – Rights of Indemnity**
67.1	The power pursuant to Regulation 11B(1) of the Planning, Development and Infrastructure (General) Regulations 2019 (**the General Regulations**) to:
67.1.1	in being responsible under Section 83(1)(h)(ii) of the PDI Act for the costs and other liabilities associated with the activities of an assessment panel appointed by the Council; and
67.1.2	in being responsible for the costs associated with the activities of a regional assessment panel in accordance with a scheme set out in a notice under Section 84(1)(a) and (i) of the PDI Act,
	have arrangements in place to indemnify the members of any such panel in respect of a claim against a member of the panel arising out of the performance, exercise or discharge (or purported performance, exercise or discharge) in good faith of their functions, powers or duties under the PDI Act in their role as a member of the panel.
67.2	The power pursuant to Regulation 11B(5) of the General Regulations to:
67.2.1	in being responsible under Section 87(f) of the PDI Act for the costs and other liabilities associated with the activities of an assessment manager for an assessment panel appointed by the Council; and
67.2.2	in being responsible for the costs associated with the activities of a regional assessment panel in accordance with a scheme set out in a notice under Section 87(1)(a) and (i) of the PDI Act,
	have arrangements in place to indemnify an assessment manager for any such panel in respect of a claim against the assessment manager arising out of the performance, exercise or discharge (or purported performance, exercise or discharge) in good faith of their functions, powers or duties under the PDI Act in their role as an assessment manager.
68.	**Performance Assessed Development and Restricted Development**
68.1	The power pursuant to Regulation 47(4)(d) of the General Regulations to determine the fee payable by the applicant as being appropriate to cover the reasonable costs of placing the notice

		on the land.
69.	**Underground Main Areas**	
	69.1	The power pursuant to Regulation 78(1) of the General Regulations if the delegate considers an area should be declared an underground mains area to seek a report from the relevant electricity authority in relation to the matter.
	69.2	The power pursuant to Regulation 78(2) of the General Regulations after having received and considered a report from the electricity authority to declare the area to be an underground mains area.
70.	**Width of Roads and Thoroughfares**	
	70.1	The power pursuant to Regulation 81(4) of the General Regulations to dispense with a width prescribed by Regulations 81(1) or (3) of the General Regulations (and specify a different width) if the delegate is of the opinion that the width so prescribed is not necessary for the safe and convenient movement of vehicles or pedestrians, or for underground services.
	70.2	The power pursuant to Regulation 81(5) of the General Regulations to subject to Regulation 81(6) of the General Regulations specify the width of the road at the head of every cul-de-sac in such dimensions as may be acceptable to the delegate.
	70.3	The power pursuant to Regulation 81(6) of the General Regulations to dispense with a requirement under Regulation 81(5) of the General Regulations if it appears to the delegate that the cul-de-sac is likely to become a through road.
71.	**Road Widening**	
	71.1	The power pursuant to Regulation 82(1) of the PDI Act, subject to Regulation 82(2) of the General Regulations, if an existing road abuts land which is proposed to be divided, to form the view that the road should be widened in order to provide a road of adequate width having regard to existing and future requirements of the area.
72.	**Requirement as to Forming of Roads**	
	72.1	The power pursuant to Regulation 83(1) of the General Regulations, subject to Regulation 83(2) of the General Regulations, to specify the width and manner of the formation of the roadway of every proposed road on a plan of division.
	72.2	The power pursuant to Regulation 83(2) of the General Regulations to form the opinion that it is necessary to specify a width for a roadway to be formed under Regulation 83(1) in excess of 7.4m, in view of the volume or type of traffic that is likely to traverse that road.
	72.3	The power pursuant to Regulation 83(4) of the General Regulations, to dispense with the requirements under Regulation 83(3) of the General Regulations, if the delegate is of the opinion that the cul-de-sac is likely to become a through road.
	72.4	The power pursuant to Regulation 83(5) of the General Regulations, subject to Regulation 83(6) of the General Regulations to require every footpath, water-table, kerbing, culvert and drain of every proposed road to be formed in a manner satisfactory to the delegate.
	72.5	The power pursuant to Regulation 83(6) of the General Regulations, to dispense with a

	requirement under Regulation 83(5) of the General Regulations.
73.	**Construction of Roads, Bridges, Drains and Services**
73.1	The power pursuant to Regulation 84(1) of the General Regulations to require the roadway of every proposed road within the relevant division to be constructed and paved and sealed with bitumen, tar or asphalt or other material approved by the delegate.
74.	**Supplementary Provisions**
74.1	The power pursuant to Regulation 85(1) of the General Regulations to approve the road location and grading plan for the manner of forming any proposed road, footpath, water-table, kerbing, culvert or drain required under Division 6 of the General Regulations.
74.2	The power pursuant to Regulation 85(2) of the General Regulations, subject to Regulation 85(4) of the General Regulations, to require all work referred to in Regulations 83 and 84 of the General Regulations to be carried out in a manner satisfactory to the delegate and in conformity with detailed construction plans and specifications signed by a professional engineer or, at the discretion of the delegate, a licensed surveyor, and approved by the delegate before the commencement of the work.
74.3	The power pursuant to Regulation 85(4) of the General Regulations to form the opinion that all connections for water supply and sewerage services to any allotment delineated on the plan which, in the opinion of the Chief Executive of the South Australian Water Corporation and any other water industry entity identified under Regulation 79(1) of the General Regulations in relation to any such allotment are necessary and need to be laid under the surface of the proposed road, have been made.
75.	**General Provisions**
75.1	The power pursuant to Regulation 89(1) of the General Regulations to form the opinion that another form of arrangement is satisfactory for the purposes of Section 138(1) of the PDI Act.
75.2	The power pursuant to Regulation 89(3) of the General Regulations to provide a certificate which:
75.2.1	evidences the consent of the Council to an encroachment by a building over other land; and
75.2.2	sets out:
75.2.2.1	the date on which any relevant building was erected (if known); and
75.2.2.2	the postal address of the site.
75.3	The power pursuant to Regulation 89(6)(b) of the General Regulations to request a written copy of the certificate and plan (or certificates and plans) referred to in Regulation 89(3) of the General Regulations.
75.4	The power pursuant to Regulation 89(8) of the General Regulations to make submissions to the Commission before the Commission grants an extension of the period prescribed by Regulation 89(7).

76.	**Notifications During Building Work**
76.1	The power pursuant to Regulation 93(1)(b) of the General Regulations to specify by notice to the building owner and to the licensed building work contractor responsible for carrying out the relevant building work (if any), when development approval is granted in respect of the work, any stage of the building work to which the periods and stages prescribed for the purposes of Section 146(1) of the PDI Act relate.
76.2	The power pursuant to Regulation 93(1)(c) of the General Regulations to specify by notice in writing to the building owner on the granting of development approval in respect of the work any stage of the building work to which the periods and stages prescribed for the purposes of Section 146(1) of the PDI Act relate.
77.	**Essential Safety Provisions**
77.1	The power pursuant to Regulation 94(13) of the General Regulations to require compliance with Regulation 94(10) of the General Regulations if:
77.1.1	the essential safety provisions were installed
77.1.1.1	under a condition attached to a consent or approval that is expressed to apply by virtue of a variance with the performance requirements of the Building Code; or
77.1.1.2	as part of a performance solution under the Building Code; or
77.1.2	the building has been the subject of a notice under Section 157 of the PDI Act.
78.	**Classification of Buildings**
78.1	The power pursuant to Regulation 102(3) of the General Regulations to require an application under Regulation 102(1) or (2) of the General Regulations to be accompanied by:
78.1.1	such details, particulars, plans, drawings, specifications, certificates and other documents as the delegate may reasonably require to determine the building's classification.
78.2	The power pursuant to Regulation 102(4) of the General Regulations, to subject to Regulation 102(5) of the General Regulations, assign the appropriate classification under the Building Code to a building if the delegate is satisfied, on the basis of the owner's application, and accompanying documentation, that the building, in respect of the classification applied for, possesses the attributes appropriate to its present or intended use.
78.3	The power pursuant to Regulation 102(5) of the General Regulations, if an application under Regulation 102 of the General Regulations is made in respect of an existing Class 2 to Class 9 building, to require the applicant to satisfy the delegate that the provisions of any relevant Ministerial building standard relating to upgrading health and safety in existing buildings has been complied with (to the extent reasonably applicable to the building and its present or intended use).
78.4	The power pursuant to Regulation 102(6) of the General Regulations, on assigning a classification to a building (or part of a building) to, if relevant, determine and specify in the notice to the owner under Section 151(3) of the PDI Act:

78.4.1	the maximum number of persons who may occupy the building (or part of the building); and
78.4.2	if the building has more than 1 classification—the part or parts of the building to which each classification relates and the classifications currently assigned to the other parts of the building.
79. **Required Documentation**	
79.1	The power pursuant to Regulation 103A(1) of the General Regulations to, in relation to an application for the issuing of a certificate of occupancy relating to a Class 1b to 9 (inclusive) building under the Building Code, require the following documentation:
79.1.1	if the development has been approved subject to conditions, such evidence as the delegate may reasonably require to show that the conditions have been satisfied;
79.1.2	if the application relates to the construction or alteration of part of a building and further building work is envisaged in respect of the remainder of the building, such further evidence as the delegate may reasonably require to show –
79.1.2.1	in the case of a building more than 1 storey – that the requirements of any relevant Ministerial building standard have been complied with; or
79.1.2.2	in any other case – that the building is suitable for occupation.
79.2	The power pursuant to Regulation 103A(2) of the General Regulations to, in relation to an application for the issuing on or after 1 October 2024 of a certificate of occupancy relating to a Class 1a building under the Building Code, to require the following documentation:

	79.2.1 if the development has been approved subject to conditions, such evidence as the delegate may reasonably require to show that any conditions relevant to the suitability of the building for occupation have been satisfied,
79.3	The power pursuant to Regulation 103A(3) of the General Regulations to, other than in relation to a designated building on which building work involving the use of a designated building product is carried out after 12 March 2018, dispense with the requirement to provide a Statement of Compliance under subregulation (1)(a) or (2)(a) if –
	79.3.1 the delegate is satisfied that a person required to complete 1 or both parts of the statement has refused or failed to complete that part and that the person seeking the issuing of the certificate of occupancy has taken reasonable steps to obtain the relevant certification or certifications; and
	79.3.2 it appears to the delegate, after undertaking an inspection, that the relevant building is suitable for occupation.
80.	**Statement of Site Suitability**
80.1	The power pursuant to Regulation 103C(1)(c) of the General Regulations, in relation to a building on a site to which Schedule 8 clause 2A of the General Regulations applies and upon which remediation on the site is necessary, to not grant a certificate of occupancy until a statement of site suitability is issued certifying that the required remediation has been undertaken and the land is suitable for the proposed use.
81.	**Report from Fire Authority**
81.1	The power pursuant to Regulation 103D(1) of the General Regulations, if –
	81.1.1 a building is –
	81.1.1.1 to be equipped with a booster assembly for use by a fire authority; or
	81.1.1.2 to have installed a fire alarm that transmits a signal to a fire station or to a monitoring service approved by the relevant authority; and
	81.1.2 facilities for fire detection, fire fighting or the control of smoke must be installed in the building pursuant to an approval under the Act,
	to not grant a certificate of occupancy unless or until the delegate has sought a report from the fire authority as to whether those facilities have been installed and operate satisfactorily.
81.2	The power pursuant to Regulation 103D(2) of the General Regulations, if a report from the fire authority is not received within 15 business days, to presume that the fire authority does not desire to make a report.
81.3	The power pursuant to Regulation 103D(3) of the General Regulations to have regard to any report received from a fire authority under subregulation (1) before it issues a certificate of occupancy.
82.	**Issue of Certificate of Occupancy**

82.1	The power pursuant to Regulation 103E(1)(b) of the General Regulations to, on receipt of notification of intended completion of building work under Regulation 93(1)(f) of the General Regulations, determine that the building work will be inspected by an authorised officer.
82.2	The power pursuant to Regulation 103E(3)(c) of the General Regulations, in respect of a Class 1a building, to determine not to inspect the building work.
83.	**Revocation**
83.1	The power pursuant to Regulation 103F of the General Regulations to revoke a certificate of occupancy –
83.1.1	if –
83.1.1.1	there is a change in the use of the building; or
83.1.1.2	the classification of the building changes; or
83.1.1.3	building work involving an alteration or extension to the building that will increase the floor area of the building by more than 300m^2 is about to commence, or is being or has been carried out; or
83.1.1.4	the building is about to undergo, or is undergoing or has undergone, major refurbishment,
	and the delegate considers that in the circumstances the certificate should be revoked and a new certificate sought; or
83.1.2	if the delegate considers that the building is no longer suitable for occupation because of building work undertaken, or being undertaken, on the building, or because of some other circumstance; or
83.1.3	if the schedule of essential safety provisions has been issued in relation to the building and the owner of the building has failed to comply with the requirements of Regulation 94(10); or
83.1.4	if the delegate considers –
83.1.4.1	that a condition attached to a relevant development authorisation has not been met, or has been contravened, and that, in the circumstances, the certificate should be revoked; or
83.1.4.2	that a condition attached to the certificate of occupancy has not been met, or has been contravened, or is no longer appropriate.
84.	**Mining Production Tenements**
84.1	The power pursuant to Regulation 109(1)(b) of the General Regulations to make submissions to the appropriate Authority and object to the granting of the tenement.
85.	**Register of Land Management Agreements (Section 193)**
85.1	The power pursuant to Regulation 111(2) of the General Regulations to establish a register of

	agreements entered into by the Council under Section 193 of the PDI Act.
85.2	The power pursuant to Regulation 111(3) of the General Regulations to include in a register, or provide access to a copy of each agreement entered into by the Council under Section 193 of the PDI Act and such other information the delegate considers appropriate.
86.	**Authorised Officers and Inspections**
86.1	The power pursuant to Regulation 112(1) of the General Regulations to appoint at least 1 authorised officer under Section 210(1)(b) of the PDI Act:
86.1.1	who is an accredited professional who is:
86.1.1.1	an Accredited professional - building level 1; or
86.1.1.2	an Accredited professional - building level 2; or
86.1.1.3	an Accredited professional - building level 3; or
86.1.1.4	an Accredited professional - building level 4; or
86.1.2	who holds a current accreditation recognised by the Chief Executive for the purposes of this Regulation; or
86.1.3	who holds an approval from the Chief Executive.

PLANNING, DEVELOPMENT AND INFRASTRUCTURE (FEES, CHARGES AND CONTRIBUTIONS) REGULATIONS 2019

87.	**Calculation of Assessment of Fees**
87.1	The power pursuant to Regulation 5(1) of the Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019 (**the Fees Regulations**) in relation to an application which is duly lodged under a related set of regulations (including via the SA planning portal):
87.1.1	to require the applicant to provide such information as the delegate may reasonably require to calculate any fee payable under the Fees Regulations or a related set of regulations; and
87.1.2	to make any other determination for the purposes of the Fees Regulations or a related set of regulations (even if the Council is not a relevant authority).
87.2	The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate acting under Regulation 5(1) of the Fees Regulations, believes that any information provided by an applicant is incomplete or inaccurate, to calculate any fee on the basis of estimates made by the delegate.
87.3	The power pursuant to Regulation 5(3) of the Fees Regulations to at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of Regulations.

88.	**Waiver or Refund of Fee**
88.1	The power pursuant to Regulation 7 of the Fees Regulations to, as the delegate considers appropriate to do so:
88.1.1	waive the payment of the fee, or the payment of part of the fee; or
88.1.2	refund the whole or a part of the fee.

STATE PLANNING COMMISSION PRACTICE DIRECTION – 2 PREPARATION AND AMENDMENT OF DESIGNATED INSTRUMENTS

89.	**Initiating a Code Amendment**
89.1	The power pursuant to clause 5(1) of the State Planning Commission Practice Direction – 2 Preparation and Amendment of Designated Instrument (**PD2**), to initiate a Code Amendment and lodge the following documents to the Department via the SA Planning Portal:
89.1.1	a Proposal to Initiate;
89.1.2	SA Planning Portal Publication Instructions – for Initiation;
89.1.3	Heritage Report with datasheet(s) and analysis of historic themes (relevant proposals only);
89.1.4	Significant Tree Report with description/s and assessment/s (relevant proposals only).
89.2	The power pursuant to clause 5(2) of PD2 to set out in the Proposal to Initiate:
89.2.1	*Code Policy*
89.2.1.1	an outline of:
(a)	any overlay, general development policy, zone, subzone or technical or numeric variation in the Code being proposed for amendment; and/or
(b)	the intended spatial application of an overlay, zone, subzone or technical or numeric variation in the Code over an identified area;
89.2.2	*Affected Area*
89.2.2.1	a map or description of the Affected Area;

89.2.3	*State Planning Policies*	
	89.2.3.1	identification of the relevant principles or objectives of the State Planning Policies and an assessment of the proposed Code Amendment's alignment with those State Planning Policies;
89.2.4	*Regional Plan*	
	89.2.4.1	identification of relevant regional plans and assessment of how the matters or issues proposed to be addressed by the proposed Code Amendment will relate to the relevant regional plan;
89.2.5	*Consultation*	
	89.2.5.1	information regarding any consultation that has already occurred with respect to the proposed Code Amendment;
	89.2.5.2	details of further consultation proposed to be undertaken with respect to the proposed Code Amendment;
89.2.6	*Planning Merit Statement*	
	89.2.6.1	provide a statement detailing how the proposed Code Amendment relates to strategic directions and outlines desired policy/development outcomes and anticipated residential/ employment yields;
89.2.7	*Investigation Information*	
	89.2.7.1	information regarding any investigations which have already been undertaken with respect to the proposed Code Amendment;
	89.2.7.2	commitment to undertake further investigations to support the proposed Code Amendment including the following as applicable:
		(a) infrastructure (road, civil, corridor);
		(b) service infrastructure (water, wastewater, stormwater, electricity, gas, telecommunications);
		(c) cultural and heritage significance (search of the Register of Aboriginal Sites and Objects);
		(d) Code policy (zone, overlay, TNVs, concept plan);
		(e) hazard risk (analysis of relevant overlays and site conditions);
		(f) the extent to which there are social, economic, land use, built form or environmental features that present a barrier to the outcomes sought;
	89.2.7.3	high-level details of any infrastructure required to support development arising through the proposed Code Amendment and how that infrastructure will be provided (for example potable water and sewerage connection

		requirements);
	89.2.7.4	where known, details of any infrastructure agreement (or agreements) or infrastructure scheme which will need to be established or entered into in connection with the proposed Code Amendment.
89.2.8	The power pursuant to clause 5(3) of PD2 to set out in the SA Planning Portal Publication Instructions – for Initiation:	
	89.2.8.1	a summary of the Code Amendment in plain English, which will be published on the SA Planning Portal;
	89.2.8.2	where possible, an indication of when consultation may begin.
89.2.9	The power pursuant to clause 5(4) of PD2 to, in relation to initiating a Code Amendment which is intended to designate a place as a place of local heritage value, provide a report which:	
	89.2.9.1	includes a heritage datasheet for each proposed Local Heritage Place, which includes:
		(a) all relevant property details and descriptions (including images);
		(b) historical background and thematic analysis;
		(c) a statement of heritage value;
		(d) an assessment against the Local Heritage Criteria; and
		(e) the extent of listing (including any exclusions);
	89.2.9.2	includes an analysis of historic themes of importance to the area;
	89.2.9.3	is prepared by a heritage architect, historian or person with similar qualifications, skills or experience; and
	89.2.9.4	is otherwise prepared in accordance with any guidelines prepared and published by the Commission under Section 67(2)(c) of the PDI Act.
89.2.10	The power pursuant to clause 5(5) of PD2 to, in relation to initiating a Code Amendment which is intended to designate a tree (or stand of trees) as a significant tree (or trees), provide a report which:	
	89.2.10.1	includes relevant details and descriptions of the tree or stand of trees (including images as necessary);
	89.2.10.2	includes an assessment of the tree (or stand of trees) against the Significant Tree Criteria;
	89.2.10.3	is prepared by an urban planner, arborist or person with qualifications, skills or experience relevant to the assessment in the report.

90.	**Preparation of a Draft Code Amendment (Prior to Consultation)**		
	90.1	The power pursuant to clause 6(1) of PD2, to prior to consultation occurring on a draft Code Amendment:	
		90.1.1	carry out investigations and obtain such information:
			90.1.1.1 as provided in the Proposal to Initiate approved by the Minister;
			90.1.1.2 as required under any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act; and
			90.1.1.3 as specified by the Commission under Sections 73(6)(e) or 73(6)(f) of the PDI Act;
		90.1.2	provide the Department with:
			90.1.2.1 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Code Amendment; and
			90.1.2.2 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Code Agreement;
		90.1.3	prepare the draft Code Amendment in accordance with the approved Proposal to Initiate and any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act and the requirements of this Practice Direction;
		90.1.4	provide the Department with written instructions (in a form acceptable to the Department) to prepare the SA Planning Portal for consultation on the draft Code Amendment; and
		90.1.5	provide the Department with the engagement plan prepared (and approved, if required) under these Practice Directions, for the purpose of the Department publishing the engagement plan on the SA Planning Portal.
	90.2	The power pursuant to clause 6(2) of PD2, where an engagement plan is amended during any period of consultation or any time prior to finalisation of the engagement report under PD2, to provide the Department with the engagement plan (as updated) for the purpose of the Department publishing the updated engagement plan on the SA Planning Portal.	
91.	**Requirements for a Draft Code Amendment**		
	91.1	The power pursuant to clause 7(1) of PD2 to support a draft Code Amendment by the following information:	
		91.1.1	an explanation of the current code policy as it applies to the Affected Area (at the time of preparation of the draft Code Amendment);
		91.1.2	an explanation of the amendments to the Code policy proposed for the Affected Area;

91.1.3	an assessment of the strategic planning outcomes intended to be achieved through the draft Code Amendment, including an analysis of the consistency of the draft Code Amendment with the relevant provisions of State Planning Polices, the Regional Plan and any other relevant strategic plans;
91.1.4	a summary and explanation of the investigations undertaken and how these support the draft Code Amendment; and
91.1.5	an explanation of any infrastructure or services required to support development facilitated by the proposed Code Amendment, and an explanation of how and when the infrastructure will be provided.
92.	**Preparation of an Engagement Plan (Prior to Consultation)**
92.1	The power pursuant to clause 9(1) of PD2 to prepare an engagement plan that:
92.1.1	meets the principles and performance outcomes of the Charter;
92.1.2	describes the persons or bodies to be consulted on the proposed amendment of the Designated Instrument, which must include any persons or bodies:
92.1.2.1	required to be consulted with under a condition imposed by the Minister under Section 73(5) of the PDI Act;
92.1.2.2	specified by the Commission under Section 73(6)(e) of the PDI Act; and
92.1.2.3	who must be consulted with under the Charter;
92.1.3	outlines any relevant previous engagement undertaken to inform the proposal;
92.1.4	describes the evaluation framework for the engagement.
92.2	The power pursuant to clause 9(2) of PD2 to, in relation to engagement plans which relate to proposed preparation of or amendment to a State Planning Policy or a Regional Plan submit the engagement plan to the Commission for approval prior to commencement of formal engagement on the proposal.
92.3	The power pursuant to clause 9(3) of PD2 to, in relation to an engagement plan relating to a proposed amendment to the Code or a Design Standard, submit the engagement plan to the Commission or the Minister for approval, if a condition has been imposed by the Minister under Section 73(5) of the PDI Act which requires such approval.
93.	**Preparation of an Engagement Report (Following Consultation)**
93.1	The power pursuant to clause 10(1) of PD2 to, at the completion of engagement on a proposal prepare or amend a Designated Instrument, provide the Department with:
93.1.1	if amendments to the proposal are required:
93.1.1.1	written instructions (in a form acceptable to the Department) that set out any changes to the draft Designated Instrument for the purposes of the Department updating and providing the draft policy for inclusion in the draft

			Designated Instrument; and/or
		93.1.1.2	mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Designated Instrument;
	93.1.2		the updated draft Designated Instrument or amendment to the Designated Instrument in the form of amendment instructions (once finalised by the Designated Entity, incorporating any amendments); and
	93.1.3		a final engagement report as required under Section 73(7) of the PDI Act and prepared in accordance with PD2, for the purpose of the Department arranging for the engagement report and draft Designated Instrument to be furnished to the Minister.
93.2			The power pursuant to clause 10(2) of PD2 to set out in an engagement report required under Section 73(7) of the PDI Act:
	93.2.1		details of the engagement undertaken and how that engagement met the engagement plan and reasons for variations (if any) to the engagement plan;
	93.2.2		the outcome of the engagement including a summary of the written submissions or feedback received;
	93.2.3		any proposed changes to the proposal to prepare or amend a Designated Instrument (when compared with the proposal that was engaged on) and the reasons for those proposed changes. This should specifically indicate:
		93.2.3.1	where changes are proposed to the Designated Instrument based on or as a result of the engagement; and
		93.2.3.2	any other changes which are proposed based on or as a result of additional investigations or information which was not available when the proposal was released for engagement.
93.3			The power pursuant to clause 10(3) of PD2 to also include in the engagement report an evaluation of the effectiveness of the engagement that considers whether:
	93.3.1		the principles of the Charter have been activated; and
	93.3.2		all mandatory requirements identified in the Charter have been met (where the consultation category is applicable).
94.	**Lodgement of Proposal**		
94.1			The power pursuant to clause 11(4) of PD2 to submit a completed Lodgement Form with the Department via the SA Planning Portal, to commence the process for a proposed Complying Change.
94.2			The power pursuant to clause 11(5) of PD2 to set out in the Lodgement Form:
	94.2.1		*Affected Area*

94.2.1.1	a map of the Affected Area (confirming its consistency with the boundaries of the map(s) relating to the relevant Regional Plan recommendation);
94.2.2	*Code Mapping*
94.2.2.1	an outline of:
(a)	any existing overlay, zone, subzone, concept plan or technical and numeric variation in the Code within the Affected Area which is proposed to be amended;
(b)	the proposed spatial application of any overlay/s and/or amendment/s to the boundary of a zone or subzone; and
(c)	any associated proposed application of a concept plan/s and/or all relevant technical or numeric variation/s within the Affected Area in connection with the proposed change outlined in clause 11(5)(c)(ii) of PD2;
94.2.3	*Regional Plan Recommendation*
94.2.3.1	a description of the relevant recommendation/s in the Regional Plan;
94.2.3.2	confirmation that the details outlined in clauses 11(5)(c)(ii) and (iii) of PD2 are consistent with the recommendation in the Regional Plan (where relevant); and
94.2.3.3	confirmation that a time period of not more than two years has elapsed since the relevant recommendation in the Regional Plan was given effect pursuant to Section 73(12) of the PDI Act (unless the Commission considers that a longer period shall apply for the purposes of clause 11 of PD2).
95.	**Final Determination of Minister**
95.1	The power pursuant to clause 13(1) of PD2 when consultation on a proposed Complying Change is complete, to provide the Department with:
95.1.1	if amendments to the proposal are required:
95.1.1.1	written instructions (in a form acceptable to the Department) that set out any changes to the Complying Change as it was initially proposed; and/or
95.1.1.2	mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare mapping which is suitable for inclusion in the Code;
95.1.2	the updated draft proposed Complying Change in the form of amendment instructions (once finalised by the Council, incorporating any changes); and
95.1.3	if any submissions were received, a consultation report to be furnished to the Commission.
95.2	The power pursuant to clause 13(2) of PD2 to set out in the consultation report in clause 13(1)(c)

	of PD2:
95.2.1	the outcome of the consultation, including a summary of the written submissions or feedback received; and
95.2.2	any proposed changes to the Complying Change (when compared with the proposal that was consulted on) and the reasons for those proposed changes and specifically indicate:
95.2.3	95.2.2.1 where changes are proposed to the Complying Change as a result of the consultation; and
	95.2.2.1 any other changes proposed as a result of additional investigations or information that was not available when the proposal was released for consultation.
96.	**Early Commencement of a Code Amendment**
96.1	The power pursuant to clause 14(1) of PD2 to provide a request for early commencement of a Code Amendment under Section 78 of the PDI Act to the Department and include:
96.1.1	explanation, justification and evidence as necessary to demonstrate how early commencement of the Code Amendment is:
96.1.1.1	necessary in the interest of the orderly and proper development of an area of the State; and
96.1.1.2	required in order to counter applications for undesirable development (which should identify possible future development that would detract from or negate the object of the proposed Code Amendment) ahead of the outcome of consideration of the Code Amendment;
96.1.2	written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Code Amendment; and
96.1.3	mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Code Amendment.

STATE PLANNING COMMISSION PRACTICE DIRECTION – 3 (NOTIFICATION OF PERFORMANCE ASSESSED DEVELOPMENT APPLICATIONS) 2019

97.	**Responsibility to Undertake Notification**
97.1	The power pursuant to clause 6(3)(b) of the State Planning Commission Practice Direction – 3 (Notification of Performance Assessed Development Applications) 2019 (**PD3**) to determine the relevant fee as being appropriate to cover the relevant authority's reasonable costs in giving public notice of the application under Section 107(3)(a)(ii) of the PDI Act.

STATE PLANNING COMMISSION PRACTICE DIRECTION (COUNCIL INSPECTIONS) 2020

98.	**Mandatory Inspections**
98.1	The power pursuant to clause 2(2) of Part 2 of the State Planning Commission Practice Direction (Council Inspections) 2020 (**PD9**) to, in carrying out an inspection under PD9, take all reasonable steps to ensure each inspection includes an inspection and assessment of the following elements (elements), as may be present at the time of inspection:
98.1.1	primary structural elements;
98.1.2	structural framing and roof trusses;
98.1.3	wet areas and waterproofing;
98.1.4	barriers to prevent falls;
98.1.5	cladding;
98.1.6	egress provisions;
98.1.7	bushfire protection systems;
98.1.8	passive and active fire safety elements;
98.1.9	private bushfire shelters; and
98.1.10	performance solutions.
99.	**Additional Inspections**
99.1	The power pursuant to clause 3(2) of Part 2 of PD9 to consider carrying out an inspection in addition to any specified in clause 2 of Part 2 of PD9 (additional inspections) if the delegate has information to indicate that the circumstances warrant it, having regard to the objects of PD9.
100.	**Inspections Generally**
100.1	The power pursuant to clause 4(3) of Part 2 of PD9, in relation to building work listed in Schedule 7 of the General Regulations to consider if an additional inspection may be appropriate.
101.	**General Requirements**
101.1	The power pursuant to clause 1(2) of Part 3 of PD9 to ensure that an inspection under PD9 and subsequent assessment of each of the applicable elements in clause 2(2) of Part 2 of PD9 is carried out by a person who has the appropriate qualifications, skills, knowledge and experience to carry out an inspection assigned to that officer under PD9.

STATE PLANNING COMMISSION PRACTICE DIRECTION 10 (STAGED OCCUPATION OF MULTI-STOREY BUILDINGS) 2020

102.	**Conditions that Must be Met for the Staged Occupation of a Partially Completed Building**
	102.1 The power pursuant to clause 5(2) of the State Planning Commission Practice Direction 10 (Staged Occupation of Multi-Storey Buildings 2020 (**PD10**) to, agree to partial occupancy of a partially completed multistorey building.

SCHEDULE OF CONDITIONS

CONDITIONS OR LIMITATIONS APPLICABLE TO DELEGATIONS CONTAINED IN THIS INSTRUMENT

Paragraph(s) in instrument to which conditions/limitations apply	Conditions / Limitations
Nil	Nil

MINUTES of the **ORDINARY COUNCIL MEETING**
held in Council Chamber on Monday 17th February 2025 @ 7.35pm

18.10 DELEGATION OF COUNCIL POWERS & FUNCTIONS

Cr C Chambers moved Cr K Miller seconded that the Council adopt the recommended amendment and additions only to delegations, functions and powers as outlined in the Report, with all other delegations, functions and powers remaining as per the resolution carried on 15th April 2024, resolution 23/04/24, and 19th August 2024, resolution 62/08/24.

and

That under the Planning, Development and Infrastructure Act 2016, the Council adopt the amended Instrument A, as outlined in the Report.

CARRIED 22/02/25

INSTRUMENT A

INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING & DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL AS:

- **A COUNCIL;**
- **A DESIGNATED AUTHORITY;**
- **A DESIGNATED ENTITY**

NOTES

1. Conditions or Limitations: conditions or limitations may apply to the delegations contained in this Instrument. Refer to the Schedule of Conditions at the back of this document.

2. Refer to the relevant Council resolution(s) to identify when these delegations were made, reviewed and or amended.

POWERS AND FUNCTIONS DELEGATED IN THIS INSTRUMENT

1.	**Planning Regions and Greater Adelaide**	
	1.1	The power pursuant to Section 5(5)(b) of the Planning, Development and Infrastructure Act 2016 (the **PDI Act**) to make submissions to the Minister on a proposed proclamation under Section 5 of the PDI Act.
2.	**Subregions**	
	2.1	The power pursuant to Section 6(3)(b) of the PDI Act to make submissions to the Minister on the Minister's proposed course of action.
3.	**Environment and Food Production Areas – Greater Adelaide**	
	3.1	The power pursuant to Section 7(5)(b) of the PDI Act, in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to concur in the granting of the development authorisation to the development.
4.	**Functions**	
	4.1	The power pursuant to Section 22(4)(a)(i) of the PDI Act to, if an inquiry is conducted by the Commission under Section 22(1)(e) of the PDI Act make submissions or representations.
5.	**Planning Agreements**	
	5.1	The power pursuant to Section 35(1)(a) of the PDI Act and subject to Section 35 of the PDI Act to enter into an agreement (**a planning agreement**) with

MINUTES of the **ORDINARY COUNCIL MEETING**
held in Council Chamber on Monday 19th August 2024 @ 7.30pm

18.1 DELEGATION OF COUNCIL POWERS & FUNCTIONS

Cr K Miller moved Cr R Hotchin seconded that the Council adopt the recommended amendments, additions and deletions only to delegations, functions and powers as outlined in the Report, with all other delegations, functions and powers remaining as per the resolution carried on 15th April 2024, resolution 23/04/24.

and

That under the Planning, Development and Infrastructure Act 2016, the Council adopt the recommended amendments, additions and deletions only to the Instrument of Delegations, Instrument B, as outlined in the Report, with all other delegations, functions and powers remaining as per the resolution carried on 15th April 2024, Resolution 23/04/24. **CARRIED 62/08/24**

INSTRUMENT B

INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING AND DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL AS A RELEVANT AUTHORITY

NOTES

1. Conditions or Limitations: conditions or limitations may apply to the delegations contained in this Instrument. Refer to the Schedule of Conditions at the back of this document.
2. Refer to the relevant Council resolution(s) to identify when these delegations were made, reviewed and or amended.

POWERS AND FUNCTIONS DELEGATED IN THIS INSTRUMENT

1.	**Environment and Food Production Areas – Greater Adelaide**	
	1.1	The power pursuant to Section 7(5)(a) of the Planning, Development and Infrastructure Act 2016 (**the PDI Act**), in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to seek the concurrence of the Commission in the granting of the development authorisation to the development.
	1.2	The power pursuant to Section 7(5)(d) of the PDI Act in relation to a proposed development in an environment and food production area that involves a division of land that would create one or more additional allotments, to, if the proposed development will create additional allotments to be used for residential development, refuse to grant development authorisation in relation to the proposed development.
2.	**Related Provisions**	
	2.1	The power pursuant to Section 99(2)(b)(ii) of the PDI Act to, if appropriate, grant development approval in the case of Section 99(1)(d) of the PDI Act.
	2.2	The power pursuant to Section 99(3) of the PDI Act where a proposed development is to be undertaken within the area of the Council, to, subject to the regulations, if appropriate, grant the final development approval after all elements of the development have been approved by one or more relevant authorities under Section 99 of the PDI Act.
3.	**Matters Against Which Development Must be Assessed**	
	3.1	The power pursuant to Section 102(1) of the PDI Act to assess a development against and grant or refuse a consent in respect of the relevant provisions of the Building Rules (**building consent**).
	3.2	The power pursuant to Section 102(8) of the PDI Act, when all relevant consents have been granted in relation to a development, to in accordance with the PDI Act, indicate that the development is approved.
4.	**Building Consent**	
	4.1	The power pursuant to Section 118(1) of the PDI Act, if the Regulations provide that a form of building work complies with the Building Rules, to grant any such building work a building

	consent (subject to such conditions or exceptions as may be prescribed by the regulations).
4.2	The power pursuant to Section 118(2)(a) of the PDI Act to seek the concurrence of the Commission to grant a building consent in respect of a development that is at variance with the performance requirements of the Building Code or a Ministerial building standard.
4.3	The power pursuant to Section 118(2) of the PDI Act, subject to Section 118(6) of the PDI Act, to grant a building consent to a development that is at variance with the Building Rules if:
4.3.1	the variance is with a part of the Building Rules other than the Building Code or a Ministerial building standard and the delegate determines that it is appropriate to grant the consent despite the variance on the basis that the delegate is satisfied:
4.3.1.1	that:
(a)	the provisions of the Building Rules are inappropriate to the particular building or building work, or the proposed building work fails to conform with the Building Rules only in minor respects; and
(b)	the variance is justifiable having regard to the objects of the Planning and Design Code or the performance requirements of the Building Code or a Ministerial building standard (as the case may be) and would achieve the objects of this Act as effectively, or more effectively, than if the variance were not to be allowed; or
4.3.1.2	in a case where the consent is being sought after the development has occurred - that the variance is justifiable in the circumstances of the particular case.
4.4	The power pursuant to Section 118(4) of the PDI Act, to at the request or with the agreement of the applicant, refer proposed building work to the Commission for an opinion on whether or not it complies with the performance requirements of the Building Code or a Ministerial building standard.
4.5	The power pursuant to Section 118(6) of the PDI Act if an inconsistency exists between the Building Rules and the Planning Rules in relation to a State heritage place or a local heritage place, to, in determining an application for building consent, ensure, so far as is reasonably practicable, that standards of building soundness, occupant safety and amenity are achieved in respect of the development that are as good as can reasonably be achieved in the circumstances.
4.6	The power pursuant to Section 118(7) of the PDI Act to seek and consider the advice of the Commission before imposing or agreeing to a requirement under Section 18(6) of the PDI Act that would be at variance with the performance requirements of the Building Code or a Ministerial building standard.
4.7	The power pursuant to Section 118(8) of the PDI Act, to, subject to the PDI Act, accept that proposed building work complies with the Building Rules to the extent that:
4.7.1	such compliance is certified by the provision of technical details, particulars, plans, drawings or specifications prepared and certified in accordance with the regulations; or

	4.7.2	such compliance is certified by a building certifier.
4.8	The power pursuant to Section 118(10) of the PDI Act to refuse to grant a consent in relation to any development if, as a result of that development, the type or standard of construction of a building of a particular classification would cease to conform with the requirements of the Building Rules for a building of that classification	
4.9	The power pursuant to Section 118(11) of the PDI Act, if a relevant authority decides to grant building consent in relation to a development that is at variance with the Building Rules, to, subject to the regulations, in giving notice of the relevant authority's decision on the application for that consent, specify (in the notice or in an accompanying document):	
	4.9.1	the variance; and
	4.9.2	the grounds on which the decision is being made.
5.	**Application and Provision of Information**	
5.1	The power pursuant to Section 119(1)(b) of the PDI Act to require an application to the relevant authority for the purposes of Part 7 of the PDI Act, to include any information as the delegate may reasonably require.	
5.2	The power pursuant to Section 119(3) of the PDI Act to request an applicant:	
	5.2.1	to provide such additional documents, assessments or information (including calculations and technical details) as the delegate may reasonably require to assess the application;
	5.2.2	to remedy any defect or deficiency in any application or accompanying document or information required by or under the PDI Act;
	5.2.3	to consult with an authority or body prescribed by the regulations;
	5.2.4	to comply with any other requirement prescribed by the regulations.
5.3	The power pursuant to Section 119(6)(b) of the PDI Act if a request is made under Section 119(3) of the PDI Act and the request is not complied with within the time specified by the Regulations, subject to Section 119(6)(b)(ii), to refuse the application.	
5.4	The power pursuant to Section 119(7) of the PDI Act to, in dealing with an application that relates to a regulated tree, consider that special circumstances apply.	
5.5	The power pursuant to Section 119(9) of the PDI Act to:	
	5.5.1	permit an applicant:
		5.5.1.1 to vary an application;
		5.5.1.2 to vary any plans, drawings, specifications or other documents that accompanied an application,
		(provided that the essential nature of the proposed development is not changed);

	5.5.2	permit an applicant to lodge an application without the provision of any information or document required by the regulations;
	5.5.3	to the extent that the fee is payable to the relevant authority waive payment of whole or part of the application fee, or refund an application fee (in whole or in part);
	5.5.4	if there is an inconsistency between any documents lodged with the relevant authority for the purposes of Part 7 of the PDI Act (whether by an applicant or any other person), or between any such document and a development authorisation that has already been given that is relevant in the circumstances, return or forward any document to the applicant or to any other person and determine not to finalise the matter until any specified matter is resolved, rectified or addressed.
5.6	The power pursuant to Section 119(10) of the PDI Act to grant a permission under Section 119(9) of the PDI Act unconditionally or subject to such conditions as the delegate thinks fit.	
5.7	The power pursuant to Section 119(12) of the PDI Act to, in a consent, provide for, or envisage, the undertaking of development in stages, with separate consents or approvals for the various stages.	
5.8	The power pursuant to Section 119(14) of the PDI Act to if an applicant withdraws an application to determine to refund the application fee.	
6.	**Referrals to Other Authorities or Agencies**	
6.1	The power pursuant to Section 122(1) of the PDI Act, where an application for consent to, or approval of, a proposed development of a prescribed class is to be assessed by a relevant authority, to:	
	6.1.1	refer the application, together with a copy of any relevant information provided by the applicant, to a body prescribed by the regulations (including, if so prescribed, the Commission); and
	6.1.2	not make a decision until the relevant authority has received a response from that prescribed body in relation to the matter or matters for which the referral was made
	where the regulations so provide, subject to Section 122 of the PDI Act.	
6.2	The power pursuant to Section 122(5)(b) of the PDI Act, acting by direction of a prescribed body:	
	6.2.1	to refuse the application; or
	6.2.2	consent to or approve the development and impose such conditions as the prescribed body thinks fit, (subject to any specific limitation under another Act as to the conditions that may be imposed by the prescribed body)
	where the regulations so provide.	
6.3	The power pursuant to Section 122(7) of the PDI Act, if the relevant authority is directed by a prescribed body to refuse an application and the refusal is the subject of an appeal under the PDI Act, to apply for the relevant authority to be joined as a party to the proceedings.	
6.4	The power pursuant to Section 122(10) of the PDI Act to, if requested by an applicant, defer a	

		referral under Section 122 of the PDI Act to a particular stage in the process of assessment.
7.	**Proposed Development Involving Creation of Fortifications**	
	7.1	The power pursuant to Section 124(1) of the PDI Act, if the delegate has reason to believe that a proposed development may involve the creation of fortifications, to refer the application for consent to, or approval of, the proposed development to the Commissioner of Police (the Commissioner).
	7.2	The power pursuant to Section 124(5) of the PDI Act, if the Commissioner determines that the proposed development involves the creation of fortification, to:
		7.2.1 if the proposed development consists only of the creation of fortifications – refuse the application;
		7.2.2 in any other case – impose conditions in respect of any consent to or approval of the proposed development prohibiting the creation of the fortification.
	7.3	The power pursuant to Section 124(6) of the PDI Act, if the relevant authority acting on the basis of a determination of the Commissioner under Section 124(2) of the PDI Act refuses an application or imposes conditions in respect of a development authorisation, to notify the applicant that the application was refused, or the conditions imposed, on the basis of a determination of the Commissioner under Section 124 of the PDI Act.
	7.4	The power pursuant to Section 124(7) of the PDI Act, if a refusal or condition referred to in Section 124(5) of the PDI Act is the subject of an appeal under the PDI Act, to apply to the Court to be joined as a party to the appeal.
8.	**Determination of Application**	
	8.1	The power pursuant to Section 126(1) of the PDI Act to, on making a decision on an application under Part 7 of the PDI Act, give notice of the decision in accordance with the regulations (and, in the case of a refusal, to include in the notice the reasons for the refusal and any appeal rights that exist under the PDI Act).
	8.2	The power pursuant to Section 126(3) of the PDI Act to, on the delegate's own initiative or on the application of a person who has the benefit of any relevant development authorisation, extend a period prescribed under Section 126(2) of the PDI Act.
9.	**Conditions**	
	9.1	The power pursuant to Section 127(1) of the PDI Act to make a decision subject to such conditions (if any) as the delegate thinks fit to impose in relation to the development.
	9.2	The power pursuant to Section 127(2)(c) of the PDI Act to vary or revoke a condition in accordance with an application under Part 7 of the PDI Act.

10.	**Variation of Authorisation**
10.1	The power pursuant to Sections 128(1) and (2) of the PDI Act to determine an application seeking the variation of a development authorisation previously given under the PDI Act (including an application seeking the variation of a condition imposed with respect to the development authorisation).
10.2	The power pursuant to Section 128(2)(d) of the PDI Act to approve an application for a variation to a development authorisation previously given under the PDI Act, which seeks to extend the period for which the relevant authorisation remains operative.
11.	**Saving Provisions**
11.1	The power pursuant to Section 133(3) of the PDI Act to, in order to avoid or reduce hardship, extend the limitation period referred to in Section 133(2) of the PDI Act.
12.	**Requirement to Up-grade**
12.1	The power pursuant to Section 134(1) of the PDI Act to form the opinion that the building is unsafe, structurally unsound or in an unhealthy condition.
12.2	The power pursuant to Section 134(1) of the PDI Act, if:
12.2.1	an application for a building consent relates to:
12.2.1.1	building work in the nature of an alteration to a building constructed before the date prescribed by regulation for the purposes of Section 134(1) of the PDI Act; or
12.2.1.2	a change of classification of a building; and
12.2.2	the building is, in the opinion of the delegate, unsafe, structurally unsound or in an unhealthy condition,
	to require that building work that conforms with the requirements of the Building Rules be carried out to the extent reasonably necessary to ensure that the building is safe and conforms to proper structural and health standards.
12.3	The power pursuant to Section 134(2) of the PDI Act, when imposing a requirement under Section 134(1) of the PDI Act, to specify (in reasonable detail) the matters under Section 134(1)(b) of the PDI Act that must, in the opinion of the delegate, be addressed.
12.4	The power pursuant to Section 134(3) of the PDI Act to impose a requirement under Section 134(1) of the PDI Act:
12.4.1	subject to Section 134(3)(b) of the PDI Act - on the basis that the relevant matters must be addressed as part of the application before the relevant authority will grant building consent; and
12.4.2	in cases prescribed by the regulations - as a condition of the building consent that must be complied with within a prescribed period after the building work to which the application for consent relates is completed

12.5	The power pursuant to Section 134(4) of the PDI Act if:
12.5.1	an application is made for building consent for building work in the nature of an alteration of a class prescribed by the regulations; and
12.5.2	the delegate is of the opinion that the affected part of the building does not comply with the performance requirements of the Building Code or a Ministerial building standard in relation to access to buildings, and facilities and services within buildings, for people with disabilities,
	to require that building work or other measures be carried out to the extent necessary to ensure that the affected part of the building will comply with those performance requirements of the Building Code or the Ministerial building standard (as the case may be).
12.6	The power pursuant to Section 134(5) of the PDI Act to impose a requirement under Section 134(4) of the PDI Act:
12.6.1	subject to Section 134(5)(b) of the PDI Act - on the basis that the building work or other measures to achieve compliance with the relevant performance requirements must be addressed before the relevant authority will grant building consent; and
12.6.2	in cases prescribed by the regulations - as a condition of the building consent that must be complied with within a prescribed period after the building work to which the application for consent relates is completed.
13.	**Urgent Building Work**
13.1	The power pursuant to Section 135(2)(d) of the PDI Act to issue any direction.
14.	**Cancellation of Development Authorisation**
14.1	The power pursuant to Section 143(1) of the PDI Act to, on the application of a person who has the benefit of the authorisation, cancel a development authorisation previously given by the relevant authority.
14.2	The power pursuant to Section 143(2) of the PDI Act to make a cancellation under Section 143(1) of the PDI Act subject to such conditions (if any) as the delegate thinks fit to impose.
15.	**Professional Advice to be Obtained in Relation to Certain Matters**
15.1	The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.
15.2	The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.
16.	**Continuation of Processes**
16.1	The power pursuant to Clause 18(2) of Schedule 8 of the PDI Act, to:
16.1.1	adopt any findings or determinations of a relevant authority under the repealed Act that may be relevant to an application to which Clause 18(1) of Schedule 8 of the

	PDI Act applies; and
16.1.2	adopt or make any decision (including a decision in the nature of a determination), direction or order in relation to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and
16.1.3	deal with any matter that is subject to a reserved decision under the repealed Act before the designated day; and
16.1.4	deal with any requirement or grant any variation imposed or proposed in connection with an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and
16.1.5	take any other step or make any other determination authorised by the regulations, or that is reasonably necessary to promote or ensure a smooth transition on account of the transfer of functions, powers or duties under Clause 18 of Schedule 8 of the PDI Act.

PLANNING, DEVELOPMENT AND INFRASTRUCTURE (GENERAL) REGULATIONS 2017

17.	**Accredited Professionals**	
17.1	The power pursuant to Regulation 25(7)(c) of the Planning, Development and Infrastructure (General) Regulations 2017 (**the General Regulations**) to form the opinion and be satisfied, on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019, a relevant professional association, or other relevant registration or accreditation authority, that a person has engineering or other qualifications that qualify the person to act as a technical expert under Regulation 25 of the General Regulations.	
18.	**Verification of Application**	
18.1	The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act:	
18.1.1	determine the nature of the development; and	
18.1.2	if the application is for planning consent - determine:	
	18.1.2.1	whether the development involves 2 or more elements and, if so, identify each of those elements for the purposes of assessment against the provisions of the Planning and Design Code; and
	18.1.2.2	the category or categories of development that apply for the purposes of development assessment; and
18.1.3	determine whether the relevant authority is the correct entity to assess the application under the PDI Act; and	
18.1.4	if the relevant authority is the correct entity to assess the application (or any part of	

	the application):
	18.1.4.1 check that the appropriate documents and information have been lodged with the application; and
	18.1.4.2 confirm the prescribed fees required to be paid at that point; and
	18.1.4.3 provide an appropriate notice via the SA planning portal; and
	18.1.5 if the relevant authority is not the correct entity to assess the application (or any part of the application):
	18.1.5.1 provide the application (or any relevant part of the application), and any relevant plans, drawings, specifications and other documents and information in its possession, to the entity that the delegate considers to be the correct relevant authority in accordance with any practice direction; and
	18.1.5.2 provide an appropriate notice via the SA planning portal.
19.	**Amended Applications**
	19.1 The power pursuant to Regulation 35(3) of the General Regulations if an application is varied following referral under Division 2 or giving of notice under Division 3, to, if the variations are not substantial, consider the application without the need to repeat an action otherwise required under Division 2 or Division 3.
	19.2 The power pursuant to Regulation 35(4) of the General Regulations if a variation would change the essential nature of a proposed development (as referred to in Section 119(9)(a) of the PDI Act), to agree with the applicant to proceed with the variation on the basis that the application (as so varied) will be treated as a new application under the General Regulations.
20.	**Withdrawing/Lapsing Applications**
	20.1 The power pursuant to Regulation 38(1) of the General Regulations if an application is withdrawn by the applicant under Section 119(14) of the PDI Act, to notify:
	20.1.1 any agency to which the application has been referred under Division 2 of the General Regulations; and
	20.1.2 any person who has made a representation in relation to the application under Division 3 of the General Regulations,
	of the withdrawal.
	20.2 The power pursuant to Regulation 38(2) of the General Regulations to lapse an application for a development authorisation under Part 7 of the PDI Act if at least one year has passed since the date on which the application was lodged with the relevant authority.
	20.3 The power pursuant to Regulation 38(3) of the General Regulations before taking action to lapse an application under Regulation 38(2) of the General Regulations to:
	20.3.1 take reasonable steps to notify the applicant of the action under consideration; and

	20.3.2 allow the applicant a reasonable opportunity to make submissions to the delegate (in a manner and form determined by the delegate) about the proposed course of action.
21.	**Court Proceedings**
	21.1 The power pursuant to Regulation 40 of the General Regulations to, subject to Section 214(14) of the PDI Act, by notice in writing to the applicant, decline to deal with the application until any proceedings under the PDI Act have been concluded.
22.	**Additional Information or Amended Plans**
	22.1 The power pursuant to Regulation 42(1) of the General Regulations if the relevant authority has referred an application to a prescribed body under Division 1 of the General Regulations and the relevant authority subsequently receives additional information, or an amended plan, drawing or specification, which is materially relevant to the referral, or to any report obtained as part of the referral process, to repeat the referral process.
23.	**Building Matters**
	23.1 The power pursuant to Regulation 45(1) of the General Regulations to, if, in assessing an application for building consent, the delegate considers that:
	23.1.1 a proposed performance solution within the meaning of the Building Code requires assessment against a performance requirement of the Building Code which provides for the intervention of a fire authority; or
	23.1.2 the proposed development is at variance with a performance requirement of the Building Code which provides for the intervention of a fire authority; or
	23.1.3 special problems for fire fighting could arise due to hazardous conditions of a kind described in Section E of the Building Code,
	refer the application to the relevant fire authority for comment and report unless the fire authority indicates to the relevant authority that a referral is not required.
	23.2 The power pursuant to Regulation 45(2) of the General Regulations, if a report is not received from the fire authority on a referral under Regulation 45(1) of the General Regulations within 20 business days, to presume that the fire authority does not desire to make a report.
	23.3 The power pursuant to Regulation 45(3) of the General Regulations to have regard to any report received from a fire authority under Regulation 45 of the General Regulations.
	23.4 The power pursuant to Regulation 45(4) of the General Regulations, if, in respect of an application referred to a fire authority under Regulation 45 of the General Regulations, the fire authority:
	23.4.1 recommends against the granting of building consent; or
	23.4.2 concurs in the granting of consent on conditions specified in its report,
	but the delegate:
	23.4.3 proposes to grant building consent despite a recommendation referred to in

		Regulation 45(4)(a) of the General Regulations; or
	23.4.4	does not propose to impose the conditions referred to in Regulation 45(b) of the General Regulations, or proposes to impose the conditions in varied form, on the grant of consent,
	to:	
	23.4.5	refer the application to the Commission; and
	23.4.6	not grant consent unless the Commission concurs in the granting of the consent.
23.5	The power pursuant to Regulation 45(5) of the General Regulations to provide to the Commission a copy of any report received from a fire authority under Regulation 45(1) of the General Regulations that relates to an application that is referred to the Commission under the PDI Act.	
24.	**Notice of Decision (Section 126(1))**	
24.1	The power pursuant to Regulation 57(2)(b) of the General Regulations to provide notice via the SA Planning Portal and to determine if necessary to give notice to the applicant in some other way determined to be appropriate by the delegate.	
24.2	The power pursuant to Regulation 57(4)(a) of the General Regulations to endorse a set of any approved plans and other relevant documentation with an appropriate form of authentication.	
25.	**Consideration of Other Development Authorisations**	
25.1	The power pursuant to Regulation 60 of the General Regulations, to, in deciding whether to grant a development authorisation, take into account any prior development authorisation that relates to the same proposed development under the PDI Act, and any conditions that apply in relation to that prior development authorisation.	
26.	**Certificate of Independent Technical Expert in Certain Cases**	
26.1	The power pursuant to Regulation 61(4)(c) of the General Regulations to form the opinion and be satisfied on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019, a relevant professional association, or another relevant registration or accreditation authority, that a person has engineering or other qualifications, qualify the person to act as a technical expert under this regulation.	
27.	**Urgent Work**	
27.1	The power pursuant to Regulation 63(1) of the General Regulations to,	
	27.1.1	determine a telephone number determined for the purposes of Regulation 63(1)(a) of the General Regulations; and
	27.1.2	determine the email address for the purposes of Regulation 63(1)(b) of the General Regulations.
27.2	The power pursuant to Regulation 63(2) of the General Regulations to, for the purposes of	

	Section 135(2)(c) of the PDI Act, allow a longer period.
27.3	The power pursuant to Regulation 63(3) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.
28.	**Variation of Authorisation (Section 128)**
28.1	The power pursuant to Regulation 65(1)(a) of the General Regulations to, for the purposes of Section 128(2)(b) of the PDI Act, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion and be satisfied that the variation is minor in nature, and approve the variation.
29.	**Construction Industry Training Fund**
29.1	The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the *Construction Industry Training Fund Act 1993* or is not payable, to notify the applicant that the delegate cannot issue a building consent until the delegate is satisfied that the levy has been paid or is not payable.
29.2	The power pursuant to Regulation 99(5) of the General Regulations, if a notification has been given under Regulation 99(4) of the General Regulations and if satisfactory evidence is not provided to the delegate within 20 business days after the date of the notification to, if the delegate thinks fit, determine that the application has lapsed.
30.	**Plans for Building Work**
30.1	The power pursuant to Clause 4(3) of Schedule 8 of the General Regulations, in relation to an application for building consent for development consisting of or involving an alteration to a building, if:
	30.1.1 the applicant is applying for a change in the classification of the building to a classification other than Class 10 under the Building Code; or
	30.1.2 the building was erected before 1 January 1974 and the applicant is applying for a classification other than Class 10 under the Building Code to be assigned to the building,
	to require the application to be accompanied by such details, particulars, plans, drawings, specifications and other documents (in addition to the other documents required to accompany the application) as the delegate reasonably requires to show that the entire building will, on completion of the building work, comply with the requirements of the PDI Act and the General Regulations for a building of the classification applied for or with so many of those requirements as will ensure that the building is safe and conforms to a proper structural standard.

PLANNING, DEVELOPMENT AND INFRASTRUCTURE (FEES, CHARGES AND CONTRIBUTIONS) REGULATIONS 2019

31.	**Calculation or Assessment of Fees**
31.1	The power pursuant to Regulation 5(1) of the PDI (Fees, Charges and Contributions) Regulations 2019 (**the Fees Regulations**) in relation to an application which is duly lodged with the Council under a related set of regulations (including via the SA planning portal):
31.1.1	to require the applicant to provide such information as the delegate may reasonably require to calculate a prescribed fee; and
31.1.2	to make any other determination for the purposes of the Fees Regulations a related set of regulations or a fee notice (even if the Council is not a relevant authority).
31.2	The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate is acting under Regulation 5(1) of the Fees Regulations, or as the delegate of a relevant authority, believes that any information provided by an applicant is incomplete or inaccurate, to calculate a prescribed fee on the basis of estimates made by the delegate.
31.3	The power pursuant to Regulation 5(3) of the Fees Regulations to, at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of regulations.
32.	**Waiver or Refund of Fee**
32.1	The power pursuant to Regulation 7 of the Fees Regulations to, as the delegate considers appropriate to do so:
32.1.1	waive the payment of the fee, or the payment of part of the fee; or
32.1.2	refund the whole or a part of the fee.

STATE PLANNING COMMISSION PRACTICE DIRECTION 18 OUTLINE CONSENT

33.	**Circumstances in Which Outline Consent May be Granted**
33.1	The power pursuant to clause 5(1)(b) of the State Planning Commission Practice Direction 18 Outline Consent (**PD18**) to provide advice to an applicant that if the application were to be for planning consent, the council would request the Minister to give notice under Section 94(1)(g) of the PDI Act.

SCHEDULE OF CONDITIONS

CONDITIONS OR LIMITATIONS
APPLICABLE TO DELEGATIONS
CONTAINED IN THIS INSTRUMENT

Paragraph(s) in instrument to which conditions/limitations apply	Conditions / Limitations
Nil	Nil

18.1 Delegation of Council Powers and Functions

Cr M Burford moved Cr K Miller seconded that:

1. The Council resolves to grant the delegation of powers and functions of the Council as provided for in the attached instrument of delegation, Attachment A.

2. The Council in exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation (annexed to the Report dated 15th April 2024 and entitled Delegation of Council Powers and Functions and marked Attachment B) are hereby delegated this 15th day of April 2024 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

3. The Council in exercise of the power contained in Section 100 of the Planning, Development and Infrastructure Act 2016 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation (annexed to the Report dated 15th April 2024 and entitled Delegation of Council Powers and Functions and marked Attachment C are hereby delegated this 15th day of April 2024 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 100(2)(c) of the Planning. Development and Infrastructure Act 2016 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

4. The Council resolves to grant the sub-delegation of powers under the Road Traffic Act as provided for in Attachments D.

a) In accordance with Clause E.2 of the General Approval, the council is of the opinion that the following person has an appropriate level of knowledge and expertise in the preparation of Traffic Management Plans:
Anthony Casey

CARRIED 23/04/24

Attachment A

District Council of Peterborough

Instrument of delegation

1. The District Council of Peterborough (**Council**) delegates each function or power of the Council:

   (a) listed in the attached tables to the delegate or delegates identified in respect of the function or power; and

   (b) contained in each by-law of the Council in operation as at the date of this instrument to the Chief Executive Officer.

2. The delegations are granted pursuant to section 44 of the *Local Government Act 1999*, excepting that the functions and powers of the Council:

   (a) as an administering agency under the *Environment Protection Act 1993* are delegated pursuant to section 18C of the Environment Protection Act;

   (b) set out in Division 8, Part 4 of the *Fire and Emergency Services Act 2005* are delegated pursuant to section 93 of the Fire and Emergency Services Act;

   (c) acting as an enforcement agency under the *Food Act 2001* are delegated pursuant to section 91 of the Food Act;

   (d) acting as a road manager under the *Heavy Vehicle National Law* are delegated pursuant to section 22B of the *Heavy Vehicle National Law (South Australia) Act 2013*; and

   (e) acting as a relevant authority under the *Safe Drinking Water Act 2011* are delegated pursuant to section 43 of the Safe Drinking Water Act.

3. The delegations granted pursuant to:

   (a) the Local Government Act to the Council's Chief Executive Officer (**CEO**) may be sub-delegated by the Chief Executive Officer in accordance with sections 44(4)(b) and 101 of the Local Government Act, but subject to section 44(3a) of the Local Government Act;

   (b) the Fire and Emergency Services Act may be sub-delegated by the delegate;

   (c) the Food Act may be sub-delegated by the delegate;

   (d) the Heavy Vehicle National Law (South Australia) Act may be sub-delegated by the delegate; and

   (e) the Safe Drinking Water Act may be sub-delegated by the delegate.

4. If two or more delegates are nominated in respect of a power or function, then each nominated person is granted a delegation and may exercise the power or function independently of any other delegate.

5. The delegations are granted subject to the following conditions and limitations:

   (a) the delegate must exercise a delegated function or power in accordance with:

      (i) applicable legislative and other legal requirements; and

      (ii) due regard to relevant policies and guidelines adopted by the Council;

   (b) in regard to the following delegations under the Local Government Act:

      (i) section 133: the power to obtain funds does not extend to imposing rates, borrowing money or obtaining other forms of financial accommodation or fixing or varying fees under sections 188(1)(d) to 188(1)(h) of the Local Government Act;

      (ii) section 137: the power to expend funds in the performance or discharge of the council's powers, functions or duties in accordance is limited to funds allocated as part of a budget adopted by the council;

      (iii) section 143(1): the power to write off debts is limited to debts not exceeding $5,000.00 ;

      (iv) section 188(3): the powers in regard to fees and charges are limited to fees and charges imposed under sections 188(1)(a), 188(1)(b) and 188(1)(c);

   (c) the delegated powers and functions may only be exercised in the council area.

6. Each delegation of a power or function granted under this instrument is independent of, and severable from, every other delegation granted under this instrument.

7. If a delegation of a power or function under this instrument is determined to be invalid or unlawful, the invalid or unlawful delegation will be deemed to be severed from this instrument and the remaining delegations will continue to operate according to their terms.

8. The delegations provided for in this instrument of delegation will come into operation on the day following the date of the Council resolution.

9. All previous delegations granted by the Council are revoked with effect from the day following the date of the Council resolution in this instrument of delegation.

10. Previous delegations granted by the Council of the powers and functions delegated by this instrument are revoked with effect from the date on which the delegations provided for in this instrument come into operation.

11. The delegations granted by this instrument will remain in force until varied or revoked by resolution of the Council.

By resolution of the Council on 15th April 2024

Attachment B

INSTRUMENT A

INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING & DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL AS:

- **A COUNCIL;**
- **A DESIGNATED AUTHORITY;**
- **A DESIGNATED ENTITY**

NOTES

1. Conditions or Limitations: conditions or limitations may apply to the delegations contained in this Instrument. Refer to the Schedule of Conditions at the back of this document.

2. Refer to the relevant Council resolution(s) to identify when these delegations were made, reviewed and or amended.

POWERS AND FUNCTIONS DELEGATED IN THIS INSTRUMENT

1.	**Planning Regions and Greater Adelaide**	
	1.1	The power pursuant to Section 5(5)(b) of the Planning, Development and Infrastructure Act 2016 (the **PDI Act**) to make submissions to the Minister on a proposed proclamation under Section 5 of the PDI Act.
2.	**Subregions**	
	2.1	The power pursuant to Section 6(3)(b) of the PDI Act to make submissions to the Minister on the Minister's proposed course of action.
3.	**Environment and Food Production Areas – Greater Adelaide**	
	3.1	The power pursuant to Section 7(5)(b) of the the PDI Act, in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to concur in the granting of the development authorisation to the development.
4.	**Functions**	
	4.1	The power pursuant to Section 22(4)(a)(i) of the PDI Act to, if an inquiry is conducted by the Commission under Section 22(1)(e) of the PDI Act make submissions or representations.
5.	**Planning Agreements**	
	5.1	The power pursuant to Section 35(1)(a) of the PDI Act and subject to Section 35 of the PDI Act to enter into an agreement (**a planning agreement**) with the Minister relating to a specified area of the State subject to Section 35 of the PDI Act.
	5.2	The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for:
		5.2.1 the setting of objectives, priorities and targets for the area covered by the agreement; and
		5.2.2 the constitution of a joint planning board including, in relation to such a board:

Attachment D

District Council of Peterborough

Instrument of sub-delegation

1. The Minister for Transport and Infrastructure granted:

   (a) approvals to the Council for the purposes of specific powers under sections 17 and 20 of the *Road Traffic Act 1961*; and

   (b) appointed the Council as the Minister's delegate in respect of specific powers under sections 17 and 33(1) of the Road Traffic Act,

   by the Instrument of General Approval and Delegation (dated 22 August 2013) (**General Approval**).

2. Pursuant to the General Approval, the Council sub-delegates to the Chief Executive Officer the power under section 33(1) of the Road Traffic Act to declare an event to be an event to which section 33 of the Road Traffic Act applies and make orders directing:

   (a) that specified roads (being roads on which the event is to be held or roads that, in the opinion of the delegate, should be closed for the purpose of the event) be closed to traffic for a specified period; and

   (b) that persons taking part in the event be exempted, in relation to the specified roads, from the duty to observe the following provisions of the *Australian Road Rules*:

      (i) rule 221: using hazard warning lights;

      (ii) rule 230: crossing a road – general;

      (iii) rule 231 crossing a road at pedestrian lights;

      (iv) rule 232: crossing a road at traffic lights;

      (v) rule 234: crossing a road on or near a crossing for pedestrians;

      (vi) rule 237: getting on or into a moving vehicle (provided that the speed of the vehicle does not exceed 5 km/h);

      (vii) rule 238: pedestrians travelling along a road (except in or on a wheeled recreational device or toy);

      (viii) rule 250: riding on a footpath or shared path;

      (ix) rule 264: wearing of seat belts by drivers (provided that the speed of the vehicle does not exceed 25 km/h);

      (x) rule 265: wearing of seat belts by passengers 16 years old or older (provided that the speed of the vehicle does not exceed 25 km/h);

      (xi) rule 266: wearing of seat belt by passengers under 16 years old (provided that the speed of the vehicle does not exceed 25 km/h);

(xii) rule 268: how persons must travel in or on a motor vehicle; (provided that the speed of the vehicle does not exceed 25 km/h)

(xiii) rule 269: opening doors and getting out of a vehicle etc (provided that the speed of the vehicle does not exceed 5 km/h); and

(xiv) rule 298: driving with a person in a trailer (provided that the speed of the vehicle does not exceed 25 km/h).

3. The delegation granted in this instrument is subject to the conditions set out in Clause G of the General Approval and the following conditions:

(a) the sub-delegate must ensure that the delegated powers are exercised in accordance with relevant legislative requirements and relevant policies and guidelines adopted by the Council.

By resolution of the Council on the 15th April 2024

District Council of Peterborough

Instrument of authorisation

1. The Minister for Transport and Infrastructure granted:

   (a) approvals to the Council for the purposes of specific powers under sections 17 and 20 of the *Road Traffic Act 1961*; and

   (b) appointed the Council as the Minister's delegate in respect of specific powers under sections 17 and 33(1) of the Road Traffic Act,

   by the Instrument of General Approval and Delegation (dated 22 August 2013) (**General Approval**).

2. Pursuant to the General Approval, the Council authorises the employees of the Council named in the attached table to exercise the powers under sections 17 and 20 of the Road Traffic Act conferred on or delegated to the Council by the General Approval subject to the conditions set out in the General Approval and any additional conditions noted in the table with respect to the exercise of the power.



Signature of the Chief Executive Officer

Mark Austin

Name of the Chief Executive Officer

16th April 2024

Date

Council authorisations for the purposes of the General Approval

Road Traffic Act	Approval granted to Council (as set out in the General Approval)	Authorised employee	Conditions
sections 17(1) and 17(2)	**A. Traffic control devices** Install, maintain, alter, operate or remove, or cause to be installed, maintained. altered, operated or removed, any traffic control device on, above or near a road which is under the care, control and management of the Council (except those traffic control devices specified in clause A.8 of the General Approval or dealt with in other clauses of the General Approval)	Desley Culpin Anthony Casey Troy Madex Garry Lock Robin Mangnoson Michael Wilkinson Abe Borowicki Bryce Tuckwell Lawrence Heath Gregory Duggan	As set out in clause A of the General Approval
section 20(2)	**B. Speed limits at works on roads** Place signs on a road for the purpose of indicating the maximum speed to be observed by drivers while driving on, by or towards a work area or a work site where workers are engaged, or works are in progress at the direction of the Council	Desley Culpin Anthony Casey Troy Madex Garry Lock Robin Mangnoson Michael Wilkinson Abe Borowicki Bryce Tuckwell Lawrence Heath Gregory Duggan	As set out in clause B of the General Approval

Road Traffic Act	Approval granted to Council (as set out in the General Approval)	Authorised employee	Conditions
section 17(3)	**C. Traffic control devices at works on roads** Install, display, alter, operate or remove any traffic control device in relation to an area where persons are engaged in work or an area affected by works in progress, or in relation to part of a road temporarily closed to traffic under the *Road Traffic Act 1961* or any other Act	Desley Culpin Anthony Casey Troy Madex Garry Lock Robin Mangnoson Michael Wilkinson Abe Borowicki Bryce Tuckwell Lawrence Heath Gregory Duggan	As set out in clause C of the General Approval
section 17(3)	**D. Temporary parking controls** Install, display, alter, operate or remove a traffic control device for the purposes of imposing, varying or abolishing a parking control on a temporary basis on a road which is under the care, control and management of the Council	Desley Culpin Anthony Casey Troy Madex Garry Lock Robin Mangnoson Michael Wilkinson Abe Borowicki Bryce Tuckwell Lawrence Heath Gregory Duggan	As set out in clause D of the General Approval
section 17	**F. Grant approval to another road authority** Specifically approve the installation, maintenance, alteration, operation or removal of a traffic control device in the Council area by a road authority on, above or near a road under the care, control and management of the road authority	Desley Culpin Anthony Casey Lawrence Heath	As set out in clause F of the General Approval

District Council of Peterborough

Instrument of sub-delegation

1. The District Council of Peterborough (**Council**) on 15th April 2024 delegated the functions and powers of the Council:

   (a) listed in the attached tables; and

   (b) contained in the by-laws made by the Council,

   to the Chief Executive Officer.

2. The delegations were granted pursuant to section 44 of the *Local Government Act 1999*, excepting that:

   (a) the functions and powers of the Council set out in Division 8, Part 4 of the *Fire and Emergency Services Act 2005* were delegated pursuant to section 93 of the Fire and Emergency Services Act;

   (b) the functions and powers of the Council acting as an enforcement agency under the *Food Act 2001* were delegated pursuant to section 91 of the Food Act;

   (c) the functions and powers of the Council acting as a road manager under the *Heavy Vehicle National Law* were delegated pursuant to section 22B of the *Heavy Vehicle National Law (South Australia) Act 2013*;

   (d) the functions and power of the Council acting as a relevant authority under the *Safe Drinking Water Act 2011* were delegated pursuant to section 43 of the Safe Drinking Water Act; and

3. I sub-delegate each function or power listed in the attached tables to the sub-delegate or sub-delegates (if any) nominated in respect of the function or power pursuant to sections 44(4)(b) and 101 of the Local Government Act, excepting that sub-delegations under:

   (a) section 93 of the Fire and Emergency Services Act;

   (b) section 91 of the Food Act;

   (c) section 22B of the Heavy Vehicle National Law (South Australia) Act; and

   (d) section 43 of the Safe Drinking Water Act,

   are sub-delegated pursuant to the terms of the relevant statutory power of delegation.

4. If two or more sub-delegates are nominated in respect of a power or function, then each nominated person is granted a sub-delegation and may exercise the power or function independently of any other sub-delegate.

5. The sub-delegations are granted subject to the following conditions and limitations:

   (a) the sub-delegate must exercise a sub-delegated function or power in accordance with:

      (i) applicable legislative and other legal requirements; and

      (ii) due regard to relevant policies and guidelines adopted by the Council;

   (b) in regard to the following sub-delegations under the Local Government Act:

      (i) section 133: the power to obtain funds does not extend to imposing rates, borrowing money or obtaining other forms of financial accommodation or fixing or varying fees under sections 188(1)(d) to 188(1)(h) of the Local Government Act;

      (ii) section 137: the power to expend funds in the performance or discharge of the council's powers, functions or duties in accordance is limited to funds allocated as part of a budget adopted by the council;

      (iii) section 143(1): the power to write off debts is limited to debts not exceeding $5000;

      (iv) section 188(3): the powers in regard to fees and charges are limited to fees and charges imposed under sections 188(1)(a), 188(1)(b) and 188(1)(c);

   (c) the delegated powers and functions may only be exercised in the council area.

6. Each sub-delegation of a power or function granted under this instrument is independent of, and severable from, every other sub-delegation granted under this instrument.

7. If a sub-delegation of a power or function under this instrument is determined to be invalid or unlawful, the invalid or unlawful sub-delegation will be deemed to be severed from this instrument and the remaining sub-delegations will continue to operate according to their terms.

8. The sub-delegations provided for in this instrument of sub-delegation will come into operation on the day following the date of this instrument.

9. Previous sub-delegations granted by the Chief Executive Officer of the powers and functions sub-delegated by this instrument are revoked with effect from the date on which the sub-delegations provided for in this instrument come into operation.

Signature

Mark Austin
Name

16th April 2024
Date

District Council of Peterborough

Instrument of delegation

1. I delegate each function or power listed in the attached tables to the delegate or delegates nominated in respect of the function or power pursuant to:

   (a) section 91 of the *Food Act 2001* with respect to the powers and functions of the head of an enforcement agency under the Food Act;

   (b) section 101 of the *Local Government Act 1999* with respect to powers and functions vested or conferred on the chief executive officer by the Local Government Act; and

   (c) clause 5(2)(g) of *State Planning Commission Practice Direction 2 – Preparation and Amendment of Designated Instrument*.

2. If two or more delegates are nominated in respect of a power or function, then each nominated person is granted a delegation and may exercise the power or function independently of any other delegate.

3. The delegations are granted subject to the following conditions and limitations:

   (a) the delegate must exercise a delegated function or power in accordance with:

      (i) due regard to applicable legislative and other legal requirements; and

      (ii) relevant policies and guidelines adopted by the Council;

   (b) the delegated powers and functions may only be exercised in the council area.

4. Each delegation of a power or function granted under this instrument is independent of, and severable from, every other delegation granted under this instrument.

5. If a delegation of a power or function under this instrument is determined to be invalid or unlawful, the invalid or unlawful delegation will be deemed to be severed from this instrument and the remaining delegations will continue to operate according to their terms.

6. The delegations provided for in this instrument of delegation will come into operation on the day following the date of this instrument.

7. Previous delegations granted by the Chief Executive Officer of the powers and functions delegated by this instrument are revoked with effect from the date on which the delegations provided for in this instrument come into operation.



Signature

Desley Culpin – Acting CEO

Name

17th February 2025

Date

District Council of Peterborough (**Council**)

Delegated functions and powers

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

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
section 4(1aa)(a)(ii)(A)	Determine a website for the publication of a public notice by the council	No Delegation
section 12(19)(b)	Refer a failure by the council of a type listed in section 12(1) of the Local Government Act to the Electoral Commissioner	No Delegation
section 54(1)(b)	Receive notice of resignation of a council member	No Delegation
section 54(6)	Notify council members of a vacancy in the office of a member of a council	No Delegation
section 54(6)	Provide notice in the Gazette of a vacancy in the office of a member of a council	No Delegation
section 55(c)	Receive a notice of disqualification from a member of the council	No Delegation
section 56(1)	Publish a notice in the Gazette indicating that Division 2, Part 2, Chapter 5 of the Local Government Act applies to the council	No Delegation
section 56(2)	Fix a polling day	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
section 61(2)	Receive a request for access to a document	No Delegation
section 61(3)	Indicate that information contained in a document is confidential	No Delegation
section 65	Receive a primary return from a council member	No Delegation
section 66	Receive an ordinary return from a council member	No Delegation
section 67(1)	Receive notification from a council member of a change or variation in the information appearing on the Register of Interests	No Delegation
section 68(1)	Maintain a Register of Interests and cause information furnished pursuant to Subdivision 2, Division 1, Part 4, Chapter 5 of the Local Government Act and Schedule 3 to the Local Government Act to be entered on the register	No Delegation
section 68(2)	Notify a council member of a failure by that member to submit a return and the consequences of not submitting a return	No Delegation
section 68(3a)(a)	Publish a notice on a website determined by the chief executive officer specifying date return submitted	No Delegation
section 68(3a)(a)	Determine website for publishing notice	No Delegation
section 68(4)	Supress an address of a person from the Register of Interests	No Delegation
section 70(a1)	Determine a website for publication of the Register	No Delegation
section 72A(2)	Determine requirements for provision of details of gifts or benefits received by a council member	No Delegation
section 72A(4)	Maintain a register of gifts and benefits received by members and ensure details of each gift and benefits provided under this section included in the register	No Delegation
section 72(3)(a)	Receive a primary return or ordinary return from a board member of a regional subsidiary of the council	No Delegation
section 72(3)(b)	Participate in consultation with a regional subsidiary of the council to ensure that a Register of Interest relating to its board members is maintained and available for public inspection	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
section 75G(1)(b) and 75G(2)	Issue a reasonable direction to a member for the purposes of ensuring the member's acts or omissions do not adversely affect the health or safety of employees of the council	No Delegation
section 75G(5)	Ensure a complaint relating to the matter is referred to the Behavioural Standards Panel	No Delegation
section 79(1)	Keep a Register of Allowances and Benefits	No Delegation
section 79(2)	Ensure that an appropriate record is made in the Register of Allowances and Benefits	No Delegation
section 80A(2h)	Maintain a register relating to training and development	No Delegation
section 80A(2i)	Request a member provide within a period specified in the request information relating to training and development by the member	No Delegation
section 80B(1)(b)	Suspend a member subject to a relevant interim intervention order from the office of member of the council where the person protected by the order is an employee of the council	No Delegation
section 80B(4)	Revoke a suspension	No Delegation
section 80B(7)	Notify the member of the suspension under section 80B(5) of the Local Government Act	No Delegation
section 81(3)	Appoint a time and place at which an ordinary meeting of the council will be held	No Delegation
section 81(4)(a)	Appoint a time and place at which the first ordinary meeting of the council will be held after being constituted under Chapter 3 of the Local Government Act	No Delegation
section 81(4)(b)	Appoint a time and place at which the first ordinary meeting of the council will be held after a general election of the council	No Delegation
section 82(1)	Call a special meeting of the council	No Delegation
section 83(1)	Provide notice of an ordinary meeting of the council	No Delegation
section 83(2)	Provide notice of a special meeting of the council	No Delegation
section 83(4)(a)	Ensure that items on an agenda for a council meeting are described with reasonable particularity and accuracy	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
section 83(4)(b)	Supply to a council member a copy of any documents or reports that are to be considered at a council meeting	No Delegation
section 83(5)	Indicate on a document or report any information or matters that may, if the council so determined, be considered in confidence under Part 3 of the Local Government Act and the basis for a confidentiality order	No Delegation
section 83(7)	Take action to bring a notice to the attention of a council member	No Delegation
section 84(1)	Give notice to the public of the times and places of meetings of the council	No Delegation
Section 84(1a)	Publicly display notice at principal office of the Council and publish notice and agenda in accordance with Section 132(1)(a) of the Local Government Act	No Delegation
section 84(2a)	Give notice to the public of the times and places of meetings of the council	No Delegation
section 84(5)	Ensure that a reasonable number of copies of any document or report supplied to council members for consideration at a meeting are available for inspection by members of the public	No Delegation
Section 84(5)(a)	Determine website for publication of document or report	No Delegation
section 86(3)	Preside at a meeting of the council until a council member is chosen to preside	No Delegation
section 87(4)	Provide notice to a member of a council committee of an ordinary meeting of the committee	No Delegation
section 87(5)	Call a special meeting of a council committee	No Delegation
section 87(7)	Provide notice to a member of a council committee of a special meeting of the committee	No Delegation
section 87(9)(a)	Ensure that items on an agenda for a council committee meeting are described with reasonable particularity and accuracy	No Delegation
section 87(9)(b)	Supply to a council committee member a copy of any documents or reports that are to be considered at a council committee meeting	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
section 87(10)	Indicate on a document or report any information or matters that may, if the council so determined, be considered in confidence under Part 3 of the Local Government Act and the basis for a confidentiality order	No Delegation
section 87(12)	Take action to bring a notice to the attention of a council member	No Delegation
section 87(13)	Maintain a record of all notices given under section 87 of the Local Government Act	No Delegation
section 88(1)	Give public notice of the times and places of council committee meetings	No Delegation
Section 88(1a)	Publicly display notice at principal office of the Council and publish the notice and agenda in accordance with Section 132(1)(a) of the Local Government Act	No Delegation
section 88(2a)	Give public notice of the times and places of council committee meetings	No Delegation
section 88(5)	Ensure that a reasonable number of copies of any document or report supplied to council committee members for consideration at a meeting are available for inspection by members of the public	No Delegation
section 91(1)	Ensure minutes are kept of council and council committee meetings	No Delegation
section 91(11)	Sign minutes of a council or council committee meeting	No Delegation
section 92(5)	Determine a website for publishing a code of practice or alterations or substitutions to a code of practice	No Delegation
section 93(2)	Give public notice of the time and place of a meeting of electors	No Delegation
section 93(10)	Ensure that minutes are kept of the proceedings at a meeting of electors	No Delegation
section 99(1)(a)	Ensure that the policies and lawful decisions of the council are implemented in a timely and efficient manner	No Delegation
section 99(1)(b)	Undertake responsibility for the day-to-day operations and affairs of the council	No Delegation
section 99(1)(c)	Provide advice and reports to the council on the exercise and performance of the council's	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
	powers and functions under the Local Government Act or any other Act	
section 99(1)(d)	Co-ordinate proposals for consideration by the council for developing objectives, policies and programs for the area	No Delegation
section 99(1)(e)	Provide information to the council to assist the council to assess performance against its strategic management plans	No Delegation
section 99(1)(f)	Ensure that timely and accurate information about council policies and programs is regularly provided to the council's community, and to ensure that appropriate and prompt responses are given to specific requests for information made to the council	No Delegation
section 99(1)(g)	Ensure that the assets and resources of the council are properly managed and maintained	No Delegation
section 99(1)(h)	Ensure that records required under this or another Act are properly kept and maintained	No Delegation
section 99(1)(i)	Give effect to the principles of human resource management prescribed by the Local Government Act and to apply proper management practices	No Delegation
section 99(1)(ia)	Ensure that effective policies, systems and procedures are established and maintained for the identification, assessment, monitoring, management and annual review of strategic, financial and operational risks	No Delegation
section 99(1)(ib)	Report annually to the relevant audit and risk committee on the council's internal audit processes	No Delegation
section 99(1)(j)	Exercise, perform or discharge other powers, functions or duties conferred on the chief executive officer by or under the Local Government Act or other Acts, and to perform other functions lawfully directed by the council	No Delegation
section 99(2)	Consult with the council when determining, or changing to a significant degree, the organisational structure for the staff of the council, the processes, terms or conditions that are to apply to the appointment of senior executive officers or the appraisal scheme that is to apply to senior executive officers	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
section 100(1)	Determine whether to have a deputy chief executive officer	No Delegation
section 100(2)	Appoint a deputy chief executive officer	No Delegation
section 100(3)	Obtain the concurrence of the council before appointing a deputy chief executive officer or removing a deputy chief executive officer	No Delegation
section 103(1)	Appointing, managing, suspending and dismissing employees of the council	No Delegation
section 104	Determine the conditions of service of an employee of the council	No Delegation
section 105(1)	Ensure that a Register of Salaries is kept	No Delegation
section 105(2)	Ensure that a record is made in the Register of Salaries of a change in the salary, wage or remuneration, or an allowance or benefit, payable to, or provided for the benefit of, an employee or the payment or provision of an allowance or benefit not previously recorded in the Register	No Delegation
section 107(1)	Ensure that sound principles of human resource management are applied to employment in the administration of the council, and must take reasonable steps to ensure that those principles are known to all employees	No Delegation
section 113(b)	Receive a primary return from a prescribed officer	No Delegation
section 114(b)	Receive an ordinary return from a prescribed officer	No Delegation
section 116(1)	Maintain a Register of Interests and cause to be entered in the Register all information pursuant to Subdivision 2, Division 1, Part 4, Chapter 7 of the Local Government Act	No Delegation
section 116(2)	Notify a person who fails to submit a return of the failure	No Delegation
section 118	Enable the inspection of the Register of Interests by a council member	No Delegation
section 119A(2)	Determine requirements for provision of details of gifts and benefits received by an employee	No Delegation
section 119A(4)	Maintain a register of gifts and benefits received by employees of the council and ensure details of each gift and benefit	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
	provided under this section are included in the register	
section 119A(5)	If the register includes information by reference to another register, publish or make available for inspection at the council that other register or information	No Delegation
section 120(2)(a)	Receive a disclosure of an interest in a matter from an employee of the council	No Delegation
section 120(2)(b)	Determine an employee of the council may act in relation to the matter	No Delegation
section 122(4a)(a)	Provide a report to the council on the sustainability of the council's long-term financial performance and position	No Delegation
section 123(4)(a)	Determine a website for the publication of a notice informing the public of the preparation of a draft annual business plan and inviting attendance at a meeting or the making of submissions	No Delegation
section 123(9)(c)	Determine a website for the publication of annual business plan and budget	No Delegation
section 125A(1)	Consult with the relevant audit and risk committee before appointing a person to be primarily responsible for the internal audit function or assigning such responsibility to an employee of the council on the appointment or assignment of responsibility	No Delegation
section 126(4)(g)(ii)	Provide annual report in relation to the policies and processes adopted by the council to evaluate and improve the effectiveness of its internal control practices and procedures	No Delegation
section 126A(4)(g)(ii)	Provide annual report in relation to the policies and processes adopted by the council to evaluate and improve the effectiveness of its internal control practices and procedures	No Delegation
section 128(5)(b)	Receive a notice of resignation from an auditor	No Delegation
section 129(5b)(b)	Participate in consultation with the principal member of the council in relation to whether the opinions and advice of the auditor should be a late item on the agenda for a council meeting	No Delegation
section 130(1)	Produce accounts, accounting records and other documents to the auditor	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
section 130(2)	Produce explanations or information to the auditor	No Delegation
section 130A(4)	Produce any documents relevant to an examination to, and provide any explanation or information required by, a person undertaking an examination under section 130A of the Local Government Act	No Delegation
section 130(6)(b)	Participate in consultation with the principal member of the council in relation to whether a report on an examination under section 130A of the Local Government Act should be a late item on the agenda for a council meeting	No Delegation
section 132(1)	Determine a website for the publication of documents referred to in Schedule 5) of the Local Government Act	No Delegation
section 132(3a)	Determine website for the publication of a document or part of a document if an order under section 91(7) expires or ceases to apply to the document or a part of the document	No Delegation
section 143(2)	Certify that reasonable attempts have been made to recover a debt or that the costs of recovery are likely to equal or exceed the amount to be recovered	No Delegation
section 172(1)	Ensure that an assessment record is kept	No Delegation
section 172(2)	Receive an application to have an occupier's name entered in the assessment record as the principal ratepayer in respect of land	No Delegation
section 172(2)	Determine the manner and form of an application under section 172(2) of the Local Government Act	No Delegation
section 172(3)	Enter an occupier's name in the assessment record as the principal ratepayer in respect of land	No Delegation
section 172(4)	Suppress the name or address of a person from the assessment record	No Delegation
section 172(5)	Suppress the name or address of a person from the assessment record	No Delegation
section 172(6)(b)	Make any alteration to the assessment record	No Delegation
section 173(1)	Receive an application to alter the assessment record	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
section 173(2)	Approve the manner and form of an application under section 173(1) of the Local Government Act	No Delegation
section 184(15)	Provide a statutory declaration to the Registrar-General stating that the requirements of section 184 of the Local Government Act have been observed in regard to the sale of land	No Delegation
section 187(3)(d)	Receive an application for a certificate of liabilities	No Delegation
section 219(7)(c)	Determine a website for publishing a notice of the adoption or alteration of a policy under section 219 of the Local Government Act	No Delegation
section 234A(6)(c)	Determine a website for publishing a resolution passed under section 234A of the Local Government Act	No Delegation
section 252(7)	Provide a certificate for the purposes of section 252(5) or 252(6) of the Local Government Act	No Delegation
section 264(1)(b)	Lodge a complaint against a council member with the South Australian Civil and Administrative Tribunal	No Delegation
section 264(1)(b)	Lodge a complaint with SACAT	No Delegation
section 287	Certify a copy of, or extract from, the assessment record kept under Chapter 10 of the Local Government Act	No Delegation
section 289	Certify a copy of, or extract from, a register kept under the Local Government Act	No Delegation
section 290(1)	Certify a copy of a by-law in force within the council area	No Delegation
section 291	Issue a certificate giving details of the boundaries of the council area	No Delegation
section 293	Issue a certificate giving details of the cost of work undertaken, the portion payable by a person and the date of the completion of the work	No Delegation
clause 9(6), schedule 1B	Provide a statutory declaration stating that the requirements of clause 9 of Schedule 1B of the Local Government Act and the regulations have been observed in relation to the sale of land	No Delegation

Local Government Act 1999		
Statutory provision	**Power/function**	**Delegate**
clause 3(5)(b), schedule 2	Determine a website for publishing a copy of a subsidiary charter	No Delegation
clause 19(5)(b), schedule 2	Determine, in conjunction with the chief executive officers of the other constituent councils, a website for publishing a copy of a regional subsidiary charter	No Delegation

Local Government (Financial Management) Regulations 2011		
Statutory provision	**Power/function**	**Delegate**
regulation 14(a)	Sign the financial statements of the council	No Delegation
regulation 16(3)	Certify that the information provided under regulation 16(2) of the Local Government (Financial Management) Regulations has been reconciled to, and is consistent with, the audited financial statements of the council	No Delegation
regulation 18(4)	Determine, in conjunction with the chief executive officers of other constituent councils, a website or websites for the publication of a notice given to a regional subsidiary under regulation 18 of the Local Government (Financial Management) Regulations	No Delegation
regulation 18(4)	Ensure, in conjunction with the chief executive officers of the other constituent councils, that a notice given to a regional subsidiary under regulation 18 of the Local Government (Financial Management) Regulations is published on a website or websites determined by the chief executive officers	No Delegation
regulation 21(4)	Lay before the council any audited financial statements of a subsidiary received for the purposes of clause 12(3)(a) or 28(2)(a) of Schedule 2 to the Local Government Act	No Delegation
regulation 22(3)(a)	Provide a statement certifying compliance for the financial year with the requirement that the auditor be independent of the council	No Delegation
regulation 22(3)(b)(i)	Provide a statement certifying compliance for the financial year with the requirement that the auditor be independent of the regional subsidiary	No Delegation

Local Government (General) Regulations 2013		
Statutory provision	**Power/function**	**Delegate**
regulation 8AB	Determine website for publication of information listed in regulation 8AB of the Local Government (General) Regulations	No Delegation

Local Government (Procedures at Meetings) Regulations 2013		
Statutory provision	**Power/function**	**Delegate**
regulation 7(2)	Adjourn a meeting where the number of apologies received indicates that the meeting will lack a quorum to a specified day and time	No Delegation
regulation 7(3)	Adjourn a meeting which lacks a quorum to a specified day and time	No Delegation
regulation 7(4)	Record in the minute book the reason for an adjournment, the names of any members present and the date and time to which the meeting is adjourned	No Delegation
regulation 7(5)(a)	Give notice of an adjourned meeting to each council member setting out the date, time and place of the meeting	No Delegation
regulation 7(5)(b)	Give notice of an adjourned meeting to the public setting out the date, time and place of the meeting	No Delegation
regulation 9(1)	Receive written notice of a question on notice	No Delegation
regulation 9(2)(a)	Place a question on notice on the agenda for the meeting at which the question will be asked	No Delegation
regulation 10(2)	Place a petition (or, if provided for in a policy of the council, a summary of the petition as described in regulation 10(2) of the Local Government (Procedures at Meetings) Regulations) on the agenda for the next ordinary meeting of the council (or, if provided for in a policy of the council, on the agenda for the next ordinary meeting of a council committee)	No Delegation
regulation 11(2)	Transmit a request for a deputation to the presiding member of the council	No Delegation
regulation 11(4)	Take reasonable steps to inform a person or persons requesting a deputation of the outcome of the request	No Delegation

Local Government (Procedures at Meetings) Regulations 2013		
Statutory provision	**Power/function**	**Delegate**
regulation 12(2)	Receive a notice of motion	No Delegation
regulation 12(20)	Report on each question that lapses under regulation 12(19) at the first ordinary meeting of the council after a general election	No Delegation
regulation 16(1)	Read out a motion before a vote is taken	No Delegation
regulation 17(4)	Record in the minutes the names of the council members who voted in the affirmative and the names of the members who voted in the negative (in addition to the result of the vote) when a division is taken	No Delegation
regulation 18(1)	Table documents relating to a motion that is before a meeting	No Delegation
regulation 18(2)	Indicate an opinion that consideration should be given to dealing with a document on a confidential basis under sections 90 or 91 of the Local Government Act	No Delegation
regulation 21(1)	Submit a report to the council recommending the revocation or amendment of a resolution passed since the last general election of the council	No Delegation
regulation 21(2)	Place a report under regulation 21(1) of the Local Government (Procedures at Meetings) Regulations on the agenda for the meeting at which the report is to be considered	No Delegation

State Planning Commission Practice Direction 2 – Preparation and Amendment of Designated Instruments		
Statutory provision	**Power/function**	**Delegate**
clause 5(2)(g)	Provide submissions on the proposal to initiate	No Delegation

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

2. I appoint Desley Fay Culpin in the capacity of Infrastructure & Operations Manager as:

   (a) an authorised person under section 25A(1) of the *Dog and Cat Management Act 1995* being satisfied that she is a suitable person for the appointment;

   (b) an authorised officer under section 85(3) of the *Environment Protection Act 1993*;

   (c) an authorised person under section 260(1) of the Local Government Act and for the purposes of enforcing Part 2 of the *Graffiti Control Act 2001*;

   (d) an authorised person under section 260(1) of the Local Government Act;

   (e) an authorised officer under section 12(3) of the *Local Nuisance and Litter Control Act 2016*;

   (f) a local authorised officer under section 44(1) of the *South Australian Public Health Act 2011* being satisfied that she is suitably qualified to be a local authorised officer;

   (g) an authorised officer under section 41(1) of the *Water Industry Act 2012* and this appointment will continue until Desley Culpin ceases to hold the position of Infrastructure & Operations Manager;

   in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999*.

3. The appointments under this instrument are subject to Nil conditions:

4. The appointments under this instrument will terminate on Desley Fay Culpin ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
16th April 2024

I Desley Culpin hereby accept and agree to the sub-delegations, conditions and limitations.

.....
Desley Culpin
Infrastructure & Operations Manager
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

Section 58(2), *Burial and Cremation Act 2013*

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Desley Culpin, Acting Chief Executive Officer, have been delegated the function under section 58(2) of the Burial and Cremation Act of appointing employees or officers of the Council as authorised officers for the purposes of the Burial and Cremation Act.

2. I appoint Ms Desley Fay Culpin as an authorised officer under section 58(2) of the Burial and Cremation Act.

3. The appointment under clause 2 of this instrument is subject to the following conditions:

   (a) Nil conditions

4. The appointment under this instrument will terminate on Desley Fay Culpin ceasing to be an officer or employee of the Council or when otherwise revoked.

.....

Desley Culpin
Acting Chief Executive Officer

Dated: 14th March 2025

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

2. I appoint Sally Louise Kent in the capacity of Governance & Administration Manager as:

   (a) an authorised person under section 25A(1) of the *Dog and Cat Management Act 1995* being satisfied that she is a suitable person for the appointment;

   (b) an authorised officer under section 94(1) of the *Food Act 2001* being satisfied that she has appropriate qualifications or experience to exercise the functions of an authorised officer;

   (c) an authorised person under section 260(1) of the Local Government Act;

   (d) an authorised officer under section 12(3) of the *Local Nuisance and Litter Control Act 2016*;

   in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999.*

3. The appointments under this instrument are subject to Nil conditions:

4. The appointments under this instrument will terminate on Sally Louise Kent ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
Dated: 16th April 2024

I Sally Louise Kent hereby accept and agree to the sub-delegations, conditions and limitations.

.....
Sally Kent
Governance & Administration Manager
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

Section 58(2), *Burial and Cremation Act 2013*

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Desley Culpin, Acting Chief Executive Officer, have been delegated the function under section 58(2) of the Burial and Cremation Act of appointing employees or officers of the Council as authorised officers for the purposes of the Burial and Cremation Act.

2. I appoint Mrs Sally Louise Kent as an authorised officer under section 58(2) of the Burial and Cremation Act.

3. The appointment under clause 2 of this instrument is subject to the following conditions:

   (a) Nil conditions

4. The appointment under this instrument will terminate on Sally Louise Kent ceasing to be an officer or employee of the Council or when otherwise revoked.

.....

Desley Culpin
Acting Chief Executive Officer

Dated: 14th March 2025

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 1st May 2025) pursuant to section 44 of the *Local Government Act 1999*, I Kristen Clark, Acting Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

2. I appoint Louise Burford in the capacity of Projects Officer as an authorised person under section 260(1) of the Local Government Act, in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999.*

3. The appointments under this instrument are subject to Nil conditions:

4. The appointments under this instrument will terminate on Louise Burford ceasing to be a Projects Officer of the Council or when otherwise revoked.

.....
Kristen Clark
Clark Chief Executive Officer
Dated: 1st July 2025

I Louise Burford hereby accept and agree to the sub-delegations, conditions and limitations.

.....
Louise Burford
Projects Officer
1st July 2025

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999,* I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

2. I appoint Lawrence Craig Harrison Heath in the capacity of Property & Regulatory Services Co-ordinator as:

   (a) an authorised officer under section 18(1)(a) of the *Development Act 1993;*

   (b) an authorised person under section 25A(1) of the *Dog and Cat Management Act 1995* being satisfied that he is a suitable person for the appointment;

   (c) an authorised officer under section 85(3) of the *Environment Protection Act 1993;*

   (d) a person authorised to give expiation notices in relation to an alleged offence under sections 49, 50, 51 and 52 of the Tobacco Products Regulation Act 1997 pursuant to section 6(3)(b)(ii) of the *Expiation of Offences Act 1996;*

   (e) a fire prevention officer under section 105B(1) of the *Fire and Emergency Services Act 2005* being satisfied that he has experience or qualifications appropriate to that office;

   (f) an authorised person under section 260(1) of the Local Government Act and for the purposes of enforcing Part 2 of the *Graffiti Control Act 2001;*

   (g) an authorised person under section 260(1) of the Local Government Act;

   (h) an authorised officer under section 12(3) of the *Local Nuisance and Litter Control Act 2016;*

   in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999.*

3. The appointments under this instrument are subject to Nil conditions

4. The appointments under this instrument will terminate on Lawrence Craig Harrison Heath ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
16th April 2024

I Lawrence Craig Harrison Heath hereby accept and agree to the sub-delegations, conditions and limitations.

.....
Lawrence Heath
Property & Regulatory Services Co-ordinator
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

Section 210(1)(a), *Planning, Development and Infrastructure Act 2016*

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the function under section 210(1)(a) of the Planning, Development and Infrastructure Act of appointing persons as authorised officers for the purposes of the Planning, Development and Infrastructure Act.

2. I appoint Lawrence Craig Harrison Heath as an authorised officer under section 210(1)(a) of the Planning, Development and Infrastructure Act.

3. The appointment under clause 2 of this instrument is subject to the following conditions:

   (a) Nil conditions

4. The appointment under this instrument will terminate on Lawrence Craig Harrison Heath ceasing to be an officer or employee of the Council or when otherwise revoked.

.....

Mark Austin
Chief Executive Officer
16th April 2024

I Lawrence Craig Harrison Heath hereby accept and agree to the appointment as an authorised officer under this instrument.

.....

Lawrence Heath
Property and Regulatory Services Co-ordinator
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

2. I appoint Brian Robert Sickles in the capacity of Environmental Health Officer as:

   (a) an authorised officer under section 94(1) of the *Food Act 2001* being satisfied that he has appropriate qualifications or experience to exercise the functions of an authorised officer;

   (b) an authorised person under section 260(1) of the Local Government Act;

   (c) an authorised officer under section 12(3) of the *Local Nuisance and Litter Control Act 2016*;

   (d) an authorised officer under section 34(1) of the *Safe Drinking Water Act 2011* being satisfied that he has appropriate experience or qualifications to exercise the functions of an authorised officer;

   (e) a local authorised officer under section 44(1) of the *South Australian Public Health Act 2011* being satisfied that he is suitably qualified to be a local authorised officer;

   (f) an authorised officer under section 41(1) of the *Water Industry Act 2012* and this appointment will continue until Brian Robert Sickles ceases to hold the position of Environmental Health Officer;

   in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999*.

3. The appointments under this instrument are subject to Nil conditions:

4. The appointments under this instrument will terminate on Brian Robert Sickles ceasing to be an officer or employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
Dated: 16th April 2024

I Brian Robert Sickles hereby accept and agree to the sub-delegations, conditions and limitations.

.....
Brian Robert Sickles
Environmental Health Officer
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

2. I appoint Sophie Nicole Limoux in the capacity of Environmental Health Officer as:

   (a) an authorised officer under section 94(1) of the *Food Act 2001* being satisfied that she has appropriate qualifications or experience to exercise the functions of an authorised officer;

   (b) an authorised person under section 260(1) of the Local Government Act;

   (c) an authorised officer under section 12(3) of the *Local Nuisance and Litter Control Act 2016*;

   (d) an authorised officer under section 34(1) of the *Safe Drinking Water Act 2011* being satisfied that she has appropriate experience or qualifications to exercise the functions of an authorised officer;

   (e) a local authorised officer under section 44(1) of the *South Australian Public Health Act 2011* being satisfied that she is suitably qualified to be a local authorised officer;

   (f) an authorised officer under section 41(1) of the *Water Industry Act 2012* and this appointment will continue until Sophie Nicole Limoux ceases to hold the position of Environmental Health Officer;

   in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999*.

3. The appointments under this instrument are subject to Nil conditions:

4. The appointments under this instrument will terminate on Sophie Nicole Limoux ceasing to be an officer or employee of the Council or when otherwise revoked.

.....

Mark Austin
Chief Executive Officer
Dated: 16th April 2024

I Sophie Nicole Limoux hereby accept and agree to the sub-delegations, conditions and limitations.

.....

Sophie Nicole Limoux
Environmental Health Officer
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

   I appoint Christine Sharon Malycha in the capacity as Library Manager as an authorised person under section 260(1) of the Local Government Act in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999*.

2. The appointments under this instrument are subject to Nil conditions:

3. The appointments under this instrument will terminate on Christine Sharon Malycha ceasing to be an employee of the Council or when otherwise revoked.

.....

Mark Austin
Chief Executive Officer
16th April 2024

I Christine Sharon Malycha hereby accept and agree to the sub-delegations, conditions and limitations.

.....

Christine Sharon Malycha
Library Manager
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999,* I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

2. I appoint Anthony Robert Casey in the capacity of Infrastructure & Operations Co-ordinator as an authorised person under section 260(1) of the Local Government Act in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999.*

3. The appointments under this instrument are subject to Nil conditions:

4. The appointments under this instrument will terminate on Anthony Robert Casey ceasing to be an employee of the Council or when otherwise revoked.

.....

Mark Austin
Chief Executive Officer
16th April 2024

I Anthony Robert Casey hereby accept and agree to the sub-delegations, conditions and limitations.

.....

Anthony Casey
Infrastructure & Operations Co-ordinator
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the function under section 25A(1) of the Dog and Cat Management Act of appointing suitable persons as authorised persons for the purposes of the Dog and Cat Management Act.

   (a) I appoint Robin Scott Mangnoson, in the capacity as Animal Management Officer, as an authorised person under section 25A(1) of the *Dog and Cat Management Act 1995* being satisfied that he is a suitable person for the appointment

   in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999*.

2. The appointments under clause 2 of this instrument is subject to the following conditions:

   a. Robin Scott Mangnoson is an authorised person only under Sections 60, 63, 64 and 64A of the Dog and Cat Management Act.

3. The appointments under this instrument will terminate on Robin Scott Mangnoson ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
Dated: 16th April 2024

I Robin Scott Mangnoson hereby accept and agree to the sub-delegations, conditions and limitations.

.....
Robin Mangnoson
Animal Management Officer
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

   I appoint Sally Louise Kent in the capacity as Executive Assistant as an authorised person under section 260(1) of the Local Government Act in accordance with the attached sub-delegation table of delegable powers and functions, pursuant to section 101 of the *Local Government Act 1999*.

2. The appointments under this instrument are subject to Nil conditions:

3. The appointments under this instrument will terminate on Sally Louise Kent ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
Dated: 16th April 2024

I Sally Louise Kent hereby accept and agree to the sub-delegations, conditions and limitations.

.....
Sally Kent
Executive Assistant
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

2. I appoint David Hutchison as:

   (a) an authorised officer under section 18(1)(a) of the *Development Act 1993*;

   (b) an authorised person under section 260(1) of the Local Government Act;

   (c) an authorised officer under section 12(3) of the *Local Nuisance and Litter Control Act 2016*;

   in accordance with the attached sub-delegation table of delegable powers and functions.

3. The appointments under this instrument are subject to the following conditions:

   (a) Nil

   (b) The Council indemnifies **David Hutchison** (Appointee) in respect of any liability arising from an honest act or omission in the exercise, performance or discharge, or purported exercise, performance or discharge, of powers, functions or duties under the Development Act, on the following conditions.

      A. The Appointee must:

         (i) immediately notify Council of any claim or of any fact, matter or circumstance which might give rise to a claim;

         (ii) provide full and complete disclosure of all information which may relate to any such claim or any such liability;

         (iii) co-operate with Council and its lawyers in the defence of such claim, and not doing anything to prejudice the ability of Council to defend the claim, or otherwise exercise any subrogated rights of Council; and

         (iv) comply with any reasonable request or direction from Council with respect to the management of risks associated with the exercise or purported exercise of the said powers, functions or duties.

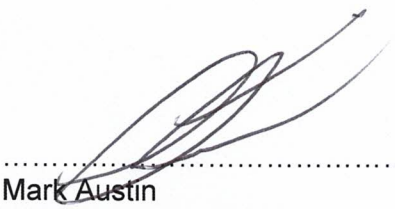
      B. The Council has at Council's expense:

         (i) the right to take over and conduct the defence of any claim, in the name of the Appointee;

         (ii) the right to settle any claim against the Appointee on terms satisfactory to Council; and

(iii) is subrogated to all rights of the Appointee including any right to seek or claim indemnity, contribution, damages, or to seek recovery or any other relief from any other person.

4. The appointments under this instrument will terminate when otherwise revoked.



.....
Mark Austin
Chief Executive Officer
Dated: 16th April 2024

I David Hutchison hereby accept and agree to the sub-delegations, conditions and limitations.

David Hutchison
.....
David Hutchison
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

Section 210(1)(a), *Planning, Development and Infrastructure Act 2016*

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the function under section 210(1)(a) of the Planning, Development and Infrastructure Act of appointing persons as authorised officers for the purposes of the Planning, Development and Infrastructure Act.

2. I appoint David Hutchison as an authorised officer under section 210(1)(a) of the Planning, Development and Infrastructure Act.

3. The appointment under clause 2 of this instrument is subject to the following conditions:

   (a) Nil conditions

   (b) The Council indemnifies David Hutchison (Appointee) in respect of any liability arising from an honest act or omission in the exercise, performance or discharge, or purported exercise, performance or discharge, of powers, functions or duties under the Planning, Development and Infrastructure Act on the following conditions.

      A. The Appointee must:

         (i) immediately notify Council of any claim or of any fact, matter or circumstance which might give rise to a claim;

         (ii) provide full and complete disclosure of all information which may relate to any such claim or any such liability;

         (iii) co-operate with Council and its lawyers in the defence of such claim, and not doing anything to prejudice the ability of Council to defend the claim, or otherwise exercise any subrogated rights of Council; and

         (iv) comply with any reasonable request or direction from Council with respect to the management of risks associated with the exercise or purported exercise of the said powers, functions or duties.

      B. The Council has at Council's expense:

         (i) the right to take over and conduct the defence of any claim, in the name of the Appointee;

         (ii) the right to settle any claim against the Appointee on terms satisfactory to Council; and

         (iii) is subrogated to all rights of the Appointee including any right to seek or claim indemnity, contribution, damages, or to seek recovery or any other relief from any other person.

4. The appointment under this instrument will terminate when otherwise revoked.

.....

Mark Austin
Chief Executive Officer
16th April 2024

I David Hutchison hereby accept and agree to the appointment as an authorised officer under this instrument.

David Hutchison.....

David Hutchison
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of appointment.

2. I appoint Peter Harmer as:

   (a) an authorised person under section 260(1) of the Local Government Act;

   in accordance with the attached sub-delegation table of delegable powers and functions.

3. The appointments under this instrument are subject to the following conditions:

   (a) Nil

   (b) The Council indemnifies **Peter Harmer** (Appointee) in respect of any liability arising from an honest act or omission in the exercise, performance or discharge, or purported exercise, performance or discharge, of powers, functions or duties under the Development Act, on the following conditions.

      A. The Appointee must:

         (i) immediately notify Council of any claim or of any fact, matter or circumstance which might give rise to a claim;

         (ii) provide full and complete disclosure of all information which may relate to any such claim or any such liability;

         (iii) co-operate with Council and its lawyers in the defence of such claim, and not doing anything to prejudice the ability of Council to defend the claim, or otherwise exercise any subrogated rights of Council; and

         (iv) comply with any reasonable request or direction from Council with respect to the management of risks associated with the exercise or purported exercise of the said powers, functions or duties.

      B. The Council has at Council's expense:

         (i) the right to take over and conduct the defence of any claim, in the name of the Appointee;

         (ii) the right to settle any claim against the Appointee on terms satisfactory to Council; and

         (iii) is subrogated to all rights of the Appointee including any right to seek or claim indemnity, contribution, damages, or to seek recovery or any other relief from any other person.

4. The appointments under this instrument will terminate when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
Dated: 16th April 2024

I Peter Harmer hereby accept and agree to the sub-delegations, conditions and limitations.

.....
Peter Harmer
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF APPOINTMENT

Section 210(1)(a), *Planning, Development and Infrastructure Act 2016*

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the function under section 210(1)(a) of the Planning, Development and Infrastructure Act of appointing persons as authorised officers for the purposes of the Planning, Development and Infrastructure Act.

2. I appoint Peter Harmer as an authorised officer under section 210(1)(a) of the Planning, Development and Infrastructure Act.

3. The appointment under clause 2 of this instrument is subject to the following conditions:

   (a) Nil conditions

   (b) The Council indemnifies Peter Harmer (Appointee) in respect of any liability arising from an honest act or omission in the exercise, performance or discharge, or purported exercise, performance or discharge, of powers, functions or duties under the Planning, Development and Infrastructure Act on the following conditions.

      A. The Appointee must:

         (i) immediately notify Council of any claim or of any fact, matter or circumstance which might give rise to a claim;

         (ii) provide full and complete disclosure of all information which may relate to any such claim or any such liability;

         (iii) co-operate with Council and its lawyers in the defence of such claim, and not doing anything to prejudice the ability of Council to defend the claim, or otherwise exercise any subrogated rights of Council; and

         (iv) comply with any reasonable request or direction from Council with respect to the management of risks associated with the exercise or purported exercise of the said powers, functions or duties.

      B. The Council has at Council's expense:

         (i) the right to take over and conduct the defence of any claim, in the name of the Appointee;

         (ii) the right to settle any claim against the Appointee on terms satisfactory to Council; and

         (iii) is subrogated to all rights of the Appointee including any right to seek or claim indemnity, contribution, damages, or to seek recovery or any other relief from any other person.

4. The appointment under this instrument will terminate when otherwise revoked.

.....

Mark Austin
Chief Executive Officer
16th April 2024

I Peter Harmer hereby accept and agree to the appointment as an authorised officer under this instrument.

.....

Peter Harmer
16th April 2024

District Council of Peterborough

Record of delegations

Delegations summary table

Legislation	Commencement date of delegation	Commencement date of sub-delegation
Burial and Cremation Act 2013	15 April 2024	16 April 2024
Burial and Cremation Regulations 2014	15 April 2024	16 April 2024
Community Titles Act 1996	15 April 2024	16 April 2024
Cost of Living Concessions Act 1986	15 April 2024	No Sub-delegation
Crown Land Management Act 2009	15 April 2024	No Sub-delegation
Disability Inclusion Act 2018	15 April 2024	16 April 2024
Disability Inclusion Regulations 2019	15 April 2024	16 April 2024
Dog and Cat Management Act 1995	15 April 2024	16 April 2024
Dog and Cat Management Regulations 2017	15 April 2024	16 April 2024
Electricity Act 1996	15 April 2024	16 April 2024
Electricity (Principles of Vegetation Clearance) Regulations 2010	15 April 2024	16 April 2024
Environment Protection Act 1993	15 April 2024	16 April 2024
Environment Protection Regulations 2023	15 April 2024	16 April 2024
Environment Protection (Air Quality) Policy 2016	15 April 2024	16 April 2024
Environment Protection (Used Packaging Materials) Policy 2012	15 April 2024	16 April 2024
Environment Protection (Waste to Resources) Policy 2010	15 April 2024	16 April 2024
Expiation of Offences Act 1996	15 April 2024	16 April 2024
Fines Enforcement and Debt Recovery Act 2017	15 April 2024	16 April 2024
Fire and Emergency Services Act 2005	15 April 2024	16 April 2024
Fire and Emergency Services Regulations 2021	15 April 2024	16 April 2024
Food Act 2001	15 April 2024	16 April 2024
Food Regulations 2017	15 April 2024	16 April 2024
Freedom of Information Act 1991	15 April 2024	16 April 2024
Freedom of Information (Fees and Charges) Regulations 2018	15 April 2024	16 April 2024
Gas Act 1997	15 April 2024	16 April 2024
Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)	15 April 2024	16 April 2024

Legislation	Commencement date of delegation	Commencement date of sub-delegation
Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW)	15 April 2024	16 April 2024
Independent Commissioner Against Corruption Act 2012	15 April 2024	No Sub-delegation
Joint Criminal Rules 2022	15 April 2024	No Sub-delegation
Labour Hire Licensing Act 2017	15 April 2024	No Sub-delegation
Land and Business (Sale and Conveyancing) Act 1994	15 April 2024	16 April 2024
Landscape South Australia Act 2019	15 April 2024	16 April 2024
Landscape South Australia (General) Regs 2020	15 April 2024	16 April 2024
Landscape South Australia (Water Management) Regulations 2020	15 April 2024	16 April 2024
Liquor Licensing Act 1997	15 April 2024	16 April 2024
Local Government Act 1999	15 April 2024	16 April 2024
Local Government (Building Upgrade Agreements) Regulations 2017	15 April 2024	16 April 2024
Local Government (Financial Management) Regulations 2011	15 April 2024	16 April 2024
Local Government (General) Regulations 2013	15 April 2024	No Sub-delegation & 16 April 2024
Local Government (Members Allowances and Benefits) Regulations 2010	15 April 2024	16 April 2024
Local Government (Procedures at Meetings) Regulations 2013	15 April 2024	No Sub-delegation
Local Government (Elections) Act 1999	15 April 2024	No Sub-delegation & 16 April 2024
Local Government (Forestry Reserves) Act 1944	15 April 2024	No Sub-delegation
Local Nuisance and Litter Control Act 2016	15 April 2024	16 April 2024
Local Nuisance and Litter Control Regulations 2017	15 April 2024	16 April 2024
Mining Act 1971	15 April 2024	16 April 2024
Mining Regulations 2020	15 April 2024	16 April 2024
Ombudsman Act 1972	15 April 2024	No Sub-delegation
Private Parking Areas Act 1986	15 April 2024	16 April 2024
Real Property Act 1886	15 April 2024	No Sub-delegation
Roads (Opening and Closing) Act 1991	15 April 2024	16 April 2024

Legislation	Commencement date of delegation	Commencement date of sub-delegation
Road Traffic Act 1961	15 April 2024	16 April 2024
Road Traffic (Miscellaneous) Regulations 2014	15 April 2024	16 April 2024
Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014	15 April 2024	16 April 2024
Safe Drinking Water Act 2011	15 April 2024	16 April 2024
Safe Drinking Water Regulations 2012	15 April 2024	16 April 2024
South Australian Public Health Act 2011	15 April 2024	16 April 2024
South Australian Public Health (General) Regulations 2013	15 April 2024	16 April 2024
South Australian Public Health (Legionella) Regulations 2013	15 April 2024	16 April 2024
South Australian Public Health (Wastewater) Regulations 2013	15 April 2024	16 April 2024
State Records Act 1997	15 April 2024	16 April 2024
Strata Titles Act 1988	15 April 2024	16 April 2024
Supported Residential Facilities Act 1992	15 April 2024	16 April 2024
Supported Residential Facilities Regulations 2009	15 April 2024	16 April 2024
Water Industry Act 2012	15 April 2024	16 April 2024
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Tables of delegable powers and functions

	Burial and Cremation Act 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 8(2)	Approve the interment of bodily remains	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 13(4)	Inter additional bodily remains	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 13(6)	Be consulted by the Attorney-General regarding the opening of an interment site, exhumation or removal of bodily remains or re-interment of bodily remains	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 18(1)	Ensure that cremated remains are only released to an authorised person	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 18(2)	Dispose of cremated remains	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 19	Establish a cemetery, natural burial ground or crematorium	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 20	Establish and manage a public mortuary	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 21	Establish a mausoleum	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Act 2013				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 22	Provide part of a cemetery as a natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 23	Set apart part of a cemetery or natural burial ground for a particular religion	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(1)	Close a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(2)	Provide notice of proposed closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(5)	Provide details of representations or submissions to the Minister regarding the proposed closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(8)(a)	Discharge unexercised interment rights and provide a refund by agreement with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(8)(b)	Discharge unexercised interment rights and issue a new interment right by agreement with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Act 2013				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 24(9)(a)	Discharge interment rights and issue a new interment right with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(9)(b)	Remove and re-inter human remains by agreement with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(9)(c)	Remove and reposition a memorial by agreement with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(10)	Referral of matter for mediation if agreement cannot be reached on the discharge of an interment right on closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(11)	Pay for mediation with respect to the discharge of an interment right on closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(12)(a)	Offer land as a gift on closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(12)(b)	Demolish, remove, relocate or replace a grave on closure of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 24(14)	Prepare an inventory prior to closure of a cemetery or natural burial ground identifying all graves and memorial, a record of all inscriptions and other particulars on	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Burial and Cremation Act 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		memorials and a photograph of each memorial		
relevant authority for cemetery or crematorium	section 24(15)	Make the inventory of graves and memorials available to the publicly	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 25(1)	Petition the Minister to have trust on which land is held by council which was formerly a cemetery or natural burial ground determined and the land dedicated as park lands	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 25(5)	Pay costs of advertising or inquiry related to the determination of a trust and dedication of land as park lands	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 25(4)(a)	Remove memorials if a closed cemetery is dedicated as park lands	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 25(4)(b)	Relocate memorials if a closed cemetery is dedicated as park lands	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 25(4)(c)	Replace memorials if a closed cemetery is dedicated as park lands	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 26(2)	Convert a closed cemetery which is not on land held on trust by the council or that includes land under the care, control and	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Burial and Cremation Act 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		management of a council into a public park or garden*		
relevant authority for cemetery or crematorium	section 26(3)	Give notice of intention to convert a cemetery into a public park where the cemetery is not on land held on trust by the council or that includes land under the care, control and management of a council	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 26(6)(a)	Remove memorials from a closed cemetery which is not on land held on trust by the council or that includes land under the care, control and management of a council	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 26(6)(b)	Relocate memorials from a closed cemetery which is not on land held on trust by the council or that includes land under the care, control and management of a council	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 26(6)(c)	Replace memorials a closed cemetery which is not on land held on trust by the council or that includes land under the care, control and management of a council	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 27(1)(a)	Construct roads and pathways for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 27(1)(b)	Erect or construct buildings for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Burial and Cremation Act 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 27(1)(c)	Construct a vault or other repository for human remains for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 27(1)(d)	Erect lighting, seating or other infrastructure or public amenity for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 27(1)(e)	Take such other act ion for laying out land as parklands or a public place or garden for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 28(1)	Provide notice of cemetery or natural burial ground closure to the Registrar	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 28(2)	Provide notice of crematorium closure to the Registrar or the Environment Protection Authority	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 28(3)	Forward records of closed cemetery, natural burial ground or crematorium to the Libraries Board of South Australia	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 30(1)	Agree to the interment of human remains	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 30(1)	Issue an interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Act 2013				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 30(2)	Provide statement in plain English setting out rights and responsibilities in regard to an interment right to person applying for an interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 30(3)	Determine capacity of interment site	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 30(5)	Carry out a lift and deepen procedure	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 32(1)	Renew interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 32(1)	Fix renewal fee	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 32(2)	Provide notice of interment right expiry	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 32(3)	Provide statement in plain English setting out rights and responsibilities in regard to an interment right to person renewing interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 33(1)	Transfer an interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Act 2013				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 33(1)(a)	Determine consideration for transfer of interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 33(3)	Record interment right transfer in register	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 34(1)	Receive surrendered interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 34(2)	Provide a refund on the surrender of an unexercised interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 35(4)	Comply with obligations under an interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 37(1)	Keep a register of interment rights	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 37(2)	Record information in the interment rights register	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 38(1)(a)	Reuse an interment site on expiry of an interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Act 2013				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 38(1)(b)	Remove a memorial on expiry of an interment right	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 38(2)(a)	Give notice of intention to reuse an interment site by public advertisement	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 38(2)(b)	Give notice of intention to reuse an interment site by notice to the personal representative of the deceased	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 39(2)	Deal with and dispose of a memorial in accordance with the Burial and Cremation Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 40	Enter into an agreement with an interment right holder to maintain memorial	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 41(1)	Provide notice requiring repair, removal or reinstatement of memorial	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 41(2)	Carry out repair, removal or reinstatement work	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 41(2)	Recover costs of work repairing, removing or reinstating a memorial	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Burial and Cremation Act 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 41(3)	Carry out repair, removal or reinstatement work	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 41(3)	Recover costs of work repairing, removing or reinstating a memorial	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 42(1)	Remove and dispose of memorial where interment right has expired	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 42(1)(c)	Give notice of intention to remove and dispose of a memorial on expired interment site by public advertisement and notice affixed to the memorial	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 42(1)(d)	Give notice of intention to remove and dispose of a memorial on expired interment site by public notice to owner of memorial	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 42(2)	Keep prescribed records of disposed memorials	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 43(a)	Enlarge a cemetery, natural burial ground or crematorium	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 43(b)	Improve or embellish a cemetery, natural burial ground or crematorium	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Act 2013				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 43(c)	Restrict interments in any part of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 43(d)	Take action for proper management and maintenance of a cemetery, natural burial ground or crematorium	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 45	Restrict interments in any part of a cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 46(1)	Issue notice that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 46(1)	Respond to notice from the Minister that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 46(3)	Cause work to be undertaken to satisfy notice that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 46(4)	Cause work to be undertaken to satisfy notice that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 46(5)	Recover costs of work to be undertaken to satisfy notice that cemetery or natural burial	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Act 2013				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		ground is in a neglected condition or fails to comply with the Burial and Cremation Act		
relevant authority for cemetery or crematorium	section 47(1)	Apply for review of decision requiring work to be undertaken to satisfy notice that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer	No Sub-delegation
council	section 47(1)	Make submissions on a review of decision requiring work to be undertaken to satisfy notice that cemetery or natural burial ground is in a neglected condition	Chief Executive Officer	No Sub-delegation
council	section 48(1)	Receive land used as a cemetery or natural burial ground on trust	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 49(1)	Assume administration of cemetery or natural burial ground	Chief Executive Officer	No Sub-delegation
council	section 49(1)(c)	Agree to transfer administration of cemetery or natural burial ground	Chief Executive Officer	No Sub-delegation
relevant authority for cemetery or crematorium	section 50(1)	Allow access to of cemetery, natural burial ground or crematorium	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 50(2)	Require person to leave cemetery, natural burial ground or crematorium	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Act 2013				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 51(1)	Deal with land used as a cemetery or natural burial ground in ordinary course of commerce	Chief Executive Officer	No Sub-delegation
relevant authority for cemetery or crematorium	section 51(2)	Discharge interment rights prior to dealing with land used as a cemetery or natural burial ground in ordinary course of commerce	Chief Executive Officer	No Sub-delegation
relevant authority for cemetery or crematorium	section 51(2)(a)	Provide refund to holder of an interment right on the discharge of that right in order to deal with land used as a cemetery or natural burial ground in ordinary course of commerce	Chief Executive Officer	No Sub-delegation
relevant authority for cemetery or crematorium	section 51(2)(b)	Issue new interment right to holder of an interment right on the discharge of that right in order to deal with land used as a cemetery or natural burial ground in ordinary course of commerce	Chief Executive Officer	No Sub-delegation
council	section 52	Deal with land which was a cemetery or natural burial ground closed in accordance with the Burial and Cremation Act in ordinary course of commerce	Chief Executive Officer	No Sub-delegation
relevant authority for cemetery or crematorium	section 53(1)	Keep registers and plan prescribed by Burial and Cremation Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 53(3)	Keep records prescribed by Burial and Cremation Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Act 2013				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	section 53(4)	Make registers prescribed by Burial and Cremation Act publicly available	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 53(5)	Produce a register prescribed by Burial and Cremation Act for inspection	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	section 56(1)	Request Public Trustee to act for interment right holder	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 58(2)	Appoint authorised officers	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 58(3)	Impose conditions on appointment of an authorised officer	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 58(4)	Issue identity card to an authorised officer	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 58(7)	Vary or revoke appointment or impose further conditions on an authorised officer	Chief Executive Officer	No Sub-delegation

Burial and Cremation Regulations 2014				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	regulation 12(1)	Ensure remains are placed in labelled container and stored in ossuary	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 12(2)	Provide notice to the Attorney-General and Registrar of removal of remains to ossuary	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 16	Fill interment site to level of natural surface	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 17(2)	Approve manner of marking name plate attached to coffin or bodily remains	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 18(1)(a)	Approve construction material for mausoleum or vault	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 18(5)	Be satisfied that mausoleum or vault is sealed	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 19(1)	Open and inspect mausoleum or vault	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 19(2)	Give notice to take remedial action if mausoleum or vault does not comply with the Burial and Cremation Regulations or offensive odours or noxious gases or fluids have	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Regulations 2014				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		escaped or are escalating from the mausoleum or vault		
relevant authority for cemetery or crematorium	regulation 19(3)	Cause work to be undertaken if person fails to comply with notice provided under regulation 19(2)	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 19(3)	Recover costs of undertaking work if person fails to comply with notice provided under regulation 19(2)	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 21(1)	Dispose of name plate, metal or plastic fitting, any other object removed from the exterior of coffin or any other thing in possession due to cremation	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 21(3)	Ensure nameplate is provided to person holding the relevant cremation permit or a person authorised by that person	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 22	Fence the cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 24(1)	Issue direction to person in charge of a motor vehicle within a cemetery or natural burial ground as to the driving of the vehicle	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 24(2)	Issue direction to person in charge of a motor vehicle within a cemetery or natural burial ground as to the parking of the vehicle	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Burial and Cremation Regulations 2014				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority for cemetery or crematorium	regulation 25	Authorise removal, damage, defacement or interference of fixtures, structure or grounds within the cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 26(a)	Cause removal of unattached ornament, empty flower container, broken masonry, decayed or broken wreath or dead flowers from the cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 26(b)	Cause pruning, cutting down or removal of plants within the cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority for cemetery or crematorium	regulation 27	Require a person to leave the cemetery or natural burial ground	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Community Titles Act 1996				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant development authority	section 3(11)	Endorse scheme description	Chief Executive Officer	Accredited Planning Consultant, Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council (as holder of a statutory encumbrance)	section 15A(b)(i)	Certify compliance with the requirements of the Act under which the encumbrance was enter into, or is in force, as to the variation or termination	Chief Executive Officer	Accredited Planning Consultant, Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator

Community Titles Act 1996				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 27(1)(b)(i)	Consent to encroachment over land vested in, or under the control, of the council	Chief Executive Officer	Accredited Planning Consultant, Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
relevant development authority	section 30(4)	Require modification to a scheme description prior to endorsing the scheme description	Chief Executive Officer	Accredited Planning Consultant, Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
relevant development authority	section 31(3)	Endorse a certified copy of an amended scheme description	Chief Executive Officer	Accredited Planning Consultant, Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council (as holder of a statutory encumbrance)	section 53A(b)(i)	Certify compliance with the requirements of the Act under which the encumbrance was enter into, or is in force, as to the variation or termination	Chief Executive Officer	Accredited Planning Consultant, Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
relevant development authority	section 70(3)	Approve the retention of a primary or secondary lot	Chief Executive Officer	Accredited Planning Consultant, Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator

Cost of Living Concessions Act 1986				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
rating authority	section 6(1)	Apply to the Treasurer for the amount of rates remitted under the Cost of Living Concessions Act to be paid to the rating authority	Chief Executive Officer	No sub-delegation

Crown Land Management Act 2009				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 18A(1)	Seek the consent of the Minister to the exclusion of dedicated land from classification as community land	Chief Executive Officer	No sub-delegation
Adelaide City Council	section 27(2)	Request the Minister to exercise power or functions under Division 4, Part 3 of the Crown Land Management Act in respect of the Adelaide Park Lands under the care, control and management of the council (other than land in relation to which a power to grant easements otherwise exists under the Act or the *Real Property Act 1886*).	Chief Executive Officer	No sub-delegation

Disability Inclusion Act 2018				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
State authority	section 16(2)	Prepare a disability access and inclusion plan	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 16(4)(b)	Consult with people with disability and person or bodies representing the interests of people with disability and other persons or bodies in preparing a disability access and inclusion plan	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 16(4)(c)	Call for submissions from members of the public	Chief Executive Officer	Property & Regulatory Services Co-ordinator

Disability Inclusion Act 2018				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 16(5)	Seek the approval of the Minister to prepare a single disability access and inclusion plan for the council and one or more other councils	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 16(6)	Vary a disability access and inclusion plan	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 16(7)	Publish a disability access and inclusion plan, and any variation to a plan, on a website	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 17(1)	Report annually to the Chief Executive Officer on the operation of the disability access and inclusion plan	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 18(1)	Review the disability access and inclusion plan at least once in every 4 year period and prepare a report of the review	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 18(2)	Provide a copy of the report prepared under section 18(1) of the Disability Inclusion Act to the Minister	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 23Q(1)	Provide to the Senior Authorising Officer such information relating to a specified person that the Senior Authorising Officer reasonably requires	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 23Q(2)	Provide the information to the Senior Authorising Officer in the manner and within the period specified in the notice	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 23Q(3)	Participate in consultation with the Senior Authorising Officer regarding a refusal or failure to comply with a notice	Chief Executive Officer	Property & Regulatory Services Co-ordinator

Disability Inclusion Act 2018				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
State authority	section 26(1)	Prepare and provide a report to the Chief Executive Officer of the administrative unit of the public service that is responsible for assisting a Minister in the administration of this Act	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 26(2)	Prepare and provide a report to the Chief Executive Officer of the administrative unit of the public service that is responsible for assisting a Minister in the administration of this Act	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	section 27(2)	Provide information or documents prescribed by section 27 of the Disability Inclusion Act to another person or body	Chief Executive Officer	Property & Regulatory Services Co-ordinator

Disability Inclusion Regulations 2019				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
State authority	regulation 9(2)	Determine the manner and form and time period for the calling of public submissions under section 16(4)(c) of the Disability Inclusion Act	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	regulation 9(3)	Publish the disability access and inclusion plan on a website	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	regulation 9(4)	Prepare and provide a report to the Chief Executive Officer of the administrative unit of the	Chief Executive Officer	Property & Regulatory Services Co-ordinator

Disability Inclusion Regulations 2019				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		public service that is responsible for assisting a Minister in the administration of this Act		
council	regulation 10	Keep residents informed of the preparation by the council of a single disability access and inclusion plan which is for more than one council	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	regulation 11(1)	Comply with the steps under regulation 9 in regard to the variation of a disability access and inclusion plan as if the variation were the plan	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	regulation 11(2)	Vary a disability access and inclusion plan	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	regulation 11(3)	Provide public notice of a variation to a disability access and inclusion plan	Chief Executive Officer	Property & Regulatory Services Co-ordinator
State authority	regulation 12(2)(a)	Prepare a report on the operation of a disability access and inclusion plan	Chief Executive Officer	Property & Regulatory Services Co-ordinator

Dog and Cat Management Act 1995				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 25A(1)	Appoint authorised persons	Chief Executive Officer	No Sub-delegation
council	section 25A(2)	Impose conditions on appointment of an authorised person	Chief Executive Officer	No Sub-delegation
council	section 25A(3)	Revoke appointment or revoke or vary conditions of an authorised person	Chief Executive Officer	No-Sub-delegation

Dog and Cat Management Act 1995				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 25B(1)	Issue identity card to an authorised person	Chief Executive Officer	No-Sub-delegation
council	section 25C(c)	Enter into an arrangement with another council in relation to the exercise of authorised officer powers	Chief Executive Officer	No-Sub-delegation
council	section 26(1)(a)	Maintain a register of dogs	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 26(1)(ab)	Provide information to the Dog and Cat Management Board	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(1)(ac)	Maintain other registers	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(1)(ad)	Make registers publicly available	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(1)(ae)	Limit inspection of register	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(1)(b)	Appoint a Registrar	Chief Executive Officer	No Sub-delegation
council	section 26(1)(c)	Make arrangements for the issue and replace certificates of registration and registration discs	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(1)(d)	Make arrangements for the exercise of functions and powers of an authorised person	Chief Executive Officer	No Sub-delegation
council	section 26(1)(e)	Make arrangements for the detention of dogs and cats	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator

Dog and Cat Management Act 1995				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 26(1)(f)	Make arrangements for fulling other obligations under the Dog and Cat Management Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(3)	Expend money in the administration or enforcement of the Dog and Cat Management Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(4)	Keep separate account of moneys received and expended under the Dog and Cat Management Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(5)	Pay moneys into the Dog and Cat Management Fund	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(6)(a)	Charge fees for the provision of register extracts	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(6)(ab)	Charge fees for receipt and management of information	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(b)(i)	Charge fees for registration of dogs or businesses	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(b)(ii)	Charge fees for late payment of registration	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(b)(iii)	Charge fees for meeting requirements under the Dog and Cat Management Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 26(7)	Provide a percentage rebate as provided for by the Dog and Cat Management Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

Dog and Cat Management Act 1995				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 26A(1)	Prepare a dog and cat management plan	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 26A(3)	Present dog and cat management plan to Dog and Cat Management Board	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 26A(5)	Amend dog and cat management plan	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 33(4)(c)	Approve boarding kennel	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 39	Rectify the register	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 41(1)(c)	Fix fee for application under Part 4, Dog and Cat Management Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 47(5)	Recover cost of giving effect to order if an order has been contravened and authorised person takes steps to effect the order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 50(1)(a)	Make a Destruction Order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator

Dog and Cat Management Act 1995				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 50(1)(b)	Make a Control (Dangerous Dog) Order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 50(1)(c)	Make a Control (Menacing Dog) Order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 50(1)(d)	Make a Control (Nuisance Dog) Order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 50(1)(e)	Make a Control (Barking Dog) Order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 50(2)(b)	Approve a place to detain dogs	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 52(a1)	Determine manner and form of application for the council to make an order under Division 3, Part 5, Dog and Cat Management Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 52(1)(a)	Ascertain owners or persons responsible for a dog	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 52(1)(b)	Provide notice of proposed order to each owner or person responsible for a dog	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator

Dog and Cat Management Act 1995				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 52(2)(b)	Note order in register	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 52(3)	Provide notice of order to each owner or person responsible for a dog	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 52(4)	Revoke order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 52(5)	Note revocation of order in register	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 52(6)	Note order made by Dog and Cat Management Board in register	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 53(1)	Issue directions to each owner or person responsible for a dog regarding complying with order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 56(1)	Receive prescribed information from an owner or person responsible for a dog subject to an order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 56(2)	Receive information from an owner or person responsible for a dog subject to an order regarding moving the dog into or out of the council area	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator

Dog and Cat Management Act 1995				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 59A(1)	Make a Prohibition Order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 59A(2)	Approve place to detain dog	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 59A(5)(b)	Record a Prohibition Order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 59A(6)	Revoke a Prohibition Order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 59A(7)	Note revocation of a Prohibition Order in register	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 59A(8)(c)	Note order made by Dog and Cat Management Board in register	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 61(4)	Consider making an order if a dog is seized in order to prevent it attacking, harassing or chasing a person, animal or bird or because it is unduly dangerous	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 61(4)	Consider applying to Magistrates Court for an order if a dog is seized in order to prevent it attacking, harassing or chasing a person, animal or bird or because it is unduly dangerous	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator

Dog and Cat Management Act 1995				
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 61(6)	Recover cost of microchipping or desexing dog	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 64(2)(c)	Nominate facility for the detention of cats	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 64B(1)	Cause a detained dog or cat to be microchipped or desexed	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 64B(2)	Recover cost of microchipping or desexing a dog or cat	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 64D(1)(b)(ii)	Receive notice of destruction, injury, seizure or detention of dog or identified cat	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 72	Responding to South Australian Civil and Administrative Tribunal review of council decision	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 88A(4)	Receive a statutory declaration from the owner of a vehicle who has received an expiation notice or an expiation reminder given under the *Expiration of Offences Act 1996*	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 89	Lay a complaint regarding offence under Dog and Cat Management Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Dog and Cat Management Regulations 2017			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 6(3)(b)	Apply payment received under regulation 6(2) to furthering the objects of the Dog and Cat Management Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	regulation 20(1)(a)	Receive notification of prescribed information regarding the keeping of guard dogs on premises	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator

	Electricity Act 1996			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 4(1)	Authorise a person to exercise powers conferred on a council officer under the Electricity Act	Chief Executive Officer	Infrastructure & Operations Manager
council	section 47(3)	Agree with an electricity entity to the carrying out of work on public land	Chief Executive Officer	Infrastructure & Operations Manager
council	section 47(7)	Refer a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	Chief Executive Officer	Infrastructure & Operations Manager
council	section 47(9)(a)	Make representations to the Minister in relation to a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	Chief Executive Officer	Infrastructure & Operations Manager

	Electricity Act 1996			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 47(9)(b)	Agree to settle a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work	Chief Executive Officer	Infrastructure & Operations Manager
council	section 55(1a)	Comply with the requirements of a vegetation clearance scheme	Chief Executive Officer	Infrastructure & Operations Manager
council	section 55(3)	Carry out vegetation clearance work in relation to vegetation planted or nurtured contrary to the principles of vegetation clearance.	Chief Executive Officer	Infrastructure & Operations Manager
council	section 55(3)	Recover the cost of carrying out vegetation clearance work under section 55(3) from a person who planted or nurtured the vegetation	Chief Executive Officer	Infrastructure & Operations Manager
council	section 55A(1)	Agree a vegetation clearance scheme with an electricity entity	Chief Executive Officer	Infrastructure & Operations Manager
council	section 55A(4)	Modify a vegetation clearance scheme by written agreement with the electricity entity	Chief Executive Officer	Infrastructure & Operations Manager
council	section 55B(2)	Ask the Technical Regulator to determine a vegetation clearance scheme dispute under Division 2, Part 5	Chief Executive Officer	Infrastructure & Operations Manager
council	section 55C(2)(c)	Apply to the Technical Regulator for a decision not to determine a vegetation clearance scheme dispute under Division 2, Part 5	Chief Executive Officer	Infrastructure & Operations Manager

	Electricity Act 1996			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 55D(2)(a)	Consent to the Technical Regulator conferring on the council the duty to keep vegetation clear of public powerlines	Chief Executive Officer	Infrastructure & Operations Manager
council	section 55M	Enforce a vegetation clearance scheme with an electricity entity as a contract	Chief Executive Officer	Infrastructure & Operations Manager
council	section 56(1)	Make an arrangement with an electricity entity conferring on the council a specified role in relation to vegetation clearance around public powerlines outside of prescribed areas	Chief Executive Officer	Infrastructure & Operations Manager
council	section 58A(2)	Agree to contribute to the cost of undergrounding powerlines in the council area on the basis determined by the Minister	Chief Executive Officer	Infrastructure & Operations Manager
council	section 58A(5)	Participate in consultation with, and provide proposals to, the Minister in respect of the undergrounding of powerlines	Chief Executive Officer	Infrastructure & Operations Manager
council	section 58A(8)	Participate in consultation with the Minister in respect of a variation of the program for undergrounding of powerlines	Chief Executive Officer	Infrastructure & Operations Manager

	Electricity (Principles of Vegetation Clearance) Regulations 2021			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 4(1)	Take reasonable steps to keep vegetation clear of powerlines	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 4(2)	Inspect overhead powerlines and clear vegetation	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 4(4)	Seek approval of the Technical Regulator to keep vegetation clear of powerlines in accordance with the principles set out in regulation 4(2)(b)(ii)	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 7(3)	Make submissions to the Technical Regulator regarding an exemption application	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 8(2)	Agree a vegetation scheme with an electricity entity governing the way in which the entity will carry out its duty to clear vegetation in the council area or part of the council area	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 8(5)(b)	Agree with the electricity entity to vary or revoke a vegetation scheme	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 8(6)	Enforce a vegetation clearance scheme with an electricity entity as a contract	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 10(5)(c)	Agree with an objector as to how an objection regarding the council's intention to enter land is to be resolved	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 10(8)	Give notice of intention to enter private land to carry out work under Part 5 of the Act, including a statement of rights of the owner	Chief Executive Officer	Infrastructure & Operations Manager

	Electricity (Principles of Vegetation Clearance) Regulations 2021			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		or occupier to lodge an objection under regulation 10		

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 14(c)	Approve the use by the Environment Protection Authority of the services of council officers or employees	Chief Executive Officer	Infrastructure & Operations Manager
council	section 18A(2)	Request the Minister to declare the council as an administering agency under the Environment Protection Act	Chief Executive Officer	Infrastructure & Operations Manager
council	section 18A(3)	Participate in consultation with the Minister as to whether the council will cease to be an administering agency under the Environment Protection Act	Chief Executive Officer	Infrastructure & Operations Manager
council	section 18A(3)	Request the Minister to declare that the council will cease to be an administering agency under the Environment Protection Act	Chief Executive Officer	Infrastructure & Operations Manager
administering agency	section 18B(1)	Administering and enforcing the Environment Protection Act in the council area	Chief Executive Officer	No sub-delegation

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
administering agency	section 18C(1)	Delegate a function conferred on the administering agency under Division 1A, Part 3	Chief Executive Officer	No sub-delegation
administering agency	section 18D	Report to the Environment Protection Authority on performance of functions under Division 1A, Part 3	Chief Executive Officer	No sub-delegation
public authority	section 59(1)	Enter into an environment performance agreement with the Minister	Chief Executive Officer	Infrastructure & Operations Manager
council	section 59(4)	Approve provision for the remission of rates or taxed payable to the council in an environment performance agreement	Chief Executive Officer	Infrastructure & Operations Manager
council	section 85(3)	Appoint authorised officers	Chief Executive Officer	No sub-delegation
council	section 85(4)	Impose conditions on the appointment of an authorised officer	Chief Executive Officer	No sub-delegation
council	section 85(5)	Revoke the appointment of an authorised officer	Chief Executive Officer	No sub-delegation
council	section 85(5)	Vary or revoke the conditions applying to the appointment of an authorised officer	Chief Executive Officer	No sub-delegation
council	section 87(8)(b)	Agree with another council that an authorised officer may exercise power in the other council's area	Chief Executive Officer	Infrastructure & Operations Manager
council	section 87(9)	Make good any damage caused by an authorised officer exercising powers under section 87	Chief Executive Officer	No sub-delegation

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
administering agency	section 93(1)	Issue an environment protection order	Chief Executive Officer	No sub-delegation
administering agency	section 93(2a)	Provide notice to the authority under the *Natural Resource Management Act 2004*	Chief Executive Officer	No sub-delegation
administering agency	section 93(5)	Confirm an emergency environment protection order by issuing and serving a written environment protection order	Chief Executive Officer	No sub-delegation
administering agency	section 93(7)	Revoke or vary an environment protection order	Chief Executive Officer	No sub-delegation
administering agency	section 94(1)	Apply to the Registrar General for registration of an environment protection order as a charge on land	Chief Executive Officer	No sub-delegation
administering agency	section 94(4a)	Notify the owners and occupiers of land to which a charge has been registered by the Registrar General of the charge and obligations of the owners and occupiers	Chief Executive Officer	No sub-delegation
administering agency	section 94(6)	Apply to the Registrar General to cancel the registration of an environment protection order as a charge on land	Chief Executive Officer	No sub-delegation
administering agency	section 95(1)	Take action required by an environment protection order which has not been undertaken by the recipient of that order	Chief Executive Officer	No sub-delegation
administering agency	section 95(2)	Authorise a person to take action on behalf of the council under section 95(1)	Chief Executive Officer	No sub-delegation

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
administering agency	section 95(3)(a)	Issue an instrument of authority to a person authorised under section 95(2) who is not an authorised officer	Chief Executive Officer	No sub-delegation
administering agency	section 95(4)	Recover the reasonable costs and expenses incurred by the council taking action under section 95 as a debt from the person who failed to comply with the environment protection order	Chief Executive Officer	No sub-delegation
administering agency	section 95(4a)	Recover from the person to whom an environment protection order was issued an amount prescribed by regulation as being recoverable in respect to the registration of an order as a charge on land or the cancellation of such registration	Chief Executive Officer	No sub-delegation
administering agency	section 95(5)(a)	Fix a period by notice within which an amount recoverable by the council under section 95 must be paid	Chief Executive Officer	No sub-delegation
administering agency	section 96(1)	Issue an information discovery order	Chief Executive Officer	No sub-delegation
administering agency	section 96(4)	Vary or revoke an information discovery order	Chief Executive Officer	No sub-delegation
administering agency	section 97(1)	Take action to obtain information required by an information discovery order or a condition of an environment authorisation if person to whom order was issued or condition applies fails to do so	Chief Executive Officer	No sub-delegation

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
administering agency	section 97(2)	Authorise a person to take action on behalf of the council under section 97(1)	Chief Executive Officer	No sub-delegation
administering agency	section 97(3)(a)	Issue an instrument of authority to a person authorised under section 97(2) who is not an authorised officer	Chief Executive Officer	No sub-delegation
administering agency	section 97(4)	Recover the reasonable costs and expenses incurred by the council taking action under section 97 as a debt from the person who failed to provide the information	Chief Executive Officer	No sub-delegation
administering agency	section 99(1)	Issue a clean-up order	Chief Executive Officer	No sub-delegation
administering agency	section 99(2a)	Give notice to the relevant authority under the *Natural Resources Management Act 2004* of proposed issuing or variation of a clean-up order	Chief Executive Officer	No sub-delegation
administering agency	section 99(5)	Confirm an emergency clean-up order by issuing a written clean-up order	Chief Executive Officer	No sub-delegation
administering agency	section 99(7)	Vary or revoke a clean-up order	Chief Executive Officer	No sub-delegation
administering agency	section 101(1)	Apply to the Registrar General for registration of a clean-up order as a charge on land	Chief Executive Officer	No sub-delegation
administering agency	section 101(5a)	Notify the owners and occupiers of land to which a charge has been registered by the Registrar General of the charge and obligations of the owners and occupiers	Chief Executive Officer	No sub-delegation

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
administering agency	section 101(8)	Apply to the Registrar General to cancel the registration of an environment protection order as a charge on land	Chief Executive Officer	No sub-delegation
administering agency	section 102(1)	Take action required by a clean-up order if the person to whom the order was issued fails to do so	Chief Executive Officer	No sub-delegation
administering agency	section 102(2)	Authorise a person to take action on behalf of the council under section 102(1)	Chief Executive Officer	No sub-delegation
administering agency	section 102(3)(a)	Issue an instrument of authority to a person authorised under section 102(2)	Chief Executive Officer	No sub-delegation
administering agency	section 103(1)	Recover reasonable costs and expenses incurred in council taking action on non-compliance with a clean-up order	Chief Executive Officer	No sub-delegation
administering agency	section 103(2a)	Recover an amount prescribed by regulation in respect of a registration of a clean-up order on land or the cancellation of that registration	Chief Executive Officer	No sub-delegation
administering agency	section 103(3)(a)	Fix a period by notice within which an amount recoverable by the council under section 103 must be paid	Chief Executive Officer	No sub-delegation
public authority	section 104(1)(d)	Application for an order from the Environment, Resources and Development Court against a person who committed a contravention of the Environment Protection Act or a repealed environment law for payment of the reasonable costs and	Chief Executive Officer	Infrastructure & Operations Manager

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		expenses of the council in taking action to prevent or mitigate environmental harm		
administering agency	section 104(7)(a)	Apply for an order under section 104	Chief Executive Officer	No sub-delegation
council	section 104(7)(b)	Apply for an order under section 104	Chief Executive Officer	No sub-delegation
administering agency	section 109(3a)	Provide details of actions taken by the council which must be included in the register to the Authority	Chief Executive Officer	No sub-delegation
administering agency	section 116(a)	Waive the payment of the whole or part of a fee or levy or refund the whole or part of a fee or levy	Chief Executive Officer	No sub-delegation
administering agency	section 116(b)	Allow the payment a fee or levy by instalments	Chief Executive Officer	No sub-delegation
administering agency	section 120	Require the verification of information by statutory declaration	Chief Executive Officer	No sub-delegation
administering agency	section 120A	Apply to the court for an order that a convicted person pay to the council the reasonable costs and expenses incurred in carrying out an investigation or taking action as a result of a false or misleading report	Chief Executive Officer	No sub-delegation
administering agency	section 130	Advise a person who submits a report to the council of the action which the council has taken or proposes to take in respect of the allegation	Chief Executive Officer	No sub-delegation

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
administering agency	section 135(1)	Issue a notice requiring a person who has contravened the Environment Protection Act to pay a fee fixed by, or calculated in accordance with, the regulations or the reasonable costs and expenses incurred by the council in taking action to ensure that the person has complied with requirements imposed as a consequence of the contravention or in taking sample or conducting tests, examination or analyses	Chief Executive Officer	No sub-delegation
administering agency	section 135(2)	Fix the period for payment of an amount under section 135	Chief Executive Officer	No sub-delegation
administering agency	section 135(3)(a)	Extend the period for payment of an amount under section 135	Chief Executive Officer	No sub-delegation
administering agency	section 135(3)(b)	Waive or reduce the amount for payment of an amount under section 135	Chief Executive Officer	No sub-delegation
administering agency	section 135(8)	Recover an unpaid amount under section 135 as a debt	Chief Executive Officer	No sub-delegation
administering agency	section 138(1)	Exercise the powers of a mortgagee under the *Real Property Act 1886* in regard to a default on the payment of money secured by the mortgage in the event that there is a default in the payment of an amount subject to a charge on land in favour of the council	Chief Executive Officer	No sub-delegation
administering agency	section 139(1)(a)	Execute a certificate certifying as to a matter relating to an environmental authorisation of	Chief Executive Officer	No sub-delegation

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		other authorisation under the Environment Protection Act		
administering agency	section 139(1)(b)	Execute a certificate certifying as to a matter relating to the appointment of non-appointment of a person as an authorised officer or analyst or otherwise under the Environment Protection Act	Chief Executive Officer	No sub-delegation
administering agency	section 139(1)(c)	Execute a certificate certifying as to a matter relating to a delegation or authority under the Environment Protection Act	Chief Executive Officer	No sub-delegation
administering agency	section 139(1)(d)	Execute a certificate certifying as to a matter relating to a notice, order, requirement or direction under the Environment Protection Act	Chief Executive Officer	No sub-delegation
administering agency	section 139(1)(e)	Execute a certificate certifying as to a matter relating to any other decision of the council	Chief Executive Officer	No sub-delegation
administering agency	section 139(1)(f)	Execute a certificate certifying as to a matter relating to the receipt or non-receipt of a notification or information required to be given to the Environment Protection Authority or Minister under the Environment Protection Act	Chief Executive Officer	No sub-delegation
public authority	section 139(2)	Execute a certificate detailing the costs and expenses incurred by the council and the purpose for which the costs and expenses were incurred	Chief Executive Officer	Infrastructure & Operations Manager

	Environment Protection Act 1993			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
administering agency	section 140(3a)(b)	Certify a code, standard or other document for the purposes of legal proceedings	Chief Executive Officer	No sub-delegation

	Environment Protection Regulations 2023			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 82(2)	Elect by written notice to the Environment Protection Authority not to comply with regulations 74 and 75 in respect of solid waste and to take the solid mass of waste to be as calculated in accordance with the formula in regulation 82(2)(b)	Chief Executive Officer	Infrastructure & Operations Manager

	Environment Protection (Air Quality) Policy 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
administering agency (as the relevant council delegate)	clause 6(1)	Issue a burning permit	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator	No sub-delegation

	Environment Protection (Air Quality) Policy 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
administering agency (as the relevant council delegate)	clause 6(2)	Determine the manner and form for applying for a burning permit	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator	No sub-delegation
administering agency	clause 16(1)	Fix a testing point in premises to evaluate emissions from the premises	Chief Executive Officer	No sub-delegation

	Environment Protection (Used Packaging Materials) Policy 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 9	Provide prescribed information to the Environment Protection Authority	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator

	Environment Protection (Waste to Resources) Policy 2010			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 10(1)(b)	Provide a receptacle or waste collection service for the kerbside collection of waste	Chief Executive Officer	Infrastructure & Operations Manager

	Environment Protection (Waste to Resources) Policy 2010			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 10(2)	Provide a weekly general kerbside waste collection service (other than for recyclable waste or vegetative matter) to residential premises in the council area	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 15(2)(a)	Provide a receptacle or waste collection service for the kerbside collection of listed waste	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 16(1)(a)	Collect medical waste produced in the course of prescribed activity	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 17(2)	Comply with prescribed requirements in respect of medical waste received by the council	Not delegated	
council	clause 18(1)(a)	Provide a receptacle or service for the collection of sharps by a kerbside waste collection service	Chief Executive Officer	Infrastructure & Operations Manager

	Expiation of Offences Act 1996			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
issuing authority	section 5(1)	Give an expiation notice to an alleged offender	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Expiation of Offences Act 1996			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
issuing authority	section 5(3)(a)	Provide that an offence against a regulation or by-law for which the Council may impose a penalty may be expiated	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 5(3)(b)	Fix an expiation fee for an offence against a regulation or by-law for which the Council may impose a penalty may be expiated	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 8(1)	Receive notice from alleged offender electing to be prosecuted for an offence	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 8A(1)	Receive application from person in receipt of an expiation notice seeking review on grounds that offence is trifling	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 8A(2)	Require applicant to provide further information	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 8A(3)	Require application to be verified by a statutory declaration	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 8A(4)	Determine application	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager,

	Expiation of Offences Act 1996			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
				Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 8A(5)	Withdraw expiation notice if satisfied that the offence is trifling	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 11(1)	Issue an expiation reminder notice to alleged offender	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 11A(1)	Issue an expiation enforcement warning notice	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 11A(2)	Assess acceptability of nomination, statutory declaration or other document provided by alleged offender	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 12	Accept a later payment of amount due under an expiation notice	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
issuing authority	section 16(1)	Withdraw an expiation notice in prescribed circumstances	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 16(2)	Refund expiation fee or instalment paid if expiation notice is withdrawn	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Expiation of Offences Act 1996			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
issuing authority	section 16(5)	Prosecute offence following withdrawal of expiation notice	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 16(6)	Withdraw expiation notice if alleged offender has not received notice during expiation period due to error of issuing authority, postal service or email	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 16(11)	Inform Chief Recovery Officer of the withdrawal of an expiation notice	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 17(3)	Pay half of expiation fee for offence reported by the police or another officer of the Crown into the Consolidated Account	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 18(1)	Enter an agreement with the Chief Recovery Officer in relation to the exchange of information	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Fines Enforcement and Debt Recovery Act 2017			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
issuing authority	section 9(2)	Pay prescribed fee to Chief Recovery officer for a determination under section 9	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 20(4)	Receive notice of an arrangement between the Chief Recovery Officer and an alleged offender	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Fines Enforcement and Debt Recovery Act 2017			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
issuing authority	section 20(18)	Receive notice from the Chief Recovery Officer of the termination or an arrangement with an alleged offender	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 20(19)(c)	Receive notice from the Chief Recovery Officer of the reinstatement of an arrangement with an alleged offender	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 22(1)	Provide to the Chief Recovery Officer prescribed particulars to enable enforcement of an expiation notice against an alleged offender	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 22(2)	Pay prescribed fee to Chief Recovery Officer for enforcement of an expiation notice	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 22(16)	Receive notice from the Chief Recovery Officer of an enforcement determination	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
issuing authority	section 23(3)	Participate in proceedings reviewing an enforcement determination of the Chief Recovery Officer	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Fire and Emergency Services Act 2005			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 4A(3)	Participate in consultation with the South Australian Fires and Emergency Services Commission (**SAFES Commission**) regarding	Chief Executive Officer	No Sub-delegation

	Fire and Emergency Services Act 2005			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		designation of an area of urban bushfire risk within council area		
council	section 71C	Enter an arrangement with the State Bushfire Coordination Committee for the use of council staff, equipment or facilities	Chief Executive Officer	No Sub-delegation
council	section 72D	Enter an arrangement with a bushfire management committee for the use of council staff, equipment or facilities	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
council	section 73A(7)(b)(iv)	Participate in consultation with a bushfire management committee regarding creation or amendment of a bushfire management area plan which includes the council area	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
rural council councils with a designated urban bushfire risk area	section 81(13a)	Appoint a person to be an authorised officer to issue permits under section 81 of the *Fire and Emergency Services Act 2005*	Fire prevention officer (appointed under Division 2, Part 4A, *Fire and Emergency Services Act 2005*)	No Sub-delegation
rural council councils with a designated urban bushfire risk area	section 81(13b)	Apply to the Chief Officer of the South Australian Country Fire Service (**SACFS Chief Officer**) for an exemption from the requirement to appoint a person to be an authorised officer to issue permits under section 81 of the *Fire and Emergency Services Act 2005*	Fire prevention officer (appointed under Division 2, Part 4A, *Fire and Emergency Services Act 2005*)	No Sub-delegation
rural council	section 87(1)	Require a person to remove flammable debris on or in the vicinity of, a road as a result of work carried on by that person	Fire prevention officer (appointed under Division 2, Part 4A, *Fire and Emergency Services Act 2005*)	No Sub-delegation

	Fire and Emergency Services Act 2005			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
councils with a designated urban bushfire risk area				
rural council councils with a designated urban bushfire risk area	section 87(2)(a)	Burn or remove flammable debris left on road in contravention of a requirement under section 87(1)	Fire prevention officer (appointed under Division 2, Part 4A, *Fire and Emergency Services Act 2005*)	No Sub-delegation
rural council councils with a designated urban bushfire risk area	section 87(2)(b)	Recover costs of burning or removing flammable debris left on road in contravention of a requirement under section 87(1)	Fire prevention officer (appointed under Division 2, Part 4A, *Fire and Emergency Services Act 2005*)	No Sub-delegation
rural council councils with a designated urban bushfire risk area	section 94(3)	Participate in consultation with the SACFS Chief Officer with respect to a proposed withdrawal of council functions and powers	Fire prevention officer (appointed under Division 2, Part 4A, *Fire and Emergency Services Act 2005*)	No Sub-delegation
rural council councils with a designated urban bushfire risk area	section 94(4)(a)	Make a written submission to the Minister in relation to a recommendation of the SACFS Chief Officer to withdraw council function and powers	Fire prevention officer (appointed under Division 2, Part 4A, *Fire and Emergency Services Act 2005*)	No Sub-delegation
rural council councils with a designated urban bushfire risk area	section 94(4)(b)	Request and undertake a delegation to the Minister to discuss a recommendation of the SACFS Chief Officer to withdraw council function and powers	Fire prevention officer (appointed under Division 2, Part 4A, *Fire and Emergency Services Act 2005*)	No Sub-delegation

	Fire and Emergency Services Act 2005			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
rural council councils with a designated urban bushfire risk area	section 94(6)	Receive written reasons for a decision of the Minister to withdraw the powers and functions of the council	Fire prevention officer (appointed under Division 2, Part 4A, *Fire and Emergency Services Act 2005*)	No Sub-delegation
council	section 103(1)	Request the SACFS Chief Officer to appoint a person as a fire control officer	Chief Executive Officer	No Sub-delegation
council	section 103(2)	Participate in consultation with the SACFS Chief Officer regarding proposed appointment of a fire control officer for a designated area of the State which includes the council area	Chief Executive Officer	No Sub-delegation
council	section 105	Pay any fine recovered for a summary offence under Part 4A committed in the council area where the complaint has been laid by the council into the general revenue of the council	Chief Executive Officer	No Sub-delegation
council	section 105A	Appoint an authorised person for the purposed of Part 4A of the Fire and Emergency Services Act	Chief Executive Officer	No Sub-delegation
council	section 105B(1)	Appoint a fire prevention officer by a rural council or a council with a designated urban bushfire risk area	Chief Executive Officer	No Sub-delegation
council	section 105B(4)	Apply to a Chief Officer (appointed under the Fire and Emergency Services Act) for an exemption from requirement to appoint a fire prevention officer	Chief Executive Officer	No Sub-delegation

	Fire and Emergency Services Act 2005			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 105D(1)(c)	Approve the delegation by a fire prevention officer of a power or function under the Act to another person or body	Chief Executive Officer	No Sub-delegation
council	section 105D(4)	Receive report from a fire prevention officer regarding delegation of a power or function under the Act to another person or body	Chief Executive Officer	No Sub-delegation
council	section 105E	Provide report regarding the exercise or discharge of the functions, power or responsibilities of a fire prevention officer for the council area to the SAFES Commission, the State Bushfire Coordination Committee or a bushfire management committee for the council area	Chief Executive Officer	No Sub-delegation
authorised person	section 105F(5)	Issue notice to owner of land who has failed to take reasonable steps to prevent or inhibit the outbreak or spread of fire, protect property on the land from fire and minimise the threat to human life from fire on the land to remedy the default or protect the land or property	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105F(9)(c)	Publish notice to owner of land who has failed to comply with section 105F(1) to remedy the default or protect the land or property on website or a newspaper and leaving a copy of notice on land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105F(10)	Vary or revoke a notice to owner of land who has failed to comply with section 105F(1) to	Chief Executive Officer	Infrastructure & Operations Manager

	Fire and Emergency Services Act 2005			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		remedy the default or protect the land or property		
council	section 105G(1)	Take reasonable steps in regard to land under the care, control or management of the council which is situated in the country or in a designated urban bushfire risk area to prevent or inhibit the outbreak or spread of fire, protect property on the land from fire and minimise the threat to human life from fire on the land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
council	section 105G(5)	Participate in consultation with the Minister regarding a referral from the SACFS Chief Officer alleging a failure of the council to comply with section 105G(1)	Chief Executive Officer	No Sub-delegation
council	section 105G(6)	Receive notice of requirements from the Minister	Chief Executive Officer	No Sub-delegations
council	section 105G(7)	Comply with requirements of a notice issued to the council by the Minister under section 105G(6)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105J(1)(a)	Give notice of intended entry of land to the owner of land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105J(1)(b)	Use reasonable force to break into or open any part of, or anything on, the land with the authority of a warrant issued by a magistrate or if immediate action is required	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer

	Fire and Emergency Services Act 2005			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
authorised person	section 105J(3)	Apply to a magistrate for a warrant to use reasonable force to break into or open any part of, or anything on, the land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105J(4)(a)	Give directions with respect to stopping, securing or movement of a vehicle, plant, equipment or other thing	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105J(4)(b)	Take photographs, films, audio, video or other recordings	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105J(4)(a)	Give directions reasonably required in connection with the exercise of a power under Part 4A	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105J(5)	Select assistants to accompany authorised person in exercise of power under Part 4A	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105J(6)	Carry out requirements of a notice under section 105F(5) if the owner of land fails to comply	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
council	section 105J(7)	Carry out requirements of a notice under section 105F(5) on behalf of an authorised person if the owner of land fails to comply	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
authorised person	section 105J(8)	Recover the reasonable costs and expenses incurred in taking action under section 105J(6)	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer

	Fire and Emergency Services Act 2005			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 129	Erect a siren for the purpose of giving warning of the outbreak or threat of fire or an emergency	Chief Executive Officer	No Sub-delegation

	Fire and Emergency Services Regulations 2021			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 30(4)	Participate in consultation with the South Australian Country Fire Service Chief Officer in regard to a notice prohibiting or restricting the lighting or maintaining of a fire	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
council	regulation 32(3)	Declare by notice in the *Gazette* that part of the council area is an area in which a person may operate a gas or electric element for cooking purposes in the open air contrary to the terms of a total fire ban	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 32(4)(d)	Determine conditions to apply to a notice published under regulation 32(3)	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 32(5)	Provide a copy of a notice published under regulation 32 to the South Australian Country Fire Service Chief Officer	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 48(2)	Issue a certificate of identity to a fire prevention officer or assistant fire prevention officer	Chief Executive Officer	Infrastructure & Operations Manager

	Fire and Emergency Services Regulations 2021			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 48(4)	Accept the surrender of a certificate of identity on person ceasing to be a fire prevention officer or assistant fire prevention officer	Chief Executive Officer	Infrastructure & Operations Manager
responsible authority	regulation 49(1)(a)	Light a fire on a road or on the verge of a road	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
responsible authority	regulation 49(1)(b)	Direct or regulate the movement of persons, vehicles or animals along a road where a fire lit by the council under regulation 49(1)(a) is burning	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Fire Prevention Officer
council	regulation 64(b)	Make representations in relation to a fire or other emergency to the South Australian Fire and Emergency Services Commission or an emergency services organisation	Chief Executive Officer	Infrastructure & Operations Manager

	Food Act 2001			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 29	Elect to charge a person with a summary offence	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 42(2)	Approve the removal or interference with a thing to which a seizure order relates	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 42(3)(a)(i)	Authorise the release of a thing seized under a seizure order	Chief Executive Officer	Environmental Health Officer

	Food Act 2001			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
enforcement agency	section 42(3)(a)(ii)	Order that food or any other perishable thing be forfeited to the enforcement agency	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 42(3)(a)(ii)	Receive food or any other perishable thing being forfeited to the enforcement agency by order of the enforcement agency	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 42(3)(b)(i)	Receive food or any other perishable thing being forfeited to the enforcement agency by court order	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 42(3)(d)	Deal with food or any other perishable thing in accordance with a determination of the Minister	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 42(3)(e)	Dispose of a thing forfeited to the enforcement agency under pursuant to section 42	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 52(2)	Pay compensation if there were no grounds for the council's Chief Executive Officer to make a prohibition order under section 46	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 52(3)	Send written notification of determination as to the payment of compensation to each applicant for compensation	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 79(1)(a)	Determine the priority classification of individual food businesses in its council area for the application of any requirements of the regulations relating to food safety programs	Chief Executive Officer	Environmental Health Officer

	Food Act 2001			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
enforcement agency	section 79(1)(b)	Determine the frequency of auditing of any food safety programs required by the regulations in relation to food businesses in the council area	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 79(3)	Provide written notification to the proprietor of a food business in the council area of the priority classification of its business, the food safety audit frequency and the date by which a food safety program required by the regulations must be implemented	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 79(4)	Change the priority classification of a food business in the council area	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 79(5)	Provide written notification to the proprietor of a change to the priority classification of the proprietor's food business	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 81(1)	Receive a report from a food safety auditor of the results of any audit or assessment carried out by the food auditor for the purposes of the Act	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 81(6)	Receive a report from a food safety auditor recommending that the priority classification of a food business be changed	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 81(7)	Provide a copy of any report received from a food safety auditor of the results of any audit or assessment carried out by the food auditor to the proprietor of the food business audited or assessed	Chief Executive Officer	Environmental Health Officer

	Food Act 2001			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
enforcement agency	section 86(1)	Receive written notice of information specified in the Food Safety Standards from a food business proposed to be conducted in the council area	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 86(2)	Receive written notice of information specified in the Food Safety Standards from a food business conducted in the council area	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 86(3)	Receive written notice of transferred ownership or a change in name or address of a food business conducted in the council area	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 88(5)	Consent in writing to the delegation of a power of the relevant authority to the enforcement agency	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 89	Undertake the functions in relation to the administration of the Act conferred or imposed upon the enforcement agency by the Act or by delegation	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 90	Participate in consultation with the relevant authority in regard to proposed conditions or limitation on the exercise of functions of the enforcement agency under the Act	Chief Executive Officer	Environmental Health Officer
enforcement agency	section 94(1)	Appoint persons with appropriate qualification or experience to be authorised officers	Chief Executive Officer	No Sub-delegation
enforcement agency	section 94(2)	Prepare and maintain a list of authorised officers	Chief Executive Officer	No Sub-delegation

	Food Act 2001			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
enforcement agency	section 95(1)	Provide each authorised officer with a certificate of authority	Chief Executive Officer	No Sub-delegation
enforcement agency	section 95(2)	Limit the authority of an authorised officer	Chief Executive Officer	No Sub-delegation
enforcement agency	section 104(1)	Send samples retained under the Act to an independent analyst in accordance with court order	Chief Executive Officer	Environmental Health Officer

	Food Regulations 2017			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
enforcement agency	regulation 13(a)	Impose a fee for the carrying out of an inspection of food premises or food transport vehicles	Chief Executive Officer	Governance & Administration Manager, Environmental Health Officer
enforcement agency	regulation 13(b)	Recover a fee imposed under regulation 13(a) from the occupier of the premises or owner or operator of the vehicle	Chief Executive Officer	Governance & Administration Manager, Environmental Health Officer

	Freedom of Information Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	section 9(1a)	Publish an up-to-date information statement containing the information listed in section 9(2) in the manner prescribed by the regulations	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 10(1)	Cause copies of the most recent information statement and each policy document to be available for inspection and purchase by members of the public	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 15	Take reasonably practicable steps to assist the applicant to provide information to enable the document to which the application related be identified	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 16(1)	Transfer an application for access to a document to another agency	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 16(3)	Notify the applicant of the transfer of the application for access to a document to another agency	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 17(1)	Request the applicant to pay a reasonable amount by way of advance deposit if the cost of dealing with an application is likely to exceed the application fee	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 17(2)	Request the applicant to pay a reasonable amount by way of further advance deposit if the cost of dealing with an application is likely to exceed the application fee and advance deposit already paid	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer

	Freedom of Information Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	section 18(1)	Refuse to deal with an application if the work involved in dealing with the application would substantially and unreasonably divert the council's resources from their use by the council in exercise of its functions.	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 18(2)	Assist an applicant to amend the application so that the work involved in dealing with the application would not substantially and unreasonably divert the council's resources from their use by the council in exercise of its functions.	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 18(2a)	Refuse to deal with an application if the application is part of a pattern of conduct that amounts to an abuse of the right of access or is made for a purpose other than to obtain access to information	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 18(3)	Refuse to deal with an application if the council has requested payment of an advance deposit and payment of the deposit has not been made within the period specified in the request	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 18(4)	Refund any amount of advance deposit which exceeds the council's costs of dealing with the application, if the council refuses to deal with the application	Chief Executive Officer	Governance & Administration Manager
agency	section 18(5)	Provide notice to the applicant that the council is refusing to deal with the application	Chief Executive Officer	Governance & Administration Manager

	Freedom of Information Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	section 19(1)	Determine: (a) whether access to a document is to be given, deferred or refused; (b) any charge payable in respect of giving access; and (c) any charge payable for dealing with the application	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 20(1)	Refuse access to a document	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 21(1)	Defer access to a document	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 22(1)	Determine the form of access to a document	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 22(2)	Determine to provide access to a document in a form other than that requested by the applicant	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 22(4)	Agreeing with an applicant the form of access to a document	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 22(5)	Refuse to give access to a document if a charge payable in respect of the application, or giving access to the document, has not been paid	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 23(1)	Notify an applicant to the agency's determination or, if relevant, that the agency does not hold the document	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer

	Freedom of Information Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	section 25(2)	Obtain the views of the government of the Commonwealth or of another State or a council (including a council constituted under the law of another State) as to whether a document is an exempt document	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
council	section 25(2)	Provide view as to whether a document is an exempt document	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 25(3)	Notify the relevant government or council (a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
council	section 25(3)(d)	Apply for a review of a decision to provide access to a document under section 25(3)	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 26(2)	Notify a person that access to a document containing information concerning his or her personal affairs is being sought under the Freedom of Information Act and seek that person's views on whether the document is an exempt document	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 26(3)	Notify the relevant person: (a) that the agency has determined to provide access to the document;	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer

	Freedom of Information Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		(b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review		
agency	section 26(4)(c)	Form the opinion that disclosure of information may have an adverse effect on the physical or mental health, or emotional state, of the applicant	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 27(2)	Notify a person that access to a document concerning trade secrets, of a commercial value or concerning the business, professional, commercial or financial affairs of the person is being sought under the Freedom of Information Act and seek that person's views on whether the document is an exempt document	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 27(3)	Notify the relevant person: (a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 28(2)	Notify a person that access to a document containing information concerning research	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer

	Freedom of Information Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		that is being, or is intended to be, carried out by or on behalf of the person is being sought under the Freedom of Information Act and seek that person's views on whether the document is an exempt document		
agency	section 28(3)	Notify the relevant person: (a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 29(3)	Confirm, vary or reverse a determination under Part 3 following an application for an internal review	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 29(4)	Refund any application fee paid in respect of the internal review if the agency varies or reverses a determination so that access to a document is given	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 33	Take reasonably practicable steps to assist an applicant to provide information to enable the identification of an agency's document to which access has been given	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 34(a)	Amend records in accordance with an application under section 30	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer

	Freedom of Information Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	section 34(a)	Refuse to amend records in accordance with an application under section 30	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 35	Refuse an application to amend records	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 36(1)	Notify applicant of determination regarding an application to amend records or that the agency does not hold the record	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 37(2)	Add to the agency's record a notation specifying that the applicant claims that the record is incomplete, incorrect, out-of-date or misleading and including any information which the applicant claims is required to bring the record up-to-date	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 37(2)	Notify the applicant of the nature of the notation	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 37(3)(a)	Provide a statement to a person to whom the agency discloses information stating that the person to whom the information relates claims that the information is incomplete, incorrect, out-of-date or misleading and setting out the particulars of the notation added to its records in compliance with section 37(2)	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 37(3)(b)	Provide a statement as to the reasons for the agency's refusal to amend the records in accordance with the notation	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer

	Freedom of Information Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	section 38(3)	Confirm, vary or reverse a determination under Division 1, Part 4 following an internal review	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 39(5)(c)(i)	Participate in a settlement between the participants to a review	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 39(5)(c)(ii)	Request a suspension of the proceedings under section 39 to allow an opportunity for a settlement to be negotiated	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 39(7)	Cooperate in a process proposed by a relevant review authority for the purposes of the conduct of an external review	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 39(9)(a)	Advise a relevant review authority for the purposes of the conduct of an external review that a determination of the agency was made on grounds of the public interest	Chief Executive Officer	Governance & Administration Manager
agency	section 40(1)	Apply to South Australian Civil and Administrative Tribunal for a review of a determination by the relevant review authority on an external review on a question of law	Chief Executive Officer	Governance & Administration Manager
agency	section 40(7)	Advise South Australian Civil and Administrative Tribunal that a determination of the agency was made on grounds of the public interest	Chief Executive Officer	Governance & Administration Manager
agency	section 41(1)	Apply to South Australian Civil and Administrative Tribunal to receive evidence	Chief Executive Officer	Governance & Administration Manager

	Freedom of Information Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		and hear argument in the absence of the public, the other party to the review and the party's representative in respect of a restricted document		
agency	section 53(2a)	Waive, reduce or remit a fee or charge	Chief Executive Officer	Governance & Administration Manager
agency	section 53(3)	Review a fee or charge on application of the person required to pay the fee or charge and if appropriate reduce the fee or charge	Chief Executive Officer	Governance & Administration Manager
agency	section 53(5)	Recover a fee or charge as a debt	Chief Executive Officer	Governance & Administration Manager
agency	section 54AA(a)	Furnish information to the Minister as required by notice in the *Gazette*	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
agency	section 54AA(b)	Comply with requirement of the Minister regarding furnishing and keeping records	Chief Executive Officer	Governance & Administration Manager, Freedom of Information Officer
council	clause 3(b), Schedule 1	Provide notice that information would be protected from disclosure under a corresponding law of the Commonwealth or another State	Chief Executive Officer	Governance & Administration Manager
agency	clause 13(2)(b)(iii), Schedule 1	Approve a term of a contract which contains matter the disclosure of which would constitute a breach of contract or found an action for breach of confidence	Chief Executive Officer	Governance & Administration Manager
agency	clause 13(6), Schedule 1	Notify the Minister of the approval of a term of a contract in accordance with clause 13(2)(b)(iii)	Chief Executive Officer	Governance & Administration Manager

	Freedom of Information (Fees and Charges) Regulations 2018			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	regulation 5	Waive or remit fee or charge	Chief Executive Officer	Governance & Administration Manager

	Gas Act 1997			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 47(3)(b)	Agree to a gas entity carrying out work on public land owned by the council	Chief Executive Officer	Infrastructure & Operations Manager
council	section 47(7)	Refer a dispute between the council and a gas entity regarding whether work should be permitted on public land of the conditions on which work should be permitted to the Minister	Chief Executive Officer	Infrastructure & Operations Manager
council	section 47(9)(a)	Make representations to the Minister on questions at issue in the dispute	Chief Executive Officer	Infrastructure & Operations Manager
council	section 47(9)(b)	Settle a dispute with a gas entity by agreement	Chief Executive Officer	Infrastructure & Operations Manager

	Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
road manager	section 118(1)(b)	Consent to a mass or dimension exemption (notice) for a category of heavy vehicle	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 124(1)(b)	Consent to a mass or dimension exemption (permit) for a heavy vehicle	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 139(1)(b)	Consent to the grant of a class 2 heavy vehicle authorisation (notice)	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 145(1)(b)	Consent to the grant of a class 2 heavy vehicle authorisation (permit)	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 156(2)	Request an extension to the time periods in section 156(1)	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 156A(4)	Provide a written statement to the Regulator explaining the road manager's decision not to consent to the grant of a mass or dimension authority	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 159(2)	Notify the regulator that a route assessment is required for the road manager determining whether to give consent and the fee payable under law (if any) for the route assessment	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 159(4)(a)	Cease considering whether or not to provide consent pending the payment of a fee	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 160(1)	Require a condition on the mass or dimension authority that: (a) except in the case of a class 2 heavy vehicle authorisation (notice)—the	Chief Executive Officer	Infrastructure & Operations Manager

	Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		condition that a stated road condition is imposed on the authority; or (b) in the case of a class 2 heavy vehicle authorisation (notice)—the condition that a stated road condition of a type prescribed by the national regulations is imposed on the authority		
road manager	section 160(2)(a)	Provide a written statement to the Regulator explaining the road manager's decision to give consent to the grant of a mass or dimension authority subject to the condition	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 161(1)	Require a condition on the mass or dimension authority that a stated travel condition is imposed on the authority	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 161(2)	Provide a written statement to the Regulator explaining the road manager's decision to give consent to the grant of a mass or dimension authority subject to the condition	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 162(1)	Request the Regulator to impose a stated vehicle conditions on a mass or dimension authority	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 167(2)(b)	Provide notice of objection to the Regulator in relation to a proposed replacement authority	Chief Executive Officer	Infrastructure & Operations Manager

	Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
road manager	section 167(2)(b)	Seek an extension of time in which to lodge a notice of objection to a proposed replacement authority	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 167(2)(b)	Provide notice to Regulator that the road manager gives or refuses consent to a proposed replacement authority	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 169(1)	Consent to the grant of a mass or dimension authority for a trial period	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 170(3)	Lodge an objection with the Regulator in respect of the renewal of a mass or dimension authority for a further trial period	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 174(2)	Request the Regulator to amend the mass or dimension authority or cancel the authority	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 176(4)(c)	Consent to an amendment of a mass or dimension authority requested by the holder of the permit	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 178(2)	Request the Regulator to amend or cancel a mass or dimension authority	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 611(2)	Apply for a compensation order	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 612(2)(c)	Issue a certificate for the purposes of the assessment of a compensation order	Chief Executive Officer	Infrastructure & Operations Manager
public authority	section 613(1)	Provide a copy of a certificate to be submitted under section 612(2)(c) in a proceeding for a compensation order to the defendant at least	Chief Executive Officer	Infrastructure & Operations Manager

	Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		28 days prior to the date fixed for the hearing or the proceeding		
road manager	section 643(2)	Undertake an internal review of a reviewable decision	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 645(5)	Provide notice of internal review decision and reasons for decision to the Regulator	Chief Executive Officer	Infrastructure & Operations Manager
road manager	section 646(6)(a)(ii)	Agree with the Regulator a longer period for undertaking an internal review	Chief Executive Officer	Infrastructure & Operations Manager

	Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW) (as applied as a law of South Australia by section 6 of the *Heavy Vehicle National Law (South Australia) Act 2013*)			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
road manager	regulation 13(1)(b)	Consent to the Regulator making an HML declaration	Chief Executive Officer	Infrastructure & Operations Manager
road manager	regulation 14(3)	Require a condition on an HML declaration that stated intelligent access conditions are imposed on the use of a stated type of HML heavy vehicle under the higher mass limits in an area or on a route to which the declaration applies	Chief Executive Officer	Infrastructure & Operations Manager

	Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW) (as applied as a law of South Australia by section 6 of the *Heavy Vehicle National Law (South Australia) Act 2013*)			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
road manager	regulation 14(4)(a)	Provide to the regulator written reasons for the road manager's decision to give consent to the making of the declaration subject to the condition	Chief Executive Officer	Infrastructure & Operations Manager
road manager	regulation 14(4)(a)	Provide to the regulator written reasons for the road manager's decision to give consent to the making of the declaration subject to the condition	Chief Executive Officer	Infrastructure & Operations Manager
road manager	regulation 15(4)(b)	Consent to the amendment of a map or list	Chief Executive Officer	Infrastructure & Operations Manager
road manager	regulation 18(2)	Request the Regulator to amend or cancel an HML declaration	Chief Executive Officer	Infrastructure & Operations Manager
road manager	regulation 22(1)(b)	Consent to the Regulator granting an HML permit for an HML heavy vehicle	Chief Executive Officer	Infrastructure & Operations Manager
road manager	regulation 29(4)(c)	Consent to an amendment to an HML permit sought by the holder of the permit	Chief Executive Officer	Infrastructure & Operations Manager
road manager	regulation 31(2)	Request the Regulator to amend or cancel an HML permit	Chief Executive Officer	Infrastructure & Operations Manager
road manager	regulation 41(1)	Consent to the declaration by the regulator of areas, roads and routes and major roads under regulation 40	Chief Executive Officer	Infrastructure & Operations Manager

	Independent Commission Against Corruption Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
public authority	section 18B(4)(a)	Report to the Office for Public Integrity in accordance with the directions issued under section 18B of the Independent Commissioner Against Corruption Act	Chief Executive Officer	No sub-delegation
public authority	section 18B(4)(b)	Report to the Office for Public Integrity any matter the council reasonably suspects involves corruption in public administration	Chief Executive Officer	No sub-delegation
public authority	section 18E(3)(a)	Produce a specified document or document relating to specified matter	Chief Executive Officer	No sub-delegation
public authority	section 18E(3)(b)	Produce a written statement of information about a specified matter or answer specified questions within a specified period and in a specified form and, if the written notice so requires, verify the statement by statutory declaration	Chief Executive Officer	No sub-delegation
public authority	section 18F(1)(b)	Act on a referral from the Office for Public Integrity	Chief Executive Officer	No sub-delegation
public authority	section 28	Produce a written statement of information about a specified matter or answer specified questions within a specified period and in a specified form and, if the person heading the investigation requires, verify the statement by statutory declaration	Chief Executive Officer	No sub-delegation
public authority	section 34(1)	Undertake a joint investigation with the Independent Commission Against Corruption	Chief Executive Officer	No sub-delegation
public authority	section 34(3)	Provide comments to the Independent Commission Against Corruption with respect to the terms of a notice issued under section 34(1) of the Independent Commission Against Corruption Act	Chief Executive Officer	No sub-delegation

	Independent Commission Against Corruption Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
public authority	section 36(1)(b)	Act on a referral from the Independent Commission Against Corruption	Chief Executive Officer	No sub-delegation
public authority	section 36(4)	Comply with direction or guidance given by the Independent Commission Against Corruption	Chief Executive Officer	No sub-delegation
public authority	section 36(7)	Comply with varied or further direction or guidance issued by the Independent Commission Against Corruption	Chief Executive Officer	No sub-delegation
public authority	section 36(8)	Provide comments to the Independent Commission Against Corruption	Chief Executive Officer	No sub-delegation
public authority	section 39A(1)	Ensure each person who was the subject of an investigation in relation to a matter referred to the Council by the Independent Commission Against Corruption is informed of a determination of the council not to further investigate or deal with the matter	Chief Executive Officer	No sub-delegation
public authority	section 39A(3)	Apply to the Supreme Court for an order authorising the council to withhold information relating to the determination from a person the subject of the investigation	Chief Executive Officer	No sub-delegation
public authority	section 39A	Ensure each person who was the subject of an investigation in relation to a matter referred to the Council by the Independent Commission Against Corruption is informed of a determination of the council not to further investigate or deal with the matter	Chief Executive Officer	No sub-delegation

	Independent Commission Against Corruption Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
public authority	section 40(2)	Assist the Independent Commission Against Corruption in an evaluation of the practices, policies and procedures of the council	Chief Executive Officer	No sub-delegation
public authority	section 41(1)	Comply with recommendations of the Independent Commission Against Corruption	Chief Executive Officer	No sub-delegation
public authority	section 41(4)	Provide comments to the Independent Commission Against Corruption	Chief Executive Officer	No sub-delegation
public authority	section 44(1)	Assist public officers of the council to comply with requirements and directions issued under the Independent Commission Against Corruption Act	Chief Executive Officer	No sub-delegation
public authority/ prosecution authority	section 56A(1)(b)	Receive and use evidence or information for the purposes of any criminal investigation or proceedings, proceedings for the imposition of a penalty and any disciplinary investigation or action	Chief Executive Officer	No sub-delegation
public authority	Clause 9(6), Schedule 4	Act on a referral of the inspector	Chief Executive Officer	No sub-delegation

	Joint Criminal Rules 2022			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
public authority	rule 62.1	File an Information	Chief Executive Officer	No sub-delegation

	Labour Hire Licensing Act 2017			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
designated entity	section 16(1)	Lodge an objection with the Commissioner of Consumer Affairs to an application for a licence under section 15 of the *Labour Hire Licensing Act 2017*	Chief Executive Officer	No Sub-delegation
designated entity	section 32(2)	Lodge an objection with the Commissioner of Consumer Affairs to an application for a licence to which section 31 of the *Labour Hire Licensing Act 2017* applies	Chief Executive Officer	No Sub-delegation
designated entity	section 42(2)	Appeal against the grant of a licence to the District Court	Chief Executive Officer	No Sub-delegation
designated entity	section 42(4)	Require the Commissioner for Consumer Affairs to provide reasons for the Commissioner's decision of grant a licence	Chief Executive Officer	No Sub-delegation

	Land and Business (Sale and Conveyancing) Act 1994			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 7	Respond to inquiries regarding prescribed matters by a vendor of land	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Environmental Health Officer, Property & Regulatory Services Co-ordinator
council	section 8	Respond to inquiries regarding prescribed matters by a vendor of a small business	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager,

	Land and Business (Sale and Conveyancing) Act 1994			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
				Environmental Health Officer, Property & Regulatory Services Co-ordinator
council	section 12	Provide information regarding any charge or prescribed encumbrance over land within the council's area of which the council has the benefit or insurance under Division 3 of Part 5 of the *Building Work Contractors Act 1995* in relation to a building on land within the council's area	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Environmental Health Officer, Property & Regulatory Services Co-ordinator

	Landscape South Australia Act 2019			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	*section 17(4)(a)*	*Provide an up-to-date copy of the voters roll for the area of the council to the person conducting an election for the members of the regional landscape board*	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 25(4)	Work collaboratively with the regional landscape board	Chief Executive Officer	Infrastructure & Operations Manager
council	section 32(7)	Consent to the Governor making a proclamation under sections 32(1), 32(2) or 32(6) in relation to infrastructure or land vested in or under the care, control or management of the council	Chief Executive Officer	Infrastructure & Operations Manager

	Landscape South Australia Act 2019			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 37(1)(c)	Approve the delegation by a regional landscape board of a function or power vested in the regional landscape board under any Act to the council or an officer of the council	Chief Executive Officer	Infrastructure & Operations Manager
public authority	section 41(b)	Enter an arrangement with the regional landscape board to make use of the services of staff, equipment or facilities of the council	Chief Executive Officer	Infrastructure & Operations Manager
council	section 47(7)	Consider any regional landscape plan in the performing of functions or the exercise of powers under any Act	Chief Executive Officer	Infrastructure & Operations Manager
council	section 51(5)(b)	Participate in consultation with the regional landscape board in regard to a prescribed levy proposal to the extent required by regulations	Chief Executive Officer	Infrastructure & Operations Manager
council	section 66(1)	Contribute to the costs of the regional landscape board performing its functions	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 67(1)	Pay contribution to the costs of the regional landscape board performing its functions	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 67(2)	Pay contribution to the costs of the regional landscape board performing its functions	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 69(10)	Apply to the regional landscape board for a refund of an amount of the regional landscape levy	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
public authority	section 72(6)(a)	Enter an arrangement with the regional landscape board for service of a notice to be	Chief Executive Officer	Infrastructure & Operations Manager

	Landscape South Australia Act 2019			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		effected as part of any other notice serviced by the council		
public authority	section 72(6)(b)	Enter an arrangement with the regional landscape board for the collection of a levy to be effected by the council	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority	section 101(6)	Make a submission to the Minister regarding proposed declaration of a prescribed water resource	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 103(3)	Appoint the Minister, a regional landscape board, a designated entity, a council or a council subsidiary in place of the council as the 'relevant authority'	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 104(3)	Grant a person a water management authorisation or permit to undertake an activity prescribed in sections 104(3)(e) or 104(3)(f) of the Landscape South Australia Act (except in the case of the discharge of water into a watercourse for the purpose of running the water down the watercourse for storage in a reservoir or other facility)	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 107(1)	Issue a notice to the owner of land in respect of an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer	Infrastructure & Operations Manager

	Landscape South Australia Act 2019			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	section 107(2)(b)	Enter land and take action specified in a notice issued under section 107(1) of the Landscape South Australia Act	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 112(1)	Approve a form of application in respect of a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 112(6)	Specify conditions on a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 112(9)	Vary, suspend or revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 112(10)	Vary a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 112(11)	Revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 112(12)	Revoke a permit for an activity for which the council is the relevant authority as prescribed	Chief Executive Officer	Infrastructure & Operations Manager

	Landscape South Australia Act 2019			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		by section 103(2)(d) of the Landscape South Australia Act		
relevant authority	section 112(13)	Revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 112(14)	Serve notice of the variation or revocation of a permit	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 113(2)	Give notice of an application for a permit in accordance with the regulations	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 113(3)	Receive representations in relation to the granting or refusal of a permit	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 113(4)	Forward a copy of representations in relation to the granting or refusal of a permit to the applicant and allow the applicant an opportunity to respond in writing	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 113(6)	Allow a person who made a representation regarding the granting or refusal of a permit the opportunity to appear personally or by representative before the authority	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 113(7)	Allow an applicant to appear personally or by representative before the authority	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 113(8)(a)	Give notice to each person who made a representation to the authority of the authority's decision and the person's appeal	Chief Executive Officer	Infrastructure & Operations Manager

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

	Landscape South Australia (General) Regulations 2020			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 10(1)(b)	Make submissions to the regional landscape board	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 13(3)	Pay monies to the regional landscape board	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	regulation 14(9)	Furnish a regional landscape board with a reasonable estimate of the costs that the council expects to claim under regulation 14 of the Landscape South Australia (General) Regulations 2019	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	regulation 14(13)	Furnish a regional landscape board with an invoice setting out the amount the council is claiming and the calculations used by the council to determine the amount	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Landscape South Australia (Water Management) Regulations 2020			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	regulation 22(2)	Determine the form of notice to be provided for the purpose of section 113(2)(c) of the Landscape South Australia Act	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	regulation 24(2)	Increase the period of time for the purposes of section 113(5) of the Landscape South Australia Act from the period prescribed in	Chief Executive Officer	Infrastructure & Operations Manager

	Landscape South Australia (Water Management) Regulations 2020			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		regulation 24(1) of the Landscape South Australia (Water Management) Regulations		

	Liquor Licensing Act 1997			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 22(1)	Apply to the Court for a review of a decision of the Commissioner in relation to an application for or in relation to a licence	Chief Executive Officer	Property & Regulatory Services Co-ordinator
prescribed body	section 37(5)	Participate in consultation with the Minister in relation to any proposed regulations declaring an area to be a prescribed area for the purposes of section 37 of the Liquor Licensing Act	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 69(3)(e)	Approval of an application for the extension of a trading area where the relevant area is under the control of the council	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 106(2)(b)	Lodge a complaint under section 106(1) regarding unduly offensive, annoying, disturbing or inconvenient activity, noise or behaviour relating to licensed premises	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 106(4)	Request that the matter proceed direct to a hearing	Chief Executive Officer	Property & Regulatory Services Co-ordinator

	Liquor Licensing Act 1997			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 106(5)	Request that the Commissioner determine the matter	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 106(6)(a)	Make submissions in regard to the matter to the Commissioner or Court	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 120(2)(c)	Lodge a complaint under section 120(1) alleging that proper grounds for disciplinary action exist against a specified person	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 128E(1)	Prepare a draft local liquor accord	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 128H(3)	Request a variation of a local liquor accord	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 128H(5)	Request the Commissioner to add or remove the council as a party to a local liquor accord	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 128H(6)	Request the Commissioner to terminate a local liquor accord	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 128H(7)	Seek the consent of the other parties to a local liquor accord prior to request the Commissioner to terminate the local liquor accord	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 128E(3)	Request a variation of a local liquor accord	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 128E(5)	Request the Commissioner to add or remove the council as a party to a local liquor accord	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 128E(6)	Request the Commissioner to terminate a local liquor accord	Chief Executive Officer	Property & Regulatory Services Co-ordinator

	Liquor Licensing Act 1997			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 128E(7)	Seek the consent of the other parties to a local liquor accord prior to request the Commissioner to terminate the local liquor accord	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 131(1ab)	Prohibit the consumption or possess or both of liquor in a public place within the council area during a specified period by notice published in the *Gazette*	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 131(1ad)	Provide a copy of notice published under section 131(1ab) to the Commissioner of Police	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 131(1c)	Vary or revoke a notice published under section 131(1ab)	Chief Executive Officer	Property & Regulatory Services Co-ordinator

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 7(a)	Plan at the local and regional level for the development and future requirements of the council area	Not delegated	
council	section 7(b)	Provide services and facilities that benefit its area, its ratepayers and residents, and visitors to the council area	Not delegated	
council	section 7(ba)	Determine appropriate financial contribution to be made by ratepayers to resources of the council	Not delegated	
council	section 7(c)	Provide for the welfare, well-being and interests of individuals and groups within the council's community	Not delegated	
council	section 7(d)	Take measures to protect the council area from natural and other hazards and to mitigate the effects of such hazards	Not delegated	
council	section 7(e)	Manage, develop, protect, restore, enhance and conserve the environment in an ecologically sustainable manner, and to improve amenity	Not delegated	
council	section 7(f)	Provide infrastructure for the council's community and for development within its area (including infrastructure that helps to protect any part of the local or broader community from any hazard or other event, or that assists in the management of any area)	Not delegated	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 7(g)	Promote the council area and to provide an attractive climate and locations for the development of business, commerce, industry and tourism	Not delegated	
council	section 7(h)	Establish or support organisations or programs that benefit people in the council area or local government generally	Not delegated	
council	section 7(i)	Manage and, if appropriate, develop, public areas vested in, or occupied by, the council	Not delegated	
council	section 7(j)	Manage, improve and develop resources available to the council	Not delegated	
council	section 7(k)	Undertake other functions and activities conferred by or under an Act	Not delegated	
council	section 12(1)	Publish a notice in the *Gazette* altering the composition of the council or dividing, or redividing, the area of the council into wards, altering the division of the area of the council into wards or abolishing the division of the area of the council into wards	Not delegated	
council	section 12(2)	Publish a notice in the *Gazette* changing the council from a municipal council to a district council or vice versa, altering the name of the council or the name of the area of the council, or giving a name to, or altering the name of, a ward	Not delegated	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 12(3)	Undertake a review under section 12 of the Local Government Act	Not delegated	
council	section 12(4)	Undertake a review under section 12 of the Local Government Act at least once in each relevant period prescribed by the regulations	Not delegated	
council	section 12(5)	Initiate the preparation of a representation review report and form the opinion a person is qualified to address the representation and governance issues	Not delegated	
council	section 12(7)	Undertake public consultation	Not delegated	
council	section 12(11)	Finalise the council report	Not delegated	
council	section 12(11a)	Refer the report to Electoral Commissioner	Not delegated	
council	section 12(11e)(a)	Take such action as is necessary (including by altering report)	Not delegated	
council	section 12(11e)(b)	Comply with requirements of section 12(7)	Not delegated	
council	section 12(11e)(c)	Refer the report to the Electoral Commissioner under section 12(12)	Not delegated	
council	section 12(12)	Refer report to the Electoral Commissioner	Not delegated	
council	section 12(12a)	Include with the report copies of any written submissions if received	Not delegated	
council	section 12(15)(b)	Provide for the operation of any proposal recommended in the council's report by notice in the Gazette	Not delegated	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 12(16)(a)	Take action on a report referred back to the council by the Electoral Commissioner	Not delegated	
council	section 12(16)(b)	Refer report back to the Electoral Commissioner	Not delegated	
council	section 12(17)	Comply with requirements of section 12(7) (unless determine alteration of report is of a minor nature only)	Not delegated	
council	section 12(24)	Undertake a review within period specified by the Electoral Commissioner	Not delegated	
council	section 13(1)	Publish a notice in the *Gazette* changing the council from a municipal council to a district council or vice versa, altering the name of the council or the name of the area of the council, or altering the name of a ward	Not delegated	
council	section 13(2)(a)	Give public notice of the proposal to change the council from a municipal council to a district council or vice versa, alter the name of the council or the name of the area of the council, or alter the name of a ward	Not delegated	
council	section 13(2)(b)	Invite written submissions	Not delegated	
council	section 13(2)(ba)	Publish a copy of the public notice in a newspaper circulating within the council area	Not delegated	
council	section 13(2)(c)	Give any person who makes a written submission in response to an invitation an opportunity to appear personally or by	Not delegated	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		representative before the council or a council committee to be heard on the submission		
council	section 28(1)(c)	Refer a proposal for the making of a proclamation under Chapter 3 of the Local Government Act to the South Australian Local Government Grants Commission	Not delegated	
council	section 31(2)(b)	Participate in consultation with the South Australian Local Government Grants Commission on the appointment of an investigator	Not delegated	
council	section 31(10)(c)	Participate in consultation with the South Australian Local Government Grants Commission on a recommendation that a proposal referred to the Commission not proceed	Not delegated	
council	section 36(1)(a)	Exercise the legal capacity of a natural person, including entering into contracts or arrangements, suing and being sued and acting in conjunction with another council or authority or person	Chief Executive Officer	No Sub-delegation
council	section 36(1)(c)	Do anything necessary, expedient or incidental to performing or discharging the council's functions or duties or achieving the council's objectives	Chief Executive Officer	No Sub-delegation
council	section 36(2)	Act outside the council area to the extent necessary or expedient to the performance of the council's functions or in order to provide	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		services to an unincorporated area of the State		
council	section 37(b)	Authorise an officer, employee or agent to enter into a contract on behalf of the council	Chief Executive Officer	No Sub-delegation
council	section 41(1)	Establish a committee	Not delegated	
council	section 41(2)	Determine the role of the committee	Not delegated	
council	section 41(3)	Determine the membership of the committee	Not delegated	
council	section 41(4)	Appoint a presiding member or make provision for the appointment of a presiding member	Not delegated	
council	section 41(6)	Appoint the principal member as an ex officio member of the committee	Not delegated	
council	section 41(8)	Determine the reporting and other accountability requirements applying to a committee	Not delegated	
council	section 42(3)	Obtain the approval of the Minister to the conferral of corporate status on a council subsidiary	Not delegated	
council	section 43(3)	Obtain the approval of the Minister to the conferral of corporate status on a regional subsidiary	Not delegated	
council	section 44(6)	Cause a separate record to be kept of all delegations under section 44 of the Local Government Act	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 44(6a)	Review the delegation in force under section 44 of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 45(1)	Nominate a place as the council's principal office	Chief Executive Officer	No Sub-delegation
council	section 45(2)	Determine the hours during which the principal office of the council will be open for the transaction of business	Chief Executive Officer	No Sub-delegation
council	section 45(3)	Consult with the local community regarding the manner, places and times at which the council's offices will be open to the public and any significant changes to these arrangements	Chief Executive Officer	No Sub-delegation
council	section 46(1)	Engage in a commercial enterprise or activity in the performance of the council's functions	Chief Executive Officer	No Sub-delegation
council	section 46(2)(a)	Establish a business in connection with a commercial project	Chief Executive Officer	No Sub-delegation
council	section 46(2)(b)	Participate in a joint venture, trust, partnership or other similar body in connection with a commercial project	Chief Executive Officer	No Sub-delegation
council	section 47(2)(b)	Participate in the formation of, or become a member of, a company limited by guarantee established as a national association to promote and advance the interests of an industry in which local government has an interest	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 48(aa1)	Develop and maintain prudential management policies, practices and procedures for the assessment of projects	Chief Executive Officer	No Sub-delegation
council	section 48(1)	Obtain a report addressing the prudential issues set out in section 48(2)	Chief Executive Officer	No Sub-delegation
council	section 48(6)	Take steps to prevent the disclosure of specific information in order to protect its commercial value or to avoid disclosing the financial affairs of a person (other than the council)	Chief Executive Officer	No Sub-delegation
council	section 49(a1)	Maintain procurement policies, practices and procedures directed towards: (a) obtaining value in the expenditure of public money; (b) providing for ethical and fair treatment of participants; and (c) ensuring probity, accountability and transparency in procurement operations	Chief Executive Officer	No Sub-delegation
council	section 49(1)	Prepare and adopt policies on contracts and tenders, including policies on the following: (a) the contracting out of services; (b) competitive tendering and the use of other measures to ensure that services are delivered cost-effectively; (c) the use of local goods and services; and	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		(d) the sale or disposal of land or other assets.		
council	section 49(3)	Alter or substitute a policy under section 49 of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 50(1)	Prepare and adopt a public consultation policy	Chief Executive Officer	Governance & Administration Manager
council	section 50(5)	Alter or substitute the public consultation policy	Not delegated	
council	section 50(6)(c)	Prepare a document setting out the council's proposal to adopt a public consultation policy or to alter or substitute a public consultation policy	Chief Executive Officer	Governance & Administration Manager
council	section 50(6)(d)	Publish in a newspaper circulating within the area of the council a notice of the proposal inviting interested persons to make submissions	Chief Executive Officer	Governance & Administration Manager
council	section 50(6)(e)	Consider submissions	Chief Executive Officer	Governance & Administration Manager
council	section 50(7)	Determine that the alteration of a public consultation policy is of minor significance that would attract little (or no) community interest	Chief Executive Officer	Governance & Administration Manager
council	section 50(8)	Provide a copy of a policy of the council under section 50 of the Local Government Act for inspection at the principal office of the council	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 50(9)	Provide for the purchase of a copy of a policy of the council under section 50 of the Local Government Act	Chief Executive Officer	Governance & Administration Manager
council	section 54(1)(d)	Grant a leave of absence from council	Not delegated	
council	section 54(1)(d)	Remove from office on the ground that the member has been absent from three or more consecutive ordinary meetings of the council	Not delegated	
council	section 57(6)	Recover amount of a liability incurred in contravention of section 57 of the Local Government Act as a debt from the members of the councils at the time the contract was made or lease was entered	Chief Executive Officer	Governance & Administration Manager
council	section 68(3b)	Apply to SACAT for an order disqualifying member of the council from the office of member under the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 70(a1)	Publish prescribed details contained in the Register	Chief Executive Officer	Governance & Administration Manager
council	section 75F(1)	Prepare and adopt behavioural support policies	Not delegated	
council	section 75F(5)	Alter or substitute a behavioural support policy	Not delegated	
council	section 75F(6)	Undertake public consultation before adopting, altering or substituting a behavioural support policy	Not delegated	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 75F(7)(a)	Review the operation of the behavioural support policies and consider whether to adopt additional behavioural support policies	Not delegated	
council	section 75F(7)(b)	Consider whether to adopt behavioural support policies	Not delegated	
council	section 77(1)	Provide reimbursement of prescribed expenses of a member of council	Chief Executive Officer	Governance & Administration Manager
council	section 80	Take out a policy of insurance insuring every member of the council and a spouse or domestic partner or another person who may be accompanying a member of the councils against the risks associated with the performance or discharge of official functions or duties by members	Chief Executive Officer	Governance & Administration Manager
council	section 80A(2b)	Suspend a member from office of member of the council for failure to comply with the prescribed mandatory requirements	Not delegated	
council	section 80A(2e)	Revoke the suspension if satisfied the member has complied with the prescribed mandatory requirements and give public notice of the revocation	Not delegated	
council	section 80A(2f)	Apply to SACAT for an order disqualifying the member from office of member of the council	Not delegated	
council	section 80A(1)	Prepare a training and development policy for members	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 80A(3)	Alter or substitute a training and development policy for members	Not delegated	
council	section 80B(1)(a)	Suspend a member subject to a relevant interim intervention order from the office of member of the council where person protected by the order is another member	Not delegated	
council	section 80B(3)	Revoke a suspension	Not delegated	
council	section 80B(9)	Apply to SACAT for an order disqualifying the member from the office of member of the council	Not delegated	
council	section 84(3)	Keep notice on public display and continue to publish notice in accordance with section 132(1)(a) of the Local Government Act until completion of meeting	Chief Executive Officer	No Sub-delegation
council	section 88(3)	Keep notice on public display and continue to publish notice in accordance with section 132(1)(a) of the Local Government Act until completion of meeting	Chief Executive Officer	No Sub-delegation
council	section 89(1)(b)	Determine procedures to apply to a meeting of a council committee	Chief Executive Officer	No Sub-delegation
council	section 90A(1)	Hold or arrange for the holding of an information or briefing session to which more than 1 member of the council is invited to attend or be involved in for the purposes of providing information or a briefing	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 90A(4)	Order that an information or briefing session be closed to the public	Chief Executive Officer	No Sub-delegation
council	section 90A(5)	If an order under section 90A(4) of the Local Government Act is made, to make a record of the matters specified in section 90A(5)	Chief Executive Officer	No Sub-delegation
council	section 90A(7)	Comply with the requirements of the regulations regarding the publication of prescribed information	Chief Executive Officer	No Sub-delegation
council	section 91(3)	Supply each member of the council with a copy of council or council committee minutes within 5 days of the meeting	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
council	section 91(9)(c)	Revoke an order made under section 91(7) of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 92(1)	Prepare a code of practice relating to the principles, policies, procedures and practices that the council will apply for the purposes of the operation of Parts 3 and 4 the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 92(2)	Review code of practice	Chief Executive Officer	No Sub-delegation
council	section 92(3)	Alter or substitute a new code of practice	Chief Executive Officer	No Sub-delegation
council	section 92(5)	Undertake public consultation on proposed code, alterations or substitute code	Chief Executive Officer	No Sub-delegation
council	section 93(1)	Convene a meeting of electors of the council area or part of the council area	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 93(11)	Supply each member of the council with a copy of the minutes of proceedings within 5 days of a meeting of electors	Chief Executive Officer	No Sub-delegation
council	section 93(14)	Determine the procedure to be observed to make a nomination for the purposes of sections 93(3)(a)(ii) or 93(3)(b)(ii) of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 94(6)	Make submissions to the Minister	Chief Executive Officer	No Sub-delegation
council	section 94(7)	Comply with a direction of the Minister under section 94(5) of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 97(6)(b)	Determine a person has appropriate qualifications or experience in human resource management	Chief Executive Officer	No Sub-delegation
council	section 98(3)	Invite applications including by advertising on website and take other action	Chief Executive Officer	No Sub-delegation
council	section 98(3)	Determine website to advertise invitation for applications	Chief Executive Officer	No Sub-delegation
council	section 98(4a)(a)	Appoint at least one person to selection panel not being a member or employee	Chief Executive Officer	No Sub-delegation
council	section 98(7)(b)	Determine a person has appropriate qualifications or experience in human resource management	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 102A(3)(b)	Determine a person has appropriate qualifications or experience in human resource management	Chief Executive Officer	No Sub-delegation
council	section 106(2)	Pay contribution to another council	Chief Executive Officer	Governance & Administration Manager, Payroll & Rates Officer
council	section 106(3)	Recover a contribution from another council as a debt	Chief Executive Officer	Governance & Administration Manager, Payroll & Rates Officer
council	section 106(4)	Provide details of the service of an employees or former employee to another council	Chief Executive Officer	Governance & Administration Manager, Payroll & Rates Officer
council	section 106(5)	Hold and apply a contribution under section 106 of the Local Government Act as prescribed by regulation	Chief Executive Officer	Governance & Administration Manager
council	section 111(b)	Declare that an officer or an officer of a class is subject to subdivision 2, Part 4, Chapter 7 of the Local Government Act	Not delegated	
council	section 120A(1)	Prepare and adopt employee behavioural standards	Chief Executive Officer	Governance & Administration Manager
council	section 120A(4)	Alter or substitute employee behavioural standards	Chief Executive Officer	Governance & Administration Manager
council	section 120A(5)	Consult with any registered industrial association that represents interests of employees of councils before adopting, altering or substituting employee behavioural standards	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 120A(6)a)	Review the operation of the employee behavioural standards	Chief Executive Officer	Governance & Administration Manager
council	section 120A(6)(b)	Consider whether to adopt employee behavioural standards	Chief Executive Officer	Governance & Administration Manager
council	section 122(1)	Develop a strategic management plan	Chief Executive Officer	No Sub-delegation
council	section 122(1a)(a)	Develop a long-term financial plan	Chief Executive Officer	No Sub-delegation
council	section 122(1a)(b)	Develop an infrastructure and asset management plan	Chief Executive Officer	No Sub-delegation
council	section 122(1c)	Provide information relating to long-term financial plan and infrastructure and asset management plan to designated authority	Chief Executive Officer	Governance & Administration Manager
council	section 122(1e)	Provide to the designated authority all relevant information on the matters specified in this section in accordance with guidelines determined by designated authority	Chief Executive Officer	Governance & Administration Manager
council	section 122(1h)	Ensure advice provided by designated authority and any response of the Council is published in the Council's annual business plan (draft and adopted) in the relevant financial year and subsequent financial year (until next relevant financial year)	Chief Executive Officer	Governance & Administration Manager
council	section 122(1j)	Provide to the designated authority within time and in manner specified in notice information the designated authority reasonably requires.	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 122(4)	Review strategic management plans	Chief Executive Officer	No Sub-delegation
council	section 122(6)	Adopt a process to ensure that members of the public are given reasonable opportunity to be involved in the development and review of the council's strategic management plans	Chief Executive Officer	No Sub-delegation
council	section 123(3)(a)	Prepare a draft annual business plan	Chief Executive Officer	No Sub-delegation
council	section 123(3)(b)	Follow relevant steps in the public consultation policy in regard to the draft annual business plan	Chief Executive Officer	No Sub-delegation
council	section 123(5)	Ensure that copies of the draft annual business plan are available at the meeting under section 123(4)(a)(i) of the Local Government Act, and for inspection and purchase (at the principal office of the council and on the council's website	Chief Executive Officer	No Sub-delegation
council	section 123(5a)	Provide a facility for asking and answering questions and the receipt of submissions on the council's website	Chief Executive Officer	Governance & Administration Manager
council	section 123(9)(a)(i)	Prepare a summary of the annual business plan	Chief Executive Officer	Governance & Administration Manager
council	section 123(9)(a)(ii)	Provide a copy of the summary of the annual business plan to ratepayers	Chief Executive Officer	Governance & Administration Manager
council	section 124(1)(a)	Keep accounting records	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 125	Implement and maintain appropriate policies, practices and procedures of internal control	Chief Executive Officer	Governance & Administration Manager
council	section 125(3)	Ensure appropriate policies, systems and procedures relating to risk management are implemented and maintained	Chief Executive Officer	Infrastructure & Operations Manager Governance & Administration Manager
council	section 126(9)	Ensure annual report of audit and risk committee is included in annual report	Chief Executive Officer	No Sub-delegation
council	section 126A(1)	Establish a regional audit and risk committee	Chief Executive Officer	No Sub-delegation
Council	section 126A(9)	Ensure annual report of regional audit and risk committee is included in annual report	Chief Executive Officer	No Sub-delegation
council	section 127(1)	Prepare financial statements, notes and other statement or documents as required by the regulations	Chief Executive Officer	Governance & Administration Manager
council	section 127(3)	Provide statements to auditor	Chief Executive Officer	Governance & Administration Manager
council	section 127(4)	Submit a copy of audited statements to persons or bodies prescribed by the regulations	Chief Executive Officer	Governance & Administration Manager
council	section 128(2)	Appoint an auditor on the recommendation of the relevant audit and risk committee	Not delegated	
council	section 128(9)	Provide information prescribed in section 128(9) of the Local Government Act in the council's annual report	Chief Executive Officer	No Sub-delegation
council	section 130A(1)	Request auditor or other suitably qualified person to examine a report on any matter	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		relating to financial management, or the efficient and economy with which the council manages or uses its resources to achieve its objectives		
council	section 131(1)	Prepare annual report	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
council	section 131(4)	Provide a copy of the annual report to each council member	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
council	section 131(5)	Submit a copy of the annual report to the persons or bodies prescribed by regulation	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
council	section 131(7)	Provide an abridged or summary version of the annual report to electors in the council area.	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
council	section 131A(1)	Provide to the Minister the material specified in Schedule 4 of the Local Government Act and any other information specified by the Minister	Chief Executive Officer	No Sub-delegation
council	section 132(1)(a)	Publish a document referred to in Schedule 5 of the Local Government Act on a website determined by chief executive officer	Chief Executive Officer	Executive Assistant
council	section 132(1)(b)	Provide a printed copy of a document referred to in Schedule 5 of the Local Government Act	Chief Executive Officer	Executive Assistant
council	section 132(3a)	Publish a document or part of a document on a website determined by the chief executive officer where an order under section 91(7) of	Chief Executive Officer	Executive Assistant

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		the Local Government Act expires or ceases to apply		
council	section 132A	Implement and maintain appropriate policies, practices and procedures to ensure compliance with statutory requirements and achievement and maintenance of good public administration	Chief Executive Officer	Governance & Administration Manager
council	section 133	Obtain funds as permitted by the Local Government Act or other Act	Chief Executive Officer	Governance & Administration Manager
council	section 135(1)	Provide security	Not delegated	
council	section 135(2)(a)	Assign a distinguishing classification to a debenture	Not delegated	
council	section 135(2)(b)	Appoint a trustee for the debenture holders	Not delegated	
council	section 137	Expend funds in the performance or discharge of the council's powers, functions or duties under the Local Government Act or other Acts	Chief Executive Officer	Infrastructure & Operations Manager, Infrastructure & Operations Co-ordinator, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Library Manager, SHRC/VIC Co-ordinator, Projects Officer
council	section 139(1)	Invest money under the council's control	Chief Executive Officer	Governance & Administration Manager
council	section 139(5)	Obtain and consider independent and impartial advice regarding the investment of funds	Chief Executive Officer	Governance & Administration Manager
council	section 140	Review performance of investments at least annually	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 141(1)	Accept a gift	Chief Executive Officer	No Sub-delegation
council	section 141(2)	Carry out the terms of a trust applying to a gift	Chief Executive Officer	No Sub-delegation
council	section 141(3)	Apply to the Supreme court for an order varying the terms of a trust for which the council is the trustee	Chief Executive Officer	No Sub-delegation
council	section 141(4)	Give notice of an application to the Supreme Court by public notice and in such other manner as directed by the Supreme Court	Chief Executive Officer	No Sub-delegation
council	section 141(6)	Publish an order of the made by the Supreme Court under section 141(5) of the Local Government Act in the Gazette	Chief Executive Officer	No Sub-delegation
council	section 142(1)	Take out and maintain insurance to cover the council's civil liabilities at least to the extent prescribed by the regulations	Chief Executive Officer	Governance & Administration Manager
council	section 142(3)	Take out membership of the Local Government Association Mutual Liability Scheme	Chief Executive Officer	Governance & Administration Manager
council	section 143(1)	Write off bad debts	Chief Executive Officer	No Sub-delegation
council	section 144(1)	Recovery of fees, charges, expenses or other amounts as a debt by action in a court of competent jurisdiction	Chief Executive Officer	Governance & Administration Manager
council	section 144(2)	Provide notice of a fee, charge, expense or other amount relating to something done in	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		respect of a rateable property to the owner or occupier of the property		
council	section 144(2)	Recovery of a fee, charge, expense or other amount relating to something done in respect of a rateable property as if the fee, charge, expense or other amount was a rate on the property	Chief Executive Officer	Governance & Administration Manager
council	section 151(5)(d)	Prepare a report on a proposed change to the basis of the rating any land, the valuation of land for the purpose of rating or imposition of rates on land	Chief Executive Officer	No Sub-delegation
council	section 151(5)(e)	Follow the relevant steps in the public consultation policy with respect to a proposed change to the basis of the rating any land, the valuation of land for the purpose of rating or imposition of rates on land	Chief Executive Officer	No Sub-delegation
council	section 151(8)	Provide copies of the report required by section 151(5)(d) of the Local Government Act at the meeting held under section 151(7)(a)(i) of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 156(10)	Extend the time period for lodging an objection	Chief Executive Officer	No Sub-delegation
council	section 156(11)	Decide an objection to attribution of a particular use to land	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 156(12)	Participate in a review of an attribution of a particular use to land by South Australian Civil and Administrative Tribunal	Chief Executive Officer	No Sub-delegation
council	section 156(14a)(a)	Prepare a report on a proposed change to the differentiating factor in relation to land	Chief Executive Officer	No Sub-delegation
council	section 156(14a)(b)	Follow the relevant steps in the public consultation policy with respect to a on a proposed change to the differentiating factor in relation to land	Chief Executive Officer	No Sub-delegation
council	section 156(14e)	Provide copies of the report required by section 156(14a)(a) of the Local Government Act at the meeting held under section 156(14d)(a)(i) of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 159(1)	Determine the manner and form of an application for a rebate of rates	No delegation	
council	section 159(3)	Grant a rebate of rates	No delegation	
council	section 159(4)	Increase a rebate of rates	No delegation	
council	section 159(10)	Determine that proper cause for a rebate of rates no longer applies	Chief Executive Officer	Governance & Administration Manager
council	section 159(11)	Recover rates, or rates at an increased level, proportionate to the remaining part of the financial year if an entitlement to a rebate of rates no longer applies	Chief Executive Officer	Governance & Administration Manager
council	section 161(1)	Grant a rebate of rates greater than 75% on land used for service delivery or	No delegation	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		administration by a community service organisation		
council	section 165(1)	Grant a rebate of rates greater than 75% on land occupied by a school and being used for educational purposes	Chief Executive Officer	Governance & Administration Manager
council	section 165(2)	Grant a rebate of rates greater than 75% on land being used by a university or university college to provide accommodation and other forms of support on a not-for-profit basis	Chief Executive Officer	Governance & Administration Manager
council	section 166(1)	Grant a rebate of rates or service charges in prescribed circumstances	Chief Executive Officer	Governance & Administration Manager
council	section 166(2)	Attach conditions to the grating of a rebate of rates or service charges under section 166(1) of the Local Government Act	Chief Executive Officer	Governance & Administration Manager
council	section 167(1)	Adopt valuations	Chief Executive Officer	No Sub-delegation
council	section 167(6)	Publish a notice of the adoption of valuations in the Gazette	Chief Executive Officer	Governance & Administration Manager
council	section 168(1)	Request the Valuer-General to value land in the council area	Chief Executive Officer	Governance & Administration Manager
council	section 168(2)	Furnish information to the Valuer-General requested information	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 168(3)(b)	Enter valuation into the assessment record	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 168(3)(c)	Provide notice to the principal ratepayer in respect of land of the valuation of that land	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 169(3)(b)	Allow an extension of time in which to object to the valuation of land	Chief Executive Officer	Governance & Administration Manager
council	section 169(5)	Refer an objection to the valuation of land to the valuer who made the valuation with a request to reconsider the valuation	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 169(7)	Provide written notice to an objector of the outcome of the objection	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 169(10)	Refer request for a review of the valuation of land to the Valuer-General	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 169(11)	Make representations to the valuer in regard to the valuation of land which is the subject of the objection	Chief Executive Officer	Governance & Administration Manager
council	section 169(15)	Participate in a review of a valuation of land by South Australian Civil and Administrative Tribunal	Chief Executive Officer	Governance & Administration Manager
council	section 169(16)	Pay the prescribed fee to the Valuer-General	Chief Executive Officer	Governance & Administration Manager
council	section 170	Publish a notice of the declaration of a rate or service charge in the Gazette and a newspaper circulating in the council area	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
council	section 173(5)	Determine a review of the outcome of a request to alter the assessment record	Chief Executive Officer	Governance & Administration Manager
council	section 173(6)	Provide written notice of decision on review	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 173(7)	Participate in a review of decision of council	Chief Executive Officer	Governance & Administration Manager
council	section 174(1)	Provide the assessment record for inspection at the principal offices of the council	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 174(2)	Provide for the purchase of an entry in the assessment record	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 178(3)	Recover rates as a debt	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 178(4)	Provide written notice requiring a lessee or licensee of land to pay rent or other consideration to the council under the lease or licence in satisfaction of the liability for rates	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 178(6)	Remit a charge payable under section 178(5) of the Local Government Act in whole or in part	Chief Executive Officer	Governance & Administration Manager
council	section 179(2)	Adopt a valuation of land	Chief Executive Officer	Governance & Administration Manager
council	section 179(5)	Refund rates that have been paid to a principal ratepayer if land ceases to be rateable land	Chief Executive Officer	Governance & Administration Manager
council	section 180(1)	Provide a rates notice to the principal ratepayer	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 181(2)	Determine the day on which an instalment of rates falls due	Not delegated	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 181(3)	Adjust the months in which instalments of rates are payable	Not delegated	
council	section 181(4)(b)	Agree with a principal ratepayer the dates on which instalments of rates are payable	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 181(5)	Provide rates notice to principal ratepayer	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 181(7a)	Agree with a principal ratepayer to vary the period for the provision of a rates notice	Chief Executive Officer	Governance & Administration Manager
council	section 181(9)	Remit the whole or any part of an amount payable under section 181(8) of the Local Government Act	Chief Executive Officer	Governance & Administration Manager
council	section 181(11)	Grant discounts or other incentives in relation to the payment of rates	Chief Executive Officer	Governance & Administration Manager
council	section 181(12)(b)	Impose a surcharge or administrative levy not exceeding 1 per cent of the rates payable in a particular financial year with respect to the payment of rates by instalments	Chief Executive Officer	Governance & Administration Manager
council	section 181(13)	Impose different requirements than those under section 181 of the Local Government Act in relation to the payment of separate rates or service rates	Chief Executive Officer	Governance & Administration Manager
council	section 181(15)	Determine that rates of a particular kind will be payable in more than four instalments in a particular financial year	No delegation	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 182(1)(a)	Postpone payment of rates	Chief Executive Officer	Governance & Administration Manager
council	section 182(1)(b)	Remit the whole or part payment of rates	Chief Executive Officer	Governance & Administration Manager
council	section 182(2)(a)	Impose a condition that the ratepayer pay interest on postponed rates	Chief Executive Officer	Governance & Administration Manager
council	section 182(2)(b)	Impose other conditions on the postponement of rates	Chief Executive Officer	Governance & Administration Manager
council	section 182(2)(c)	Revoke a postponement of rates	Chief Executive Officer	No Sub-delegation
council	section 182(3)	Postpone the payment of rates	Chief Executive Officer	Governance & Administration Manager
council	section 182(4)	Grant a remission of rates	Chief Executive Officer	Governance & Administration Manager
council	section 182(5)	Require a ratepayer to verify an entitlement to the remission of rates	Chief Executive Officer	Governance & Administration Manager
council	section 182(6)	Revoke a determination under section 182(4) of the Local Government Act to remit rates	Chief Executive Officer	No Sub-delegation
council	section 182A(1)	Receive an application for a postponement of the payment of the prescribed proportion of rates for the current or a future financial year	Chief Executive Officer	Governance & Administration Manager
council	section 182A(2)	Determine the manner and form of an application under section 182A(1) of the Local Government Act	Chief Executive Officer	Governance & Administration Manager
council	section 182A(3)(a)	Reject an application under section 182A(1) of the Local Government Act in accordance with the regulations	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 182A(3)(b)	Impose conditions on the postponement of rates in accordance with the regulations	Chief Executive Officer	Governance & Administration Manager
council	section 183	Apply amount received in respect of rates in manner prescribed by section 183 of the Local Government Act	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 184(1)	Sell land where an amount of rates in respect of the land has been in arrears for more than three years	Chief Executive Officer	Governance & Administration Manager
council	section 184(2)	Send a notice to the principal ratepayer	Chief Executive Officer	Governance & Administration Manager
council	section 184(3)	Send a copy of the notice sent to the principal ratepayer to any other owner of the land, any registered mortgagee, the holder of any caveat over the land and, if the land is held from the Crown under a lease, licence or agreement to purchase, to the Minister who is responsible for the administration of the *Crown Lands Act 1929*.	Chief Executive Officer	Governance & Administration Manager
council	section 184(4)(a)	Place a copy of the notice sent to the principal ratepayer in a newspaper circulating throughout the State	Chief Executive Officer	Governance & Administration Manager
council	section 184(4)(b)	Leave a copy of the notice sent to the principal ratepayer at a conspicuous place on the land	Chief Executive Officer	Governance & Administration Manager
council	section 184(6)	Set a reserve price for the auction	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 184(7)	Seek the consent of the Minister who is responsible for the administration of the *Crown Lands Act 1929* to have the land sold by public auction	Chief Executive Officer	Governance & Administration Manager
council	section 184(8)	Advertise an auction to sell land under section 184 of the Local Government Act in a newspaper circulating throughout the State	Chief Executive Officer	Governance & Administration Manager
council	section 184(9)	Call off an auction	Chief Executive Officer	Governance & Administration Manager
council	section 184(10)	Sell land by private contract	Chief Executive Officer	Governance & Administration Manager
council	section 184(11)	Apply money receive in respect of the sale of land under section 184 of the Local Government Act as prescribed in section 184(11)	Chief Executive Officer	Governance & Administration Manager, Payroll/Rates Officer
council	section 184(12)	Deal with money under the *Unclaimed Money Act 2021*	Chief Executive Officer	Governance & Administration Manager
council	section 185(1)	Apply to the Minister who is responsible for the administration of the *Crown Lands Act 1929* for an order under section 185 of the Local Government Act	Chief Executive Officer	Governance & Administration Manager
council	section 186(2)(a)	Repay an amount of overpaid rates	Chief Executive Officer	Governance & Administration Manager
council	section 186(2)(a)	Credit an amount of overpaid rates against future liabilities for rates on the land subject to the overpaid rates	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 186(2)(b)	Take action to recover an additional amount in arrears payable on account of an alteration of the valuation or decision	Chief Executive Officer	Governance & Administration Manager
council	section 186(2)(b)	Give notice to recover an additional amount in arrears payable on account of an alteration of the valuation or decision	Chief Executive Officer	Governance & Administration Manager
council	section 186(5)	Refund an amount to a person ceasing to be a ratepayer	Chief Executive Officer	Governance & Administration Manager
council	section 187(1)	Issue a certificate stating the amount of any liability for rates or charges on the land and any amount received on account of rates or charges that is held in credit against future liabilities for rates or charges on the land	Chief Executive Officer	Governance & Administration Manager
council	section 187A(5)(b)	Receive a report from the Ombudsman	Chief Executive Officer	No Sub-delegation
council	section 187B(5)	Receive a report from the Ombudsman	Chief Executive Officer	No Sub-delegation
council	section 187B(6)	Provide a written response to the Ombudsman and complainant	Chief Executive Officer	No Sub-delegation
council	section 187B(7)	Grant a rebate or remission of any rate or service charge, or of any charge, fine or interest	Chief Executive Officer	No Sub-delegation
council	section 188(1)(a)	Impose fees and charges for the use of any property or facility owned, controlled, managed or maintained by the council	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 188(1)(b)	Impose fees and charges for services supplied to a person at his or her request	Chief Executive Officer	No Sub-delegation
council	section 188(1)(c)	Impose fees and charges for carrying out work at a person's request	Chief Executive Officer	No Sub-delegation
council	section 188(3)	Provide for: (a) specific fees and charges; (b) maximum fees and charges and minimum fees and charges; (c) annual fees and charges; (d) the imposition of fees or charges according to specified conditions or circumstances; (e) the variation of fees or charges according to specified factors; (f) the reduction, waiver or refund, in whole or in part, of fees or charges.	Chief Executive Officer	No Sub-delegation
council	section 188(5)(b)	Fix, vary or revoke fees and charges for the purposes of section 188(1)(a), 188(1)(b) and 188(1)(c) of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 188(7)	Take reasonable steps to bring a variation of a fee or charge to the notice of a person who may be affected	Chief Executive Officer	No Sub-delegation
council	section 190	Agree to acquire land	Chief Executive Officer	No Sub-delegation
council	section 191(1)	Seek the Minister's consent to acquire land compulsorily	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 191(1)	Acquire land compulsorily	No delegation	
council	section 191(2)	Acquire land compulsorily	No delegation	
council	section 192(4)	Publish a copy of a resolution under section 192(1) of the Local Government Act in the Gazette	Chief Executive Officer	No Sub-delegation
council	section 193(2)	Follow steps on public consultation policy in respect of a proposal to exclude land from classification as community land	Chief Executive Officer	No Sub-delegation
council	section 193(3)	Obtain approval of owner of land to exclude land from classification as community land	Chief Executive Officer	No Sub-delegation
council	section 193(6)	Give notice in the Gazette of a resolution to exclude land from classification as community land or to classify land as community land	Chief Executive Officer	No Sub-delegation
council	section 194(2)(a)	Prepare and make publicly available a report on a proposal to revoke the classification of community land	Chief Executive Officer	No Sub-delegation
council	section 194(2)(b)	Follow steps on public consultation policy in respect of a proposal to revoke the classification of land as community land	Chief Executive Officer	No Sub-delegation
council	section 194(3)(a)	Submit the proposal to revoke the classification of land as community land with a report on all submissions made in respect of the proposal to the Minister	Chief Executive Officer	No Sub-delegation
council	section 194(4)	Participate in consultation with the Minister	Not delegated	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 195(2)	Giver notice of the revocation of the classification of land as community land to the Registrar-General	Chief Executive Officer	No Sub-delegation
council	section 196(1)	Prepare and adopt a management plan for community land	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 196(4)	Consult with the owner of land at an appropriate stage in the preparation of a management plan	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 197(1)(a)	Make copies of a proposed management plan available or inspection of purchase at the council's principal office	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 197(1)(b)	Follow the relevant steps in the council's public consultation policy	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 197(3)	Give public notice of the adoption of the management plan	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 198(1)	Amend or revoke a management plan	Chief Executive Officer	No Sub-delegation
council	section 198(2)	Undertake public consultation of a proposal to amend or revoke a management plan	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 198(4)	Give public notice of the adoption of a proposal to amend or revoke a management plan	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 199	Manage community land in accordance with any relevant management plan	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 200(1)	Approve the use of community land for a business purpose	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 200(3)	Impose conditions on an approval to use community land for a business purpose	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 201(1)	Sell or otherwise dispose of an interest in land	Not delegated	
council	section 202(1)	Grant a lease or licence over community land	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 202(2)	Follow the relevant steps in the councils public consultation policy in regard to granting a lease or licence relating to community land	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 207(1)	Keep a register of community land in the council area	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 207(2)(c)	Determine that the register of community land in the council area will consist of a computer record	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 208(4)	Cause a copy of a resolution declaring a road or land to be a public road or preserving an easement to be published in the Gazette	Chief Executive Officer	Infrastructure & Operations Manager
council	section 209(3)	Enter an agreement in regard to the ownership of fixture and equipment installed on a public road	Chief Executive Officer	Infrastructure & Operations Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 210(1)	Declare a private road to be a public road	Chief Executive Officer	Infrastructure & Operations Manager
council	section 210(2)(a)	Give written notice to the owner of the private road of a proposed declaration	Chief Executive Officer	Infrastructure & Operations Manager
council	section 210(2)(ab)	Give written notice to the holder of a registered interest over the private road of a proposed declaration	Chief Executive Officer	Infrastructure & Operations Manager
council	section 210(2)(b)	Give public notice to the owner of the private road of a proposed declaration	Chief Executive Officer	Infrastructure & Operations Manager
council	section 210(5)	Publish a declaration under section 210 of the Local Government Act in the Gazette	Chief Executive Officer	Infrastructure & Operations Manager
council	section 210(7)	Furnish a copy of a declaration under section 210 of the Local Government Act to the Registrar-General	Chief Executive Officer	Infrastructure & Operations Manager
council	section 211(1)(a)	Enter an agreement with the Commissioner of Highways or other authority that has the care, control and management of a highway	Chief Executive Officer	Infrastructure & Operations Manager
council	section 211(1)(b)	Act in accordance with a notice issued by the Commissioner of Highways	Chief Executive Officer	Infrastructure & Operations Manager
council	section 212(1)	Carry out roadwork in the council area	Chief Executive Officer	Infrastructure & Operations Manager
council	section 212(1)	Enter an agreement with another council to carry out roadwork in that other council's area	Chief Executive Officer	Infrastructure & Operations Manager
council	section 212(2)	Do anything reasonably necessary for, or incidental to, roadwork	Chief Executive Officer	Infrastructure & Operations Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 212(3)(b)	Consult with the Commissioner of Highways	Chief Executive Officer	Infrastructure & Operations Manager
council	section 212(3)(c)(i)	Obtain the agreement of the owner of a private road	Chief Executive Officer	Infrastructure & Operations Manager
council	section 212(3)(c)(ii)	Give notice to the owner of a private road and a reasonable opportunity to make representations on proposed roadwork	Chief Executive Officer	Infrastructure & Operations Manager
council	section 212(3)(c)(ii)	Consider any representations by the owner of a private road on proposed roadwork	Chief Executive Officer	Infrastructure & Operations Manager
council	section 212(3)(d)	Obtain the agreement of the owner of private land	Chief Executive Officer	Infrastructure & Operations Manager
council	section 213(1)	Recover the whole cost or an agreed contribution to the cost of roadworks undertaken by agreement	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 213(2)	Recover the cost of roadwork to repair damage to a road from the person who damaged a road or is the owner of infrastructure which damaged the road	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 213(3)(a)	Recover the cost of roadwork on private land or a contribution to the cost of the work determined by the council as a debt from the owner of the private	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 214(2)(a)	Agree the amount of contribution to roadwork with another council	Chief Executive Officer	Infrastructure & Operations Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 214(2)(b)	Seek a determination by a court as to the amount of contribution to roadwork to be paid by another council	Chief Executive Officer	Infrastructure & Operations Manager
council	section 214(3)	Give notice to another council of proposed roadwork and provide reasonable opportunity to that other council to make representations	Chief Executive Officer	Infrastructure & Operations Manager
council	section 215(2)	Carry out roadwork to allow water from a road to drain into adjoining property	Chief Executive Officer	Infrastructure & Operations Manager
council	section 215(4)	Give notice to the owner of land in regard to the proposed action to drain water into the land	Chief Executive Officer	Infrastructure & Operations Manager
council	section 216(1)	Issue an order requiring the owner of private land to carry out specified road work or improve the road	Chief Executive Officer	Infrastructure & Operations Manager
council	section 217(1)	Issue an order requiring the owner of a structure or equipment installed in, on, across, under or over a road to carry out specified road work by way of maintenance or repair or move the structure or equipment to allow the council to carry out roadwork	Chief Executive Officer	Infrastructure & Operations Manager
council	section 217(2)(a)	Take action under an order issued under section 217(1) of the Local Government Act if it is not complied with by the owner of the structure or equipment	Chief Executive Officer	Infrastructure & Operations Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 217(2)(a)	Recover the cost of taking action under section 217(2)(a) of the Local Government Act as a debt from the owner of the structure or equipment	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 218(1)	Issue an order requiring the owner of land adjoining a road to carry out specified work to construct, remove or repair a crossing place from the road to the land	Chief Executive Officer	Infrastructure & Operations Manager
council	section 219(1)	Assign a name to a public or private road, or to a public place, or change the name of a public or private road, or a public place	Chief Executive Officer	No Sub-delegation
council	section 219(1a)	Assign a name to a public road created by land division	Chief Executive Officer	No Sub-delegation
council	section 219(2)(a)	Give notice to an adjoining council of a proposed road name change where the road runs into the adjoining council	Chief Executive Officer	No Sub-delegation
council	section 219(2)(b)	Consider any representations of an adjoining council in response to a notice under section 219(2)(a) of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 219(3)(a)	Notify the Registrar-General, the Surveyor-General and the Valuer-General of the assignment of a road name or change of a road name	Chief Executive Officer	No Sub-delegation
council	section 219(3)(b)	Provide information to the Registrar-General, the Surveyor-General and the Valuer-General	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		about the name of roads and public places in the council area		
council	section 219(4)	Provide public notice on the assigning or changing of a road name	Chief Executive Officer	No Sub-delegation
council	section 219(5)	Prepare and adopt a policy on the assigning of road names	Chief Executive Officer	No Sub-delegation
council	section 219(6)	Alter or substitute a policy on the assigning of road names	Not delegated	
council	section 219(7)	Publish notice of adopting or altering a policy on the assigning of road name in the Gazette, in a newspaper circulating within the council area and on a website determined by the chief executive	Chief Executive Officer	No Sub-delegation
council	section 220(1)	Adopt a numbering system for buildings and allotments adjoining the road	Not delegated	
council	section 220(1a)	Assign a number to all buildings and allotments adjoining a public road	Chief Executive Officer	Infrastructure & Operations Manager
council	section 220(2)	Alter or substitute a new numbering system	Not delegated	
council	section 220(3)	Give public notice of the adoption, alteration or substitution of a numbering system for a particular road	Chief Executive Officer	Infrastructure & Operations Manager
council	section 220(4)	Notify the Valuer-General of a decision to adopt, alter or substitute of a numbering system	Chief Executive Officer	Infrastructure & Operations Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 220(6)	Request the owner of land to ensure that the appropriate number for the owner's building or allotment is displayed in a form directed or approved by the council	Chief Executive Officer	Infrastructure & Operations Manager
council	section 221(1)	Grant an authorisation to alter a public road	Chief Executive Officer	Infrastructure & Operations Manager, Infrastructure & Operations Co-ordinator
council	section 222(1)	Grant a permit authorising the use of a public road for business purposes	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Tourism & Community Development Manager
council	section 223(1)	Follow the relevant steps in the council's public consultation policy	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 223(2)	Give written notice of the proposal to agencies prescribe by regulation	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 224(1)	Attach conditions to an authorisation or permit	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 224(2)	Comply with any requirements prescribed by the regulations in relation to attaching conditions under section 224(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 225(1)	Cancel an authorisation or permit	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 225(2)(a)	Give the holder of an authorisation or permit written notice of the proposed cancellation of the authorisation or permit	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 225(2)(b)	Consider any representation by the holder of an authorisation or permit	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 225(3)	Determine a shorter period than one month for a response from the holder of an authorisation or permit	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 225A(5)(b)	Provide written reasons to the Small Business Commissioner for resolving not to amend the location rules in accordance with the Commissioner's recommendation	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 231(1)	Keep a register of public roads in the council area	Chief Executive Officer	Infrastructure & Operations Manager
council	section 232	Plant vegetation on a road	Chief Executive Officer	Infrastructure & Operations Manager
council	section 232	Authorise the planting of vegetation on a road	Chief Executive Officer	Infrastructure & Operations Manager
council	section 233(2)	Take action to recover damages from a person who without the council's permission intentionally or negligently damages a road of structure belonging to the councils associated with a road	Chief Executive Officer	Infrastructure & Operations Manager
council	section 234(1)	Remove and dispose of any structure, object or substance from a road	Chief Executive Officer	Infrastructure & Operations Manager, Infrastructure & Operations Co-ordinator, Property & Regulatory Services Co-ordinator

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 234(2)	Recover the cost of acting under section 234(1) from the person who erected, placed or deposited the structure, object or substance on the road	Chief Executive Officer	Infrastructure & Operations Manager, Infrastructure & Operations Co-ordinator, Property & Regulatory Services Co-ordinator, Governance & Administration Manager
council	section 234(3)	Clear a road of wreckage, objects or material on the road as a result of a vehicle accident	Chief Executive Officer	Infrastructure & Operations Manager, Infrastructure & Operations Co-ordinator, Property & Regulatory Services Co-ordinator
council	section 234(3)	Recover the cost of clearing the road from a driver of a vehicle involved in the accident	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 234A(5)	Erect barricades or other traffic control devices as necessary to give effect to a resolution to exclude vehicles from a road or public place	Chief Executive Officer	Infrastructure & Operations Manager, Infrastructure & Operations Co-ordinator, Property & Regulatory Services Co-ordinator
council	section 234A(6)	Give public notice of a resolution under section 234A(1) or 234A(2) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager
council	section 236(2)	Apply to the court for an order that a person convicted of the offence under section 236(1) of the Local Government Act pay any costs incurred by the council in removing or disposing of the abandoned vehicle	Chief Executive Officer	No Sub-delegation
council	section 237(4)(a)	Notify the owner of a vehicle of the removal of the vehicle by written notice	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 237(4)(b)	Notify the owner of a vehicle of the removal of the vehicle by public notice published in a	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		newspaper circulating generally within the State		
council	section 237(5)	Sell a vehicle by public auction or public tender	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 237(6)	Dispose of a vehicle	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 237(7)	Apply the proceeds of the sale of a vehicle as prescribed in section 237(7) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 238(3)	Erect a notice regarding access to or use of a particular piece of land under a council by-law in a prominent place or in the immediate vicinity of the land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 242(3)	Notify an applicant in writing of a decision or presumptive decision on an application which is subject to section 242 of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 242(4)	Fix a date as the 'relevant date' for the purposes of section 242 of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 243(1)	Apply to the Registrar-General for the issue of a certificate of title for land which has vested in fee simple in the council under the Local Government Act	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 245(2)	Take reasonable action to respond to a request by the owner or occupier of property adjacent to a road to avert a risk of damage from a tree	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 245A(1)	Require a person to enter into an agreement with the council in regard to work under an approval under the *Planning, Development and Infrastructure Act 2016* which could cause damage to any local government land (including a road) within the vicinity of the site of the development	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 245A(3)	Participate in the hearing of an appeal by a person against the requirements to enter and agreement of the terms or conditions of the agreement	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 246(4a)	Publish a notice of a determination under section 246(3)(b) in the Gazette and a newspaper circulating generally in the council area	Chief Executive Officer	Governance & Administration Manager
council	section 246(5)(b)	Fix an expiation fee for alleged offences against the by-laws	Chief Executive Officer	Governance & Administration Manager
council	section 249(1)	Make copies of a proposed by-law (and any code, standard or other document proposed to be applied or incorporated by the by-law) available to the public in accordance with section 132(1)	Chief Executive Officer	Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 249(2)	Consider submissions made on a proposed by-law	Chief Executive Officer	Governance & Administration Manager
council	section 249(4)	Obtain a certificate signed by a legal practitioner	Chief Executive Officer	Governance & Administration Manager
council	section 249(5)	Publish a by-law in the Gazette	Chief Executive Officer	Governance & Administration Manager
council	section 249(7)	Publish a notice of making a by-law	Chief Executive Officer	Governance & Administration Manager
council	section 250(5)	Publish a resolution adopting a model by-law in the Gazette	Chief Executive Officer	Governance & Administration Manager
council	section 250(7)	Publish a resolution adopting a model by-law in a newspaper circulating in the council area	Chief Executive Officer	Governance & Administration Manager
council	section 252(1)	Maintain a register of the by-laws made or adopted by the council	Chief Executive Officer	Governance & Administration Manager
council	section 252(5)	Provide for purchase a certified copy of a by-law	Chief Executive Officer	Governance & Administration Manager
council	section 254(1)	Order a person to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 255(1)	Provide a notice in writing prior to making an order under section 254(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 255(2)	Serve a copy of a notice under section 255(1) of the Local Government Act on the owner of the land	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 255(3)	Consider any representations made in response to a notice under section 255(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 255(3)(a)	Order a person to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 255(3)(b)	Order a person to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 255(3)(c)	Determine not to proceed to make an order to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 255(7)	Serve an order to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 255(8)	Serve a copy of a notice under section 255(1) of the Local Government Act on the owner of the land	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator
council	section 255(11)	Vary an order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 255(12)	Make an order	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 256(3)	Participate in a review of an order by the South Australian Civil and administrative Tribunal	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 257(1)	Take action required by an order made under section 255 of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 257(2)	Authorise a person to take action under section 257(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 257(3)	Recover the costs of taking action under section 257(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 257(5)	Provide notice fixing a period in which a person must pay an amount recoverable by the council under section 257 of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 257(5)(b)	Impose a charge over land for an unpaid amount recoverable by the council under section 257 of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 259(1)	Prepare and adopt policies concerning the operation of Part2, Chapter 12 of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 259(2)(a)	Prepare a draft policy	Chief Executive Officer	No Sub-delegation
council	section 259(2)(b)	Give notice in a newspaper circulating in the council area of the place or places where copies of the draft policy are available for inspection and purchase and invite written submissions	Chief Executive Officer	No Sub-delegation
council	section 259(3)	Consider submissions	Chief Executive Officer	No Sub-delegation
council	section 259(4)	Amend a policy	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 259(5)	Take steps in section 259(2) and 259(3) prior to amending a policy	Chief Executive Officer	No Sub-delegation
council	section 260(1)	Appoint an authorised person	Chief Executive Officer	No Sub-delegation
council	section 260(2)	Impose conditions or limitations on the appointment of an authorised person	Chief Executive Officer	No Sub-delegation
council	section 260(3)	Issue an identity card to an authorised person	Chief Executive Officer	No Sub-delegation
council	section 260(5)	Revoke the appointment of an authorised person	Chief Executive Officer	No Sub-delegation
council	section 262A(3)	Deal with a complaint in accordance with the council's behavioural management policy	Not delegated	
council	section 262B(1)	Prepare and adopt a behavioural management policy	Not delegated	
council	section 262B(6)	Alter or substitute a behavioural management policy	Not delegated	
council	section 262B(7)	Review the operation of the behavioural management policy	Not delegated	
council	section 262D	Provide complainant with written reasons for refusal or determination	Not delegated	
council	section 262W(3)(b)(ii)	Provide report to the Panel detailing: • member's compliance with the Panel's requirement; or • council's compliance with Panel's requirement	Not delegated	

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 263B(1)(a) and (3)	To act in accordance with a recommendation of the Ombudsman	Not delegated	
council	section 264(1)(a)	Authorise a person in writing for the purposes of this section to lodge a complaint with SACAT	Not delegated	
council	section 270(a1)	Develop and maintain policies, practices and procedures for dealing with requests for the provision of services by the council or complaints about the activities of the council, employees of the council or person acting on behalf of the council	Chief Executive Officer	No Sub-delegation
council	section 270(1)	Establish procedures for the review of decisions	Chief Executive Officer	No Sub-delegation
council	section 270(2a)(b)	Allow an application to be made more than 6 months after the reviewable decision	Chief Executive Officer	No Sub-delegation
council	section 270(3a)	Reduce, waive or refund a fee	Chief Executive Officer	No Sub-delegation
council	section 270(4)	Refuse an application for the review of a decision	Chief Executive Officer	No Sub-delegation
council	section 270(6)	Amend policies, practices and procedures applying under section 270 of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 270(8)	Initiate and consider a report for the purpose of section 270(8) of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 271(1)	Make provision in a procedure under section 270 of the Local Government Act for disputes	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		between a person and the council to be dealt with under a scheme involving mediation, conciliation or neutral evaluation		
council	section 271(2)	Constitute panels of mediators, conciliators and evaluators	Chief Executive Officer	No Sub-delegation
council	section 271(7)	Pay costs of mediation, conciliation and evaluation	Chief Executive Officer	No Sub-delegation
council	section 271A(1)	Provide requested information to the Minister	Chief Executive Officer	No Sub-delegation
council	section 271B(1)(a)	Obtain an independent assessment of the council's probity or compliance with any requirements placed on the council under legislation	Chief Executive Officer	No Sub-delegation
council	section 271B(1)(b)	Take specified action to meet standards in the conduct or administration of the affairs of the council identified by the Minister	Chief Executive Officer	No Sub-delegation
council	section 272(3)	Provide an explanation and make submissions to the Minister	Chief Executive Officer	No Sub-delegation
council	section 272(5)	Make submissions to the Minister in relation to the subject matter of an interim report	Chief Executive Officer	No Sub-delegation
council	section 273(3)	Make submissions to the Minister in relation to a report under section 273(1) of the Local Government Act	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 275(2)	Make submissions to the Minister in relation to a report under section 274 of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 276(2)(a)	Bring proceedings under section 276(1) of the Local Government Act	Chief Executive Officer	No Sub-delegation
council	section 276(5)(b)	Take necessary steps for and hold a ballot or poll in accordance with an order of the District Court	Chief Executive Officer	No Sub-delegation
council	section 276(5)(f)	Produce or deliver books, voting-paper or documents in accordance with an order of the District Court	Chief Executive Officer	No Sub-delegation
council	section 279(1)	Serve a document	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	section 281(1)	Notify a lessee or licensee of land to pay the council rent or other consideration payable under the lease or licence in satisfaction of the landowner's liability to the council	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 281(2)(b)	Notify the owner of land of the imposition of a requirements under section 281(1) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	section 282(1)	Approve an occupier of land undertaking work	Chief Executive Officer	No Sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 294(1a)	Provide notice to an owner or occupier of land	Chief Executive Officer	No Sub-delegation
council	section 294(3)(a)	Pay rent to the owner of occupier of land as determined by agreement or the Supreme Court	Chief Executive Officer	No Sub-delegation
council	section 294(3)(b)	Pay to the owner of occupier of land reasonable compensation for dame to any crops on land	Chief Executive Officer	No Sub-delegation
council	section 294(3)(c)(i)	Remedy damage to land caused by the council	Chief Executive Officer	No Sub-delegation
council	section 294(3)(c)(ii)	Pay compensation for any other loss or damage caused by the council	Chief Executive Officer	No Sub-delegation
council	section 294(7)	Erect a fence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 294(5)	Comply with the relevant requirements of the *Mining Act 1971*	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 296(1)	Recover the cost or a portion of the costs of works as a debt	Chief Executive Officer	No Sub-delegation
council	section 296(3)	Give notice of a valuation to the owner of land	Chief Executive Officer	No Sub-delegation
council	section 296(5)	Participate in an abjection or review to a valuation	Chief Executive Officer	No Sub-delegation
council	section 297	Sell or dispose of rubbish collected by the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 298(1)	Order action in response to flooding or imminent flooding	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 300(1)	Pay the cost of advertising	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	clause 13(c), Schedule 1A	Enter an arrangement with the Stormwater Management Authority to make use of council staff, equipment or facilities	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	clause 17(1), Schedule 1A	Prepare a stormwater management plan	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 18(1), Schedule 1A	Prepare a stormwater management plan or revise an existing stormwater management plan	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 18(2), Schedule 1A	Provide a stormwater management plan to the Stormwater Management Authority for approval	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 19(3), Schedule 1A	Take action required by the Stormwater Management Authority as a condition of approving a stormwater management plan	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 20(1), Schedule 1A	Comply with an order issued by the Stormwater Management Authority under clause 2091), Schedule 1A of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 20(5), Schedule 1A	Make submissions to the Stormwater Management Authority	Chief Executive Officer	Infrastructure & Operations Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 20(6), Schedule 1A	Enter into an agreement with the Stormwater Management Authority for the repayment of costs and expenses of the authority by the council	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 24(1), Schedule 1A	Take action consistent with the provisions of an approved stormwater management plan or a condition imposed on approval of a stormwater management plan or action required by an order under clause 20(a), schedule 1B of the Local Government Act by: (a) entering and occupying any land; (b) constructing, maintaining or removing any infrastructure; (c) excavating any land; (d) inspecting, examining or surveying any land and for that purpose: (i) fixing posts, stakes or other markers on the land; (ii) digging trenches or sink test holes in the land to determine the nature of the top soil and underlying strata; and (iii) removing samples for analysis; and (e) altering water table levels, stopping or reducing the flow of water in a watercourse, diverting water flowing in a watercourse to another watercourse or to	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Infrastructure & Operations Co-ordinator

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		a lake or controlling the flow of water in any other manner; (f) holding water in a watercourse or lake or by any other means; (g) diverting water to an underground aquifer, disposing of water to a lake, underground aquifer or the sea, or dealing with water in any other manner; (h) deepening, widening or changing the course of a watercourse, deepening or widening a lake or taking action to remove any obstruction to the flow of water; (i) undertaking any other form of work (including work undertaken for the purposes of stormwater management or flood mitigation); (j) undertaking any testing, monitoring or evaluation; and (k) undertaking any other activity of a prescribed kind.		
council	clause 24(2)(a), Schedule 1A	Enter into an agreement with the owner of private land	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 24(2)(b), Schedule 1A	Acquire an easement or other appropriate interest over land by agreement with the owner or in accordance with the *Land Acquisition Act 1969* and any other applicable laws	Chief Executive Officer	Infrastructure & Operations Manager

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 24(3), Schedule 1A	Acquire land by agreement for the purposes of constructing any infrastructure or performing any work	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 25(2), Schedule 1A	Provide notice to the occupier of land of an intention to enter, or to enter and occupy, land in accordance with clause 24	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	clause 25(3)(b), Schedule 1A	Provide notice to the occupier of land of an intention to enter, or to enter and occupy, land in accordance with clause 24	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
public authority	clause 26(3), Schedule 1A	Make submissions to the Minister regarding the vesting of the care, control and management of infrastructure or land in the council	Chief Executive Officer	Infrastructure & Operations Manager
public authority	clause 26(4), Schedule 1A	Maintain and repair infrastructure and maintain land vested in the council	Chief Executive Officer	Infrastructure & Operations Manager
council	clause 2(1), Schedule 1B	Enter a building upgrade agreement	Chief Executive Officer	No sub-delegation
council	clause 2(4), Schedule 1B	Agree to other parties entering a building upgrade agreement	Chief Executive Officer	No sub-delegation
council	clause 4, Schedule 1B	Agree to vary or terminate a building upgrade agreement	Chief Executive Officer	No sub-delegation
council	clause 6(1), Schedule 1B	Declare a building upgrade charge	Chief Executive Officer	No sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 6(2), Schedule 1B	Provide written notice of the declaration of a building upgrade charge	Chief Executive Officer	No sub-delegation
council	clause 6(4), Schedule 1B	Give notice of each payment of a building upgrade charge	Chief Executive Officer	No sub-delegation
council	clause 7(2), Schedule 1B	Deduct and retain any service fee and late payment fee	Chief Executive Officer	No sub-delegation
council	clause 7(3)(a), Schedule 1B	Hold money pending payment to the finance provider	Chief Executive Officer	No sub-delegation
council	clause 7(3)(b), Schedule 1B	Pay money to the finance provider	Chief Executive Officer	No sub-delegation
council	clause 9(1), Schedule 1B	Sell land if a building upgrade charge remains outstanding for more than 3 years	Chief Executive Officer	No sub-delegation
council	clause 9(2), Schedule 1B	Apply money received on the sale of land as prescribed by clause 9(2), schedule 1B of the Local Government Act	Chief Executive Officer	No sub-delegation
council	clause 9(3), Schedule 1B	Deal with unclaimed money in accordance with the *Unclaimed Moneys Act 1891*	Chief Executive Officer	No sub-delegation
council	clause 10(2)(a), Schedule 1B	Adjust a building upgrade charge	Chief Executive Officer	No sub-delegation
council	clause 10(2)(a), Schedule 1B	Give notice to the building owner of the adjustment of a building upgrade charge	Chief Executive Officer	No sub-delegation
council	clause 10(3)(d), Schedule 1B	Refund excess payments to the building owner	Chief Executive Officer	No sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 11(1), Schedule 1B	Recover a building upgrade charge in accordance with a building upgrade agreement	Chief Executive Officer	No sub-delegation
council	clause 13(1), Schedule 1B	Keep a register of building upgrade agreements	Chief Executive Officer	No sub-delegation
council	clause 13(3), Schedule 1B	Provide the register of building upgrade agreements for inspection at the principal office of the council	Chief Executive Officer	No sub-delegation
council	clause 13(4), Schedule 1B	Provide an extract of the register of building upgrade agreements	Chief Executive Officer	No sub-delegation
council	clause 1(4), Schedule 2	Publish a copy of the charter of a subsidiary in the Gazette	Chief Executive Officer	No sub-delegation
council	clause 3(1), Schedule 2	Prepare a charter for a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 3(4), Schedule 2	Review a charter for a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 3(5)(a), Schedule 2	Furnish a copy of an amended charter for a subsidiary to the Minister	Chief Executive Officer	No sub-delegation
council	clause 3(5)(b), Schedule 2	Publish a copy of an amended charter for a subsidiary on a website determined by the chief executive officer	Chief Executive Officer	No sub-delegation
council	clause 3(5)(c), Schedule 2	Publish a notice in the Gazette of the fact of the amendment and website address at which the charter is available for inspection	Chief Executive Officer	No sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 4(1), Schedule 2	Determine the membership of the board of management of a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 4(2), Schedule 2	Appoint members of the board of management of a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 4(6), Schedule 2	Appoint a deputy of a board member	Chief Executive Officer	No sub-delegation
council	clause 4(8), Schedule 2	Give directions in relation to an actual or potential conflict of duty and duty between offices held concurrently, or in relation to some other incompatibility between offices held concurrently	Chief Executive Officer	No sub-delegation
council	clause 5(9), Schedule 2	Act on advice of a board of management that the subsidiary owes a duty of confidence in regard to a matter	Chief Executive Officer	No sub-delegation
council	clause 5(12), Schedule 2	Direct the board of management as to procedures	Chief Executive Officer	No sub-delegation
council	clause 8(1), Schedule 2	Participate in consultation with a subsidiary on the preparation and adoption of the subsidiary's business plan	Chief Executive Officer	No sub-delegation
council	clause 8(5), Schedule 2	Participate in consultation with a subsidiary in an annual review of the subsidiary's business plan	Chief Executive Officer	No sub-delegation
council	clause 8(4), Schedule 2	Participate in consultation with a subsidiary on the amendment of the subsidiary's business plan	Chief Executive Officer	No sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 9(2)(d), Schedule 2	Fix a date by which a subsidiary's budget must be adopted	Chief Executive Officer	No sub-delegation
council	clause 9(3), Schedule 2	Approve the amendment by a subsidiary of an adopted budget	Chief Executive Officer	No sub-delegation
council	clause 9(5), Schedule 2	Participate in consultation with a subsidiary on the subsidiary incurring spending before the adoption of its budget for the year	Chief Executive Officer	No sub-delegation
council	clause 10(1), Schedule 2	Give a direction to a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 10(2), Schedule 2	Make a copy of a direction given to a subsidiary available at the principal office of the council	Chief Executive Officer	No sub-delegation
council	clause 11(1), Schedule 2	Request a subsidiary to furnish information or records in the possession or control of the subsidiary	Chief Executive Officer	No sub-delegation
council	clause 11(2), Schedule 2	Act on advice of a board of management that information or a record should be treated as confidential	Chief Executive Officer	No sub-delegation
council	clause 12(1), Schedule 2	Request a subsidiary to report on a matter to the council	Chief Executive Officer	No sub-delegation
council	clause 12(2), Schedule 2	Receive a report on the work and operations of the subsidiary	Chief Executive Officer	No sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 12(4), Schedule 2	Incorporate a report made under clause 12(2), Schedule 2 into the annual report of the council	Chief Executive Officer	No sub-delegation
council	clause 13(3), Schedule 2	Determine or approve members of the audit committee of the subsidiary	Chief Executive Officer	No sub-delegation
council	clause 14(2), Schedule 2	Approve borrowing by a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 16(1)(a), Schedule 2	Request the Minister wind up a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 17(4), Schedule 2	Publish (in conjunction with the other constituent councils) a copy of the charter of a subsidiary in the Gazette	Chief Executive Officer	No sub-delegation
council	clause 19(1), Schedule 2	Prepare (in conjunction with the other constituent councils) a charter of a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 19(4), Schedule 2	Review (in conjunction with the other constituent councils) a charter of a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 19(5)(a), Schedule 2	Furnish (in conjunction with the other constituent councils) a copy of an amended charter of a subsidiary to the Minister	Chief Executive Officer	No sub-delegation
council	clause 19(5)(b), Schedule 2	Publish (in conjunction with the other constituent councils) a copy of the amended charter of a subsidiary on a website determined by the chief executive officer	Chief Executive Officer	No sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 20(1), Schedule 2	Determine (in conjunction with the other constituent councils) the membership of the board of management of a subsidiary	Chief Executive Officer	No sub-delegation
council	clause 20(7), Schedule 2	Give directions in relation to an actual or potential conflict of duty and duty between offices held concurrently, or in relation to some other incompatibility	Chief Executive Officer	No sub-delegation
council	clause 21(8), Schedule 2	Authorise a person to attend a meeting of the board of management and have access to the papers provided to board members for the meeting	Chief Executive Officer	No sub-delegation
council	clause 21(9), Schedule 2	Act on advice of a board of management that a matter should be treated confidentially	Chief Executive Officer	No sub-delegation
council	clause 21(12), Schedule 2	Direct (in conjunction with the other constituent councils) procedures for the board of management	Chief Executive Officer	No sub-delegation
council	clause 24(1), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary in the preparation and adoption of a business plan	Chief Executive Officer	No sub-delegation
council	clause 24(4), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary in an annual review of the subsidiary's business plan	Chief Executive Officer	No sub-delegation
council	clause 24(5), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the	Chief Executive Officer	No sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		subsidiary on the amendment of the subsidiary's business plan		
council	clause 25(2)(d), Schedule 2	Fix (in conjunction with the other constituent councils) a date before which a budget must be adopted by the subsidiary	Chief Executive Officer	No sub-delegation
council	clause 25(3), Schedule 2	Approve (in conjunction with the other constituent councils) the amendment of a budget adopted by the subsidiary	Chief Executive Officer	No sub-delegation
council	clause 25(5), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary on incurring spending prior to the adoption of a budget	Chief Executive Officer	No sub-delegation
council	clause 26, Schedule 2	Issue (in conjunction with the other constituent councils) a direction to the subsidiary	Chief Executive Officer	No sub-delegation
council	clause 27(1), Schedule 2	Request the subsidiary to furnish information or records in the possession or control of the subsidiary to the council	Chief Executive Officer	No sub-delegation
council	clause 27(2), Schedule 2	Act on advice of a board of management that information or a record should be treated as confidential	Chief Executive Officer	No sub-delegation
council	clause 28(1), Schedule 2	Fix (in conjunction with the other constituent councils) a date before which a subsidiary must furnish to the constituent councils report on the work and operations of the subsidiary	Chief Executive Officer	No sub-delegation

	Local Government Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	clause 28(3), Schedule 2	Incorporate a report under clause 28(1), Schedule 2 of the Local Government Act in the annual report of the council	Chief Executive Officer	No sub-delegation
council	clause 30(3), Schedule 2	Determine or approve (in conjunction with the other constituent councils) the members of the subsidiary's audit committee	Chief Executive Officer	No sub-delegation
council	clause 33(1), Schedule 2	Request (in conjunction with the other constituent councils) the Minister to wind up a regional subsidiary	Chief Executive Officer	No sub-delegation
council	clause 2(1), Schedule 6	Deliver a notice to the Registrar-General for the purpose of registering a charge over land	Chief Executive Officer	No sub-delegation
council	clause 3(1)(b), Schedule 6	Exercise the powers of a mortgagee given by the *Real Property Act* 1886 under a mortgage in respect of which default has been made in payment of money secured by the mortgage	Chief Executive Officer	No sub-delegation
council	clause 4(1), Schedule 6	Provide notice to the Registrar-General that the amount a charge relates to has been repaid and apply for the discharge of the charge	Chief Executive Officer	No sub-delegation

	Local Government (Building Upgrade Agreements) Regulations 2017			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 8(b)	Send a copy of a notice sent to building owner under clause 9(1) of Schedule 1B of the Local Government Act to any ratepayer in respect of the relevant land and any registered mortgagee of the land	Chief Executive Officer	Governance & Administration Manager
council	regulation 8(c)(i)	Place a copy of a notice sent to building owner under clause 9(1) of Schedule 1B of the Local Government Act in a newspaper circulating throughout the State	Chief Executive Officer	Governance & Administration Manager
council	regulation 8(c)(ii)	Leave a copy of a notice sent to building owner under clause 9(1) of Schedule 1B of the Local Government Act in a conspicuous place on the relevant land	Chief Executive Officer	Governance & Administration Manager
council	regulation 8(e)	Set a reserve price for the sale of land by auction	Chief Executive Officer	No sub-delegation
council	regulation 8(f)	Advertise the auction in a newspaper circulating throughout the State	Chief Executive Officer	No sub-delegation
council	regulation 8(g)	Cancel an auction	Chief Executive Officer	No sub-delegation
council	regulation 8(h)	Sell land by private contract	Chief Executive Officer	No sub-delegation

	Local Government (Financial Management) Regulations 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 9(1)	Prepare and consider the reports prescribed in regulation 9(1) of the Local Government (Financial Management) Regulations	Chief Executive Officer	Governance & Administration Manager
council	regulation 10(1)	Prepare and consider the report prescribed in regulation 10(1) of the Local Government (Financial Management) Regulations	Chief Executive Officer	Governance & Administration Manager
council	regulation 11(1)	Prepare and maintain all accounting records, accounts and financial statements in accordance with all relevant Australian Accounting Standards	Chief Executive Officer	Governance & Administration Manager
council	regulation 12	Revalue all material non-current assets in accordance with the requirements of Australian Accounting Standards AASB 116	Chief Executive Officer	Governance & Administration Manager
council	regulation 22(2)	Engage the council's auditor to certify that a grant or subsidy received by the council has been acquitted in accordance with any conditions required by the provider of the grant or subsidy	Chief Executive Officer	Governance & Administration Manager

	Local Government (General) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 8AB	Publish information listed in regulation 8AB of the Local Government (General) Regulations on a website determined by the chief executive officer as soon as practicable after the holding of an information or briefing session	Chief Executive Officer	Executive Assistant

	Local Government (Members Allowances and Benefits) Regulations 2010			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 5(3)	Aggregate claims for reimbursement of expenses and pay the claim on a quarterly or monthly basis	Chief Executive Officer	Governance & Administration Manager

	Local Government (Procedures at Meetings) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 6(3)	Review the operation of a code of practice under regulation 6 of the Local Government (Procedures at Meetings) Regulations	Chief Executive Officer	No sub-delegation

	Local Government (Elections) Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 4(2)(d)	Fix a day for a poll	Chief Executive Officer	No sub-delegation
council	section 8(1)	Appoint a person or persons to the office or offices not filled by a supplementary election which has wholly or partially failed or been declared void	Chief Executive Officer	No sub-delegation
council	section 8(1a)	Appoint a person or persons to the office or officer that remain unfilled where not all vacancies are filled	Chief Executive Officer	No sub-delegation
council	section 9(1)	Hold a poll	Chief Executive Officer	No sub-delegation
council	section 9(3)	Fix a day as polling day for a poll by notice published on the council website	Chief Executive Officer	No sub-delegation
council	section 9(4)	Fix a day as the day on which the voters roll for the purposes of the poll closes	Chief Executive Officer	No sub-delegation
council	section 10(3)	Nominate a person as a deputy returning office of the council area	Chief Executive Officer	No sub-delegation
council	section 10(9)	Participate in consultation with the Electoral Commissioner regarding the proposed removal of a deputy returning officer nominated by the council	Chief Executive Officer	No sub-delegation
council	section 12(b)	Provide information, education and publicity designed to promote public participation in the electoral processes for its area, to inform potential voters about the candidates who are standing for election in its area, and to	Chief Executive Officer	No sub-delegation

	Local Government (Elections) Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		advise its local community about the outcome of elections and polls conducted in its area		
council	section 13A(2)(a)	Inform potential electors in the council area of the requirements to be enrolled on the voters roll	Chief Executive Officer	No sub-delegation
council	section 13A(2)(b)	Arrange advertising Informing potential electors in the council area of the requirements to be enrolled on the voters roll	Chief Executive Officer	No sub-delegation
council	section 15(14)	Provide copies of the voters roll for the council area for inspection at the principal office of the council	Chief Executive Officer	No sub-delegation
council	section 15(15)	Provide a copy of the voters roll to a nominated candidate for the election	Chief Executive Officer	Governance & Administration Manager
council	section 55(1)	Participate in consultation with the returning officer regarding the use of a computer program to carry out steps involved in the recording, scrutiny or counting of votes in an election or poll	Chief Executive Officer	No sub-delegation
council	section 70(3)	Contest a petition to the Court by lodging a reply	Chief Executive Officer	No sub-delegation
council	section 75(1)(a)	Participate in proceedings as a party pursuant to an order of the Court	Chief Executive Officer	No sub-delegation
council	section 75(1)(b)	Apply to intervene in proceedings	Chief Executive Officer	No sub-delegation

	Local Government (Elections) Act 1999			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 75(3)	Intervene in proceedings in the manner and to the extent directed by the Court and on such other conditions as the court directs	Chief Executive Officer	No sub-delegation
council	section 76	Engage counsel to represent the council in proceedings	Chief Executive Officer	No sub-delegation
council	section 77	Apply to the court to refer a question of law to the Court of Appeal	Chief Executive Officer	No sub-delegation
council	section 91A(1)	Prepare and adopt a caretaker policy	Chief Executive Officer	No sub-delegation
council	section 91A(3)	Apply in writing for an exemption from the prohibition against making a designated decision during an election period	Chief Executive Officer	No sub-delegation

	Local Government (Forestry Reserves) Act 1944			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 4(1)	Establish and manage a forest on any local government forestry reserve	Chief Executive Officer	No sub-delegation
council	section 4(2)	Expend money of the council for the purposes of establishing and managing a forest or for any incidental purpose	Chief Executive Officer	No sub-delegation
council	section 5(2)	Repay an advance of money in such a manner as the Minister directs	Chief Executive Officer	No sub-delegation

	Local Government (Forestry Reserves) Act 1944			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 5(2)	Expend an advance of money in accordance with any direction given by the Minister	Chief Executive Officer	No sub-delegation
council	section 6(1)	Manage a forest established by the council	Chief Executive Officer	No sub-delegation
council	section 6(1)	Sell or otherwise dispose of timber or other products derived for a forest established by the council	Chief Executive Officer	No sub-delegation
council	section 7(2)	Carry out directions of the Minister regarding the management of a forest established by the council	Chief Executive Officer	No sub-delegation

	Local Nuisance and Litter Control Act 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 7(2)(a)	Take action to manage local nuisance and littering within the council area	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 7(2)(b)	Cooperate with any other person or body in the administration of the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 7(2)(c)	Provide, or support the provision of, educational information within the council areas to help detect, prevent and manage local nuisance and littering	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer

	Local Nuisance and Litter Control Act 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 8	Include in the council's annual report details of the performance of the council during the year of functions conferred on it under the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 12(3)	Appoint authorised officers	Chief Executive Officer	No Sub-delegation
council	section 12(4)(a)	Determine conditions to apply to the appointment of authorised officers	Chief Executive Officer	No Sub-delegation
council	section 12(6)	Revoke the appointment of an authorised officer	Chief Executive Officer	No Sub-delegation
council	section 12(6)	Vary or revoke a condition applying to the appointment of an authorised officer or impose a further condition	Chief Executive Officer	No Sub-delegation
council	section 13(2)	Issue an identity card to an authorised officer	Chief Executive Officer	No Sub-delegation
council	section 15(a)	Agree in writing that an authorised officer appointed by another council may exercise powers under the Act in the council area	Chief Executive Officer	No Sub-delegation
council	section 16(1)(a)	Hold a substance, material or thing seized under Division 3, Part 3 of the Act pending proceedings	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 16(1)(a)	Authorise the release of a substance, material or thing seized under Division 3, Part 3 of the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 16(1)(d)	Receive a substance, material or thing forfeited pursuant to a court order	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer

	Local Nuisance and Litter Control Act 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 16(1)(e)(i)	Request the person entitled to recover a substance, material or thing to collect the substance, material or thing	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 16(1)(e)(ii)	Make reasonable attempts to locate the person entitled to recover a substance, material or thing to collect the substance, material or thing	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 16(1)(f)	Dispose of any substance, material or things forfeited to the council under section 16	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 19(1)	Declare a person to be exempt from the application of section 18	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 19(2)	Receive an application for an exemption under section 19	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 19(2)(b)	Specify any information the council requires to be provided with an application under section 19	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 19(4)	Determine conditions to apply to a declaration under section 19	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 19(5)	Vary or revoke a declaration under section 19	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 19(6)	Specify a date of expiry in a declaration under section 19	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator

	Local Nuisance and Litter Control Act 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 19(7)	Publish a declaration under section 19 or any variations to a declaration on a website determined by the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 22(3)(a)(i)	Provide a bin or other receptacle for litter of a particular kind	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 22(3)(a)(ii)	Approve or authorise the disposal of litter in a manner other than in a bin or receptacle provided by the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 25(1)	Receive a citizen's notification from a person who reasonably suspects another person has committed an offence under Division 2, Part 4 of the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 26(3)	Issue a notice to the owner of a vehicle for an alleged offence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 29	Notify the Environment Protection Authority of a belief that an offence committed under section 18 of section 22 has, or may have, resulted in material environmental harm or serious environmental harm	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 30(1)(a)	Issue a nuisance abatement notice	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer

	Local Nuisance and Litter Control Act 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 30(1)(b)	Issue a litter abatement notice	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 30(7)	Issue and serve a notice confirming an emergency notice	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 30(8)	Vary or revoke a notice issued under section 30	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 31(1)	Take action required by a nuisance abatement notice or a litter abatement notice if the requirements of the notice has not been fulfilled	Chief Executive Officer	No Sub-delegation
council	section 31(2)	Authorise a person to take action on behalf of the council if the requirements of a nuisance abatement notice or a litter abatement notice have not been fulfilled	Chief Executive Officer	No Sub-delegation
council	section 31(3)(a)	Issue an instrument of authority to a person other than an authorised officer taking action on behalf of the council under section 31(1)	Chief Executive Officer	No Sub-delegation
council	section 31(5)	Recover the reasonable costs and expenses incurred in taking action under section 31	Chief Executive Officer	No Sub-delegation
council	section 31(6)	Fix a period within which an amount under section 31(5) must be paid to the council	Chief Executive Officer	No Sub-delegation

	Local Nuisance and Litter Control Act 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 32(4)	Participate as a party to any proceedings under section 32	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 33(6)(a)	Make an application to the Environment, Resources and Development Court for an order under section 33(1)	Chief Executive Officer	No Sub-delegation
council	section 33(8)(a)	Serve a copy of an application under section 33 on the Minister	Chief Executive Officer	No Sub-delegation
council	section 33(9)(b)	Apply to the Environment, Resources and Development Court to join proceedings for an order under section 33(1) commenced by another person	Chief Executive Officer	No Sub-delegation
council	section 33(14)	Apply to the Environment, Resources and Development Court for an interim order under section 33	Chief Executive Officer	No Sub-delegation
council	section 33(19)	Apply to the Environment, Resources and Development Court to vary or revoke an order under section 33	Chief Executive Officer	No Sub-delegation
council	section 34(1)	Agree with a person who the council is satisfied has contravened the Act a civil penalty in respect of the contravention	Chief Executive Officer	No Sub-delegation
council	section 34(1)	Apply to the Environment, Resources and Development Court for an order for a civil penalty in respect of a contravention of the Act	Chief Executive Officer	No Sub-delegation

	Local Nuisance and Litter Control Act 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 34(3)(a)	Serve a notice on a person who the council is satisfied has contravened the Act advising the person that they may elect to be prosecuted for the contravention	Chief Executive Officer	No Sub-delegation
council	section 40	Require a person required by or under the Act to provide information to the council to verify the information by statutory declaration	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 40	Require a person required by or under the Act to provide information to the council to verify the information by statutory declaration	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 43(1)(d)	Commence proceedings for an offence against the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator Environmental Health Officer
council	section 48(1)	Serve notice on a person who has contravened the Act requiring the person to pay the reasonable costs of the council taking prescribed action under the Act	Chief Executive Officer	No Sub-delegation
council	section 48(3)(a)	Extend the time for payment of an amount payable under a notice under section 48(1)	Chief Executive Officer	No Sub-delegation
council	section 48(3)(b)	Waive or reduce payment of an amount payable under a notice under section 48(1)	Chief Executive Officer	No Sub-delegation
council	section 48(6)	Recover an amount payable under a notice under section 48(1) which is unpaid as a debt	Chief Executive Officer	No Sub-delegation
council	section 50(4)	Execute a certificate regarding the appointment or non-appointment of a person as an authorised officer; a delegation or	Chief Executive Officer	No Sub-delegation

	Local Nuisance and Litter Control Act 2016			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		authority under the Act; a notice, requirement or direction of the council; any other decision of the council; receipt or non-receipt of a notification, report or information		
council	section 50(5)	Execute a certificate detailing costs and expenses and the purpose for which they were incurred for the purposes of proceedings to recover the reasonable costs of the council	Chief Executive Officer	No Sub-delegation
council	section 51(9)	Participate in consultation with the Minister in regard to proposed regulations	Chief Executive Officer	No Sub-delegation

	Local Nuisance and Litter Control Regulations 2017			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 6(1)(a)(ii)(A)	Fix a lodgement period for an application under section 19(2) of the Act in relation to an activity that is to take place over a period not exceeding 24 hours	Chief Executive Officer	No Sub-delegation
council	regulation 6(1)(a)(ii)(B)	Fix a lodgement period for an application under section 19(2) of the Act in relation to an activity that is to take place over a period of 24 hours or longer	Chief Executive Officer	No Sub-delegation
council	regulation 6(1)(b)	Fix a fee for an application under section 19(2) of the Act	Chief Executive Officer	No Sub-delegation

	Local Nuisance and Litter Control Regulations 2017			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 6(2)	Refuse to consider an application for the purposes of section 19(2) of the Local Nuisance and Litter Control Act	Chief Executive Officer	No Sub-delegation
council	regulation 13(2)(a)	Give notice to the Registrar-General for the purposes of creating a charge on land	Chief Executive Officer	No Sub-delegation
council	regulation 13(2)(g)	Give notice to the Registrar-General for the purposes of cancelling a charge on land	Chief Executive Officer	No Sub-delegation
council	regulation 13(3)	Recover costs or expenses incurred by the council in relation to the creation or cancellation of a charge over land	Chief Executive Officer	No Sub-delegation
council	regulation 15(1)	Allow a fee payment under the Local Nuisance and Litter Control Act or regulations to be paid in instalments	Chief Executive Officer	No Sub-delegation
council	regulation 15(1)	Add a charge by way of interest or an administrative fee to the payment of a fee by instalments	Chief Executive Officer	No Sub-delegation
council	regulation 16	Waive or refund a fee or other amount payable under the Local Nuisance and Litter Control Act or regulations	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	regulation 17	Recover a fee or other amount payable under the Local Nuisance and Litter Control Act or regulations	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Mining Act 1971			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 9AA(1)	Enter into an agreement with a mining operator to waive the benefit of an exemption	Chief Executive Officer	Infrastructure & Operations Manager
council	section 9AA(1a)	Advise a tenement holder of the council's position in relation to a waiver of the benefit of an exemption and the conditions which may apply to such a waiver	Chief Executive Officer	Infrastructure & Operations Manager
council	section 9AA(4)	Give written notice to a mining operator rescinding an agreement to waive an exemption	Chief Executive Officer	Infrastructure & Operations Manager
council	section 9AA(7)	Participate in proceedings before the Environment, Resources and Development Court brought by a mining operator seeking an order waiving the benefit of an exemption	Chief Executive Officer	Infrastructure & Operations Manager
council	section 9AA(8a)	Apply for a court order under section 9AA(9) of the Mining Act	Chief Executive Officer	Infrastructure & Operations Manager

	Mining Regulations 2020			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 74(3)(b)	Make submissions to the Director of Mines in regard to the draft objectives and criteria of a mine operations plan for a mine located in the council area	Chief Executive Officer	Infrastructure & Operations Manager

	Ombudsman Act 1972			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
public authority	section 12D(1)	Comply with directions and guidelines prepared by Ombudsman governing reporting or misconduct or maladministration in public administration	Chief Executive Officer	No Sub-delegation
public authority	section 12D(3)	Report to the Ombudsman any matter the council reasonably suspects involves misconduct or maladministration in public administration	Chief Executive Officer	No Sub-delegation
public authority	section 12H(1)(b)	Act on a referral from the Ombudsman	Chief Executive Officer	No Sub-delegation
public authority	section 12H(2)(a)	Produce a specified document or a document relating to a specified matter	Chief Executive Officer	No Sub-delegation
public authority	section 12H(2)(b)	Produce a written statement of information about a specified matter or answer specified questions within a specified period and in a specified form and, if the written notice so requires, verify the statement by statutory declaration	Chief Executive Officer	No Sub-delegation
public authority	section 18(4)	To comment on the subject matter of a report	Chief Executive Officer	No Sub-delegation
agency	section 19A(1)	Comply with a notice of the Ombudsman	Chief Executive Officer	No Sub-delegation
agency	section 19A(5)	Advise the Ombudsman that the council's failure to comply with a notice is reasonable and justifiable	Chief Executive Officer	No Sub-delegation
public authority	section 25(2)	Act in accordance with a recommendation of the Ombudsman	Chief Executive Officer	No Sub-delegation

	Ombudsman Act 1972			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	section 28	Apply to the Supreme Court for a determination regarding the Ombudsman's jurisdiction	Chief Executive Officer	No Sub-delegation
public authority	section 28A(1)	Comply with directions of the Ombudsman	Chief Executive Officer	No Sub-delegation
public authority	section 28A(2)	Comply with varied or further directions of the Ombudsman	Chief Executive Officer	No Sub-delegation
public authority	section 28A(3)	Provide comments to the Ombudsman	Chief Executive Officer	No Sub-delegation
public authority	section 29(8)	Act on a referral of the inspector	Chief Executive Officer	No Sub-delegation
Agency/ prosecution authority	section 31(1)(b)	Receive and use evidence or information for the purposes of any criminal investigation or proceedings, proceedings for the imposition of a penalty or disciplinary investigation or action	Chief Executive Officer	No Sub-delegation

	Private Parking Areas Act 1986			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 9(1)	Enter into an agreement with the owner of a private parking area for council to enforce Part 3 of the Act with respect to the private parking area	Chief Executive Officer	Infrastructure & Operations Manager

	Real Property Act 1886			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
holder of statutory encumbrance	section 223LDA(b)(i)	Issue a certificate certifying compliance with the requirements of the Act under which the encumbrance was entered to, or is in force, as to the variation or termination of the statutory encumbrance	Chief Executive Officer	No Sub-delegation
holder of statutory encumbrance	section 223LH(1)(c)	Issue a certificate certifying the council's consent to the division of land	Chief Executive Officer	No Sub-delegation
council	section 252	Provide the Registrar-General with a map or plan showing particulars of the new street or road vested in the council	Chief Executive Officer	No Sub-delegation

	Roads (Opening and Closing) Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	section 4	Make a road process order	Chief Executive Officer	No Sub-delegation
council	section 5	Commence a road process in relation to a road or a proposed road	Chief Executive Officer	No Sub-delegation
council	section 9(1)	Cause to be prepared: (a) a preliminary plan of the land subject to the proposed road process in a form approved by the Surveyor-General; and (b) a statement in a form approved by the Surveyor-General containing the names and addresses of those persons affected	Chief Executive Officer	No Sub-delegation

	Roads (Opening and Closing) Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		who can be identified by reasonable inquiry and such information in relation to the land subject to the proposed road process as is required by the Surveyor-General		
council	section 9(2)	Deposit a copy of the preliminary plan and statement at the Adelaide office of the Surveyor-General with the prescribed fee	Chief Executive Officer	No Sub-delegation
relevant authority	section 10(1)(a)	Give public notice in accordance with the regulations of the proposed road process	Chief Executive Officer	No Sub-delegation
relevant authority	section 10(1)(b)	Serve notice of the proposed road process on each person affected who can be identified by reasonable inquiry	Chief Executive Officer	No Sub-delegation
relevant authority	section 10(2)	Deposit a copy of the notice at the Adelaide office of the Surveyor-General	Chief Executive Officer	No Sub-delegation
council	section 11(a)(ii)	Lodge a caveat with the Registrar-General forbidding any dealing with the land without the consent of the council	Chief Executive Officer	No Sub-delegation
council	section 11(b)(iii)	Lodge a copy of the notice of the proposed road opening at the General Registry Office	Chief Executive Officer	No Sub-delegation
council	section 11(b)(iii)	Serve a notice on any person requiring the person to deliver up to the Registrar-General any instrument evidencing the person's interest in the land	Chief Executive Officer	Infrastructure & Operations Manager
council	section 12(1)	Make agreements for exchange or transfer in relation to land subject to a proposed road	Chief Executive Officer	No Sub-delegation

	Roads (Opening and Closing) Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		closure with the owners of land adjoining that land		
council	section 12(3)(a)	Endeavour to secure an agreement for exchange with a person who owns adjoining land and land subject to a proposed road opening	Chief Executive Officer	Infrastructure & Operations Manager
council	section 12(3)(b)	Invite offers from the owners of land adjoining the land subject to the proposed road closure	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 13(3)	Receiving an objection or application in respect of a proposed road process	Chief Executive Officer	No Sub-delegation
relevant authority	section 14(1)	Notify a person who has made an objection or application in relation to a proposed road process of the time and place at which the relevant authority will meet to consider all such objections and applications	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 15(1)	Determine whether or not to make a road process order	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 15(3)	Give notice of a decision that no road process order is to be made to the Surveyor-General, any person who made an objection or application in relation to the proposed road process pursuant to Division 1, Part 3 and, in the case of a proposed road opening, to any person who has an interest in land over which a road was proposed to be opened	Chief Executive Officer	Infrastructure & Operations Manager

	Roads (Opening and Closing) Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	section 17	Make one or more of the orders listed in section 17 as part of a road process order dealing with land the subject of a road closure	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 18(1)	Make an order as part of a road process order for the granting of an easement over land subject to the road closure	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 19(a)	Give notice of the making of a road process order to any person who made an objection or application in relation to the proposed road process pursuant to Division 1, Part 3	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 19(b)(i)	Give notice of the making of a road process order to any person who has an interest in land over which a road will be opened	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 19(b)(i)	Give notice of the making of a road process order to any person who has an interest in land over which a road was proposed to be opened, but which does not form part of the land over which the road will be opened, advising of the discontinuance of the road process in respect of that land	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 19(c)	Deliver to the Adelaide Office of the Surveyor-General a copy of the minutes of all meetings held by the authority in relation to the proposed road process certified by the chief executive officer of the council	Chief Executive Officer	Infrastructure & Operations Manager
council	section 20(1)	Deposit at the Adelaide Office of the Surveyor-General prescribed documents after	Chief Executive Officer	Infrastructure & Operations Manager

	Roads (Opening and Closing) Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		making a road process order and any fee prescribed by regulation		
council	section 20(3)	Give notice of the lapsing of a road process to any person who made an objection of application in relation to the proposed road process pursuant to Division 1, Part 3 and any person who has an interest in the land over which the road was proposed to be opened	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 22(1)	Request that the Surveyor-General amend a road process order to correct an error or deficiency prior to confirmation of the order by the Minister	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 22(1)	Participate in consultation with the Surveyor-General regarding the amendment of a road process order to correct an error or deficiency prior to confirmation of the order by the Minister	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 22(2)(a)	Receive notice of an amendment of a road process order from the Surveyor-General	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 22(2)(b)	Give notice of an amendment of a road process order to any person who was required to be given notice of the road process order under sections 19(a) or 19(b) and, if the road authority is not the council, the council	Chief Executive Officer	Infrastructure & Operations Manager
council	section 22(2)(b)	Receive notice from the relevant authority of an amendment of a road process order	Chief Executive Officer	Infrastructure & Operations Manager

	Roads (Opening and Closing) Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 24(2)(b)	Give notice of a decision by the Minister to decline to confirm a road process order to any person who made an objection of application in relation to the proposed road process pursuant to Division 1, Part 3 and any person who has an interest in the land over which the road was proposed to be opened	Chief Executive Officer	Infrastructure & Operations Manager
council	section 31(1)(a)	Serve notice of the road process order on each person who had an interest in the land immediately before it vested in the council by virtue of the road opening and append to the notice an offer in writing stating the total amount of compensation that the council proposes to pay to the person and dividing that amount so far as practicable into separate components	Chief Executive Officer	Infrastructure & Operations Manager
council	section 31(1)(b)	Assess and pay compensation in respect of a road opened over land not owned by the council as prescribed	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 32(3)	Assess and pay compensation in respect of a road opened over land not owned by the council as prescribed	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	section 33(1)	Acquire additional land adjoining or near the land to which the proposed road opening relates with the approval of the Minister	Chief Executive Officer	Infrastructure & Operations Manager
council	section 33(4)	Sell or otherwise deal with additional land acquired under section 33	Chief Executive Officer	Infrastructure & Operations Manager

	Roads (Opening and Closing) Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 33(4)	Apply the proceeds from the sale of additional land to defraying expenses incurred by the council in connection with the road opening	Chief Executive Officer	Infrastructure & Operations Manager
council	section 33(5)	Comply with conditions imposed by the Minister on the manner in which additional land may be dealt with by the council	Chief Executive Officer	Infrastructure & Operations Manager
council	section 34(1)(b)	Receive a notice of a proposal to close a road from the Surveyor-General	Chief Executive Officer	Infrastructure & Operations Manager
council	section 34(2)	Make a representation to the Surveyor-General regarding the proposed road closure	Chief Executive Officer	Infrastructure & Operations Manager
council	section 34B(2)(a)(i)	Receive notice of a proposal to open or close a road in an environmental impact statement	Chief Executive Officer	Infrastructure & Operations Manager
council	section 34B(2)(c)	Make written submissions on the proposal to open or close a road	Chief Executive Officer	Infrastructure & Operations Manager
Adelaide City Council or council adjoining the City of Adelaide	section 34G(1)	Apply to the Minister to make a road wider, narrower, longer or shorter pursuant to section 6B of the Roads (Opening and Closing) Act	Not delegated	
Adelaide City Council or council adjoining the City of Adelaide	section 34G(4)(a)	Give public notice of the proposal, in accordance with the regulations, if the Minister determines that the application under section 34G(1) should be considered	Not delegated	
Adelaide City Council or council	section 34G(4)(b)	Give notice of the proposal to any State authority or council specified by the Minister	Not delegated	

	Roads (Opening and Closing) Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
adjoining the City of Adelaide				
Adelaide City Council or council adjoining the City of Adelaide	section 34G(4)(c)	Give notice of the proposal to the Adelaide Park Lands Authority	Not delegated	
Adelaide City Council or council adjoining the City of Adelaide	section 34G(6)	Forward to the Surveyor-General any representation in relation to the proposal made to the council within the period under section 34G(5) and any response that the council wishes to make in relation to those representations	Not delegated	
Adelaide City Council or council adjoining the City of Adelaide	section 34G(9)	Consult with the Surveyor-General regarding survey plans and other documents to be prepared as required by the Registrar-General	Not delegated	
Adelaide City Council or council adjoining the City of Adelaide	section 34G(9)	Submit survey plans and other documents as required by the Registrar-General to the Minister	Not delegated	
Adelaide City Council or council adjoining the City of Adelaide	section 34G(14)	Provide any documentation required by the Registrar-General to the Registrar-General	Not delegated	
relevant authority	section 35(2)	Reserve any question of law for the consideration of the Supreme Court, prior to making any road process order	Chief Executive Officer	No Sub-delegation

	Roads (Opening and Closing) Act 1991			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	section 36(2)(a)	Repay any amount paid to the council in pursuance of an agreement for exchange or transfer which is avoided by virtue of the operation of section 12(4)	Chief Executive Officer	No Sub-delegation
council	section 39	Fence along its boundaries a road as altered or diverted by the council with a substantial fence of the same nature as the fence previously in the boundary of the road and abutting the land	Chief Executive Officer	Infrastructure & Operations Manager

	Road Traffic Act 1961			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
road authority	section 17(1)	Install, maintain, alter or operate, or cause to be installed, maintained, altered or operated, a traffic control device on, above or near a road	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Infrastructure & Operations Co-ordinator
road authority	section 17(2)	Remove a traffic control device or cause a traffic control device to be removed	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Infrastructure & Operations Co-ordinator
road authority	section 17(3)	Install, display, alter, operate or remove traffic control device: (a) in relation to an area where persons are engaged in work or an area affected by works in progress;	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Infrastructure & Operations Co-ordinator

	Road Traffic Act 1961			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		(b) in relation to a part of a road temporarily closed to traffic under this or any other Act; or (c) for any temporary purposes.		
road authority	section 17(5)	Apply to the Minister for approval to take action under section 17 of the Road Traffic Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
road authority	section 18(5)	Comply with a direction of the Minister to install, maintain, alter, operate or remove a traffic control device on, above or near a road	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 18(6)	Carry out a direction with which a road authority has failed to comply at the direction of the Minister	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 18(7)	Recover as a debt from a defaulting road authority any expenses incurred in carrying out a direction under section 18(6)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 19(6)	Maintain a traffic control device for which the council is liable to bear the costs in good order	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
road authority	section 19A(3)	Recover any amount due under a requirement under section 19A as a debt	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
public authority	section 20(3)	Place speed limit signs on road	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Infrastructure & Operations Co-ordinator

	Road Traffic Act 1961			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
public authority	section 20(4)(b)	Place speed limit signs on road	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Infrastructure & Operations Co-ordinator
public authority	section 20(5)	Close road pursuant to a permit	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
public authority	section 20(6)	Apply to the Minister for a road works permit	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
public authority	section 20(9)	Apply to the Minister for an extension of time	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
public authority	section 20(13)	Engagement of a contractor to undertake works on behalf of the public authority	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
public authority	section 20A(1)	Appeal a decision of the Minister under section 17 or section 20 to the District Court	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
public authority	section 20A(2)	Request the Minister to provide reasons in writing for a decision under section 17 or section 20	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
road authority	section 21(2)	Certify that there was not proper authority for the installation or display of a specified sign, signal, marking, structure or other device or thing as a traffic control device on, above or near a specified part of a road	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
road authority	section 21(3)	Comply with conditions of approval under section 17 or a permit under section 20	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator

	Road Traffic Act 1961			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
road authority	section 31(2)	Remove any false traffic control device or any device, structure or thing that might constitute a hazard to traffic.	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
public authority	section 32(1)	Cause a notice of a proposal to close a road or part of a road to all vehicles or vehicles of a specified class or to cause a road as a through road for motor vehicles to be: (a) published both in a newspaper circulating generally in the State and a newspaper circulating within the area of the council; (b) to be given by post to each ratepayer of land immediately abutting the road, or portion of road, the subject of the proposal; (c) if the road is a prescribed road, to be given to each affected council; and (e) if the road is a highway, or runs into or intersects with a highway, to be given to the Commissioner of Highways.	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
public authority	section 32(2)	Consider written submissions made	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
public authority	section 32(6)	Cause a notice of a decision to close a road or part of a road to all vehicles or vehicles of a specified class or to cause a road as a through road for motor vehicles to be: (a) published both in a newspaper circulating generally in the State and a newspaper circulating within the area of the council;	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator

	Road Traffic Act 1961			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		(b) to be given by post to each ratepayer of land immediately abutting the road, or portion of road, the subject of the proposal; (c) if the road is a prescribed road, to be given to each affected council; and (e) if the road is a highway, or runs into or intersects with a highway, to be given to the Commissioner of Highways.		
council	section 33(2)	Consent to the closure of a road for an event	Chief Executive Officer	No Sub-delegation
council	section 40P(3)	Offer a vehicle for sale by public auction	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 40P(4)	Dispose of a vehicle as the council thinks fit	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 40P(6)	Make reasonable inquiries to locate the owner of a vehicle	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 86(a)	Determine that a ticket must be obtained for parking in a length of road or area without the payment of a fee	Not delegated	
council	section 86(a)	Vary or revoke a determination under section 86(a)	Not delegated	
road authority	section 163ZC(2)	Apply for a compensation order	Chief Executive Officer	Infrastructure & Operations Manager
road authority	section 163ZD(2)(c)	Certify that the road authority maintains a road	Chief Executive Officer	Infrastructure & Operations Manager
road authority	section 163ZD(2)(c)	Certify other matters including:	Chief Executive Officer	Infrastructure & Operations Manager

	Road Traffic Act 1961			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		(a) estimating the monetary value of all or any part of the road infrastructure or of the damage to it; (b) estimating the cost of remedying the damage; or (c) estimating the extent of the offender's contribution to the damage		
road authority	section 163ZE(1)	Serve a certificate referred to in section 163ZD on the defendant	Chief Executive Officer	Infrastructure & Operations Manager
road authority	section 163ZH(1)(b)	Repay payments under an order to the extent that the order is void	Chief Executive Officer	Infrastructure & Operations Manager
council	section 174A(4)	Issue notice inviting the owner of a vehicle issued with an expiation notice or expiation reminder notice under the *Expiation of Offences Act 1996* to provide a nomination setting out the name and address of the driver or the details of the transfer of the vehicle	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	section 174A(4a)	Form belief a nomination has been made in error and permit nomination to be withdrawn and new nomination made	Chief Executive Officer	Infrastructure & Operations Manager
council	section 174A(5a)	Require person to verify information by statutory declaration	Chief Executive Officer	Infrastructure & Operations Manager
council	section 174C(1)	Exempt a person or a person of a specified class or any vehicle or any vehicle of a specified class from compliance within the	Chief Executive Officer	Infrastructure & Operations Manager

	Road Traffic Act 1961			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		council areas with a prescribed provision of the Road Traffic Act		
council	section 174C(2)	Specify conditions to apply to the granting of an exemption under section 174C(1)	Chief Executive Officer	Infrastructure & Operations Manager

	Road Traffic (Miscellaneous) Regulations 2014			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 6(2)	Participate in consultation with respect to an event management plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	regulation 7(3)	Participate in consultation with respect to an order to close a road	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	regulation 8	Provide information supplied by the Minister for the inspection of the public at the office of the council until the event causing a road closure has occurred	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator
council	regulation 66(1)	Designate an area for parking	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator

	Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 17(2)	Determine for the purposes of rule 185 of the Australian Road Rules: (a) the class of permits required for vehicles to stop in the permit zone; (b) the persons entitled to such permits; (c) any fees to be paid for such permits; (d) the conditions to which the permits will be subject (which may include conditions as to the period for which such permits remain in force and conditions as to the display of permits in vehicles)	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 17(2)	Vary a determination under regulation 17(2)	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 17(3)	Issue for the purposes of rule 185 of the Australian Road Rules permits in respect of the permit zone to persons entitled to them	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 17(3)	Determine conditions to apply to permits issued under regulation 17(3)	Chief Executive Officer	Infrastructure & Operations Manager
council	regulation 22(2)	Determine for the purpose of rule 207(2) of the Australian Road Rules the fees payable for parking in the length of road or the area by – (a) operation of parking ticket-vending machines or parking meters installed or to be installed in or near the length of road or area; or	Chief Executive Officer	No Sub-delegation

		(b) the use of an electronic device or an electronic method of payment determined by the council that is indicated on or with the sign or a meter, ticket or ticket vending machine		
council	regulation 22(2)	Vary a fee determined under regulation 22(2)	Chief Executive Officer	No Sub-delegation
council	regulation 22(2)(b)	Determine the electronic method of payment	Chief Executive Officer	No Sub-delegation

	Safe Drinking Water Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
drinking water provider	section 7(1)	Notify the Minister if the council ceases to be engaged in the supply of drinking water	Chief Executive Officer	No Sub-delegation
drinking water provider	section 8(3)	Apply to the Minister for a variation in a condition on the council's registration as a drinking water provider	Chief Executive Officer	No Sub-delegation
drinking water provider	section 8(5)	Comply with a condition on the council's registration as a drinking water provider	Chief Executive Officer	No Sub-delegation
drinking water provider	section 9(3)	Receive notice from the Minister proposing the suspension of the council's registration as a drinking water provider	Chief Executive Officer	No Sub-delegation
drinking water provider	section 9(5)	Lodge a written objection with the Minister regarding a proposed suspension of the council's registration as a drinking water provider	Chief Executive Officer	No Sub-delegation
drinking water provider	section 9(6)	Make submissions to the Minister regarding a proposed suspension of the council's registration as a drinking water provider	Chief Executive Officer	No Sub-delegation

	Safe Drinking Water Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
drinking water provider	section 9(10)	Apply to the Minister for the cancellation of a suspension to the council's registration as a drinking water provider	Chief Executive Officer	No Sub-delegation
drinking water provider	section 10(1)	Seek a review by the South Australian Civil and Administrative Tribunal under section 34 of the *South Australian Civil and Administrative Tribunal Act 2013* of: • a condition imposed by the Minister in relation to a registration under Part 2 of the Act; • a variation of a condition of registration made by the Minister on the Minister's own initiative; • a decision of the Minister to refuse to grant an application to vary a condition of registration; • a decision of the Minister to suspend a registration under Part 2.	Chief Executive Officer	No Sub-delegation
council	section 11(3)	Receive a notice of registration of a drinking water provider from the Minister	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 12(1)(a)	Prepare a risk management plan in relation to the supply of drinking water	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 12(1)(b)	Keep the risk management plan in relation to the supply of drinking water under continuous review	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Safe Drinking Water Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
drinking water provider	section 12(1)(c)	Revise the risk management plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 12(3)	Adopt a standard risk management plan published for the purposes of section 12	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 14(2)	Furnish a copy of its monitoring program and incident identification and notification protocol to the Minister	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 14(3)(b)	Participate in consultation with the Minister in regard to proposed alterations to the program or protocol	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 14(4)	Seek a review by the South Australian Civil and Administrative Tribunal under section 34 of the *South Australian Civil and Administrative Tribunal Act 2013* of proposed alterations to the program or protocol	Chief Executive Officer	No Sub-delegation
drinking water provider	section 14(7)	Implement the council's risk management plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 20(4)	Ensure that an audit or inspection is carried out by an approved auditor or approved inspector in accordance with a determination of the Chief Executive of the State government department administering the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Safe Drinking Water Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
drinking water provider	section 22(6)	Receive a copy of a report provided to the Chief Executive of the State government department administering the Act under section 20(1) or 20(4)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 23(1)	Comply with a reasonable request or requirement of an auditor or inspector in or in connection with an audit or inspection under Division 2, Part 4	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 25(1)	Ensure drinking water supplied by the council is collected and tested in accordance with prescribed requirements	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	section 27(1)	Make available to the public the results of any monitoring program that the drinking water provider conducts on drinking water for the purpose of the council's risk management plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
enforcement agency	section 34(1)	Appoint a person with appropriate qualification or experience to be an authorised officer	Chief Executive Officer	No Sub-delegation
enforcement agency	section 34(2)	Prepare and maintain a list of authorised officers	Chief Executive Officer	No Sub-delegation
enforcement agency	section 35(1)	Provide each authorised officer with a certificate of authority	Chief Executive Officer	No Sub-delegation
enforcement agency	section 35(2)	Determine limits on the powers of an authorised officer	Chief Executive Officer	No Sub-delegation

	Safe Drinking Water Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
enforcement agency	section 35(4)	Receive a surrendered certificate of authority	Chief Executive Officer	No Sub-delegation
enforcement agency	section 37(2)	Approve the removal or interference with a thing subject to a seizure order under section 37	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
enforcement agency	section 37(3)(a)	Hold a thing subject to a seizure order pending proceedings	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
enforcement agency	section 37(3)(a)(i)	Authorise the release of a thing subject to a seizure order ending proceedings subject to conditions which the council thinks fit	Chief Executive Officer	Infrastructure & Operations Manager
enforcement agency	section 37(3)(a)(ii)	Order that a thing subject to a seizure order be forfeited to the council	Chief Executive Officer	Infrastructure & Operations Manager
enforcement agency	section 37(3)(b)(i)	Receive a thing forfeited to the council by court order	Chief Executive Officer	Infrastructure & Operations Manager
enforcement agency	section 37(3)(d)	Dispose of a thing forfeited to the council under section 37	Chief Executive Officer	Infrastructure & Operations Manager
enforcement agency	section 38(1)	Issue a notice to secure compliance with a requirement imposed by or under the Act or to avert, eliminate or minimise a risk, or a perceived risk, to the public in relation to drinking water	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
enforcement agency	section 38(5)	Issue a notice confirming an emergency notice issued by an authorised officer	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Safe Drinking Water Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
enforcement agency	section 38(6)	Vary or revoke a notice to secure issued under section 38	Chief Executive Officer	Infrastructure & Operations Manager
enforcement agency	section 39(1)	Take action required by a notice issued under Division 3, Part 7 which has not been undertaken	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
enforcement agency	section 39(2)	Authorise a person to take action under section 3991) on behalf of the council	Chief Executive Officer	Infrastructure & Operations Manager
enforcement agency	section 39(3)	Enter relevant land in order to take action under section 39	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
enforcement agency	section 39(4)	Recover the reasonable costs and expenses in taking action under section 39	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
enforcement agency	section 39(5)	Fix a period from the date of a notice issued under section 39 within which an amount under section 39(4) must be paid	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
enforcement agency	section 40(5)	Recover the reasonable costs and expenses incurred by an authorised officer taking action under section 40	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
enforcement agency	section 41(1)	Require a person to furnish information relating to the quality or supply of drinking water or any other matter associated with the administration or operation of the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
enforcement agency	section 42(3)	Act as a party in proceedings under section 42	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Safe Drinking Water Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
enforcement agency	section 52(1)	Furnish a report to the Minister on or by 30 September on the activities of the council under the Act during the financial year ending on the preceding 30 June	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Safe Drinking Water Regulations 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
drinking water provider	regulation 4	Observe the *Australian Drinking Water Guidelines 2011* prepared by the national Health and Medical Research Council and the Natural Resources Management Ministerial Council in relation to the quality and supply of drinking water	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
drinking water provider	regulation 9(5)	Keep copies of each risk management plan prepared or adopted by the council and all documents generated in the implementation of the risk management plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
enforcement agency	regulation 15(2)	Determine the fee payable for an authorised officer appointed by the council carrying out an inspection of any premises or vehicle reasonably required in connection with the administration or enforcement of the Safe Drinking Water Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	South Australian Public Health Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
designated authority	section 18(2)	Provide a report as required by the Minister on any matter relevant to the administration or operation of the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
public authority	section 22(2)	Respond to a request from the Chief Public Health Officer under section 22(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
public authority	section 36	Enter an arrangement with the South Australian Public Health Council for the use of the staff, equipment or facilities of the council	Chief Executive Officer	Infrastructure & Operations Manager
local public health authority	section 37(2)(a)	Take action to preserve, protect and promote public health in the council area	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 37(2)(b)	Cooperate with other authorities involved in the administration of the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 37(2)(c)	Ensure that adequate sanitation measures are in place in the council area	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 37(2)(d)	Implement adequate measures in the council area (insofar as reasonably practicable) to ensure that activities do not adversely affect public health	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 37(2)(e)	Identify risks to public health within the council area	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australian Public Health Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
local public health authority	section 37(2)(f)	Take remedial action to reduce or eliminate adverse impacts or risks to public health	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 37(2)(g)	Assess activities and development, or proposed activities or development, within the council area in order to determine and respond to public health impacts (or potential public health impacts)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 37(2)(h)	Provide, or support the provision of, educational information about public health and to provide or support activities within the council area to preserve, protect or promote public health	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 38(1)	Provide, or support the provision of, immunisation programs within the council area	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 39(1)	Act in conjunction or partnership with , or cooperate or coordinate the council's activities, with one or more other councils	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 39(3)	Furnish a written report to the Chief Public Health Officer responding to a request from the Chief Public Health Officer to cooperate with one or more other councils	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 40(2)	Participate in consultation with the Chief Public Health Officer regarding the Chief Public Health officer exercising powers of the council under the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australian Public Health Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
local public health authority	section 41(1)	Participate in consultation with the Minister regarding the Minister's opinion that the council has failed to perform a function under the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 41(6)(a)(ii)	Make submissions to the Minister regarding the proposed withdrawal of council powers under the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 42(1)	Request that a function of the council under the Act be performed by the Chief Public Health Officer	Chief Executive Officer	No Sub-delegation
local public health authority	section 42(10)	Enter into an agreement with the Chief Public Health Officer	Chief Executive Officer	No Sub-delegation
local public health authority	section 42(11)	Request that a notice issued by the Minister under section 42(4) vesting a council function in the Chief Public Health Officer be varied or revoked	Chief Executive Officer	No Sub-delegation
local public health authority	section 42(11)	Participate in consultation the Minister regarding the proposed variation or revocation of the vesting of a council function in the Chief Public Health Officer	Chief Executive Officer	No Sub-delegation
local public health authority	section 44(1)	Appoint a suitably qualified person as a local authorised officer	Chief Executive Officer	No Sub-delegation
local public health authority	section 44(2)	Impose conditions on the appointment of a local authorised officer	Chief Executive Officer	No Sub-delegation

	South Australian Public Health Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
local public health authority	section 44(4)	Issue directions to a local authorised officer	Chief Executive Officer	No Sub-delegation
local public health authority	section 44(6)	Vary or revoke the appointment of a local authorised officer	Chief Executive Officer	No Sub-delegation
local public health authority	section 44(7)	Notify the Chief Public Health Officer of an appointment or the revocation of an appointment of a local authorised officer	Chief Executive Officer	No Sub-delegation
local public health authority	section 46(1)	Issue an identity card of a local authorised officer	Chief Executive Officer	No Sub-delegation
local public health authority	section 49(1)	Require a person to furnish information relating to public health as may be reasonably required for the purposes of the Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 51(1)	Prepare and maintain a regional public health plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 51(10)	Amend a regional public health plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 51(11)(a)	Prepare a draft regional public health plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 51(11)(b)(i)	Provide a copy of a draft regional public health plan to the Minister, any incorporated hospital established under the *Health Care Act 2008* that operates a facility within the	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australian Public Health Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		region, any relevant public health partner authority and any other prescribed body or group		
local public health authority	section 51(11)(b)(ii)	Consult with the public in regard to a draft regional public health plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 51(12)	Participate in consultation with the Minister, or any other person or body specified by the Minister, before releasing a draft regional health plan under section 51(12)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 51(13)	Submit a regional public health plan to the Chief Public Health Officer for consultation before bringing the plan into operation	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 51(15)	Take into account any comments of the Chief Public Health Officer, South Australian Public Health Council and any other body determined by the Chief Public Health Officer	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 51(16)	Adopt a regional public health plan either with or without amendment	Chief Executive Officer	Infrastructure & Operations Manager
local public health authority	section 51(17)	Incorporate a regional public health plan into the councils strategic management plan under the *Local Government Act 1999*	Chief Executive Officer	Infrastructure & Operations Manager
local public health authority	section 51(19)	Review a regional public health plan at least every 5 years	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australian Public Health Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
local public health authority	section 52(1)	Prepare a report to the Chief Public Health Officer that contains a comprehensive assessment of the extent to which the council has in the reporting period succeeded in implementing its regional public health plan	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 64(3)	Receive a report from the Chief Public Health Officer regarding a suspected death from a notifiable condition in the council area	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 65(a)	Receive a report from the State government department responsible for the administration of the Act on the occurrence or incidence of notifiable conditions in the council area and any problems or issues caused by or arising on account of such diseases of medical conditions in the council area	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 65(b)	Receive information from the State government department responsible for the administration of the Act on the occurrence or incidence of notifiable conditions in the council area that constitutes, or may constitute, a threat to public health	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	section 66(6)	Recover costs and expenses reasonably incurred in an authorised officer taking action in accordance with a direction or requirement issued under section 66(1) which has not been complied with by the person subject to the direction or requirement	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	South Australian Public Health Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
local public health authority	section 66(9)	Take action reasonably open to the council to prevent the spread of a disease constituting a notifiable condition	Chief Executive Officer	Infrastructure & Operations Manager, Environmental Health Officer
relevant authority	section 92(1)	Issue a notice for the purpose of securing compliance with the Act or averting, eliminating or minimising a risk, or a perceived risk, to public health	Chief Executive Officer	Infrastructure & Operations Manager, Environmental Health Officer
relevant authority	section 92(2)(b)	Give a preliminary notice to a person to whom it is proposed that a notice under section 91(1) will be given	Chief Executive Officer	Infrastructure & Operations Manager, Environmental Health Officer
relevant authority	section 92(8)	Confirm an emergency notice given by an authorised officer under section 92(6)	Chief Executive Officer	Infrastructure & Operations Manager, Environmental Health Officer
relevant authority	section 92(9)	Vary or revoke a notice issued by the council under section 92	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 93(1)	Take action required by a notice issued under Part 12 if the requirements of the notice have not been fulfilled	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	section 93(2)	Authorise a person to take action on behalf of the council under section 93(1)	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 93(3)	Enter any relevant premises at any reasonable time to take action under section 93	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	section 93(4)	Recover the reasonable costs and expenses incurred by the council in taking action under	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	South Australian Public Health Act 2011			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		section 93 from the person who failed to comply with the requirements of the notice		
relevant authority	section 93(5)	Fix a period from the date of a notice issued under section 93 within which an amount under section 93(4) must be paid	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
local public health authority	section 94(5)(b)	Recover the reasonable costs and expenses of a local authorised officer taking action under section 94 from any person who caused the risk to which the action relates	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
local public health authority	section 96(5)	Apply to the South Australian Civil and Administrative tribunal under section 34 of the *South Australian Civil and Administrative Tribunal Act 2013* for a review of the outcome of review proceedings by the Review panel under section 95	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	section 96(5)	Participate as a party to proceedings under section 96	Chief Executive Officer	Infrastructure & Operations Manager

	South Australia Public Health (General) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
local public health authority	regulation 5B(2)	Deliver a notice to the Registrar-General setting out the amount recoverable under section 93 of the South Australian Public Health Act, setting out the land in relation to which the relevant action was taken and requesting the registrar-General to make a notation under regulation 5B in relation to the relevant land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
local public health authority	regulation 5B(7)	Recover an amount under section 93 of the South Australian Public Health Act as if it were a rate constituting a charge on land under section 144(2) of the Local Government Act	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
public pool/spa pool operator	regulation 8(1)	Operate and maintain a public pool in accordance with regulation 8(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
public pool/spa pool operator	regulation 8(2)	Take prescribed steps to monitor compliance with regulation 8(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
public pool/spa pool operator	regulation 8(3)	Maintain records made under regulation 8(2)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
public pool/spa pool operator	regulation 8(4)	Close public pool if filtration system ceases to operate or a reading taken under regulation 9 indicates that the total chlorine concentration ion the water exceeds 10mg/L	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australia Public Health (General) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
public pool/spa pool operator	regulation 9(1)	Operate and maintain a public spa pool in accordance with regulation 9(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
public pool/spa pool operator	regulation 9(2)	Take prescribed steps to monitor compliance with regulation 9(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
public pool/spa pool operator	regulation 9(3)	Maintain records made under regulation 9(2)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
public pool/spa pool operator	regulation 9(4)	Close public spa pool if filtration system ceases to operate or a reading taken under regulation 9 indicates that the total chlorine concentration ion the water exceeds 10mg/L	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority under *South Australian Public Health (Legionella) Regulations 2013* or *South Australian Public Health (Wastewater) Regulations 2013*	regulation 11A(1)	Refund, reduce or remit payment of a prescribed fee	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority under *South Australian Public Health (Legionella)*	regulation 11A(2)	Recover a prescribed fee as a debt in a court of competent jurisdiction	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	South Australia Public Health (General) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
Regulations 2013 or *South Australian Public Health (Wastewater) Regulations 2013*				

	South Australia Public Health (Legionella) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	regulation 5(3)	Approve the manner and form for applying to register a high risk manufactured water system	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 5(3)	Receive fee for registration of a high risk manufactured water system	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
relevant authority	regulation 5(3)	Register a high risk manufactured water system	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 5(6)	Approve the manner and form for applying to renew the registration of a high risk manufactured water system	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 5(6)	Receive fee for renewal of registration of a high risk manufactured water system	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	South Australia Public Health (Legionella) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	regulation 5(6)	Register a renewal of the registration of a high risk manufactured water system	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 6(1)	Keep a register of high risk manufactured water system	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 6(2)	Determine manner and form of keeping a register of high risk manufactured water system	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 6(4)	Receive notice of a change in particulars from the owner of premises on which a high risk manufactured water systems registered with the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 6(5)	Receive notice of the permanent decommissioning or removal of a high risk manufactured water systems registered with the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 15(1)(a)	Cause an inspection of a high risk manufactured water systems registered with the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 15(1)(b)	Arrange for a NATA accredited laboratory to conduct microbiological testing of water taken from each cooling water system and each warm water system	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australia Public Health (Legionella) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	regulation 15(2)(a)	Notify the owner of premises on which a high risk manufactured water systems registered with the council of inspection and microbiological testing requirements	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 15(2)(b)	Receive reports from the owner of premises on which a high risk manufactured water systems registered with the council in regard to inspection of the system and microbiological testing	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 16(1)	Notify the owner of premises with a high risk manufactured water system of microbiological testing requirements	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 16(1)(d)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding microbiological testing	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 17(1)(b)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding detection of Legionella	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 17(2)(b)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding detection of Legionella	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australia Public Health (Legionella) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	regulation 17(3)	Forward a report regarding detection of Legionella under regulation 17 to the Department of Health and Wellbeing	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 21(3)	Notify a person liable to pay a fee of a period in which the fee must be paid	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	South Australia Public Health (Wastewater) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 6(1)(b)	Agree to act as a relevant authority in respect of a wastewater systems or wastewater works being undertaken by another council or a person in conjunction with another council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	regulation 8(1)	Give notice to the owners of land in the area affected by the proposed establishment of a community wastewater management system by the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	regulation 8(2)	Consider any submissions received regarding the proposed establishment of a community wastewater management system by the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australia Public Health (Wastewater) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 8(3)	Obtain a wastewater works approval from the Minister	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	regulation 9(1)	Require the operator of an on-site wastewater system to connect the system to a community wastewater management system and submit an application for the connection to the relevant authority	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 9(1)(b)	Receive an application for connection of an on-site wastewater system to a community wastewater management system	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 9(4)	Grant approval for wastewater works for the connection of an on-site wastewater system to a community wastewater management system	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 9(6)	Cause the requirements of an approval under regulation 9 for wastewater works to be carried out	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 9(7)	Recover the costs and expenses reasonably incurred in exercising power under regulation 9(6) and the application fee which would have been payable	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
council	regulation 10(1)	Determine application for an exemption from regulation 9	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australia Public Health (Wastewater) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 10(3)	Impose conditions on an exemption from regulation 9	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	regulation 10(4)	Vary or revoke an exemption granted under regulation 10(3)	Chief Executive Officer	Infrastructure & Operations Manager
CWMS operator	regulation 11(1)	Ensure that the requirements of regulation 11(1) are met	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 11(2)	Receive a certificate indicating that wastewater works have been undertaken in accordance with the wastewater works approval and detailed drawings as prescribed	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
CWMS operator	regulation 12(1)	Ensure that the wastewater system is operated, maintained and serviced in accordance with the conditions of any wastewater works approval and any prescribed code	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
CWMS operator	regulation 13(1)	Ensure that wastewater from the wastewater system is not reused or disposed of to land unless authorised by conditions of the wastewater works approval	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 15(1)	Receive an application for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australia Public Health (Wastewater) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
CWMS operator	regulation 15(1)	Apply for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 15(3)	Determine conditions to apply to an exemption from a prescribed code	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 15(5)	Vary or revoke an exemption from a prescribed code	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	regulation 23(1)	Receive an application for a wastewater works approval	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 23(2)	Request applicant for a wastewater works approval to provide further technical specifications, information or documents	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
CWMS operator	regulation 23(1)	Apply for a wastewater works approval	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
CWMS operator	regulation 23(2)	Provide further technical specifications, information or documents requested by the relevant authority	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 24(1)	Refuse to grant a wastewater approval	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australia Public Health (Wastewater) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	regulation 24(2)	Provide SA Water with a reasonable opportunity to comment on an application for a wastewater works approval involving the connection of a community wastewater management system to SA Water sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 25(1)	Specify conditions applying to a wastewater works approval	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
CWMS operator	regulation 25(1)	Comply with conditions applying to a wastewater works approval	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 25(4)	Provide a copy of a code referred to in a condition of approval for inspection and the council's office	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 25(6)	Vary or revoke a condition of a wastewater approval	Chief Executive Officer	Infrastructure & Operations Manager
CWMS operator	regulation 25(6)	Apply for a variation or revocation of a condition of a wastewater approval	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 25(7)	Vary or revoke a condition of a wastewater approval or impose a further condition	Chief Executive Officer	Infrastructure & Operations Manager
CWMS operator	regulation 25(7)	Consent to the variation or revocation of a condition of a wastewater approval or the imposition of a further condition	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australia Public Health (Wastewater) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
relevant authority	regulation 26(2)	Postpone the expiry of a wastewater approval	Chief Executive Officer	Infrastructure & Operations Manager
relevant authority	regulation 27(1)	Keep a register of wastewater approvals	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
relevant authority	regulation 27(5)	Enable the inspection of the register of wastewater works approvals at the council's offices and the provision of extracts of the register by electronic means	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	regulation 29(1)	Notify the operator of a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health to provide a report from an independent wastewater engineer	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
CWMS operator	regulation 29(1)	Provide a report from an independent wastewater engineer to the Minister or relevant authority as requested under regulation 29(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	regulation 29(3)	Obtain a report from an independent wastewater engineer regarding a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	South Australia Public Health (Wastewater) Regulations 2013			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council	regulation 29(3)	Recover the costs and expenses reasonably incurred in obtaining a report from an independent wastewater engineer	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	State Records Act 1997			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	section 13	Maintain official records in the council's custody in good order and condition	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
agency	section 15(2)	Afford the manager of State records reasonable cooperation and assistance in conducting surveys of the official records and record management practices of agencies	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
agency	section 18(1)	Deliver records voluntarily into the custody of State Records	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
agency	section 19(1)	Deliver records into the custody of State Records on the earlier of the council ceasing to require access to the record for current administrative purposes or during the year occurring 15 years after the creation of the record	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
agency	section 19(3)(c)	Participate in consultation with the Manager of State Records in regard to the postponement of delivery of records into the custody of State Records on the basis	Chief Executive Officer	Governance & Administration Manager, Executive Assistant

	State Records Act 1997			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		that the records are required for the administrative purpose of the council or should be retained by the council for another special reason		
agency	section 19(5)(a)	Apply to the Manager of State Records for the variation or revocation of an exemption granted under section 19(4)	Chief Executive Officer	Governance & Administration Manager
agency	section 20(1)	Advise the Manager of State Records of any restriction on the disclosure of contents of a record delivered into the custody of State Records	Chief Executive Officer	Governance & Administration Manager
agency	section 22(2)	Determine conditions reasonably required in regard to an arrangement under section 22(1)	Chief Executive Officer	Governance & Administration Manager
agency	section 23(1)	Dispose of official records in accordance with a determination of the Manager of State Records	Chief Executive Officer	Governance & Administration Manager, Executive Assistant
agency	section 23(2)	Request the Manager of State Records to make a determination as to the disposal of official records	Chief Executive Officer	Governance & Administration Manager
agency	section 23(4)	Apply to the Minister to determine a dispute as to a determination under section 23	Chief Executive Officer	Governance & Administration Manager
agency	section 24(3)	Consent to the disposal of a record under section 24(1)	Chief Executive Officer	Governance & Administration Manager
agency	section 25(3)	Apply to the Minister to determine a dispute as to access under section 24	Chief Executive Officer	Governance & Administration Manager
agency	section 26(1)	Determine in consultation with the Manager of State Records that access to a record delivered by the council into the custody of State Records is not subject to any restrictions other than those determined by the Manager	Chief Executive Officer	Governance & Administration Manager

	State Records Act 1997			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
agency	section 26(2)	Determine in consultation with the Manager of State Records conditions excluding or restricting access to the record delivered by the council into the custody of State Records	Chief Executive Officer	Governance & Administration Manager

	Strata Titles Act 1988			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council (as holder of a statutory encumbrance)	section 12(2)(c)	Consent to an amendment of a deposited strata plan	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 12(3a)(d)(i)	Consent to an encroachment over public land	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council (as holder of a statutory encumbrance)	section 12A(b)	Issue a certificate certifying compliance with the requirements of the Act under which the encumbrance was entered into, or is in force, as to the variation or termination of the statutory encumbrance	Chief Executive Officer	Property & Regulatory Services Co-ordinator
council	section 28(1)(c)	Specify work to be carried out by a unit holder	Chief Executive Officer	Property & Regulatory Services Co-ordinator

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
applicant for a licence	section 19(1)	Apply for a licence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
applicant for a licence	section 19(2)	Pay the application fee	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
applicant for a licence	section 19(4)	Provide further information requested by the Commission with respect to an application for a licence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 22(1)	Provide services or carry on operations or activities in accordance with the terms and conditions of the licence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
applicant for a licence	section 24(1)	Pay the annual licence fee	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 24(2)(a)	Provide annual return to the Commission	Chief Executive Officer	Infrastructure & Operations Manager, Environmental Health Officer
water industry entity	section 24(2)(b)	Pay the annual licence fee	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 25(2)	Participate in consultation with the Commission	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 28(2)(a)	Apply to the Commission for a variation in the terms and conditions applying the licence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 28(2)(a)	Agree with the Commission a variation in the terms and conditions applying the licence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 28(2)(b)	Make submissions to the Commission regarding a proposed variation to the terms and conditions applying to a licence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 29(1)	Transfer licence with the Commission's agreement	Chief Executive Officer	No Sub-delegation
water industry entity	section 29(4)	Apply to the Commission for the transfer of a licence	Chief Executive Officer	No Sub-delegation
water industry entity	section 29(5)	Pay to the Commission the application fee for the transfer of a licence	Chief Executive Officer	No Sub-delegation
water industry entity	section 29(6)	Provide to the Commission further relevant information requested by Commission in respect of the application fee for the transfer a licence	Chief Executive Officer	No Sub-delegation
water industry entity	section 32(1)	Surrender a licence to the Commission	Chief Executive Officer	No Sub-delegation
water industry entity	section 32(3)	Agree with the Commission a shorter notice period than the prescribe period for the surrender of a licence	Chief Executive Officer	No Sub-delegation
water industry entity	section 33(3)(b)	Make submissions to the Commission in relation to a proposed suspension or cancellation of licence	Chief Executive Officer	No Sub-delegation

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 36(1)	Fix standard terms and conditions governing the provision of services by the entity	Chief Executive Officer	No Sub-delegation
water industry entity	section 36(2)	Publish standard terms and conditions governing the provision of services by the entity in the *Gazette*	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 36(3)	Publish notice in a newspaper circulating generally in the State regarding the standard terms and conditions	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 36(5)	Agree with a customer to exclude a standard term or condition	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 36(6)(a)	Supply a copy of the standard terms and conditions to the Commission	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 36(6)(b)	Publish a copy of the standard terms and conditions on the entities website	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 37(3)(a)	Adopt a customer hardship policy published by the Minister	Chief Executive Officer	No Sub-delegation
water industry entity	section 37(3)(b)	Seek the approval of the Commission to adopt a customer hardship policy published by the Minister with modifications	Chief Executive Officer	No Sub-delegation
water industry entity	section 37(3)(b)	Adopt a customer hardship policy published by the Minister with modifications in accordance with approval of the Minister	Chief Executive Officer	No Sub-delegation

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 38(2)	Make submissions to the Commission as to proposed proclamation to take over the water industry entity's operations	Chief Executive Officer	No Sub-delegation
water industry entity	section 39(2)	Accept an appointment to take over relevant operations of a water industry entity subject to a proclamation under section 38	Chief Executive Officer	No Sub-delegation
water industry entity	section 39(3)	Facilitate the take-over of relevant operations by the operator	Chief Executive Officer	No Sub-delegation
water industry entity	section 41(1)	Appoint a person to be a water industry officer	Chief Executive Officer	No Sub-delegation
water industry entity	section 41(2)	Impose conditions of appointment of a water industry officer	Chief Executive Officer	No Sub-delegation
water industry entity	section 42(1)	Impose time period for the appointment of a water industry officer	Chief Executive Officer	No Sub-delegation
water industry entity	section 42(2)	Remove a water industry officer from office	Chief Executive Officer	No Sub-delegation
water industry entity	section 43(1)	Issue a water industry officer with an identity card	Chief Executive Officer	No Sub-delegation
water industry entity	section 44(1)	Agree with the occupier of land to enter and remain on land to conduct investigations or carry out any other form of work to assess the suitability of the land for the construction or installation of water/sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 44(1)	Seek the authorisation of the Minister to enter and remain on land to conduct investigations or carry out any other form of work to assess the suitability of the land for the construction or installation of water/sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 44(3)(a)	Enter and remain on land to undertake prescribed works	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
authorised entity	section 45(1)	Give notice of proposed entry on land under section 44 to the occupier	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
authorised entity	section 45(3)(a)	Give notice of proposed entry on public land under section 45 to the authority responsible to the management of the public land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	section 45(3)(b)	Agree with an authorised entity to enter onto public land within the care, control and management of the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	section 45(4)	Impose conditions on the entry of an authorised entity onto public land within the care, control and management of the council	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council authorised entity	section 45(7)	Refer a dispute regarding whether work should be permitted on public land within the care, control and management of the council by an authorised entry of the conditions applying to that work to the Minister	Chief Executive Officer	No Sub-delegation

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
council authorised entity	section 45(9)(a)	Make submissions to the Minister in relation to a dispute referred under section 45(7)	Chief Executive Officer	No Sub-delegation
council authorised entity	section 45(9)(b)	Settle a dispute referred under section 45(7)	Chief Executive Officer	No Sub-delegation
authorised entity	section 45(11)	Notify the occupier of public land of the reason and the date and time of proposed entry	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
authorised entity	section 45(14)	Use reasonable force to enter any land under section 45	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	section 45(16)	Request an authorised entity undertaking work on public land within the care, control and management of the council to separate the land on which the work is being undertaken from other parts of the land by a fence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
authorised entity	section 45(16)	Separate the public land on which the work is being undertaken from other parts of the land by a fence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	section 45(16)	Refer a dispute regarding the separation of a land by a fence to the Magistrates Court	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
authorised entity	section 45(17)	Make good any damage caused by exercise of powers under section 45	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
authorised entity	section 45(19)	Exercise of powers under section 45 in an emergency without prior notice or agreement	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 45(22)	Comply with conditions imposed by the Minister of the exercise of powers under section 45	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 46(1)	Acquire land in accordance with the *Land Acquisition Act 1969*	Chief Executive Officer	No Sub-delegation
water industry entity	section 46(2)	Seek authorisation of the Minister to acquire land by compulsory acquisition under the *Land Acquisition Act 1969*	Chief Executive Officer	No Sub-delegation
water industry entity	section 48(2)	Apply to the Minister for approval of a scheme under section 48	Chief Executive Officer	No Sub-delegation
council	section 48(3)(c)	Approve a scheme as being fit and adequate for the provision of the services that are proposed to be offered under the scheme	Chief Executive Officer	No Sub-delegation
council	section 48(3)(d)	Participate in consultation for the development of a scheme for sewerage services in the council area	Chief Executive Officer	No Sub-delegation
water industry entity	section 48(6)	Issue a notice requiring the connection of drains, equipment or works to prescribed infrastructure in order to provide for the discharge of sewerage into the infrastructure	Chief Executive Officer	No Sub-delegation

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 48(9)	Take action required by a notice served under section 48(6), if the recipient fails to take that action	Chief Executive Officer	No Sub-delegation
water industry entity	section 48(10)	Authorise a person to take action under section 48(9) on the water industry entities behalf	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 48(12)	Recover the reasonable costs of taking action under section 48(9) as a debt	Chief Executive Officer	No Sub-delegation
water industry entity	section 48(13)	Apply to the Minister for approval to vary a scheme under section 48	Chief Executive Officer	No Sub-delegation
water industry entity	section 48(13)	Vary a scheme under section 48	Chief Executive Officer	No Sub-delegation
water industry entity	section 49(1)	Consent to a person: (a) constructing or placing a building, wall, fence or other structure on or over any water/sewerage infrastructure, or creating some other form of encroachment over any water/sewerage infrastructure (or any land directly associated with such infrastructure); (b) creating any form of encroachment over any easement that exists for the purposes of any water service or sewerage service; (c) obstructing, filling in, closing up or diverting any water/sewerage infrastructure; or	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		(d) excavating or altering any land or structure supporting any water/sewerage infrastructure		
water industry entity	section 49(2)(a)	Enter land and carry out an inspection of any place if the water entity believes on reasonable grounds that a person has contravened section 49(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 49(2)(b)	Serve a notice requiring a person to take action to remedy a contravention of section 49(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 49(3)	Obtain a warrant under Part 10 of the Water Industry Act to enter land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 49(4)	Take action required by a notice served under section 49(2)(b), if the recipient fails to take that action	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 49(6)	Recover the reasonable costs of taking action under section 49(4) as a debt	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 49(7)	Authorise a person to take action under section 49(4) on the water industry entities behalf	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 50(1)	Authorise a person to: (a) attach any equipment or other thing, or make any connection, to water/sewerage infrastructure; (b) interfere with:	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		(i) the collection, storage, production, treatment, conveyance, reticulation or supply of water through the use of water infrastructure; or (ii) the collection, storage, treatment, conveyance or reticulation of sewage through the use of sewerage infrastructure; (c) disconnect or interfere with any water/sewerage infrastructure, or any equipment associated with any water/sewerage infrastructure; or (d) damage any water/sewerage infrastructure, or any equipment associated with any water/sewerage infrastructure.		
water industry entity	section 50(2)(a)	Enter land and carry out an inspection of any place if the water entity believes on reasonable grounds that a person has contravened section 50(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 50(2)(b)	Disconnect, close, turn off or remove anything that has been attached or used in connection with a contravention section 50(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 50(3)	Obtain a warrant under Part 10 of the Water Industry Act to enter land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 50(4)	Authorise a person to take action under section 50 on the water industry entities behalf	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 50(7)	Recover compensation from a person guilty of a contravention of section 50(1) on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 51(1)	Receive notice from a person proposing to do work near water/sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 51(3)(b)	Specify requirements to apply for the protection of the infrastructure or the safety of person carrying out the work	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 51(4)	Recover compensation from a person guilty of a contravention of section 51 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 52(1)	Receive notice from a person proposing to: (a) to first lay the pavement or hard surface in any road; (b) to relay the pavement or hard surface in any road; (c) to widen or extend the pavement or hard surface in any road;	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
		(d) to alter the level of any road; (e) to construct or alter any footpaths, gutters, kerbing or water tables in any road; or (f) to construct or alter any drainage work in any road in which water/sewerage infrastructure is laid		
water industry entity	section 52(2)	Advise the person giving notice under section 52(1) of any new water/sewerage infrastructure proposed in the relevant road and of any interference that is expected to be caused to the existing water/sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 52(4)	Confer with a person giving notice under section 52(1) with respect to variations to the proposed work	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 52(6)	Waive the requirement to provide notice under section 52(1)	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 53(2)(b)	Approve the installation or maintenance of a pipe capable of conveying water beyond the boundaries of a site occupied by the person	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 53(1)	Authorise a person to: (a) abstract or divert water from any water infrastructure; or (b) abstract or divert any sewage from any sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 53(3)	Recover compensation from a person guilty of a contravention of section 53 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 54(1)(a)	Require a person supplied water by the water industry entity to allow a person authorised by the entity to enter land and fix a meter supplied by the entity	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 54(1)(b)	Require a person supplied water by the water industry entity to ensure that a meter of a kind specified by the entity is fixed and used for the purposes of measuring water supplied to the person	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 54(3)	Supply a water meter	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 54(4)	Issue a direction or requirement in regard to the installation or use of a meter	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 54(10)	Serve a notice on a person who fails to ensure that access to the meter or fitting for the purpose of reading, replacement, repair or maintenance is not obstructed requiring the person to take specified action to provide access to the meter or fitting	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 54(11)	Enter land and take action to provide access to the meter or fitting	Chief Executive Officer	Infrastructure & Operations Manager

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 54(12)	Recover compensation from a person guilty of a contravention of section 54 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 54(13)	Recover costs of taking action under section 54(11) as a debt	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 55(1)	Authorise a person to discharge any solid, liquid or gaseous materials, or any other item or thing, into water infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 55(3)	Recover compensation from a person guilty of a contravention of section 55 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 56(1)	Authorise a person to discharge into any sewerage infrastructure any solid, liquid or gaseous material, or any other item or thing that is likely to damage the infrastructure	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 56(3)(a)	Authorise a person to discharge specific waste material into sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 56(3)(b)	Enter into a contract with a person in regard to the provision of a sewerage service authorising the discharge specific waste material into sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 56(5)	Authorise a person to cause, permit or allow any rainwater, stormwater or surface water to flow into, or to otherwise enter, any sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 56(7)	Attach conditions to an authorisation under section 56(5)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 56(7)	Vary or revoke an authorisation under section 56(5)	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 56(9)	Recover the reasonable costs and expenses incurred by the water entity in addressing any damage or loss caused as a result of, on in remedying circumstances caused by, a contravention of section 56 as a debt	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 57(1)	Issue a notice requiring an owner or occupier of land to carry out specified work	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 57(3)	Vary or revoke a notice issued under section 57(1)	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 57(5)	Take action required by a notice if the recipient of the notice fails to take the action	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 57(6)	Authorise a person to take action under section 57(5) on the entity's behalf	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 57(8)	Recover the reasonable costs and expenses incurred by the water industry entity taking action under section 57(5) as a debt	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 58(1)	Close off or disconnect from the sewerage infrastructure one or more drains on the land that are connected to the sewerage infrastructure or restrict the provision of any sewerage service to the land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 58(2)	Reopen or reconnect a drain closed off or disconnected under section 58(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 58(2)	Require the owner or occupier of land to pay the prescribed fee prior to reopening or reconnecting a drain closed off or disconnected under section 58(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 59(3)(a)	Lessen the supply through any infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 59(3)(b)	Prohibit the use of water in a specified purpose or purposes, or restrict or regulate the purposes for which water can be used	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 59(3)(c)	Prohibit the use of water in a specified manner or by specified means, or restrict or regulate the manner in which, or the means by which, water may be used	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 59(3)(d)	Prohibit specified uses of water during specified periods, or restrict or regulate the times at which water may be used	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 59(3)(e)	Discontinue the supply of water	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 59(4)	Impose a requirement that a permit of the water industry entity must be held to undertake an activity involving the use of water	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 59(4)	Issue a permit authorising an activity involving the use of water	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 59(5)(b)	Publish or serve a notice regarding a prohibition or notice under section 59(3)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 59(5)(b)	Vary or revoke a prohibition or notice under section 59(3)	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	section 60(1)	Serve notice on the owner or occupier of land that is connected to water infrastructure operated by the entity directing the owner or occupier to install a flow reducing device of a specified kind and to use the device to reduce flow in the pipes on the land which are connected to the water infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 60(5)	Install a flow reducing device if the owner or occupier has failed to comply with the requirements of a notice under section 60(1)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 60(6)	Recover the reasonable costs and expenses incurred by the water industry entity as a debt from the person who failed to comply with the notice under section 60(1)	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	section 63(3)(a)	Disconnect the supply of water or the collection of sewage, or restrict the supply of services	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 63(3)(b)	Obtain a warrant under Part 10 to enter a place for the purpose of disconnecting the supply of water or the collection of sewage, or restricting the supply of services	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 63(5)(b)	Restore a connection for the supply of water or the collection of sewage	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 64	Cut off the supply of water to any region, area, land or place if it is necessary to do so to avert danger to any person or property	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 68	Comply with prescribed technical and safety requirements or any technical and safety requirements of the Technical Regulator	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 69(3)	Disconnect the supply of water or the collection of sewerage, or restrict the supply of services	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 84(1)(b)	Make an application to the Commission for a review of a decision of the Commission under Part 4 to suspend or cancel the entity's licence or vary the terms or conditions of the entity's licence	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 85(1)(a)	Make an application for a review of a decision or an enforcement notice under Part 8, Division 4 under section 34 of the *South Australian Civil and Administrative Tribunal Act 2013*	Chief Executive Officer	No Sub-delegation
water industry entity	section 88(1)	Provide information requested by the Minister	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 98(1)	Provide and maintain fire plugs, maintain various standards, and comply with any other requirements relating to the provision of water for fire-fighting purposes, in accordance with any scheme determined by the Minister	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 102(2)	Commence proceeding for an office under the Water Industry Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 111(7)	Certify a plan delineating the position of any equipment, plant or drain connected to any water/sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Act 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	section 111(8)	Certify a date on and from which the water industry entity was prepared to supply water by means of a direct service to land specified in the certificate or could by means of drains or other infrastructure, be drained or serviced by a sewer	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 111(9)	Certify a copy or extract of a register of readings of meters maintained by the water industry entity	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	section 113(1)	Cause a ventilating shaft, pipe or tube for any sewerage infrastructure or drain to be attached to the exterior wall of a building	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Regulations 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	regulation 9	Enter into an agreement with a person undertaking work which would involve the alteration of any water/sewerage infrastructure to share the cost of the work	Chief Executive Officer	Infrastructure & Operations Manager
water industry entity	regulation 11(1)	Provide a statement of the amount paid to a person who has paid an amount for the provision of retain services	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

	Water Industry Regulations 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	regulation 11(2)	Provide a consumer with a statement of the quantity of water supplied by the entity to the consumer in the financial year	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Governance & Administration Manager, Environmental Health Officer
water industry entity	regulation 11(3)	Provide a statement of the amount paid for retail services or the quantity of water supplied by the entity financial year to any other person acting with the consent of the person referred to in regulations 11(1) and 11(2)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Governance & Administration Manager, Environmental Health Officer
water industry entity	regulation 12(1)	Provide a statement as the existence or non-existence of encumbrances in relation to the land to which the application relates that are prescribed encumbrances for the purposes of the *Land and Business (Sale and Conveyancing) Act 1994*	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	regulation 13(a)(i)	Seek the approval of a water industry entity (that owns or operated sewerage infrastructure that may be affected by the planting) to plant trees and shrubs (except those listed I Schedule 2 and Schedule 3) on public land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 13(a)(i)	Grant approval to plant trees and shrubs on public land	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Regulations 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	regulation 13(b)	Grant approval to plant trees and shrubs on a road closer than 1 metre to any water infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	regulation 14(1)	Receive and comply with a notice from water industry entity directing action in regard to a tree or shrub on public land which is causing, or is likely to cause, damage to water/sewerage infrastructure or a reduction in the efficiency of the operation of that infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 14(1)	Direct a council or other person with care, control or management of land to take action in regard to a tree or shrub on public land which is causing, or is likely to cause, damage to water/sewerage infrastructure or a reduction in the efficiency of the operation of that infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 14(2)	Take action specified in a notice under regulation 14(1) if the recipient fails to comply with the notice	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 14(3)	Recover costs of taking action specified in a notice under regulation 14(2) as a debt	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	regulation 15	Recover costs of taking action specified in a notice under regulation 14 as a debt	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	regulation 16(3)(b)	Authorise a person to enter infrastructure owned or operated by the entity	Chief Executive Officer	Infrastructure & Operations Manager

	Water Industry Regulations 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	regulation 17(1)(a)	Obtain the approval of ESCOSA prior to taking action under sections 59(3)(a) to 59(3)(e) (inclusive)	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 17(1)(b)(i)	Notify the public of the intention to exercise a power under sections 59(3)(b) to 59(3)(d) (inclusive) by notice in the Gazette	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 17(1)(b)(ii)	Notify the public of the intention to exercise a power under sections 59(3)(a) to 59(3)(e) (inclusive) by a notice of a website, in a newspaper circulating throughout the area of the State in which person affected by the exercise of the power are situated and in any other manner considered appropriate	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 18	Issue a permit for the purposes of section 59(4) of the Water Industry Act	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
council	regulation 23(2)(a)	Give notice in writing to the water industry entity that owns, manages or uses the entry point, inspection point or other fitting of the alteration to the surface height of a road, footpath or easement to a water industry entity	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 23(2)(b)	Alter the height of an entry point, inspection point or other fitting	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer

	Water Industry Regulations 2012			
Capacity of council	**Statutory provision**	**Power/function**	**Delegate**	**Sub-delegate**
water industry entity	regulation 23(3)	Recover costs under regulation 23(2)(b) as a debt from entity which altered the height of the road, footpath or easement	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager
water industry entity	regulation 34(1)(b)	Direct a person to disconnect a pipe which is intersected by the boundary of adjoining allotments from water/sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 34(4)	Direct a person to disconnect a pipe which lies across the boundary of adjoining allotments from water/sewerage infrastructure	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 34(7)	Enter land and undertake work required by a notice under regulation 34 if the recipient has failed to undertake the required work	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 36	Estimate the quantity of water supplied through a meter	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Environmental Health Officer
water industry entity	regulation 38	Impose a charge in respect of land a kind specified by the Minister by notice in the *gazette* despite the fact that the land is not connected to infrastructure by which a retail service is provided by the water industry entity or the provision of a retail service to the land by the water industry entity has been reduced or discontinued	Chief Executive Officer	Infrastructure & Operations Manager, Governance & Administration Manager

BY-LAWS

BY-LAWS				
Provision	**Item Delegated**	**Conditions and Limitations**	**Delegate**	**Sub-delegate**
By-Law No. 1	Permits and Penalties	The Delegate in exercising any power, duty or function under delegation from the Council shall do so in a manner which is consistent with any Council resolution and/or Policy or Procedure that may be in place and relevant to the power, duty or function being exercised at that time.	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Governance & Administration Manager, Environmental Health Officer
By-Law No. 2	Moveable Signs	The Delegate in exercising any power, duty or function under delegation from the Council shall do so in a manner which is consistent with any Council resolution and/or Policy or Procedure that may be in place and relevant to the power, duty or function being exercised at that time.	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Governance & Administration Manager,
By-Law No. 3	Roads	The Delegate in exercising any power, duty or function under delegation from the Council shall do so in a manner which is consistent with any Council resolution and/or Policy or Procedure that may be in place and relevant to the power, duty or function being exercised at that time.	Chief Executive Officer	Infrastructure & Operations Manager, Infrastructure & Operations Co-ordinator, Property & Regulatory Services Co-ordinator, Governance & Administration Manager
By-Law No. 4	Local Government Land	The Delegate in exercising any power, duty or function under delegation from the Council shall do so in a manner which is consistent with any Council resolution and/or Policy or Procedure that may be in place and relevant to the power, duty or function being exercised at that time.	Chief Executive Officer	Infrastructure & Operations Manager, Infrastructure & Operations Co-ordinator, Property & Regulatory Services Co-ordinator, Governance & Administration Manager

BY-LAWS				
Provision	**Item Delegated**	**Conditions and Limitations**	**Delegate**	**Sub-delegate**
By-Law No. 5	Dogs	The Delegate in exercising any power, duty or function under delegation from the Council shall do so in a manner which is consistent with any Council resolution and/or Policy or Procedure that may be in place and relevant to the power, duty or function being exercised at that time.	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Governance & Administration Manager
By-Law No. 6	Cats	The Delegate in exercising any power, duty or function under delegation from the Council shall do so in a manner which is consistent with any Council resolution and/or Policy or Procedure that may be in place and relevant to the power, duty or function being exercised at that time.	Chief Executive Officer	Infrastructure & Operations Manager, Property & Regulatory Services Co-ordinator, Governance & Administration Manager

Expenditure Authorisation

The following positions are authorised to sign a Purchase Order to authorise a Purchase Requisition for goods and services relevant to their position subject to the condition below and in accordance with Council's Procurement and Procedures:

In accordance with Section 44(3)(e) of the *Local Government Act 1999* expenditure is only authorised for the purpose of implementing Council's endorsed budget (or budget review) or as a result of a Council resolution. Officers should also have regard to Council's Procurement Policy, Internal Control Policy and any other Council Policy and Procedures relevant to procurement.

POSITION	DELEGATED EXPENDITURE LIMIT	ACCUMULATIVE VALUE FOR SIMILAR SERVICES	BANK PAYMENT TRANSFER LIMIT
Chief Executive Officer	Council Approved Budgeted Funds	-	-
Infrastructure & Operations Manager	$100,000	-	$350,000
Governance & Administration Manager	$100,000	-	$350,000
Projects Officer	$100,000	-	$350,000
Property & Regulatory Services Co-ordinator	$20,000	$30,000	-
Infrastructure & Operations Co-ordinator	$20,000	$30,000	-
Steamtown/VIC Co-ordinator	$2,500	$7,500	-
Library Manager	$2,500	$7,500	

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF AUTHORITY

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of authority.

2. I provide Desley Fay Culpin in the capacity of Infrastructure & Operations Manager as authorised to sign a Purchase Order to authorise a Purchase Requisition for goods and services relevant to his position subject to the condition below and in accordance with Council's Procurement and Procedures:

POSITION	DELEGATED EXPENDITURE LIMIT	ACCUMULATIVE VALUE FOR SIMILAR SERVICES
Infrastructure & Operations Manager	$100,000	-

In accordance with section 44(3)(e) and section 137 of the *Local Government Act 1999* expenditure is only authorised for the purpose of implementing Council's endorsed budget (or budget review) or as a result of a Council resolution. Officers should also have regard to Council's Procurement Policy, Internal Control Policy and any other Council Policy and Procedures relevant to procurement.

3. I provide Desley Fay Culpin in the capacity of Infrastructure & Operations Manager the below stated limit for the purpose of authorising bank payment transfers via EFT and signing of cheques relating to creditor and payroll payments:

POSITION	BANK PAYMENT TRANSFER LIMIT
Infrastructure & Operations Manager	$350,000

4. The authority under this instrument will terminate on Desley Culpin ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
16th April 2024

I Desley Culpin hereby accept and agree to the authority.

.....
Desley Culpin
Infrastructure & Operations Manager
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF AUTHORITY

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of authority.

2. I provide Sally Louise Kent in the capacity of Governance & Administration Manager as authorised to sign a Purchase Order to authorise a Purchase Requisition for goods and services relevant to her position subject to the condition below and in accordance with Council's Procurement and Procedures:

POSITION	DELEGATED EXPENDITURE LIMIT	ACCUMULATIVE VALUE FOR SIMILAR SERVICES
Governance & Administration Manager	$100,000	-

In accordance with section 44(3)(e) and section 137 of the *Local Government Act 1999* expenditure is only authorised for the purpose of implementing Council's endorsed budget (or budget review) or as a result of a Council resolution. Officers should also have regard to Council's Procurement Policy, Internal Control Policy and any other Council Policy and Procedures relevant to procurement.

3. I provide Sally Louise Kent in the capacity of Governance & Administration Manager the below stated limit for the purpose of authorising bank payment transfers via EFT and signing of cheques relating to creditor and payroll payments:

POSITION	BANK PAYMENT TRANSFER LIMIT
Governance & Administration Manager	$350,000

4. The authority under this instrument will terminate on Sally Louise Kent ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
16th April 2024

I Sally Louise Kent hereby accept and agree to the authority.

.....
Sally Kent
Governance & Administration Manager
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF AUTHORITY

1. By instrument of delegation (dated 1st May 2025) pursuant to section 44 of the *Local Government Act 1999*, I Kristen Clark, Acting Chief Executive Officer have been delegated the functions of making the appointments under this instrument of authority.

2. I provide Louise Burford in the capacity of Projects Officer as authorised to sign a Purchase Order to authorise a Purchase Requisition for goods and services relevant to her position subject to the condition below and in accordance with Council's Procurement and Procedures:

POSITION	DELEGATED EXPENDITURE LIMIT	ACCUMULATIVE VALUE FOR SIMILAR SERVICES
Projects Officer	$100,000	-

In accordance with section 44(3)(e) and section 137 of the *Local Government Act 1999* expenditure is only authorised for the purpose of implementing Council's endorsed budget (or budget review) or as a result of a Council resolution. Officers should also have regard to Council's Procurement Policy, Internal Control Policy and any other Council Policy and Procedures relevant to procurement.

3. I provide Louise Burford in the capacity of Projects Officer the below stated limit for the purpose of authorising bank payment transfers via EFT and signing of cheques relating to creditor and payroll payments:

POSITION	BANK PAYMENT TRANSFER LIMIT
Projects Officer	$350,000

4. The authority under this instrument will terminate on Louise Burford ceasing to be a Projects Officer of the Council or when otherwise revoked.

.....
Kristen Clark
Acting Chief Executive Officer
1st July 2025

I Louise Burford hereby accept and agree to the authority.

.....
Louise Burford
Projects Officer
1st July 2025

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF AUTHORITY

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Ausitn, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of authority.

2. I provide Lawrence Craig Harrison Heath in the capacity of Property & Regulatory Services Co-ordinator as authorised to sign a Purchase Order to authorise a Purchase Requisition for goods and services relevant to his position subject to the condition below and in accordance with Council's Procurement and Procedures:

POSITION	DELEGATED EXPENDITURE LIMIT	ACCUMULATIVE VALUE FOR SIMILAR SERVICES
Property & Regulatory Services Co-ordinator	$20,000	$30,000

In accordance with section 44(3)(e) and section 137 of the *Local Government Act 1999* expenditure is only authorised for the purpose of implementing Council's endorsed budget (or budget review) or as a result of a Council resolution. Officers should also have regard to Council's Procurement Policy, Internal Control Policy and any other Council Policy and Procedures relevant to procurement.

3. The authority under this instrument will terminate on Lawrence Craig Harrison Heath ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
16th April 2024

I Lawrence Heath hereby accept and agree to the authority.

.....
Lawrence Heath
Property & Regulatory Services Co-ordinator
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF AUTHORITY

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of authority.

2. I provide Anthony Robert Casey in the capacity of Infrastructure & Operations Co-ordinator as authorised to sign a Purchase Order to authorise a Purchase Requisition for goods and services relevant to his position subject to the condition below and in accordance with Council's Procurement and Procedures:

POSITION	DELEGATED EXPENDITURE LIMIT	ACCUMULATIVE VALUE FOR SIMILAR SERVICES
Infrastructure & Operations Co-ordinator	$20,000	$30,000

In accordance with section 44(3)(e) and section 137 of the *Local Government Act 1999* expenditure is only authorised for the purpose of implementing Council's endorsed budget (or budget review) or as a result of a Council resolution. Officers should also have regard to Council's Procurement Policy, Internal Control Policy and any other Council Policy and Procedures relevant to procurement.

3. The authority under this instrument will terminate on Anthony Robert Casey ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
16th April 2024

I Anthony Casey hereby accept and agree to the authority.

.....
Anthony Casey
Infrastructure & Operations Co-ordinator
16th April 2024

DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF AUTHORITY

1. By instrument of delegation (dated 15th April 2024) pursuant to section 44 of the *Local Government Act 1999*, I Mark Austin, Chief Executive Officer have been delegated the functions of making the appointments under this instrument of authority.

2. I provide Christine Sharon Malycha in the capacity of Library Manager as authorised to sign a Purchase Order to authorise a Purchase Requisition for goods and services relevant to her position subject to the condition below and in accordance with Council's Procurement and Procedures:

POSITION	DELEGATED EXPENDITURE LIMIT	ACCUMULATIVE VALUE FOR SIMILAR SERVICES
Library Manager	$2,500	$7,500

In accordance with section 44(3)(e) and section 137 of the *Local Government Act 1999* expenditure is only authorised for the purpose of implementing Council's endorsed budget (or budget review) or as a result of a Council resolution. Officers should also have regard to Council's Procurement Policy, Internal Control Policy and any other Council Policy and Procedures relevant to procurement.

3. The authority under this instrument will terminate on Christine Sharon Malycha ceasing to be an employee of the Council or when otherwise revoked.

.....
Mark Austin
Chief Executive Officer
16th April 2024

I Christine Sharon Malycha hereby accept and agree to the authority.

.....
Christine Sharon Malycha
Library Manager
16th April 2024

TOBACCO PRODUCTS REGULATION ACT 1997

Instrument of Appointment of Authorised Officers

I, CHRIS LEASE, **Director Health Protection, delegate of the Minister for Mental Health and Substance Abuse** in the State of South Australia, pursuant to section 63 of the *Tobacco Products Regulation Act* 1997 hereby **APPOINT** the following person to be an authorised officer.

- Lawrence Craig Harrison **HEATH**

This appointment may be revoked or varied by me at any time.

CONDITIONS ON APPOINTMENT

The appointment of the abovenamed persons as authorised officers is subject to the following condition:

1. The person may only exercise their powers as an authorised officer for the purposes of enforcing sections 49, 50, 51 and 52 of the *Tobacco Products Regulation Act* 1997 in the area of the council for which he or she is appointed an authorised person as defined in the *Local Government Act 1999*.

Dated this 4th day of April 2016

.....

CHRIS LEASE
Director Health Protection
Delegate of the Minister for Mental Health and Substance Abuse

DISTRICT COUNCIL OF PETERBOROUGH
9.85.1
4 APR 2016
ATTENTION 16.aw246
MEETING

Sensitive (Personal)-I1-A1

DISTRICT COUNCIL OF
PETERBOROUGH
FILE 9.85.1/11.71
4 APR 2016
ATTENTION 16 4/245
MEETING

Government of South Australia
SA Health

Public Health Services
Citi Centre Building
11 Hindmarsh Square
Adelaide SA 5000
PO Box 6
Rundle Mall SA 5000
DX 243
Tel 08 8226 7100
Fax 08 8226 7102
ABN 97 643 356 590
www.health.sa.gov.au

Ea923636
2009-07631/1

4 April 2016

Mr L Heath
Development / Regulatory Services Officer
District Council of Peterborough
PO Box 121
PETERBOROUGH SA 5422

Dear Mr Heath

Re: *Tobacco Products Regulation Act 1997*

Thank you for your email dated 30 March 2016, seeking authorisation of 1 employee of the District Council of Peterborough under sections 49-52 of the *Tobacco Products Regulation Act 1997*.

SA Health acknowledges the District Council of Peterborough for its pro-active approach to protecting the health of its residents and visitors; setting an excellent example for other Councils to follow.

With the assistance of Local Government, SA Health's aim is to initiate a cultural shift within the community in order to reduce the risk to public health from exposure to tobacco smoke, and to help prevent children from perceiving smoking as normal. To help in achieving this it is recommended that an emphasis be placed on educating individuals about the new smoke-free laws and changing community attitudes, just as with existing smoke-free areas legislation.

Please find attached a copy of the instrument of appointment for the yourself, a District Council of Peterborough employee listed below, signed by Dr Chris Lease, delegate of the Minister for Mental Health and Substance Abuse.

- Lawrence Craig Harrison **HEATH**

As required by section 64 of the *Tobacco Products Regulation Act 1997*, photo identification cards will need to be created or modified for the abovementioned officers detailing the Act and specific sections under which they are authorised.

Sensitive (Personal)-I1-A1

Also attached are relevant fact sheets detailing the new smoke-free laws, with further information available at: http://www.tobaccolaws.sa.gov.au/Default.aspx?tabid=192. If you have any further queries, please contact me on telephone: 8226 7100 or via e-mail: nicholas.baker@sa.gov.au.

Yours sincerely



Nick Baker
Group Manager Operations
Health Protection Operations

04 / 04 / 2016

Sensitive (Personal)-I1-A1

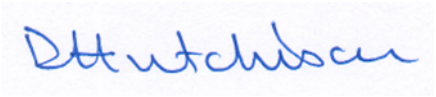
DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF DELEGATION

under the Planning, Development and Infrastructure Act 2016
to Delegate Powers of an Assessment Manager
as a Relevant Authority under the
Planning, Development and Infrastructure Act 2016
[To accompany Instrument D]

1. In exercise of the power contained in Section 100 of the Planning, Development and Infrastructure Act 2016 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation attached and marked Instrument D are hereby delegated this 15th day of January 2024 to the Chief Executive Officer subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 100(2)(c) of the Planning, Development and Infrastructure Act 2016 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.



……

David Hutchison
Assessment Manager

15th January 2024

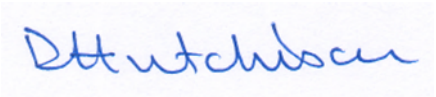
DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF DELEGATION

under the Planning, Development and Infrastructure Act 2016
to Delegate Powers of an Assessment Manager
as a Relevant Authority under the
Planning, Development and Infrastructure Act 2016
[To accompany Instrument D]

1. In exercise of the power contained in Section 100 of the Planning, Development and Infrastructure Act 2016 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation attached and marked Instrument D are hereby delegated this 15th day of January 2024 to the Development and Regulatory Services Co-ordinator subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

2. Such powers and functions may be further delegated by the Development and Regulatory Services Co-ordinator in accordance with Section 100(2)(c) of the Planning, Development and Infrastructure Act 2016 as the Development and Regulatory Services Co-ordinator sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.



……

David Hutchison
Assessment Manager

15th January 2024

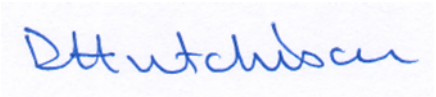
DISTRICT COUNCIL OF PETERBOROUGH

INSTRUMENT OF DELEGATION

under the Planning, Development and Infrastructure Act 2016
to Delegate Powers of an Assessment Manager
as a Relevant Authority under the
Planning, Development and Infrastructure Act 2016
[To accompany Instrument D]

1. In exercise of the power contained in Section 100 of the Planning, Development and Infrastructure Act 2016 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation attached and marked Instrument D are hereby delegated this 15th day of January 2024 to the Consultant Building Surveyor subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

2. Such powers and functions may be further delegated by the Consultant Building Surveyor in accordance with Section 100(2)(c) of the Planning, Development and Infrastructure Act 2016 as the Consultant Building Surveyor sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.



……

David Hutchison
Assessment Manager

15th January 2024

INSTRUMENT D

INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING AND DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF AN ASSESSMENT MANAGER

NOTES

1. Conditions or Limitations: conditions or limitations may apply to the delegations contained in this Instrument. Refer to the Schedule of Conditions at the back of this document.
2. Refer to the relevant decision of the Assessment Manager to identify when these delegations were made, reviewed and or amended.

POWERS AND FUNCTIONS DELEGATED IN THIS INSTRUMENT

1.	**Environment and Food Production Areas – Greater Adelaide**
1.1	The power pursuant to Section 7(5)(a) of the Planning, Development and Infrastructure Act 2016 (**the PDI Act**), in relation to a proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to seek the concurrence of the Commission in the granting of the development authorisation to the development.
1.2	The power pursuant to Section 7(5)(d) of the PDI Act in relation to a proposed development in an environment and food production area that involves a division of land that would create one or more additional allotments, to, if the proposed development will create additional allotments to be used for residential development, refuse to grant development authorisation in relation to the proposed development.
2.	**Relevant Authority – Commission**
2.1	The power pursuant to Section 94(3)(a) of the PDI Act, if the Minister acts under Section 94(1)(h) of the PDI Act to, at the request of the Commission, provide the Commission with a report relating to any application for development authorisation that has been under consideration by the relevant authority.
3.	**Relevant Provisions**
3.1	The power pursuant to Section 99(1) of the PDI Act, if a proposed development involves the performance of building work to determine to act under Section 99(1) of the PDI Act to:
3.1.1	refer the assessment of the development in respect of the Building Rules to the council for the area in which the proposed development is to be undertaken; or
3.1.2	require that the assessment of the development in respect of the Building Rules be undertaken by a building certifier.

4.	**Matters Against Which Development Must Be Assessed**		
	4.1	The power pursuant to Section 102(1) of the PDI Act to assess a development against, and grant or refuse a consent in respect of, each of the following matters (insofar as they are relevant to the particular development):	
		4.1.1 -	
			4.1.1.1 the relevant provisions of the Planning Rules; and
			4.1.1.2 to the extent provided by Part 7 Division 2 of the PDI Act – the impacts of the development, (**planning consent**);
		4.1.2	in relation to a proposed division of land (otherwise than under the Community Titles Act 1996 or the Strata Titles Act 1988) - the requirement that the following conditions be satisfied (or will be satisfied by the imposition of conditions under the PDI Act):
			4.1.2.1 requirements set out in the Planning and Design Code made for the purposes of this provision are satisfied;
			4.1.2.2 any relevant requirements set out in a design standard has been satisfied;
			4.1.2.3 the requirements of a water industry entity under the Water Industry Act 2012 identified under the regulations relating to the provision of water supply and sewerage services are satisfied;
			4.1.2.4 where land is to be vested in a council or other authority - the council or authority consents to the vesting;
			4.1.2.5 requirements set out in regulations made for the purposes of Section 102(1)(c) of the PDI Act are satisfied;
		4.1.3	in relation to a division of land under the Community Titles Act 1996 or the Strata Titles Act 1988 - the requirement that the following conditions be satisfied (or will be satisfied by the imposition of conditions under the PDI Act):
			4.1.3.1 requirements set out in the Planning and Design Code made for the purposes of this provision are satisfied;
			4.1.3.2 any relevant requirements set out in a design standard has been satisfied;
			4.1.3.3 any encroachment of a lot or unit over other land is acceptable having regard to any provision made by the Planning and Design Code or a design standard;
			4.1.3.4 where land is to be vested in a council or other authority - the

			council or authority consents to the vesting;
		4.1.3.5	a building or item intended to establish a boundary (or part of a boundary) of a lot or lots or a unit or units is appropriate for that purpose;
		4.1.3.6	the division of land under the Community Titles Act 1996 or the Strata Titles Act 1988 is appropriate having regard to the nature and extent of the common property that would be established by the relevant scheme;
		4.1.3.7	the requirements of a water industry entity under the Water Industry Act 2012 identified under the regulations relating to the provision of water supply and sewerage services are satisfied;
		4.1.3.8	any building situated on the land complies with the Building Rules;
		4.1.3.9	requirements set out in the regulations made for the purposes of Section 102(d) of the PDI Act are satisfied;
	4.1.4		any encroachment of a building over, under, across or on a public place (and not otherwise dealt with above) is acceptable having regard to any provision made by the Planning and Design Code or a design standard;
	4.1.5		if relevant - requirements applying under Part 15 Division 2 of the PDI Act are satisfied;
	4.1.6		such other matters as may be prescribed.
4.2	The power pursuant to Section 102(3) of the PDI Act to, in relation to granting a planning consent, on the delegate's own initiative or on application, reserve the delegate's decision on a specified matter or reserve the delegate's decision to grant a planning consent:		
	4.2.1		until further assessment of the relevant development under the PDI Act; or
	4.2.2		until further assessment or consideration of the proposed development under another Act; or
	4.2.3		until a licence, permission, consent, approval, authorisation, certificate or other authority is granted, or not granted (by the decision of another authority), under another Act.
4.3	The power pursuant to Section 102(4) of the PDI Act to allow any matter specified by the Planning and Design Code for the purposes of Section 102(4) of the PDI Act to be reserved on the application of the applicant.		
5.	**Deemed-to-satisfy Assessment**		
5.1	The power pursuant to Section 106(2) of the PDI Act to form the opinion and be satisfied that development is deemed-to-satisfy development except for 1 or more		

	minor variations and assess it as being deemed-to-satisfy.
6.	**Performance Assessed Development**
6.1	The power pursuant to Section 107(2)(c) of the PDI Act to form the opinion that the development is seriously at variance with the Planning and Design Code (disregarding minor variations).
6.2	The power pursuant to Section 107(3) of the PDI Act, if a proposed development is to be assessed under Section 107 of the PDI Act to make a decision in accordance with a practice direction.
6.2.1	The power pursuant to Section 107(4) of the PDI Act to limit the matters that the delegate will take into account to what should be the decision of the relevant authority as to planning consent in relation to the performance based elements of the development as assessed on its merits.
7.	**Application and Provision of Information**
7.1	The power pursuant to Section 119(1)(b) of the PDI Act to require an application to the relevant authority for the purposes of Part 7 of the PDI Act, to include any information as the delegate may reasonably require.
7.2	The power pursuant to Section 119(3) of the PDI Act to request an applicant:
7.2.1	to provide such additional documents, assessments or information (including calculations and technical details) as the delegate may reasonably require to assess the application;
7.2.2	to remedy any defect or deficiency in any application or accompanying document or information required by or under the PDI Act;
7.2.3	to consult with an authority or body prescribed by the regulations;
7.2.4	to comply with any other requirement prescribed by the regulations.
7.3	The power pursuant to Section 119(6) of the PDI Act if a request is made under Section 119(3) of the PDI Act, and the request is not complied with within the time specified by the regulations, to
7.3.1	subject to Section 119(6)(b)(ii) of the PDI Act, refuse the application; and
7.3.2	refuse the application in prescribed circumstances (including, if the regulations so provide, in a case involving development that is deemed-to-satisfy development).
7.4	The power pursuant to Section 119(7) of the PDI Act to, in dealing with an application that relates to a regulated tree, consider that special circumstances apply.
7.5	The power pursuant to Section 119(9) of the PDI Act to:

	7.5.1	permit an applicant:
		7.5.1.1 to vary an application;
		7.5.1.2 to vary any plans, drawings, specifications or other documents that accompanied an application,
		(provided that the essential nature of the proposed development is not changed);
	7.5.2	permit an applicant to lodge an application without the provision of any information or document required by the regulations;
	7.5.3	to the extent that the fee is payable to the relevant authority waive payment of whole or part of the application fee, or refund an application fee (in whole or in part);
	7.5.4	if there is an inconsistency between any documents lodged with the relevant authority for the purposes of Part 7 of the PDI Act (whether by an applicant or any other person), or between any such document and a development authorisation that has already been given that is relevant in the circumstances, return or forward any document to the applicant or to any other person and determine not to finalise the matter until any specified matter is resolved, rectified or addressed.
7.6	The power pursuant to Section 119(10) of the PDI Act to grant a permission under Section 119(9) of the PDI Act unconditionally or subject to such conditions as the delegate thinks fit.	
7.7	The power pursuant to Section 119(12) of the PDI Act to, in a consent, provide for, or envisage, the undertaking of development in stages, with separate consents or approvals for the various stages.	
7.8	The power pursuant to Section 119(14) of the PDI Act to if an applicant withdraws an application to determine to refund the application fee.	
8.	**Design Review**	
8.1	The power pursuant to Section 121(7) of the PDI Act, to in acting under the PDI Act, take into account any advice provided by a design panel (insofar as may be relevant to the assessment of proposed development by the delegate).	
9.	**Referrals to Other Authorities or Agencies**	
9.1	The power pursuant to Section 122(1) of the PDI Act, where an application for consent to, or approval of, a proposed development of a prescribed class is to be assessed by a relevant authority, to:	
	9.1.1	refer the application, together with a copy of any relevant information provided by the applicant, to a body prescribed by the regulations (including, if so prescribed, the Commission); and

	9.1.2 not make a decision until the relevant authority has received a response from that prescribed body in relation to the matter or matters for which the referral was made
	where the regulations so provide, subject to Section 122 of the PDI Act.
9.2	The power pursuant to Section 122(5)(b) of the PDI Act, acting by direction of a prescribed body:
	9.2.1 to refuse the application; or
	9.2.2 consent to or approve the development and impose such conditions as the prescribed body thinks fit, (subject to any specific limitation under another Act as to the conditions that may be imposed by the prescribed body) where the regulations so provide.
9.3	The power pursuant to Section 122(7) of the PDI Act, if the relevant authority is directed by a prescribed body to refuse an application and the refusal is the subject of an appeal under the PDI Act, to apply for the relevant authority to be joined as a party to the proceedings.
9.4	The power pursuant to Section 122(10) of the PDI Act to, if requested by an applicant, defer a referral under Section 122 of the PDI Act to a particular stage in the process of assessment.
10.	**Preliminary Advice and Agreement**
10.1	The power pursuant to Section 123(2) of the PDI Act, if:
	10.1.1 a proposed development is referred to a prescribed body under Section 123(1) of the PDI Act; and
	10.1.2 the prescribed body agrees to consider the matter under Section 123 of the PDI Act after taking into account any matter prescribed by the regulations; and
	10.1.3 the prescribed body agrees, in the manner prescribed by the regulations, that the development meets the requirements (if any) of the prescribed body (including on the basis of the imposition of conditions),
	to, subject to Section 123(4)of the PDI Act if an application for planning consent with respect to the development is lodged with the relevant authority within the prescribed period after the prescribed body has indicated its agreement under Section 123(2)(c) of the PDI Act, form the opinion and be satisfied that the application accords with the agreement indicated by the prescribed body (taking into account the terms or elements of that agreement and any relevant plans and other documentation).
10.2	The power pursuant to Section 123(4) of the PDI Act to determine an agreement under Section 123 of the PDI Act is no longer appropriate due to the operation of Section 132 of the PDI Act.

11.	**Proposed Development Involving Creation of Fortifications**
11.1	The power pursuant to Section 124(1) of the PDI Act, if the delegate has reason to believe that a proposed development may involve the creation of fortifications, to refer the application for consent to, or approval of, the proposed development to the Commissioner of Police (the Commissioner).
11.2	The power pursuant to Section 124(5) of the PDI Act, if the Commissioner determines that the proposed development involves the creation of fortification, to:
11.2.1	if the proposed development consists only of the creation fortifications - refuse the application; or
11.2.2	in any other case - impose conditions in respect of any consent to or approval of the proposed development prohibiting the creation of the fortifications
11.3	The power pursuant to Section 124(6) of the PDI Act, if the relevant authority acting on the basis of a determination of the Commissioner under Section 124(2) of the PDI Act refuses an application or imposes conditions in respect of a development authorisation, to notify the applicant that the application was refused, or the conditions imposed, on the basis of a determination of the Commissioner under Section 124 of the PDI Act.
11.4	The power pursuant to Section 124(7) of the PDI Act, if a refusal or condition referred to in Section 124(5) of the PDI Act is the subject of an appeal under the PDI Act to apply to the Court to be joined as a party to the appeal.
12.	**Time Within Which Decision Must be Made**
12.1	The power pursuant to Section 125(6) of the PDI Act to form the opinion and consider that the relevant application for planning consent should have been refused and apply to the Court for an order quashing the consent.
12.2	The power pursuant to Section 125(7) of the Act to apply to the Court for an extension of time to make an application under Section 125(6) of the Act.
13.	**Determination of Application**
13.1	The power pursuant to Section 126(1) of the PDI Act to, on making a decision on an application under Part 7 of the PDI Act, give notice of the decision in accordance with the regulations (and, in the case of a refusal, to include in the notice the reasons for the refusal and any appeal rights that exist under the PDI Act).
13.2	The power pursuant to Section 126(3) of the PDI Act to, on the delegate's own initiative or on the application of a person who has the benefit of any relevant development authorisation, extend a period prescribed under Section 126(2) of the PDI Act.
14.	**Conditions**
14.1	The power pursuant to Section 127(1) of the PDI Act to make a decision subject to such conditions (if any) as the delegate thinks fit to impose in relation to the

	development.
14.2	The power pursuant to Section 127(2)(c) of the PDI Act to vary or revoke a condition in accordance with an application under Part 7 of the PDI Act.
14.3	The power pursuant to Section 127(4) of the PDI Act, subject to Sections 127(6) and (8) of the PDI Act, if a development authorisation provides for the killing, destruction or removal of a regulated tree or a significant tree, to apply the principle that the development authorisation be subject to a condition that the prescribed number of trees (of a kind determined by the delegate) must be planted and maintained to replace the tree (with the cost of planting to be the responsibility of the applicant or any person who acquires the benefit of the consent and the cost of maintenance to be the responsibility of the owner of the land).
14.4	The power pursuant to Section 127(6) of the PDI Act to, on the application of the applicant, determine that a payment of an amount calculated in accordance with the regulations be made into the relevant fund in lieu of planting 1 or more replacement trees under Section 127(4) of the PDI Act.
14.5	The power pursuant to Section 127(8)(b) of the PDI Act to:
	14.5.1 determine that it is appropriate to grant an exemption under Section 127(8)(b) of the PDI Act in a particular case after taking into account any criteria prescribed by the regulations and provided the Minister concurs in the granting of the exemption;
	14.5.2 to seek the Minister's concurrence to grant an exemption under Section 127(8)(b) of the PDI Act.
15.	**Variation of Authorisation**
15.1	The power pursuant to Sections 128(1) and (2) of the PDI Act to determine an application seeking the variations of a development authorisation previously given under the PDI Act (including an application seeking the variation of a condition imposed with respect to the development authorisation).
15.2	The power pursuant to Section 128(2)(d) of the PDI Act to approve an application for a variation to a development authorisation previously given under the PDI Act, which seeks to extend the period for which the relevant authorisation remains operative.
16.	**Urgent Building Work**
16.1	The power pursuant to Section 135(2) of the PDI Act to issue any direction.
17.	**Cancellation of Development Authorisation**
17.1	The power pursuant to Section 143(1) of the PDI Act to, on the application of a person who has the benefit of the authorisation, cancel a development authorisation previously given by the relevant authority.
17.2	The power pursuant to Section 143(2) of the PDI Act to make a cancellation under Section 143(1) of the PDI Act subject to such conditions (if any) as the delegate thinks

	fit to impose.
18.	**Professional Advice to be Obtained in Relation to Certain Matters**
18.1	The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.
18.2	The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.
19.	**Continuation of Processes**
19.1	The power pursuant to Clause 18(2) of Schedule 8 of the PDI Act, to:
19.1.1	adopt any findings or determinations of a relevant authority under the repealed Act that may be relevant to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and
19.1.2	adopt or make any decision (including a decision in the nature of a determination), direction or order in relation to an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and
19.1.3	deal with any matter that is subject to a reserved decision under the repealed Act before the designated day; and
19.1.4	deal with any requirement or grant any variation imposed or proposed in connection with an application to which Clause 18(1) of Schedule 8 of the PDI Act applies; and
19.1.5	take any other step or make any other determination authorised by the regulations, or that is reasonably necessary to promote or ensure a smooth transition on account of the transfer of functions, powers or duties under Clause 18 of Schedule 8 of the PDI Act.

PLANNING, DEVELOPMENT AND INFRASTRUCTURE (GENERAL) REGULATIONS 2017

20.	**Interpretation**
20.1	The power pursuant to Regulation 3(6)(b) of the Planning, Development and Infrastructure Regulations 2017 (**the General Regulations**) to require that a statement of site suitability provided to a relevant authority in connection with an application for development authorisation be issued by a site contamination auditor if the Environment Protection Authority directs the relevant authority to do so in relation to a particular application.

21.	**Prescribed Scheme (Section 93)**
21.1	The power pursuant to Regulation 22(2) of the Planning, Development and Infrastructure (General) Regulations 2019 (**the General Regulations**), to, in connection with Regulation 22(1)(a)(ii) of the General Regulations act as a relevant authority for the purposes of:
21.1.1	making a decision in accordance with a practice direction under Section 107(3)(a) of the PDI Act; and
21.1.2	determining whether a proposed development the subject of an application falls within a specified class of development excluded from the operation of Section 107(3) and (4) of the PDI Act by the Planning and Design Code.
22.	**Verification of Application**
22.1	The power pursuant to Regulation 31(1) of the General Regulations, on the receipt of an application under Section 119 of the PDI Act, and in addition to any other requirement under the General Regulations, to, in order to ensure that an application has been correctly lodged and can be assessed in accordance with the PDI Act:
22.1.1	determine the nature of the development; and
22.1.2	if the application is for planning consent - determine:
22.1.2.1	whether the development involves 2 or more elements and, if so, identify each of those elements for the purposes of assessment against the provisions of the Planning and Design Code; and
22.1.2.2	the category or categories of development that apply for the purposes of development assessment; and
22.1.3	determine whether the relevant authority is the correct entity to assess the application under the PDI Act; and
22.1.4	if the relevant authority is the correct entity to assess the application (or any part of the application):
22.1.4.1	check that the appropriate documents and information have been lodged with the application; and
22.1.4.2	confirm the prescribed fees required to be paid at that; and
22.1.4.3	provide an appropriate notice via the SA planning portal; and
22.1.5	if the relevant authority is not the correct entity to assess the application (or any part of the application):
22.1.5.1	provide the application (or any relevant part of the application), and any relevant plans, drawings, specifications and other documents and information in its possession, to the entity that the delegate considers to be the correct relevant authority in accordance with

	any practice direction; and
	22.1.5.2 provide an appropriate notice via the SA planning portal.
23.	**Site Contamination – Detailed Site Investigation Report**
23.1	The power pursuant to Regulation 32A(1) of the General Regulations to for the purposes of Section 119(3)(d) of the PDI Act, in relation to an application to which Schedule 8 clause 2A applies, request the applicant to provide a detailed site investigation report if:
	23.1.1 the preliminary site investigation report indicates that site contamination is present, or is likely to be present, at the site of the proposed development; and
	23.1.2 the delegate considers that there is insufficient information to determine that the site is suitable for its intended use, having regard to:
	23.1.2.1 site contamination; and
	23.1.2.2 if remediation is required, the extent of that remediation; and
	23.1.3 the application is not required to be referred to the Environment Protection Authority under item 9A or 9AB of the table in Schedule 9 clause 3.
23.2	The power pursuant to Regulation 32A(2) of the General Regulations to require that a detailed site investigation report be prepared by a site contamination auditor if the Environment Protection Authority directs the relevant authority to do so in relation to a particular application.
24.	**Site Contamination – Statement of Site Suitability**
24.1	The power pursuant to Regulation 32B of the General Regulations to, for the purposes of Section 119(3)(d) of the PDI Act, in relation to an application to which Schedule 8 clause 2A applies, require the applicant to provide a statement of site suitability that confirms that the site is suitable for its intended use before the relevant authority issues a planning consent in relation to the application.
25.	**Application and Further Information**
25.1	The power pursuant to Regulation 33(4) of the General Regulations to seek clarification about any document or information that has been provided by the applicant.
26.	**Amended Applications**
26.1	The power pursuant to Regulation 35(3) of the General Regulations if an application is varied following referral under Division 2 or giving of notice under Division 3, to, if the variations are not substantial, consider the application without the need to repeat an action otherwise required under Division 2 or Division 3.
26.2	The power pursuant to Regulation 35(4) of the General Regulations if a variation

	would change the essential nature of a proposed development (as referred to in Section 119(9)(a) of the PDI Act), to agree with the applicant to proceed with the variation on the basis that the application (as so varied) will be treated as a new application under the General Regulations.
27.	**Withdrawing/Lapsing Applications**
27.1	The power pursuant to Regulation 38(1) of the General Regulations if an application is withdrawn by the applicant under Section 119(14) of the PDI Act, to notify:
27.1.1	any agency to which the application has been referred under Division 2 of the General Regulations; and
27.1.2	any person who has made a representation in relation to the application under Division 3 of the General Regulations,
	of the withdrawal.
27.2	The power pursuant to Regulation 38(2) of the General Regulations to lapse an application for a development authorisation under Part 7 of the PDI Act if at least one year has passed since the date on which the application was lodged with the relevant authority.
27.3	The power pursuant to Regulation 38(3) of the General Regulations before taking action to lapse an application under Regulation 38(2) of the General Regulations, to:
27.3.1	take reasonable steps to notify the applicant of the action under consideration; and
27.3.2	allow the applicant a reasonable opportunity to make submissions to the delegate (in a manner and form determined by the delegate) about the proposed course of action.
28.	**Court Proceedings**
28.1	The power pursuant to Regulation 40 of the General Regulations to, subject to Section 214(14) of the PDI Act, by notice in writing to the applicant, decline to deal with the application until any proceedings under the PDI Act have been concluded.
29.	**Additional Information or Amended Plans**
29.1	The power pursuant to Regulation 42(1) of the General Regulations if a delegate has referred an application to a prescribed body under Division 1 of the General Regulations and the relevant authority subsequently receives additional information, or an amended plan, drawing or specification, which is materially relevant to the referral, or to any report obtained as part of the referral process, to repeat the referral process.
30.	**Preliminary Advice and Agreement (Section 123)**
30.1	The power pursuant to Regulation 46(6) of the General Regulations, if:
30.1.1	the delegate permits an applicant to vary an application under Section 119(9)

	of the PDI Act; and
	30.1.2 the delegate determines that the application no longer accords with the agreement indicated by the prescribed body,
	to refer the application (unless withdrawn) to the prescribed body:
	30.1.3 to obtain a variation to the agreement under Section 123 of the PDI Act; or
	30.1.4 to obtain a response from the prescribed body for the purposes of Section 122 of the PDI Act.
30.2	The power pursuant to Regulation 46(7) of the General Regulations if:
	30.2.1 an application is withdrawn by the applicant; and
	30.2.2 the applicant sought to rely on an agreement under Section 123 of the PDI Act in connection with the application,
	to notify relevant prescribed body of the withdrawal.
30.3	The power pursuant to Regulation 46(8) of the General Regulations, if:
	30.3.1 an application is lapsed by a relevant authority under Regulation 38 of the General Regulations; and
	30.3.2 the applicant sought to rely on an agreement under Section 123 of the PDI Act in connection with the application,
	to notify the relevant prescribed body of the lapsing.
30.4	The power pursuant to Regulation 46(9) of the General Regulations, if:
	30.4.1 an applicant seeks to rely on an agreement under Section 123 of the PDI Act in connection with the application; and
	30.4.2 a notice of a decision on the application is issued by the delegate under Regulation 57 of the General Regulations,
	to provide a copy of the notice to the prescribed body within 5 business days after the notice is given to the applicant under Regulation 57 of the General Regulations.
31.	**Notification of Application of Tree-damaging Activity to Owner of Land**
31.1	The power pursuant to Regulation 48 of the General Regulations, if an owner of land to which an application for a tree-damaging activity in relation to a regulated tree relates is not a party to the application, to:
	31.1.1 give the owner notice of the application within 5 business days after the application is made; and
	31.1.2 give due consideration in the delegate's assessment of the application to any

	submission made by the owner within 10 business days after the giving of notice under Regulation 48 of the General Regulations.
32.	**Public Inspection of Applications**
32.1	The power pursuant to Regulation 49(3) of the General Regulations to request a person verify information in such manner as the delegate thinks fit.
33.	**Notice of Decision (Section 126(1))**
33.1	The power pursuant to Regulation 57(2)(b) of the General Regulations to provide notice via the SA Planning Portal and to determine if necessary to give notice to the applicant in some other way determined to be appropriate by the delegate.
33.2	The power pursuant to Regulation 57(4)(a) of the General Regulations to endorse a set of any approved plans and other relevant documentation with an appropriate form of authentication.
34.	**Consideration of Other Development Authorisations**
34.1	The power pursuant to Regulation 60 of the General Regulations, to, in deciding whether to grant a development authorisation, take into account any prior development authorisation that relates to the same proposed development under the PDI Act, and any conditions that apply in relation to that prior development authorisation.
35.	**Certificate of Independent Technical Expert in Certain Cases**
35.1	The power pursuant to Regulation 61(4)(c) of the General Regulations to form the opinion and be satisfied on the basis of advice received from the accreditation authority under the Planning, Development and Infrastructure (Accredited Professionals) Regulations 2019, a relevant professional association, or another relevant registration or accreditation authority, that a person has engineering or other qualifications, qualify the person to act as a technical expert under this regulation.
36.	**Urgent Work**
36.1	The power pursuant to Regulation 63(1) of the General Regulations to,
36.1.1	determine a telephone number determined for the purposes of Regulation 63(1)(a) of the General Regulations; and
36.1.2	determine the email address for the purposes of Regulation 63(1)(b) of the General Regulations.
36.2	The power pursuant to Regulation 63(2) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.
36.3	The power pursuant to Regulation 63(3) of the General Regulations to, for the purposes of Section 135(2)(c) of the PDI Act, allow a longer period.

37.	**Variation of Authorisation (Section 128)**	
	37.1	The power pursuant to Regulation 65(1)(a) of the General Regulations to, for the purposes of Section 128(2)(b) of the PDI Act, if a person requests the variation of a development authorisation previously given under the Act (including by seeking the variation of a condition imposed with respect to the development authorisation) to form the opinion and be satisfied that the variation is minor in nature, and approve the variation.
38.	**Advice from Commission**	
	38.1	The power pursuant to Regulation 76(2) of the General Regulations, if a report is not received from the Commission within 20 business days from the day on which the application is lodged under Regulation 29 of the General Regulations or within such longer period as the Commission may require by notice to the relevant authority, to presume that the Commission does not desire to make a report.
39.	**Underground Mains Area**	
	39.1	The power pursuant to Regulation 78(3) of the General Regulations, if an application relates to a proposed development that involves the division of land within, or partly within, an underground mains area (even if the area is declared as such after the application is lodged with the relevant authority), to require, as a condition on its decision on the application, that any electricity mains be placed underground.
40.	**Construction Industry Training Fund**	
	40.1	The power pursuant to Regulation 99(4) of the General Regulations, if after assessing a proposed development against the building rules the delegate is yet to be satisfied that the appropriate levy has been paid under the *Construction Industry Training Fund Act 1993* or is not payable, to notify the applicant that the delegate cannot issue a building consent until the delegate is satisfied that the levy has been paid or is not payable.
	40.2	The power pursuant to Regulation 99(5) of the General Regulations, if a notification has been given under Regulation 99(4) of the General Regulations and if satisfactory evidence is not provided to the delegate within 20 business days after the date of the notification to, if the delegate thinks fit, determine that the application has lapsed.
41.	**New Dwellings**	
	41.1	The power pursuant to clause 2(1)(b) of Schedule 6B of the General Regulations to form the belief that the allotment is, or may have been, subject to site contamination as a result of a previous use of the land or a previous activity on the land or in the vicinity of the land, other than a previous use or activity that was for residential purposes.
42.	**Plans for Building Work**	
	42.1	The power pursuant to Clause 4(3) of Schedule 8 of the General Regulations, in relation to an application for building consent for development consisting of or

	involving an alteration to a building, if:
	42.1.1 the applicant is applying for a change in the classification of the building to a classification other than Class 10 under the Building Code; or
	42.1.2 the building was erected before 1 January 1974 and the applicant is applying for a classification other than Class 10 under the Building Code to be assigned to the building,
	to require the application to be accompanied by such details, particulars, plans, drawings, specifications and other documents (in addition to the other documents required to accompany the application) as the delegate reasonably requires to show that the entire building will, on completion of the building work, comply with the requirements of the PDI Act and the General Regulations for a building of the classification applied for or with so many of those requirements as will ensure that the building is safe and conforms to a proper structural standard.

PLANNING, DEVELOPMENT AND INFRASTRUCTURE (FEES, CHARGES AND CONTRIBUTIONS) REGULATIONS 2019

43.	**Calculation or Assessment of Fees**
43.1	The power pursuant to Regulation 5(1) of the PDI (Fees, Charges and Contributions) Regulations 2019 (**the Fees Regulations**) in relation to an application which is duly lodged with the council under a related set of regulations (including via the SA planning portal):
	43.1.1 to require the applicant to provide such information as the delegate may reasonably require to calculate a prescribed fee; and
	43.1.2 to make any other determination for the purposes of the Fees Regulations or a related set of regulations or a fee notice (even if the assessment manager is not a relevant authority).
43.2	The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate is acting under Regulation 5(1) of the Fees Regulations, or as the delegate of a relevant authority, believes that any information provided by an applicant is incomplete or inaccurate, to calculate a prescribed fee on the basis of estimates made by the delegate.
43.3	The power pursuant to Regulation 5(3) of the Fees Regulations to, at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of regulations

PLANNING AND DESIGN CODE

44.	**Procedural Matter**
44.1	The power pursuant to and in accordance with the Planning and Design Code (**the PD Code**) to form the opinion development is of a minor nature only and will not unreasonably impact on the owners or occupiers of land in the locality of the site of the development and therefore is excluded from the operation of Sections 107(3) and (4) of the PDI Act.
44.2	The power pursuant to and in accordance with the PD Code to determine that the variation to one or more corresponding exclusions prescribed in Column B is minor in nature and does not require notification.
45.	**Procedural Matters: Referrals**
45.1	The power pursuant to and in accordance with the PD Code to form the opinion development is minor in nature and would warrant a referral when considering the purpose of the referral.
45.2	The power pursuant to and in accordance with the PD Code to form the opinion and deem:
	45.2.1 alteration to an existing access or public road junction; or
	45.2.2 development that changes the nature of vehicular movements or increases the number or frequency of movements through an existing access,
	to be minor.
45.3	The power pursuant to and in accordance with the PD Code to form the opinion an alteration or extension of an existing dwelling is minor.
45.4	The power pursuant to and in accordance with the PD Code to form the opinion development is minor in nature or like for like maintenance and would not warrant a referral when considering the purpose of the referral.
45.5	The power pursuant to and in accordance with the PD Code to form the opinion development is minor in nature or like for like maintenance and would not warrant a referral when considering the purpose of the referral.
45.6	The power pursuant to and in accordance with the PD Code to form the opinion alterations to an existing access or public road junction are minor.
45.7	The power pursuant to and in accordance with the PD Code to form the opinion development that changes the nature of vehicular movements or increase the number or frequency of movements through an existing access is minor.
45.8	The power pursuant to and in accordance with the PD Code to form the opinion the variation to an application is minor in nature or would not warrant a referral when considering the purpose of the referral.

45.9	The power pursuant to and in accordance with the PD Code to form the opinion development materially affects the context within which the State Heritage Place is situated.
45.10	The power pursuant to and in accordance with the PD Code to form the opinion the development is minor in nature and would not warrant a referral when considering the purpose of the referral.
46.	**Administrative Terms and Definition**
46.1	The power pursuant to and in accordance with Part 8 of the PD Code to for the purposes of Table 5 – Procedural Matters (**PM**) – Notification and the definition of 'Excluded Building', form the opinion that:
46.1.1	the building, structure or landscape feature (or part thereof) does not contribute to the building or features of identified heritage value within the State Heritage Area;
46.1.2	the building (or part thereof) does not demonstrate the historic characteristics as expressed in the Historic Area Statement.
47.	**Referral Body: Minister Responsible for the Administration of the Aquaculture Act 201**
47.1	The power pursuant to and in accordance with Part 9.4 of the PD Code to form the opinion that aquaculture development which involves an alteration to an existing or approved development is minor in nature.

STATE PLANNING COMMISSION PRACTICE DIRECTION (SCHEME TO AVOID CONFLICTING REGIMENS) 2019

48.	**Scheme Provisions**
48.1	The power pursuant to clause 5(1) of the State Planning Commission Practice Direction (Scheme to Avoid Conflicting Regimens) 2019 (**PD6**), to in undertaking a planning assessment or imposing controls, including through the imposition of conditions of planning consent, ensure that such assessment or controls do not conflict or duplicate matters dealt with or addressed under licencing or regulatory regimens under another Act.
48.2	The power pursuant to clause 5(3) of PD6 to, where the delegate is uncertain whether a matter conflicts with, or duplicates a matter dealt with under a licencing or regulatory regime under another Act, to seek the advice of that authority or agency.

STATE PLANNING COMMISSION PRACTICE DIRECTION 14 SITE CONTAMINATION ASSESSMENT 2021

49.	**Change of Use Where Remediation is Required After the Issue of Planning Consent – Section 127(1)(b) of Act**
	49.1 The power pursuant to clause 12 of the State Planning Commission Practice Direction (Site Contamination Assessment) 2021 (**PD14**) to be satisfied that a site is suitable for its intended use subject to remediation being undertaken and to issue a planning consent without the remediation work having been carried out, subject to Condition A, B or C in PD14 as relevant.
50.	**Land Division Where Remediation is Required After the Issue of Planning Consent – Section 127(1)(b) of Act**
	50.1 The power pursuant to clause 13 of PD14 to be satisfied in relation to proposed land division that a site is suitable for its intended use subject to remediation being undertaken and to issue a planning consent without the remediation work having been carried out subject to the consent being subject to the following condition: *A land division certificate under Section 138 of the Planning, Development and Infrastructure Act 2016 must not be issued until a statement of site suitability is issued certifying that the required remediation has been undertaken and the land is suitable for the proposed use.*

STATE PLANNING COMMISSION PRACTICE DIRECTION 16 URBAN TREE CANOPY OFF-SET SCHEME

51.	**Reserved Matter**
	51.1 The power pursuant to clause 6(2) of State Planning Commission Practice Direction 16 Urban Tree Canopy Off-set Scheme (**PD16**) to where an applicant has elected to reserve consideration of the DTS/DPF Policy in the Overlay, as provided for in the Code and under Section 102(4) of the PDI Act, to require the applicant to provide documents which are considered by the delegate as sufficient to confirm whether the relevant development site includes a Designated Soil Type.
52.	**Process for Payments to the Fund**
	52.1 The power pursuant to clause 7 of PD16 where an applicant has elected to make a payment into the Fund, in lieu of planting a tree (or trees) as provided in the DTS/DPF Policy in the Overlay, to verify the payment as being correct in accordance with the Scheme, prior to the granting of development authorisation under the PDI Act.
53.	**Development within Council Fund Designated Areas**
	53.1 The power pursuant to clause 8(3) of PD16, where a development application relates to a site which is located both within a Council Fund Designated Area and within the Overlay to impose a condition requiring payment into a Council Fund, irrespective of an election by the applicant to plant a tree or make a payment into the Fund as provided

under the Scheme.

URBAN TREE CANOPY OFF-SET SCHEME

54.	**Payment into Fund**
54.1	The power pursuant to clause 6(4) of the Urban Tree Canopy Off-set Scheme (**UTCOS**) where an applicant has elected to make a contribution to the fund under this scheme to impose a condition on the relevant development authorisation for planning consent requiring that payment of the amount specified in clause 6(1) of the UTCOS be made into the fund before the issue of development approval for the subject development application.
55.	**Use of Money from Fund**
55.1	The power pursuant to clause 9 of the UTCOS to use money distributed from the fund for any of the following purposes (and for no other purpose):
55.1.1	to provide for the planting, establishment and maintenance of trees within reserves or public land anywhere within a designated local government area; or
55.1.2	the purchase of land within a designated local government area to ensure:
55.1.2.1	the preservation of trees; or
55.1.2.2	that trees can be established in an area with a low urban tree canopy level or a demonstrated urban tree canopy loss.

STATE PLANNING COMMISSION PRACTICE DIRECTION 18 OUTLINE CONSENT

56.	**Circumstances in Which Outline Consent May be Granted**
56.1	The power pursuant to clause 5(1)(b) of the State Planning Commission Practice Direction 18 Outline Consent (**PD18**) to provide advice to an applicant that if the application were to be for planning consent, the council would request the Minister to give notice under Section 94(1)(g) of the PDI Act.

SCHEDULE OF CONDITIONS

CONDITIONS OR LIMITATIONS
APPLICABLE TO DELEGATIONS
CONTAINED IN THIS INSTRUMENT

Paragraph(s) in instrument to which conditions/limitations apply	Conditions / Limitations
Nil	Nil

INSTRUMENT OF GENERAL APPROVAL AND DELEGATION TO COUNCIL

USE OF TRAFFIC CONTROL DEVICES, ROAD CLOSURE AND GRANTING OF EXEMPTIONS FOR EVENTS

ROAD TRAFFIC ACT 1961 (SECTIONS 17, 20 & 33)

MINISTER FOR TRANSPORT AND INFRASTRUCTURE

REVOCATION OF PREVIOUS INSTRUMENT

I, **Tom Koutsantonis**, **Minister for Transport and Infrastructure** in the State of South Australia, in accordance with the powers conferred on the Minister by the *Road Traffic Act 1961*, **REVOKE** the previous Instrument issued by the Minister entitled "Notice to Council to use Traffic Control Devices and to close roads and grant exemptions for events" dated 27 April 2009.

INSTRUMENT OF GENERAL APPROVAL

GENERAL APPROVAL FOR THE INSTALLATION, MAINTENANCE, ALTERATION, OPERATION OR REMOVAL OF TRAFFIC CONTROL DEVICES

I, **Tom Koutsantonis**, **Minister for Transport and Infrastructure** in the State of South Australia, pursuant to section 12 of the *Road Traffic Act 1961* ("the Act"), hereby grant the following **GENERAL APPROVALS** to **Council**:

A. Traffic Control Devices

For the purpose of sections 17(1) and (2) of the Act, I grant Council **GENERAL APPROVAL** to install, maintain, alter, operate, or remove, or cause to be installed, maintained altered, operated, or removed any traffic control device on, above or near a road which is under its care, control and management subject to the following conditions EXCEPT those traffic control devices specified in Clause A.8 or those dealt with in other clauses of this instrument:

A.1 Authorisation of other Officers

Council may authorise any Officer to exercise the powers conferred on it pursuant to Clause A of this Instrument. Any Authorisations to any Officer must be made by instrument in writing and approved by the Chief Executive Officer on behalf of Council. All actions carried out by any Officer in accordance with Clause A must be done so "for, and on behalf of the Council". Records must be kept of any Authorisations made pursuant to this clause. Council may attach any conditions to such Sub-Authorisations that it considers appropriate.

A.2 Conformity with the *Road Traffic Act*

All traffic control devices used pursuant to Clause A must conform to the requirements of the Act and any Rules and Regulations made under the Act.

A.3 Conformity with the Australian Standards and the Code

All traffic control devices must conform to the requirements of and be installed, maintained, altered, operated or removed in accordance with the applicable Australian Standards, and the provisions contained in the Code and the applicable Australian Standards, as amended from time to time.

The Code refers to and invokes the applicable Australian Standards. The Code must be read together with, but takes precedence over, all applicable Australian Standards.

A.4 Notification to adjoining Councils

Council must notify an adjoining Council before installing, altering or removing a traffic control device on a road that runs into or intersects with, or is otherwise likely to affect traffic on a road (including its flow, speed and composition) that is under the care, control and management of another Council.

Where a Council uses a traffic control device to effect section 32 of the Act, that is, closing a road for traffic management purposes, and the road runs into the area or along the boundary of another Council, each affected Council must concur with the road closure or part road closure.

A.5 Notification to the Commissioner of Highways

Council must notify the Commissioner of Highways before installing, altering or removing a traffic control device on a road that runs into or intersects with, or otherwise is likely to affect traffic on a road (including its flow, speed and composition) that is under the care, control and management of the Commissioner of Highways.

A.6 Consultation on traffic signals

If Council wishes the Commissioner of Highways to maintain Council's:

(a) traffic signals at intersections;
(b) emergency services traffic signals;
(c) mid-block traffic signals (pedestrian actuated crossings);
(d) signals at Koala crossings; or
(e) signals at Wombat crossings with flashing lights,

then Council must consult with the Commissioner of Highways when proposing to install the said signals for the purpose of standardising the equipment and establishing a uniform maintenance program.

A.7 Traffic Impact Statement

Before any traffic control device is installed, altered or removed, a Traffic Impact Statement must be prepared by a person, who in the Council's opinion is an experienced traffic engineering practitioner.

The Traffic Impact Statement must be endorsed by a person authorised by Council.

The Traffic Impact Statement summarises the investigations undertaken to justify the installation, alteration or removal of traffic control devices and must address road safety issues and the traffic management effects for all road users, including cyclists and pedestrians. It need not be a lengthy document. The Code provides further guidance on the preparation of Traffic Impact Statements.

A Traffic Impact Statement is not required for the installation, alteration or removal of traffic control devices on road-related areas that do not constitute a public place.

A.8 Traffic control devices requiring separate approval

General approval does not apply to those traffic control devices:

(a) specifically listed in the Code requiring separate approval; or

(b) not contained in or referred to in the Australian Standards or the Code; or

(c) not complying with clause A.3.

Council must obtain separate approval to install, maintain, alter, operate or remove, or cause to be installed, altered, operated or removed, any traffic control device specified in this clause.

Council must address applications for approval under this clause to the Commissioner of Highways who will consider the application as the Minister's delegate. The application must include a Traffic Impact Statement, any plans, and relevant supporting documentation.

B. Speed Limits at Works on Roads

For the purpose of section 20(2) of the Act, I grant Council **GENERAL APPROVAL** to place signs on a road for the purpose of indicating the maximum speed to be observed by drivers while driving on, by or towards

- a work area; or
- a work site

where workers are engaged, or works are in progress at the direction of Council, subject to the following conditions:

B.1 Authorisation of other Officers

Council may authorise any Officer to exercise the powers conferred on it pursuant to Clause B of this Instrument. Any Authorisations to any Officer must be made by instrument in writing and approved by the Chief Executive Officer on behalf of Council. All actions carried out by that Officer in accordance with Clause B must be done so "for, and on behalf of the Council". Records must be kept of any authorisation made pursuant to this clause. Council may attach any conditions to such Sub-Authorisations that it considers appropriate.

B.3 Conformity with the *Road Traffic Act*

The maximum speed to be indicated by signs must be in accordance with section 20 of the Act.

B.4 Conformity with the SA Standards

All traffic control devices must conform to the requirements of and be installed in accordance with the provisions contained in the SA Standards.

B.5 Persons who may act on behalf of Council

For the purposes of this clause, the following people may act on behalf of Council:

(a) an employee of Council; or
(b) an employee of a contractor or sub-contractor engaged to carry out works on a road on behalf of Council.

B.6 Training and Accreditation

At all times when a worker is present at a work area or work site at least one worker must:

- have gained accreditation in the DPTI Workzone Traffic Management Training Program; and
- carry a card or certificate certifying accreditation in this course when engaged at a work area or work site; and
- have undertaken re-training in the DPTI Workzone Traffic Management Training Program within the last 3 years.

B.7 Record Keeping

Any person acting on behalf of Council pursuant to Clause B must comply with the SA Standards that outline the procedures and guidelines for record keeping required for the overall safety and smooth operation of a traffic guidance scheme.

C. Traffic Control Devices at Works on Roads

For the purposes of sub-section 17(3) of the Act, I grant Council **GENERAL APPROVAL** to install, display, alter, operate, or remove, any traffic control device in relation to an area where persons are engaged in work or an area affected by works in progress, or in relation to part of a road temporarily closed to traffic under this Act or any other Act. This approval is subject to the following conditions:

C.1 Authorisation of other Officers

Council may authorise any Officers to exercise the powers conferred on it pursuant to Clause C of this Instrument. Any Authorisations to any officer must be by instrument in writing and approved by the Chief Executive Officer on behalf of Council. All actions carried out by that Officer in accordance with Clause C must be done so "for, and on behalf of the Council". Records must be kept of any authorisation made pursuant to

this clause. Council may attach any conditions to such Sub-Authorisations that it considers appropriate.

C.2 Conformity with the Road Traffic Act

All traffic control devices must conform to the requirements of, and be installed, displayed, altered, operated or removed in accordance with the Act and any Rules and Regulations made under the Act.

C.3 Conformity with the Code, and SA Standards

All traffic control devices must conform to the requirements of and be installed, displayed, altered, operated or removed in accordance with the provisions contained in the Code, the SA Standards and the applicable Australian Standards.

C.4 Persons who may act on behalf of Council

For the purposes of this clause, the following people may act on behalf of Council:

(a) an employee of Council; or
(b) an employee of a contractor or sub-contractor engaged to carry out works on a road on behalf of Council.

C.5 Training and Accreditation

At all times when a worker is present in an area where persons are engaged in work or an area affected by works in progress at least one worker must:

- have gained accreditation in the DPTI Workzone Traffic Management Training Program; and
- carry a card or certificate certifying accreditation in this course when engaged at a work area or work site; and
- have undertaken re-training in the DPTI Workzone Traffic Management Training Program within the last 3 years.

C.6 Record Keeping

Any person acting on behalf of Council pursuant to Clause C must comply with the SA Standards that outline the procedures and guidelines for record keeping required for the overall safety and smooth operation of a traffic guidance scheme.

D. Temporary Parking Controls

For the purpose of sub-section 17(3) of the Act, I grant Council **GENERAL APPROVAL** to install, display, alter, operate, or remove a traffic control device for the purposes of imposing, varying or abolishing a parking control on a temporary basis on a road which is under its care, control and management, subject to the following conditions:

D.1 Authorisation of other Officers

Council may authorise any Officers to exercise the powers conferred on it pursuant to Clause D of this Instrument. Any Authorisations to any Officer must be made by instrument in writing and approve by the Chief Executive Officer on behalf of Council. All actions carried out by that Officer in accordance with Clause D must be done so "for, and on behalf of the Council". Records must be kept of any authorisation made pursuant to this clause. Council may attach any conditions to such Sub-Authorisations that it considers appropriate.

D.2 Conformity with the Act

All temporary parking controls must conform with the requirements of, and be installed, displayed, altered, operated or removed in accordance with the Act and any Rules and Regulations made under the Act.

D.3 Conformity with Australian Standards and the Code

All temporary parking controls must conform to the requirements and be installed, displayed, altered, operated or removed in accordance with the provisions contained in any applicable Australian Standards and the Code.

The Code refers to and invokes the Australian Standards. The Code must be read together with, but takes precedence over, all applicable Australian Standards.

D.4 Information on Signs

A temporary parking control used in accordance with Clause D must display the words "TEMPORARY PARKING CONTROL" in a prominent position.

D.5 Limitation of Temporary Parking Controls

A temporary parking control used in accordance with Clause D cannot have effect for a period exceeding 35 days.

D.6 Records of Temporary Parking Controls

Council must keep records of any use of temporary parking controls.

E. TRAFFIC CONTROL DEVICES FOR EVENTS

For the purposes of section 17 of the Act, I grant Council **GENERAL APPROVAL** to install, maintain, alter, operate or removed, or cause to be installed, maintained altered, operated, or removed, a traffic control device for the purpose of an event other than those specified in Clause A.8 of this Instrument, on, above or near a road which is under its care, control and management subject to the following conditions:

E.1. Conformity with the Road Traffic Act

All traffic control devices used pursuant to Clause E of this Instrument must conform to the requirements of the Act, and any Rules and Regulations made under the Act.

E.2. Conformity with Plan

All traffic control devices must be installed in accordance with a Traffic Management Plan prepared by a person who in the opinion of the Council has an appropriate level of knowledge and expertise in the preparation of traffic management plans.

Council need not comply with Clause A.7 of this Instrument where using a traffic control device for the purpose of an event.

E.3. Notification to adjoining Councils

Council must notify an adjoining Council before installing, altering or removing a traffic control device on a road that runs into or intersects with, or otherwise is likely to affect traffic (including its flow, speed and composition) on a road that is under the care, control and management of another Council.

E.4 Notification to the Commissioner of Highways

Council must notify the Commissioner of Highways before installing, altering or removing a traffic control device on a road that runs into or intersects with, or otherwise is likely to affect traffic on a road (including its flow, speed and composition) that is under the care, control and management of the Commissioner of Highways.

INSTRUMENT OF DELEGATION

I, **Tom Koutsantonis**, **Minister for Transport and Infrastructure** in the State of South Australia, pursuant to section 11 of the *Road Traffic Act 1961* ("the Act") hereby **DELEGATE** the powers as detailed in the following clauses –

F. GRANT APPROVAL TO ANOTHER ROAD AUTHORITY

I **DELEGATE** to **Council** the power conferred on the Minister pursuant to section 17 of the Act to **SPECIFICALLY APPROVE** the installation, maintenance, alteration, operation or removal of a traffic control device in the municipality or district of Council by a road authority on, above or near a road under the care, control and management of the said road authority subject to the following conditions:-

F.1 Sub-Delegation and Authorisation to other Officers

This delegation cannot be sub-delegated without my express approval. Council may, however, authorise any officers to exercise the powers conferred on Council pursuant to Clause F of this Instrument.

Any Authorisations to any Officer should be made by instrument in writing and approved by the Chief Executive Officer on behalf of Council. All actions carried out by that officer in accordance with Clause F must be done so "for, and on behalf of the Council". Records must be kept of any authorisation made pursuant to this clause.

F.2 Conformity with the Road Traffic Act

All traffic control devices used pursuant to Clause F of this Instrument must conform to the requirements of the Act, and any Rules and Regulations made under the Act.

F.3 Conformity with the Australian Standards and the Code

All traffic control devices must conform to the requirements of and be installed, maintained, altered, operated or removed in accordance with the provisions contained in the applicable Australian Standards and the Code.

The Code refers to and invokes the Australian Standards. The Code must be read together with, but takes precedence over, all applicable Australian Standards.

F.4 Power of approval subject to same Conditions in Clause A

The power of Council to grant approvals under Clause F is subject to the same conditions that apply to Council under Clause A where Council itself is the road authority.

F.5 Record Keeping

Council must keep accurate records of any approval granted to another road authority pursuant to Cause F of this Instrument.

G. CLOSE ROADS AND GRANT EXEMPTIONS FOR EVENTS

I **DELEGATE** to Council my power in sub-section 33(1) of the Act to declare an event to be an event to which section 33 applies and make orders directing:

(a) that specified roads (being roads on which the event is to be held or roads that, in the opinion of the Council, should be closed for the purposes of the event) be closed to traffic for a specified period; and

(b) that persons taking part in the event be exempted, in relation to the specified roads, from the duty to observe the Australian Road Rules specified in Clause G.4 subject to the conditions in Clause G.5

G.1 Sub-Delegation to other Officers

Council may sub-delegate the power delegated to Council pursuant to Clause G of this Instrument subject to the following conditions:

1. Council may only sub-delegate the power to the person for the time being occupying the position of Chief Executive Officer of Council; and

2. Any such sub-delegation must be made by instrument in writing by Council resolution; and

3. The sub-delegate cannot direct the closure of a road or and grant an exemption for an event on a road that runs into or intersects with, or is otherwise likely to affect traffic (including its flow, speed and composition) on a road that is under the care, control and management of another Council or the Commissioner for Highways; and

4. Council's sub-delegate is subject to all conditions that are imposed on Council under Clause G, in relation to the closure of a road or the grant of an exemption for an event; and

5. Council may impose any other conditions deemed necessary on its sub-delegate in relation to the closure of a road or the grant of an exemption for an event; and

6. Council cannot authorise any other person to exercise the powers conferred on Council, pursuant to G of this Instrument.

G.2 Roads and Road-Related Areas to which Delegation Applies

Council may only exercise the powers of the Minister in sub-section 33(1) of the Act with respect to a road under its care, control and management.

G.3 Conformity with the Road Traffic Act

Council when exercising the powers of the Minister in sub-section 33(1) of the Act must comply with the requirements of section 33 of the Act.

G.4 Exemption from Australian Road Rules

Council can only grant exemptions from the following Australian Road Rules and subject to the conditions listed in Clause G.5:

1. Rule 221: Using hazard warning lights;
2. Rule 230: Crossing a road — general;
3. Rule 231: Crossing a road at pedestrian lights;
4. Rule 232: Crossing a road at traffic lights;
5. Rule 234: Crossing a road on or near a crossing for pedestrians;
6. Rule 237: Getting on or into a moving vehicle;
7. Rule 238: Pedestrians travelling along a road (except in or on a wheeled recreational device or toy);
8. Rule 250: Riding on a footpath or shared path;

9. Rule 264: Wearing of seat belts by drivers;
10. Rule 265: Wearing of seat belts by passengers 16 years old or older;
11. Rule 266: Wearing of seat belts by passengers under 16 years old;
12. Rule 268: How persons must travel in or on a motor vehicle;
13. Rule 269: Opening doors and getting out of a vehicle etc;
14. Rule 298: Driving with a person in a trailer.

G.5 Conditions on Exemptions from Australian Road Rules

Council may only grant exemption from the following Australian Road Rules provided any such exemption contains the following minimum conditions:

1. Rule 237: Getting on or into a moving vehicle – provided the speed of the vehicle does not exceed 5 km/h;
2. Rule 264: Wearing of seat belts by drivers – provided the speed of the vehicle does not exceed 25 km/h;
3. Rule 265: Wearing of seat belts by passengers 16 years old or older – provided the speed of the vehicle does not exceed 25 km/h;
4. Rule 266: Wearing of seat belts by passengers under 16 years old – provided the speed of the vehicle does not exceed 25 km/h;
5. Rule 268: How persons must travel in or on a motor vehicle – provided the speed of the vehicle does not exceed 25 km/h;
6. Rule 269: Opening doors and getting out of a vehicle etc – provided the speed of the vehicle does not exceed 5 km/h;
7. Rule 298: Driving with a person in a trailer – provided the speed of the vehicle does not exceed 25 km/h.

G.6 Notification to Commissioner of Highways

Council must notify the Commissioner of Highways of any declaration under sub-section 33(1) at least two weeks prior to the date of the event.

G.7 Notification to Emergency Services and Public Transport Services Division

Council must notify the SA Metropolitan Fire Service, SA Country Fire Service, SA State Emergency Service, the SA Ambulance Service and the Public Transport Services Division of the Department of Planning, Transport and Infrastructure ("DPTI") as appropriate, of any declaration under sub-section 33(1) at least two weeks prior to the date of the event.

G.8 Notification to Traffic Management Centre, Metropolitan Region

Where an event requires intervention by DPTI to ensure the safe and efficient conduct and movement of traffic, Council must ensure that it or the event organiser contacts the Traffic Management Centre, Metropolitan Region (ph: 1800 018 313) no less than 15 minutes prior to the commencement of the event and immediately upon completion of the need for such intervention.

G.9 Notification to Commissioner of Police

Council must notify the Commissioner of Police of any declaration under sub-section 33(1) at least two weeks prior to the date of the event.

G.10 Agreement of Commissioner of Police

If Council proposes to make an order under sub-section 33(1) that involves any motor vehicular traffic, Council must first obtain the agreement of the Commissioner of Police before making an order that exempts a person from any of the following Australian Road Rules: 230, 231, 232, 234 and 238.

G.11 Use of Advance Warning Signs

Where the event will significantly and/or adversely affect a road which is under the care, control and management of the Commissioner of Highways, Council must ensure that the event organisers place advance warning notification signs on the affected roads. The signs must clearly indicate to the public the times and dates of the temporary road closure.

G.12 Effect on Roadside Furniture

Where an event affects any roadside furniture owned or maintained by the Commissioner of Highways or road markings, Council must ensure that it or the event organiser reinstates such furniture or markings to its original condition.

H. DEFINITION OF TERMS

For the purposes of this Instrument, unless a contrary intention appears:
Words defined in section 5 of the Act have the same meaning as in the instrument.

A reference to a road includes a reference to a road-related area unless it is otherwise expressly stated.

Council means a council constituted under the *Local Government Act 1999*;

Code means the Code of Technical Requirements, as amended from time to time (formerly known as the Code of Technical Requirements for the Legal Use of Traffic Control Devices);

Event means event as defined in section 33 of the *Road Traffic Act 1961* namely an organised sporting, recreational, political, artistic cultural or other activity, and includes a street party;

Officer means Council employee

SA Standards means the Department of Planning, Transport and Infrastructure's SA Standard for Workzone Traffic Management;

Work area means work area as defined in section 20(1) of the Act, namely a portion of road on which workers are, or may be, engaged;

Work site means a portion of road affected by works in progress, together with any additional portion of road used to regulate traffic in relation to those works or for any associated purpose.

I. FUTURE VARIATIONS TO THIS INSTRUMENT

This Instrument may be revoked or varied by a subsequent Instrument in writing.

.....

Hon Tom Koutsantonis MP
MINISTER FOR TRANSPORT AND INFRASTRUCTURE
Dated this 22 day of AUGUST 2013

Knet #7388435

DELEGATIONS BY THE BOARD OF THE ENVIRONMENT PROTECTION AUTHORITY TO EMPLOYEES OF COUNCILS

Pursuant to section 115 of the *Environment Protection Act 1993* (SA) (hereafter referred to as "the Act"), the Environment Protection Authority (hereafter referred to as "the Authority") hereby:

1. revokes all previous delegations of its powers and functions made under the Act to employees of councils (as defined in s3 of the Act) and;
2. delegates such of its powers and functions under the Act, or under Environment Protection Policies made under the Act, as are described in column 1 of the attached Schedule, to the persons for the time being holding or assigned to the positions within the councils as described in column 2 of the attached Schedule, and where more than one such person is specified, each person is intended to be able to exercise the powers or functions singly.

These delegations are subject to the following conditions:

- the delegate may only exercise the delegated powers or functions within the area of the council that employs him or her;
- the delegate may not exercise the delegated powers or functions with respect to prescribed activities of environmental significance (as set out in Schedule 1 to the Act and amended from time to time by regulation) or activities undertaken at the same place as a prescribed activity of environmental significance;
- the delegate may not exercise the delegated powers or functions with respect to activities undertaken by the Crown, the council or another public authority or a person or body prescribed by regulation for the purposes of section 18B(1)(b) of the Act;
- the delegate may not exercise the delegated powers or functions with respect to any other activities prescribed by regulation for the purposes of section 18B(1)(c) of the Act.

Column 3 of the attached Schedule contains an informal description of the power or function appearing opposite Column 1 for the assistance of employees of councils only and does not constitute a formal part of this instrument and in no way limits or expands its operation. It may contain examples or descriptions.

This Delegation Instrument was made by the Board on 13 September 2016.

DISTRICT COUNCIL OF PETERBOROUGH
FILE.. 5.16.3
16 SEP 2016
ATTENTION.. 16.ao763
MEETING.....

.....
Mr Tony Circelli
CHIEF EXECUTIVE
ENVIRONMENT PROTECTION AUTHORITY
Date: 13/9/16

A person authorised by the Board to execute documents on behalf of the Authority, pursuant to sections 117(3) and (4) of the *Environment Protection Act* 1993

COLUMN 1 SECTIONS OF THE ACT	COLUMN 2 DELEGATED TO	COLUMN 3 DESCRIPTION OF POWER OR FUNCTION
S.93(1), 93(2)(c), s.93(2a), s.93 (6) and s.93(7) of the Act	**City of Salisbury** Chief Executive Officer General Manager City Development Manager Environmental Health and Safety Senior Environmental Health Officer **Mount Barker District Council** Chief Executive Officer General Manager Council Services Manager Health and Public Safety **City of Charles Sturt** Manager Public Health and Safety Environmental Health Team Leader **District Council of Peterborough** Chief Executive Officer Director of Finance **Kangaroo Island Council** Chief Executive Officer **District Council of Barunga West** Manager Infrastructure Services Deputy Chief Executive Officer **City of Holdfast Bay** Chief Executive Officer General Manager of Engineering and Environment	93(1) Power to issue an environment protection order. 93(2)(c) Power to impose any requirement reasonably required for the purpose for which the order is issued. 93(2a) Where a proposed environment protection order or a proposed variation to an environment protection order would require the undertaking of an activity for which a permit would, but for S.12 of the *Water Resources Act 1997*, be required under that Act, Board function, before issuing or varying an order, of giving notice to the authority under the *Water Resources Act 1997* to whom an application for a permit for the activity would otherwise have to be made inviting the authority to make written submission in relation to the proposal within a period specified in the notice. 93(6) Power, if of the opinion that it is reasonably necessary to do so in the circumstances, include in an environment protection order a requirement for an act or omission that might otherwise constitute a contravention of the Act. 93(7) Power, by written notice served on a person to whom an environment protection order has been issued, to vary or revoke an environment protection order

COLUMN 1	COLUMN 2 DELEGATED TO	COLUMN 3 DESCRIPTION OF POWER OR FUNCTION
S.95(1), s.95(4) and s.95(5)(a) of the Act	**District Council of Peterborough** Chief Executive Officer Director of Finance **District Council of Barunga West** Manager Infrastructure Services Deputy Chief Executive Officer **City of Holdfast Bay** Chief Executive Officer General Manager of Engineering and Environment **Renmark Paringa Council** Chief Executive Officer Director Infrastructure & Environmental Services **Port Augusta City Council** City Manager Director Infrastructure & Environment Manager Environmental Services **City of Campbelltown** Team Leader Development Assessment and Compliance Compliance Officer General Inspector **Kangaroo Island Council** Chief Executive Officer **Northern Areas Council** Chief Executive Officer	95(1) Where the requirements of an environment protection order are not complied with, the power to take any action required by the order. 95(4) The power to recover the reasonable costs and expenses incurred by the council as a debt from the person who failed to comply with the requirements of the environment protection order. 95(5)(a) Where an amount is recoverable from a person under this section, the power by notice in writing to the person, to fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person, and, if the amount is not paid by the person within that period, the person is liable to pay interest charged at the prescribed rate per annum on the amount unpaid.

COLUMN 1 CLAUSES OF ENVIRONMENT PROTECTION POLICIES	COLUMN 2 DELEGATED TO	COLUMN 3 DESCRIPTION OF POWER OR FUNCTION
Clause 6(1), Clause 6(2), Clause 6(3)(a)(i), Clause 6(3)(a)(ii), Clause 6(3)(b), Clause 6(3)(g) and Clause 6(4) of the *Environment Protection (Air Quality) Policy 2016*	**District Council of Franklin Harbour** Works Manager Ranger **District Council of Mount Remarkable** Environmental Health Officer Manager Works and Technical Services Deputy Manager Works and Technical Services **District Council of Peterborough** Development and Regulatory Services Officer Works Manager **District Council of Robe** Deputy Chief Executive Officer General Inspector **District Council of Streaky Bay** Manager Regulatory Services General Inspector Regulatory Administration Assistant **District Council of Yankalilla** General Manager Customer and Community Services Senior Compliance and Projects Officer General Inspector	Authority's power to issue a burning permit for one or more of the burning activities listed in 6(1)(a),(b) and (c). Authority's power to determine the written manner and form of an application for a burning permit. Authority's power to issue a burning permit by notice in writing to the person to whom the permit applies. Authority's power to issue a burning permit by notice published on the relevant council's website and in a newspaper circulating in the council area. Authority's power to specify the conditions to which a burning permit is subject including: the period when the burning can take place, or the specified matter or specified class of matter that can be burned, or any other conditions considered necessary or desirable to control or minimise air pollution from the burning activity. Authority's power to vary or revoke a burning permit at any time by further notice given in the same manner as for its issuing (under paragraph 6(3)(a)). Authority's power to refuse an application for a burning permit on the grounds that the applicant is not a suitable person to be issued with such a permit.

FOR REFERENCE / INFORMATION ONLY

(OLD) - INSTRUMENT OF DELEGATION TO THE CHIEF EXECUTIVE OFFICER UNDER THE FIRE AND EMERGENCY SERVICES ACT 2005 AND THE FIRE AND EMERGENCY SERVICES REGULATIONS 2005

1. This delegation is for use in respect of **Chief Executive Officers (or equivalent)** of councils.

2. Some powers and functions are only relevant to:

   2.1 councils with areas within a 'fire district'; or

   2.2 'rural' councils; or

   2.3 councils wholly or partly within a 'bushfire management area'.

3. Under the Act:

   3.1 a *'rural council'* means a council whose area lies wholly or partially outside a fire district;

   3.2 a *'fire district'* is an area declared by the South Australian Fire and Emergency Services Commission for the purposes of the operations of the South Australian Metropolitan Fire Service;

   3.3 '*country*' means any area outside a fire district.

   3.4 the Governor may divide the State into '*bushfire management areas*'.

4. The instrument contains notes in respect of those powers which only apply to certain councils or to certain areas of certain councils. Care should be taken and the instrument carefully reviewed to ensure only those relevant powers are delegated.

5. Councils should note that some powers under the Act may only be delegated to a fire prevention officer. Therefore, it is necessary for some councils to make delegations under the Act to both the chief executive officer and fire prevention officer. See document no 256275/FXD01268138 for delegations to a fire prevention officer.

6. On the basis of the above, some councils may need one or more of the following delegations:

   6.1 Delegations to the chief executive officer (this instrument);

   6.2 Delegations to a fire prevention officer.

FOR REFERENCE / INFORMATION ONLY

(OLD) - INSTRUMENT OF DELEGATION UNDER THE FIRE AND EMERGENCY SERVICES ACT 2005 TO

FIRE PREVENTION OFFICERS

1. This delegation is for use in respect of **Fire Prevention Officers** of councils that are for the purposes of the Fire and Emergency Services Act 2005 ('the Act') '*rural*' councils or have within their area *a designated urban bushfire risk area*.

2. Under the Act, a *'rural council'* means a council whose area lies wholly or partially outside a fire district.

3. A '*designated urban bushfire risk area*' is an area within a fire district designated by the South Australian Fire and Emergency Services Commission as an area of urban bushfire risk.

4. Councils should note that some powers under the Act may only be delegated to a fire prevention officer. Those powers that may only be delegated to fire prevention officers are contained in this instrument.

5. On the basis of the above, some councils may need one or more of the following delegations:

   5.1 Delegations to the chief executive officer; and

   5.2 Delegations to a fire prevention officer (this instrument).