BENALLA
RURAL CITY COUNCIL

S6 Instrument of Delegation to Members of Staff

From the Council

April 2020

S6 Instrument of Delegation – Members of Staff

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

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

AMC	Asset Management Coordinator
AOB	Administration Officer Building
AOP	Administration Officer Planning
BI	Building Inspector
CAO	Compliance Administration Officer
CC	Compliance Coordinator
CEO	Chief Executive Officer
CO	Compliance Officer
EC	Engineering Coordinator
GC	Governance Coordinator
GMC	General Manager Corporate
MBS	Municipal Building Surveyor
MCP	Manager Capital Projects
MD	Manager Development
MF	Manager Finance
MFAC	Manager Facilities
MO	Manager Operations
ND	Not Delegated
OCP	Operations Coordinator - Parks
PHC	Public Health Coordinator
PLC	Planning Coordinator

3. declares that:

   3.1 this Instrument of Delegation is authorised by a resolution of Council passed on 15 April 2019; and

   3.2 the delegation:

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

   3.2.2 remains in force until varied or revoked;

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

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

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

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

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

a. policy; or

b. strategy adopted by Council; or

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

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

The COMMON SEAL of BENALLA RURAL CITY COUNCIL

was hereto affixed this fifteenth day of April 2020

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..... Cr Danny Claridge (Mayor)

..... Dom Testoni (Chief Executive Officer)

SCHEDULE

n to Members of Staff

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S6 Instrument of Delegation to Members of Staff

Domestic Animals Act 1994			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 41A(1)	Power to declare a dog to be a menacing dog	CEO, GMC, MD	Council may delegate this power to a Council authorised officer

Environment Protection Act 1970			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 53M(3)	Power to require further information	GMC, MD	
s 53M(4)	Duty to advise applicant that application is not to be dealt with	GMC, MD	
s 53M(5)	Duty to approve plans, issue permit or refuse permit	GMC, MD	Refusal must be ratified by Council or it is of no effect
s 53M(6)	Power to refuse to issue septic tank permit	GMC, MD	Refusal must be ratified by Council or it is of no effect
s 53M(7)	Duty to refuse to issue a permit in circumstances in (a)-(c)	GMC, MD	Refusal must be ratified by Council or it is of no effect

Food Act 1984			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 19(2)(a)	Power to direct by written order that the food premises be put into a clean and sanitary condition	GMC, MD, PHC	If s 19(1) applies

Food Act 1984			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 19(2)(b)	Power to direct by written order that specified steps be taken to ensure that food prepared, sold or handled is safe and suitable	GMC, MD, PHC	If s 19(1) applies
s 19(3)	Power to direct by written order that the food premises not be kept or used for the sale, or handling for sale, of any food, or for the preparation of any food, or for any other specified purpose, or for the use of any specified equipment or a specified process	GMC, MD, PHC	If s 19(1) applies Only in relation to temporary food premises or mobile food premises
s 19(4)(a)	Power to direct that an order made under s 19(3)(a) or (b), (i) be affixed to a conspicuous part of the premises, and (ii) inform the public by notice in a published newspaper or otherwise	AOP, GMC, MD, PLC	If s 19(1) applies
s 19(6)(a)	Duty to revoke any order under section 19 if satisfied that an order has been complied with	GMC, MD	If s 19(1) applies
s 19(6)(b)	Duty to give written notice of revocation under section 19(6)(a) if satisfied that an order has been complied with	GMC, MD	If s 19(1) applies
s 19AA(2)	Power to direct, by written order, that a person must take any of the actions described in (a)-(c).	GMC, MD, PHC	Where Council is the registration authority
s 19AA(4)(c)	Power to direct, in an order made under s 19AA(2) or a subsequent written order, that a person must ensure that any food or class of food is not removed from the premises	GMC, MD, PHC	Note: the power to direct the matters under s 19AA(4)(a) and (b) not capable of delegation and so such directions must be made by a Council resolution
s 19AA(7)	Duty to revoke order issued under s 19AA and give written notice of revocation, if satisfied that that order has been complied with	GMC, MD, PHC	Where Council is the registration authority
s 19CB(4)(b)	Power to request copy of records	ND	Where Council is the registration authority
s 19E(1)(d)	Power to request a copy of the food safety program	GMC, MD, PHC	Where Council is the registration authority
s 19GB	Power to request proprietor to provide written details of the name, qualification or experience of the current food safety supervisor	GMC, MD, PHC	Where Council is the registration authority
s 19M(4)(a) & (5)	Power to conduct a food safety audit and take actions where deficiencies are identified	ND	Where Council is the registration authority

Food Act 1984			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 19NA(1)	Power to request food safety audit reports	GMC, MD, PHC	Where Council is the registration authority
s 19U(3)	Power to waive and vary the costs of a food safety audit if there are special circumstances	GMC, MD, PHC	
s 19UA	Power to charge fees for conducting a food safety assessment or inspection	GMC, MD, PHC	Except for an assessment required by a declaration under s 19C or an inspection under ss 38B(1)(c) or 39.
s 19W	Power to direct a proprietor of a food premises to comply with any requirement under Part IIIB	GMC, MD, PHC	Where Council is the registration authority
s 19W(3)(a)	Power to direct a proprietor of a food premises to have staff at the premises undertake training or instruction	GMC, MD, PHC	Where Council is the registration authority
s 19W(3)(b)	Power to direct a proprietor of a food premises to have details of any staff training incorporated into the minimum records required to be kept or food safety program of the premises	GMC, MD, PHC	Where Council is the registration authority
	Power to register, renew or transfer registration	GMC, MD, PHC	Where Council is the registration authority refusal to grant/renew/transfer registration must be ratified by Council or the CEO (see s 58A(2))
s 38AA(5)	Power to (a) request further information; or (b) advise the proprietor that the premises must be registered if the premises are not exempt	GMC, MD, PHC	Where Council is the registration authority
s 38AB(4)	Power to fix a fee for the receipt of a notification under s 38AA in accordance with a declaration under s 38AB(1)	GMC, MD, PHC	Where Council is the registration authority
s 38A(4)	Power to request a copy of a completed food safety program template	GMC, MD, PHC	Where Council is the registration authority
s 38B(1)(a)	Duty to assess the application and determine which class of food premises under s 19C the food premises belongs	GMC, MD, PHC	Where Council is the registration authority
s 38B(1)(b)	Duty to ensure proprietor has complied with requirements of s 38A	GMC, MD, PHC	Where Council is the registration authority
s 38B(2)	Duty to be satisfied of the matters in s 38B(2)(a)-(b)	GMC, MD, PHC	Where Council is the registration authority

Food Act 1984			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 38D(1)	Duty to ensure compliance with the applicable provisions of s 38C and inspect the premises if required by s 39	GMC, MD, PHC	Where Council is the registration authority
s 38D(2)	Duty to be satisfied of the matters in s 38D(2)(a)-(d)	GMC, MD, PHC	Where Council is the registration authority
s 38D(3)	Power to request copies of any audit reports	GMC, MD, PHC	Where Council is the registration authority
s 38E(2)	Power to register the food premises on a conditional basis	GMC, MD, PHC	Where Council is the registration authority not exceeding the prescribed time limit defined under s 38E(5)
s 38E(4)	Duty to register the food premises when conditions are satisfied	GMC, MD, PHC	Where Council is the registration authority
s 38F(3)(b)	Power to require proprietor to comply with requirements of this Act	GMC, MD, PHC	Where Council is the registration authority
s 39A	Power to register, renew or transfer food premises despite minor defects	GMC, MD, PHC	Where Council is the registration authority Only if satisfied of matters in s 39A(2)(a)-(c)
s 40(2)	Power to incorporate the certificate of registration in one document with any certificate of registration under Part 6 of the Public Health and Wellbeing Act 2008	GMC, MD, PHC	
s 40C(2)	Power to grant or renew the registration of food premises for a period of less than 1 year	GMC, MD, PHC	Where Council is the registration authority
s 40D(1)	Power to suspend or revoke the registration of food premises	GMC, MD	Where Council is the registration authority
s 43F(6)	Duty to be satisfied that registration requirements under Division 3 have been met prior to registering, transferring or renewing registration of a component of a food business	ND	Where Council is the registration authority
s 43F(7)	Power to register the components of the food business that meet requirements in Division 3 and power to refuse to register the components that do not meet the requirements	ND	Where Council is the registration authority
s 46(5)	Power to institute proceedings against another person where the offence was due to an act or default by that other person and where the first person charged could successfully defend a prosecution, without proceedings first being instituted against the person first charged	GMC, MD, PHC	Where Council is the registration authority

Environment Protection Act 1970

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 53M(3)	Power to require further information	GMC, MD	
s 53M(4)	Duty to advise applicant that application is not to be dealt with	GMC, MD	
s 53M(5)	Duty to approve plans, issue permit or refuse permit	GMC, MD	Refusal must be ratified by Council or it is of no effect
s 53M(6)	Power to refuse to issue septic tank permit	GMC, MD	Refusal must be ratified by Council or it is of no effect
s 53M(7)	Duty to refuse to issue a permit in circumstances in (a)-(c)	GMC, MD	Refusal must be ratified by Council or it is of no effect

Heritage Act 2017

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 116	Power to sub-delegate Executive Director's functions, duties or powers	ND	Must first obtain Executive Director's written consent Council can only sub-delegate if the Instrument of Delegation from the Executive Director authorises sub-delegation

Local Government Act 1989

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 181H	Power to enter into an environmental upgrade agreement on behalf of Council and declare and levy an environmental upgrade charge	ND	

Local Government Act 1989

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 185L(4)	Power to declare and levy a cladding rectification charge	GMC, MD	

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 4B	Power to prepare an amendment to the Victorian Planning Provisions	CEO, GMC, MD	If authorised by the Minister
s 4G	Function of receiving prescribed documents and a copy of the Victorian Planning Provisions from the Minister	CEO, GMC, MD	
s 4H	Duty to make amendment to Victoria Planning Provisions available	CEO, GMC, MD, PLC	
s 4I	Duty to keep Victorian Planning Provisions and other documents available	CEO, GMC, MD, PLC	
s 8A(2)	Power to prepare amendment to the planning scheme where the Minister has given consent under s 8A	CEO, GMC, MD, PLC	
s 8A(3)	Power to apply to Minister to prepare an amendment to the planning scheme	CEO, GMC, MD, PLC	
s 8A(5)	Function of receiving notice of the Minister's decision	CEO, GMC, MD, PLC	
s 8A(7)	Power to prepare the amendment specified in the application without the Minister's authorisation if no response received after 10 business days	CEO, GMC, MD, PLC	
s 8B(2)	Power to apply to the Minister for authorisation to prepare an amendment to the planning scheme of an adjoining municipal district	CEO, GMC, MD, PLC	
s 12(3)	Power to carry out studies and do things to ensure proper use of land and consult with other persons to ensure co-ordination of planning scheme with these persons	CEO, GMC, MD, PLC	
s 12A(1)	Duty to prepare a municipal strategic statement (including power to prepare a municipal strategic statement under s19 of the Planning and Environment (Planning Schemes) Act 1996)	CEO, GMC, MD, PLC	
s 12B(1)	Duty to review planning scheme	CEO, GMC, MD, PLC	

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 12B(2)	Duty to review planning scheme at direction of Minister	CEO, GMC, MD, PLC	
s.12B(5)	duty to report findings of review of planning scheme to Minister without delay	CEO, GMC, MD, PLC	
s 14	duties of a Responsible Authority as set out in s 14(a) to (d)	CEO, GMC, MD, PLC	
s 17(1)	Duty of giving copy amendment to the planning scheme	AOP, CEO, GMC, MD, PLC	
s 17(2)	Duty of giving copy s 173 agreement	CEO, GMC, MD, PLC	
s 17(3)	Duty of giving copy amendment, explanatory report and relevant documents to the Minister within 10 business days	CEO, GMC, MD	
s 18	Duty to make amendment etc. available	CEO, GMC, MD, PLC	
s 19	Power to give notice, to decide not to give notice, to publish notice of amendment to a planning scheme and to exercise any other power under s 19 to a planning scheme	CEO, GMC, MD, PLC	
s 19	Function of receiving notice of preparation of an amendment to a planning scheme	CEO, GMC, MD, PLC	Where Council is not the planning authority and the amendment affects land within Council's municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.
s 20(1)	Power to apply to Minister for exemption from the requirements of s 19	CEO, GMC, MD, PLC	
s 21(2)	Duty to make submissions available	CEO, GMC, MD, PLC	
s 21A(4)	Duty to publish notice	GMC, MD, PLC	
s 22	Duty to consider all submissions	CEO, GMC, MD, PLC	Except submissions which request a change to the items in s 22(5)(a) and (b)
s 23(1)(b)	Duty to refer submissions which request a change to the amendment to a panel	CEO, GMC, MD, PLC	
s 23(2)	Power to refer to a panel submissions which do not require a change to the amendment	CEO, GMC, MD, PLC	

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 24	Function to represent Council and present a submission at a panel hearing (including a hearing referred to in s 96D)	CEO, GMC, MD, OCP, PLC	
s 26(1)	Power to make report available for inspection	AOP, CEO, GMC, MD, PLC	
s 26(2)	Duty to keep report of panel available for inspection	AOP, CEO, GMC, MD, PLC	
s 27(2)	Power to apply for exemption if panel's report not received	CEO, GMC, MD	
s 28	Duty to notify the Minister if abandoning an amendment	CEO, GMC, MD, PLC	Note: the power to make a decision to abandon an amendment cannot be delegated
s 30(4)(a)	Duty to say if amendment has lapsed	CEO, GMC, MD	
s 30(4)(b)	Duty to provide information in writing upon request	CEO, GMC, MD, PLC	
s 32(2)	Duty to give more notice if required	CEO, GMC, MD, PLC	
s 33(1)	Duty to give more notice of changes to an amendment	CEO, GMC, MD, PLC	
s 36(2)	Duty to give notice of approval of amendment	CEO, GMC, MD, PLC	
s 38(5)	Duty to give notice of revocation of an amendment	CEO, GMC, MD, PLC	
s 39	Function of being a party to a proceeding commenced under s 39 and duty to comply with determination by VCAT	CEO, GMC, MD, PLC	
s 40(1)	Function of lodging copy of approved amendment	AMC, CEO, GMC, MF, MO	
s 41	Duty to make approved amendment available	CEO, GMC, MD, PLC	
s 42	Duty to make copy of planning scheme available	CEO, GMC, MD, PLC	

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 46AAA	Duty to prepare an amendment to a planning scheme that relates to Yarra River land that is not inconsistent with anything in a Yarra Strategic Plan which is expressed to be binding on the responsible public entity	ND	Where Council is a responsible public entity and is a planning authority Note: this provision is not yet in force, and will commence on the day on which the initial Yarra Strategic Plan comes into operation. It will affect a limited number of councils
s 46AW	Function of being consulted by the Minister	ND	Where Council is a responsible public entity
s 46AX	Function of receiving a draft Statement of Planning Policy and written direction in relation to the endorsement of the draft Statement of Planning Policy Power to endorse the draft Statement of Planning Policy	ND	Where Council is a responsible public entity
s 46AZC(2)	Duty not to prepare an amendment to a declared area planning scheme that is inconsistent with a Statement of Planning Policy for the declared area that is expressed to be binding on the responsible public entity	GMC, MD, PLC	Where Council is a responsible public entity
s 46AZK	Duty not to act inconsistently with any provision of the Statement of Planning Policy that is expressed to be binding on the public entity when performing a function or duty or exercising a power in relation to the declared area	GMC, MD, PLC	Where Council is a responsible public entity
s 46GI(2)(b)(i)	Power to agree to a lower rate of standard levy for a class of development of a particular type of land than the rate specified in a Minister's direction	GMC, MD, PLC	Where Council is the planning authority, the municipal Council of the municipal district in which the land is located and/or the development agency
s 46GJ(1)	Function of receiving written directions from the Minister in relation to the preparation and content of infrastructure contributions plans	ND	
s 46GK	Duty to comply with a Minister's direction that applies to Council as the planning authority	ND	
s 46GN(1)	Duty to arrange for estimates of values of inner public purpose land	ND	
s 46GO(1)	Duty to give notice to owners of certain inner public purpose land	ND	
s 46GP	Function of receiving a notice under s 46GO	GMC, MD, PLC	Where Council is the collecting agency

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 46GQ	Function of receiving a submission from an affected owner who objects to the estimated value per hectare (or other appropriate unit of measurement) of the inner public purpose land	GMC, MD, PLC	
s 46GR(1)	Duty to consider every submission that is made by the closing date for submissions included in the notice under s 46GO	GMC, MD, PLC	
s 46GR(2)	Power to consider a late submission Duty to consider a late submission if directed to do so by the Minister	GMC, MD, PLC	
s 46GS(1)	Power to accept or reject the estimate of the value of the inner public purpose land in a submission made under s 46GQ	GMC, MD, MF, MFAC, PLC	
s 46GS(2)	Duty, if Council rejects the estimate of the value of the inner public purpose land in the submission, to refer the matter to the valuer-general, and notify the affected owner of the rejection and that the matter has been referred to the valuer-general	GMC, MD, MF, PLC	
s 46GT(2)	Duty to pay half of the fee fixed by the valuer-general for arranging and attending the conference	GMC, MD, MF, PLC	
s 46GT(4)	Function of receiving, from the valuer-general, written confirmation of the agreement between the planning authority's valuer and the affected owner's valuer as to the estimated value of the inner public purpose land	GMC, MD, MF, PLC	
s 46GT(6)	Function of receiving, from the valuer-general, written notice of a determination under s 46GT(5)	GMC, MD, MF, PLC	
s 46GU	Duty not to adopt an amendment under s.29 to an infrastructure contributions plan that specifies a land credit amount or a land equalisation amount that relates to a parcel of land in the ICP plan area of the plan unless the criteria in s 46GU(1)(a) and (b) are met	GMC, MD, PLC	
s 46GV(3)	f\Function of receiving the monetary component and any land equalisation amount of the infrastructure contribution Power to specify the manner in which the payment is to be made	GMC, MD, MF, PLC	Where Council is the collecting agency
s 46GV(3)(b)	Power to enter into an agreement with the applicant	GMC, MD, PLC	Where Council is the collecting agency

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 46GV(4)(a)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	GMC, MD, MF, MFAC, PLC	Where Council is the development agency
s 46GV(4)(b)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	GMC, MD, MF, MFAC, PLC	Where Council is the collecting agency
s 46GV(7)	Duty to impose the requirements set out in s 46GV(3) and (4) as conditions on the permit applied for by the applicant to develop the land in the ICP plan area	GMC, MD, PLC	
s 46GV(9)	Power to require the payment of a monetary component or the provision of the land component of an infrastructure contribution to be secured to Council's satisfaction	GMC, MD, MF, PLC	Where Council is the collecting agency
s 46GX(1)	Power to accept works, services or facilities in part or full satisfaction of the monetary component of an infrastructure contribution payable	GMC, MD, PLC	Where Council is the collecting agency
s 46GX(2)	Duty, before accepting the provision of works, services or facilities by an applicant under s 46GX(1), to obtain the agreement of the development agency or agencies specified in the approved infrastructure contributions plan	GMC, MD, PLC	Where Council is the collecting agency
s 46GY(1)	Duty to keep proper and separate accounts and records	GMC, MD, MF, MFAC, PLC	Where Council is the collecting agency
s 46GY(2)	Duty to keep the accounts and records in accordance with the Local Government Act 1989	GMC, MD, MF, MFAC, PLC	Where Council is the collecting agency
s 46GZ(2)(a)	Duty to forward any part of the monetary component that is imposed for plan preparation costs to the planning authority that incurred those costs	GMC, MD, MF, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is that planning authority
s 46GZ(2)(a)	Function of receiving the monetary component	GMC, MD, MF, PLC	Where the Council is the planning authority This duty does not apply where Council is also the collecting agency
s 46GZ(2)(b)	Duty to forward any part of the monetary component that is imposed for the provision of works, services or facilities to the development agency that is specified in the plan,as responsible for those works, services or facilities	GMC, MD, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan This provision does not apply where Council is also the relevant development agency

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 46GZ(2)(b)	Function of receiving the monetary component	GMC, MD, MF, PLC	Where Council is the development agency under an approved infrastructure contributions plan This provision does not apply where Council is also the collecting agency
s 46GZ(4)	Duty to use any land equalisation amounts to pay land credit amounts under s 46GZ(7), except any part of those amounts that are to be forwarded to a development agency under s 46GZ(5)	GMC, MD, MF, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZ(5)	Duty to forward any part of a land equalisation amount required for the acquisition of outer public purpose land by a development agency specified in the approved infrastructure contributions plan to that development agency	GMC, MD, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan This provision does not apply where Council is also the relevant development agency
s 46GZ(5)	Function of receiving any part of a land equalisation amount required for the acquisition of outer public purpose land	GMC, MD, MF, MFAC, PLC	Where Council is the development agency specified in the approved infrastructure contributions plan This provision does not apply where Council is also the collecting agency
s 46GZ(7)	Duty to pay to each person who must provide an infrastructure contribution under the approved infrastructure contributions plan any land credit amount to which the person is entitled under s 46GW	GMC, MD, MF, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZ(9)	Duty to transfer the estate in fee simple in the land to the development agency specified in the approved infrastructure contributions plan as responsible for the use and development of that land	GMC, MD, PLC	If any inner public purpose land is vested in Council under the Subdivision Act 1988 or acquired by Council before the time it is required to be provided to Council under s 46GV(4) Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is also the development agency

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 46GZ(9)	Function of receiving the fee simple in the land	GMC, MD, MF, MFAC, PLC	Where Council is the development agency under an approved infrastructure contributions plan This duty does not apply where Council is also the collecting agency
s 46GZA(1)	Duty to keep proper and separate accounts and records	GMC, MD, MF, PLC	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZA(2)	Duty to keep the accounts and records in accordance with the Local Government Act 1989	GMC, MD, PLC	Where Council is a development agency under an approved infrastructure contributions plan
s 46GZB(3)	Duty to follow the steps set out in s 46GZB(3)(a) – (c)	GMC, MD, MF, PLC	Where Council is a development agency under an approved infrastructure contributions plan
s 46GZB(4)	Duty, in accordance with requirements of the VPA, to report on the use of the infrastructure contribution in the development agency's annual report and provide reports on the use of the infrastructure contribution to the VPA	GMC, MD, PLC	If the VPA is the collecting agency under an approved infrastructure contributions plan Where Council is a development agency under an approved infrastructure contributions plan
s 46GZD(2)	Duty, within 6 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s 46GZD(2)(a) and (b)	GMC, MD, PLC	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZD(3)	Duty to follow the steps set out in s 46GZD(3)(a) and (b)	GMC, MD, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZD(5)	Duty to make payments under s 46GZD(3) in accordance with ss 46GZD(5)(a) and 46GZD(5)(b)	AOP, GMC, MD, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZE(2)	Duty to forward the land equalisation amount back to the collecting agency within 6 months after the expiry date if any part of a land equalisation amount paid or forwarded to a development agency for acquiring outer public purpose land has not been expended by the development agency to acquire that land at the date on which the approved infrastructure contributions plan expires	GMC, MD, PLC	Where Council is the development agency under an approved infrastructure contributions plan This duty does not apply where Council is also the collecting agency
s 46GZE(2)	Function of receiving the unexpended land equalisation amount	GMC, MD, MF, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is also the development agency

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 46GZE(3)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s 46GZE(3)(a) and (b)	GMC, MD, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZF(2)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to use the public purpose land for a public purpose approved by the Minister or sell the public purpose land	GMC, MD, MF, MFAC, PLC	Where Council is the development agency under an approved infrastructure contributions plan
s.46GZF(3)	Duty, if land is sold under s.46GZF(2)(b), to follow the steps in s.46GZF(3)(a) and (b)	GMC, MD, PLC	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZF(3)	s 46GZF(3)(a) function of receiving proceeds of sale	GMC, MD, MF, MFAC, PLC	Where Council is the collection agency under an approved infrastructure contributions plan This provision does not apply where Council is also the development agency
s 46GZF(4)	Duty to divide the proceeds of the public purpose land among the current owners of each parcel of land in the ICP plan area and pay each current owner a portion of the proceeds in accordance with s 46GZF(5)	GMC, MD, MF, MFAC, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZF(6)	Duty to make the payments under s 46GZF(4) in accordance with s 46GZF(6)(a) and (b)	GMC, MD, MF, MFAC, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZH	Power to recover the monetary component, or any land equalisation amount of the land component, payable under Part 3AB as a debt in any court of competent jurisdiction	GMC, MD, MF, MFAC, PLC	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZI	Duty to prepare and give a report to the Minister at the times required by the Minister	GMC, MD, PLC	Where Council is a collecting agency or development agency
s 46GZK	Power to deal with public purpose land which has vested in, been acquired by, or transferred to, Council	GMC, MD, MF, MFAC, PLC	Where Council is a collecting agency or development agency
s 46LB(3)	Duty to publish, on Council's Internet site, the payable dwelling amount for a financial year on or before 1 July of each financial year for which the amount is adjusted under s 46LB (2)	GMC, MD, MF, PLC	
s 46N(1)	Duty to include condition in permit regarding payment of development infrastructure levy	CEO, GMC, MD, PLC	

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Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 46N(2)(c)	Function of determining time and manner for receipt of development contributions levy	CEO, GMC, MD, PLC	
s 46N(2)(d)	Power to enter into an agreement with the applicant regarding payment of development infrastructure levy	CEO, GMC, MD, PLC	
s 46O(1)(a) & (2)(a)	Power to ensure that community infrastructure levy is paid, or agreement is in place, prior to issuing building permit	CEO, GMC	
s 46O(1)(d) & (2)(d)	Power to enter into agreement with the applicant regarding payment of community infrastructure levy	CEO, MD, PLC	
s 46P(1)	Power to require payment of amount of levy under s 46N or s 46O to be satisfactorily secured	CEO, MD, PLC	
s 46P(2)	Power to accept provision of land, works, services or facilities in part or full payment of levy payable	CEO, MD, PLC	
s 46Q(1)	Duty to keep proper accounts of levies paid	CEO, GMC, MF	
s 46Q(1A)	Duty to forward to development agency part of levy imposed for carrying out works, services, or facilities on behalf of development agency or plan preparation costs incurred by a development agency or plan preparation costs incurred by a development agency	CEO, GMC	
s 46Q(2)	Duty to apply levy only for a purpose relating to the provision of plan preparation costs or the works, services and facilities in respect of which the levy was paid etc	CEO, GMC	
s 46Q(3)	Power to refund any amount of levy paid if it is satisfied the development is not to proceed	ND	Only applies when levy is paid to Council as a 'development agency'
s 46Q(4)(c)	Duty to pay amount to current owners of land in the area if an amount of levy has been paid to a municipal council as a development agency for plan preparation costs incurred by the Council or for the provision by the Council of works, services or facilities in an area under s 46Q(4)(a)	CEO, GMC	Must be done within six months of the end of the period required by the development contributions plan and with the consent of, and in the manner approved by, the Minister
s 46Q(4)(d)	Duty to submit to the Minister an amendment to the approved development contributions plan	CEO, MD, PLC	Must be done in accordance with Part 3

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s46Q(4)(e)	Duty to expend that amount on other works etc.	CEO, GMC	With the consent of, and in the manner approved by, the Minister
s 46QC	Power to recover any amount of levy payable under Part 3B	CEO, GMC	
s 46QD	Duty to prepare report and give a report to the Minister	CEO	Where Council is a collecting agency or development agency
s 46V(3)	Duty to make a copy of the approved strategy plan (being the Melbourne Airport Environs Strategy Plan) and any documents lodged with it available	ND	
s 46Y	Duty to carry out works in conformity with the approved strategy plan	ND	
s 47	Power to decide that an application for a planning permit does not comply with that Act	CEO, MD, PLC	
s 49(1)	Duty to keep a register of all applications for permits and determinations relating to permits	CEO, MD, PLC	
s 49(2)	Duty to make register available for inspection	CEO, MD, PLC	
s 50(4)	Duty to amend application	CEO, MD, PLC	
s 50(5)	Power to refuse to amend application	CEO, MD, PLC	
s 50(6)	Duty to make note of amendment to application in register	AOP, CEO, GMC, MD, PLC	
s 50A(1)	Power to make amendment to application	CEO, MD, PLC	
s 50A(3)	Power to require applicant to notify owner and make a declaration that notice has been given	CEO, MD, PLC	
s 50A(4)	Duty to note amendment to application in register	CEO, MD, PLC	
s 51	Duty to make copy of application available for inspection	CEO, MD, PLC	
s 52(1)(a)	Duty to give notice of the application to owners/occupiers of adjoining allotments unless satisfied that the grant of permit would not cause material detriment to any person	CEO, MD, PLC	
s 52(1)(b)	Duty to give notice of the application to other municipal council where appropriate	CEO, MD, PLC	

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 52(1)(c)	Duty to give notice of the application to all persons required by the planning scheme	CEO, MD, PLC	
s 52(1)(ca)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if may result in breach of covenant	CEO, MD, PLC	
s 52(1)(cb)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if application is to remove or vary the covenant	CEO, MD, PLC	
s 52(1)(d)	Duty to give notice of the application to other persons who may be detrimentally effected	CEO, MD, PLC	
s.52(1AA)	Duty to give notice of an application to remove or vary a registered restrictive covenant	CEO, MD, PLC	
s 52(3)	Power to give any further notice of an application where appropriate	CEO, MD, PLC	
s 53(1)	Power to require the applicant to give notice under s 52(1) to persons specified by it	CEO, MD, PLC	
s 53(1A)	Power to require the applicant to give the notice under s 52(1AA)	CEO, MD, PLC	
s 54(1)	Power to require the applicant to provide more information	CEO, MD, PLC	
s 54(1A)	Duty to give notice in writing of information required under s 54(1)	CEO, MD, PLC	
s 54(1B)	Duty to specify the lapse date for an application	CEO, MD, PLC	
s 54A(3)	Power to decide to extend time or refuse to extend time to give required information	CEO, MD, PLC	
s 54A(4)	Duty to give written notice of decision to extend or refuse to extend time under s 54A(3)	CEO, MD, PLC	
s 55(1)	Duty to give copy application, together with the prescribed information, to every referral authority specified in the planning scheme	CEO, MD, PLC	
s 57(2A)	Power to reject objections considered made primarily for commercial advantage for the objector	CEO, MD	
s 57(3)	Function of receiving name and address of persons to whom notice of decision is to go	CEO, MD, PLC	
s 57(5)	Duty to make available for inspection copy of all objections	CEO, MD, PLC	
s 57A(4)	Duty to amend application in accordance with applicant's request, subject to s 57A(5)	CEO, MD, PLC	

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 57A(5)	Power to refuse to amend application	CEO, MD, PLC	
s 57A(6)	Duty to note amendments to application in register	CEO, MD, PLC	
s 57B(1)	Duty to determine whether and to whom notice should be given	CEO, MD, PLC	
s 57B(2)	Duty to consider certain matters in determining whether notice should be given	CEO, MD, PLC	
s 57C(1)	Duty to give copy of amended application to referral authority	CEO, MD, PLC	
s 58	Duty to consider every application for a permit	CEO, MD, PLC	
s 58A	Power to request advice from the Planning Application Committee	CEO, MD	
s 60	Duty to consider certain matters	CEO, MD, PLC	
s 60(1A)	Duty to consider certain matters	CEO, GMC, MD, PLC	
s 60(1B)	Duty to consider number of objectors in considering whether use or development may have significant social effect	MD, PLC	
s 61(1)	Power to determine permit application, either to decide to grant a permit, to decide to grant a permit with conditions or to refuse a permit application	CEO, MD, PLC	The permit must not be inconsistent with a cultural heritage management plan under the Aboriginal Heritage Act 2006
s 61(2)	Duty to decide to refuse to grant a permit if a relevant determining referral authority objects to grant of permit	CEO, MD, PLC	
s 61(2A)	Power to decide to refuse to grant a permit if a relevant recommending referral authority objects to the grant of permit	GMC, MD, PLC	
s 61(3)(a)	Duty not to decide to grant a permit to use coastal Crown land without Minister's consent	ND	
s 61(3)(b)	Duty to refuse to grant the permit without the Minister's consent	ND	
s 61(4)	Duty to refuse to grant the permit if grant would authorise a breach of a registered restrictive covenant	CEO, MD, PLC	
s 62(1)	Duty to include certain conditions in deciding to grant a permit	CEO, MD, PLC	

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 62(2)	Power to include other conditions	CEO, MD, PLC	
s 62(4)	Duty to ensure conditions are consistent with paragraphs (a),(b) and (c)	CEO, MD, PLC	
s 62(5)(a)	Power to include a permit condition to implement an approved development contributions plan or an approved infrastructure contributions plan	CEO, MD, PLC	
s 62(5)(b)	Power to include a permit condition that specified works be provided on or to the land or paid for in accordance with s 173 agreement	CEO, MD, PLC	
s 62(5)(c)	Power to include a permit condition that specified works be provided or paid for by the applicant	CEO, MD, PLC	
s 62(6)(a)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except in accordance with ss 46N(1), 46GV(7) or 62(5)	CEO, MD, PLC	
s 62(6)(b)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except a condition that a planning scheme requires to be included as referred to in s 62(1)(a)	CEO, MD, PLC	
s 63	Duty to issue the permit where made a decision in favour of the application (if no one has objected)	CEO, MD, PLC	
s 64(1)	Duty to give notice of decision to grant a permit to applicant and objectors	CEO, MD, PLC	This provision applies also to a decision to grant an amendment to a permit - see s 75
s 64(3)	Duty not to issue a permit until after the specified period	CEO, MD, PLC	This provision applies also to a decision to grant an amendment to a permit - see s 75
s 64(5)	Duty to give each objector a copy of an exempt decision	CEO, MD, PLC	This provision applies also to a decision to grant an amendment to a permit - see s 75
s 64A	Duty not to issue permit until the end of a period when an application for review may be lodged with VCAT or until VCAT has determined the application, if a relevant recommending referral authority has objected to the grant of a permit	CEO, MD, PLC	This provision applies also to a decision to grant an amendment to a permit - see s 75A
s 65(1)	Duty to give notice of refusal to grant permit to applicant and person who objected under s 57	CEO, MD, PLC	

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 66(1)	Duty to give notice under s 64 or s 65 and copy permit to relevant determining referral authorities	CEO, MD, PLC	
s 66(2)	Duty to give a recommending referral authority notice of its decision to grant a permit	CEO, MD, PLC	If the recommending referral authority objected to the grant of the permit or the responsible authority decided not to include a condition on the permit recommended by the recommending referral authority
s 66(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	CEO, MD, PLC	If the recommending referral authority objected to the grant of the permit or the recommending referral authority recommended that a permit condition be included on the permit
s 66(6)	Duty to give a recommending referral authority a copy of any permit which Council decides to grant and a copy of any notice given under s 64 or 65	CEO, MD, PLC	If the recommending referral authority did not object to the grant of the permit or the recommending referral authority did not recommend a condition be included on the permit
s 69(1)	Function of receiving application for extension of time of permit	CEO, MD, PLC	
s 69(1A)	Function of receiving application for extension of time to complete development	CEO, MD, PLC	
s 69(2)	Power to extend time	CEO, MD, PLC	
s 70	Duty to make copy permit available for inspection	CEO, MD, PLC	
s 71(1)	Power to correct certain mistakes	CEO, MD, PLC	
s 71(2)	Duty to note corrections in register	CEO, MD, PLC	
s 73	Power to decide to grant amendment subject to conditions	CEO, MD, PLC	
s 74	Duty to issue amended permit to applicant if no objectors	CEO, MD, PLC	
s 76	Duty to give applicant and objectors notice of decision to refuse to grant amendment to permit	CEO, MD, PLC	
s 76A(1)	Duty to give relevant determining referral authorities copy of amended permit and copy of notice	CEO, MD, PLC	

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 76A(2)	Duty to give a recommending referral authority notice of its decision to grant an amendment to a permit	CEO, MD, PLC	If the recommending referral authority objected to the amendment of the permit or the responsible authority decided not to include a condition on the amended permit recommended by the recommending referral authority
s 76A(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	CEO, MD, PLC	If the recommending referral authority objected to the amendment of the permit or the recommending referral authority recommended that a permit condition be included on the amended permit
s 76A(6)	Duty to give a recommending referral authority a copy of any amended permit which Council decides to grant and a copy of any notice given under s 64 or 76	CEO, MD, PLC	If the recommending referral authority did not object to the amendment of the permit or the recommending referral authority did not recommend a condition be included on the amended permit
s 76D	Duty to comply with direction of Minister to issue amended permit	CEO, MD, PLC	
s 83	Function of being respondent to an appeal	CEO, MD, PLC	
s 83B	Duty to give or publish notice of application for review	CEO, MD, PLC	
s 84(1)	Power to decide on an application at any time after an appeal is lodged against failure to grant a permit	CEO, MD, PLC	
s 84(2)	Duty not to issue a permit or notice of decision or refusal after an application is made for review of a failure to grant a permit	CEO, MD, PLC	
s 84(3)	Duty to tell principal registrar if decide to grant a permit after an application is made for review of its failure to grant a permit	CEO, MD, PLC	
s 84(6)	Duty to issue permit on receipt of advice within 3 working days	CEO, MD, PLC	
s 84AB	Power to agree to confining a review by the Tribunal	GMC, MD, PLC	
s 86	Duty to issue a permit at order of Tribunal within 3 working days	ND	
s 87(3)	Power to apply to VCAT for the cancellation or amendment of a permit	CEO, MD, PLC	

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 90(1)	Function of being heard at hearing of request for cancellation or amendment of a permit	CEO, MD, PLC	
s 91(2)	Duty to comply with the directions of VCAT	CEO, MD, PLC	
s 91(2A)	Duty to issue amended permit to owner if Tribunal so directs	CEO, MD, PLC	
s 92	Duty to give notice of cancellation/amendment of permit by VCAT to persons entitled to be heard under s 90	CEO, MD, PLC	
s 93(2)	Duty to give notice of VCAT order to stop development	CEO, MD, PLC	
s 95(3)	Function of referring certain applications to the Minister	CEO, MD, PLC	
s 95(4)	Duty to comply with an order or direction	CEO, MD, PLC	
s 96(1)	Duty to obtain a permit from the Minister to use and develop its land	CEO, MD, PLC	
s 96(2)	Function of giving consent to other persons to apply to the Minister for a permit to use and develop Council land	CEO, MD	
s 96A(2)	Power to agree to consider an application for permit concurrently with preparation of proposed amendment	CEO, GMC, MD	
s 96C	Power to give notice, to decide not to give notice, to publish notice and to exercise any other power under s 96C	CEO, GMC, MD	
s 96F	Duty to consider the panel's report under s 96E	CEO, GMC, MD	
s 96G(1)	Power to determine to recommend that a permit be granted or to refuse to recommend that a permit be granted and power to notify applicant of the determination (including power to give notice under s 23 of the Planning and Environment (Planning Schemes) Act 1996)	CEO, GMC, MD	
s 96H(3)	Power to give notice in compliance with Minister's direction	CEO, GMC, MD, PLC	
s 96J	Power to issue permit as directed by the Minister	CEO, GMC, MD, PLC	
s 96K	Duty to comply with direction of the Minister to give notice of refusal	CEO, GMC, MD, PLC	

Planning and Environment Act 1987			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 96Z	Duty to keep levy certificates given to it under ss 47 or 96A for no less than 5 years from receipt of the certificate	CEO, GMC, MD, PLC	
s 97C	Power to request Minister to decide the application	CEO, GMC, MD, PLC	
s 97D(1)	Duty to comply with directions of Minister to supply any document or assistance relating to application	CEO, GMC, MD, PLC	
s 97G(3)	Function of receiving from Minister copy of notice of refusal to grant permit or copy of any permit granted by the Minister	CEO, GMC, MD	
s 97G(6)	Duty to make a copy of permits issued under s 97F available for inspection	CEO, GMC, MD	
s 97L	Duty to include Ministerial decisions in a register kept under s 49	CEO, GMC, MD	
s 97MH	Duty to provide information or assistance to the Planning Application Committee	CEO, GMC, MD	
s 97MI	Duty to contribute to the costs of the Planning Application Committee or subcommittee	CEO, GMC, MD	
s 97O	Duty to consider application and issue or refuse to issue certificate of compliance	CEO, GMC, MD, PLC	
s 97P(3)	Duty to comply with directions of VCAT following an application for review of a failure or refusal to issue a certificate	CEO, GMC, MD, PLC	
s 97Q(2)	Function of being heard by VCAT at hearing of request for amendment or cancellation of certificate	CC, CEO, GMC, MD, PLC	
s 97Q(4)	Duty to comply with directions of VCAT	CC, CEO, GMC, MD, PLC	
s 97R	Duty to keep register of all applications for certificate of compliance and related decisions	ND	
s 98(1)&(2)	Function of receiving claim for compensation in certain circumstances	CC, CEO, GMC, MD, PLC	
s 98(4)	Duty to inform any person of the name of the person from whom compensation can be claimed	CC, CEO, GMC, MD, PLC	
s 101	Function of receiving claim for expenses in conjunction with claim	CEO, GMC, MD, PLC	

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 103	Power to reject a claim for compensation in certain circumstances	CEO, GMC, MD, PLC	
s.107(1)	function of receiving claim for compensation	CEO, GMC, MD, PLC	
s 107(3)	Power to agree to extend time for making claim	CEO, GMC, MD, PLC	
s 114(1)	Power to apply to the VCAT for an enforcement order	CEO, GMC, MD, PLC	
s 117(1)(a)	Function of making a submission to the VCAT where objections are received	CEO, GMC, MD, PLC	
s 120(1)	Power to apply for an interim enforcement order where s 114 application has been made	CEO, GMC, MD, PLC	
s 123(1)	Power to carry out work required by enforcement order and recover costs	CEO, GMC, MD, PLC	
s 123(2)	Power to sell buildings, materials, etc salvaged in carrying out work under s 123(1)	CEO, GMC, MD, PLC	Except Crown Land
s 129	Function of recovering penalties	CEO, GMC, MD, PLC	
s 130(5)	Power to allow person served with an infringement notice further time	CEO, GMC, MD, PLC	
s 149A(1)	Power to refer a matter to the VCAT for determination	CEO, GMC, MD, PLC	
s 149A(1A)	power to apply to VCAT for the determination of a matter relating to the interpretation of a s.173 agreement	CEO, GMC, MD, PLC	
s 156	Duty to pay fees and allowances (including a payment to the Crown under s 156(2A)), and payment or reimbursement for reasonable costs and expenses incurred by the panel in carrying out its functions unless the Minister directs otherwise under s 156(2B)power to ask for contribution under s 156(3) and power to abandon amendment or part of it under s 156(4)	CEO, GMC, MD, PLC	Where Council is the relevant planning authority
s 171(2)(f)	Power to carry out studies and commission reports	CEO, GMC, MD, PLC	
s 171(2)(g)	Power to grant and reserve easements	CEO, GMC, MD, PLC	
s 172C	Power to compulsorily acquire any outer public purpose land that is specified in the approved infrastructure contributions plan	GMC, MD, MF, MFAC, PLC	Where Council is a development agency specified in an approved infrastructure contributions plan

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 172D(1)	Power to compulsorily acquire any inner public purpose land that is specified in the plan before the time that the land is required to be provided to Council under s 46GV(4)	GMC, MD, MF, MFAC, PLC	Where Council is a collecting agency specified in an approved infrastructure contributions plan
s 172D(2)	Power to compulsorily acquire any inner public purpose land, the use and development of which is to be the responsibility of Council under the plan, before the time that the land is required to be provided under s 46GV(4)	GMC, MD, MF, MFAC, PLC	Where Council is the development agency specified in an approved infrastructure contributions plan
s 173(1)	Power to enter into agreement covering matters set out in s 174	CEO, GMC, MD, PLC	
s 173(1A)	Power to enter into an agreement with an owner of land for the development or provision of land in relation to affordable housing	CEO, GMC, MD, PLC	Where Council is the relevant responsible authority
	Power to decide whether something is to the satisfaction of Council, where an agreement made under s 173 of the Planning and Environment Act 1987 requires something to be to the satisfaction of Council or Responsible Authority	CEO, GMC, MD, PLC	
	Power to give consent on behalf of Council, where an agreement made under s 173 of the Planning and Environment Act 1987 requires that something may not be done without the consent of Council or Responsible Authority	CEO, GMC, MD, PLC	
s 177(2)	Power to end a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	CEO, GMC, MD, PLC	
s 178	power to amend a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	CEO, GMC, MD, PLC	
s 178A(1)	Function of receiving application to amend or end an agreement	CEO, GMC, MD, PLC	
s 178A(3)	Function of notifying the owner as to whether it agrees in principle to the proposal under s 178A(1)	CEO, GMC, MD, PLC	
s 178A(4)	Function of notifying the applicant and the owner as to whether it agrees in principle to the proposal	CEO, GMC, MD, PLC	
s 178A(5)	Power to propose to amend or end an agreement	CEO, GMC, MD, PLC	
s 178B(1)	Duty to consider certain matters when considering proposal to amend an agreement	CEO, GMC, MD, PLC	
s 178B(2)	Duty to consider certain matters when considering proposal to end an agreement	CEO, GMC, MD, PLC	

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Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 178C(2)	Duty to give notice of the proposal to all parties to the agreement and other persons who may be detrimentally affected by decision to amend or end	CEO, GMC, MD, PLC	
s 178C(4)	Function of determining how to give notice under s 178C(2)	CEO, GMC, MD, PLC	
s 178E(1)	Duty not to make decision until after 14 days after notice has been given	CEO, GMC, MD, PLC	
s.178E(2)(a)	Power to amend or end the agreement in accordance with the proposal	CEO, GMC, MD, PLC	If no objections are made under s 178D Must consider matters in s 178B
s 178E(2)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	CEO, GMC, MD, PLC	If no objections are made under s 178D Must consider matters in s 178B
s 178E(2)(c)	Power to refuse to amend or end the agreement	CEO, GMC, MD, PLC	If no objections are made under s 178D Must consider matters in s 178B
s 178E(3)(a)	Power to amend or end the agreement in accordance with the proposal	CEO, GMC, MD, PLC	After considering objections, submissions and matters in s 178B
s 178E(3)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	ND	After considering objections, submissions and matters in s 178B
s.178E(3)(c)	power to amend or end the agreement in a manner that is substantively different from the proposal	ND	After considering objections, submissions and matters in s.178B
s 178E(3)(d)	Power to refuse to amend or end the agreement	ND	After considering objections, submissions and matters in s 178B
s 178F(1)	Duty to give notice of its decision under s 178E(3)(a) or (b)	CEO, GMC, MD, PLC	
s 178F(2)	Duty to give notice of its decision under s 178E(2)(c) or (3)(d)	CEO, GMC, MD, PLC	
s 178F(4)	Duty not to proceed to amend or end an agreement under s 178E until at least 21 days after notice has been given or until an application for review to the Tribunal has been determined or withdrawn	CEO, GMC, MD, PLC	
s 178G	Duty to sign amended agreement and give copy to each other party to the agreement	CEO, GMC, MD, PLC	

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 178H	Power to require a person who applies to amend or end an agreement to pay the costs of giving notices and preparing the amended agreement	CEO, GMC, MD, PLC	
s 178I(3)	Duty to notify, in writing, each party to the agreement of the ending of the agreement relating to Crown land	CEO, GMC, MD, PLC	
s 179(2)	Duty to make available for inspection copy agreement	CEO, GMC, MD, PLC	
s 181	Duty to apply to the Registrar of Titles to record the agreement and to deliver a memorial to Registrar-General	CEO, GMC, MD, PLC	
s 181(1A)(a)	Power to apply to the Registrar of Titles to record the agreement	CEO, GMC, MD, PLC	
s 181(1A)(b)	Duty to apply to the Registrar of Titles, without delay, to record the agreement	CEO, GMC, MD, PLC	
s 182	Power to enforce an agreement	CEO, GMC, MD	
s 183	Duty to tell Registrar of Titles of ending/amendment of agreement	CEO, GMC, MD, PLC	
s 184F(1)	Power to decide to amend or end an agreement at any time after an application for review of the failure of Council to make a decision	ND	
s 184F(2)	Duty not to amend or end the agreement or give notice of the decision after an application is made to VCAT for review of a failure to amend or end an agreement	CEO, GMC, MD, PLC	
s 184F(3)	Duty to inform the principal registrar if the responsible authority decides to amend or end an agreement after an application is made for the review of its failure to end or amend the agreement	CEO, GMC, MD, PLC	
s 184F(5)	Function of receiving advice from the principal registrar that the agreement may be amended or ended in accordance with Council's decision	CEO, GMC, MD, PLC	
s 184G(2)	Duty to comply with a direction of the Tribunal	CEO, GMC, MD, PLC	
s 184G(3)	Duty to give notice as directed by the Tribunal	CEO, GMC, MD, PLC	
s 198(1)	Function to receive application for planning certificate	CEO, GMC, MD, PLC	
s 199(1)	Duty to give planning certificate to applicant	CEO, GMC, MD, PLC	
s 201(1)	Function of receiving application for declaration of underlying zoning	CEO, GMC, MD, PLC	

Planning and Environment Act 1987

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 201(3)	Duty to make declaration	CEO, GMC, MD, PLC	
	Power to decide, in relation to any planning scheme or permit, that a specified thing has or has not been done to the satisfaction of Council	CEO, GMC, MD, PLC	
	Power, in relation to any planning scheme or permit, to consent or refuse to consent to any matter which requires the consent or approval of Council	CEO, GMC, MD, PLC	
	Power to approve any plan or any amendment to a plan or other document in accordance with a provision of a planning scheme or condition in a permit	CEO, GMC, MD, PLC	
	Power to give written authorisation in accordance with a provision of a planning scheme	CEO, GMC, MD, PLC	
s 201UAB(1)	Function of providing the Victoria Planning Authority with information relating to any land within municipal district	ND	
s 201UAB(2)	Duty to provide the Victoria Planning Authority with information requested under s 201UAB(1) as soon as possible	ND	

Residential Tenancies Act 1997

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 91ZU(1)	Power to give a renter a notice to vacate rented premises	ND	Where Council is a public statutory authority engaged in the provision of housing Note: this power is not yet in force and will commence on 1 July 2020, unless proclaimed earlier Council is not a statutory authority engaged in the provision of housing

Residential Tenancies Act 1997

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 91ZZC(1)	Power to give a renter a notice to vacate rented premises	ND	Where Council is a public statutory authority authorised to acquire land compulsorily for its purposes Note: this power is not yet in force and will commence on 1 July 2020, unless proclaimed earlier Council is not a statutory authority engaged in the provision of housing
s 91ZZE(1)	Power to give a renter a notice to vacate rented premises	ND	Where Council is a public statutory authority engaged in the provision of housing Note: this power is not yet in force and will commence on 1 July 2020, unless proclaimed earlier Council is not a statutory authority engaged in the provision of housing
s 91ZZE(3)	Power to publish Council's criteria for eligibility for the provision of housing	ND	Where Council is a public statutory authority engaged in the provision of housing Note: this power is not yet in force and will commence on 1 July 2020, unless proclaimed earlier Council is not a statutory authority engaged in the provision of housing
s 142D	Function of receiving notice regarding an unregistered rooming house	CC, GMC, MD, PHC, PLC	
s 142G(1)	Duty to enter required information in Rooming House Register for each rooming house in municipal district	AOB, AOP, BI, CAO, CC, GMC, MBS, PHC, PLC	
s 142G(2)	Power to enter certain information in the Rooming House Register	AOB, AOP, BI, CAO, CC, GMC, MBS, PHC, PLC	

Residential Tenancies Act 1997

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 142I(2)	Power to amend or revoke an entry in the Rooming House Register if necessary to maintain the accuracy of the entry	AOB, AOP, BI, CAO, CC, GMC, MBS, PHC, PLC	
s 206AZA(2)	Function of receiving written notification	MFAC	Note: this function is not yet in force and will commence on 1 July 2020, unless proclaimed earlier
s 207ZE(2)	Function of receiving written notification	MFAC	Note: this function is not yet in force and will commence on 1 July 2020, unless proclaimed earlier
s 252	Power to give tenant a notice to vacate rented premises if s 252(1) applies	ND	Where Council is a public statutory authority engaged in the provision of housing Note: this provision will be repealed on 1 July 2020, unless proclaimed earlier Council is not a statutory authority engaged in the provision of housing
s 262(1)	Power to give tenant a notice to vacate rented premises	ND	Where Council is a public statutory authority engaged in the provision of housing Note: this provision will be repealed on 1 July 2020, unless proclaimed earlier Council is not a statutory authority engaged in the provision of housing
s 262(3)	Power to publish its criteria for eligibility for the provision of housing by Council	ND	Where Council is a public statutory authority engaged in the provision of housing Note: this provision will be repealed on 1 July 2020, unless proclaimed earlier Council is not a statutory authority engaged in the provision of housing
s 311A(2)	Function of receiving written notification	MFAC	
s 317ZDA(2)	Function of receiving written notification	MFAC	

Residential Tenancies Act 1997

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 518F	Power to issue notice to caravan park regarding emergency management plan if determined that the plan does not comply with the requirements	BI, CC, GMC, MBS, MD, PHC, PLC	
s 522(1)	Power to give a compliance notice to a person	BI, CC, GMC, MBS, MD, PHC, PLC	
s 525(2)	Power to authorise an officer to exercise powers in s 526 (either generally or in a particular case)	CEO, GMC, MD	
s 525(4)	Duty to issue identity card to authorised officers	GC, GMC, MD	
s 526(5)	Duty to keep record of entry by authorised officer under s 526	GMC, MD	
s 526A(3)	Function of receiving report of inspection	GMC, MD	
s 527	Power to authorise a person to institute proceedings (either generally or in a particular case)	CEO, GMC	

Road Management Act 2004

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 11(1)	Power to declare a road by publishing a notice in the Government Gazette	CEO, MCP	Obtain consent in circumstances specified in s 11(2)
s 11(8)	Power to name a road or change the name of a road by publishing notice in Government Gazette	CEO, MCP	
s 11(9)(b)	Duty to advise Registrar	GMC, MCP, MD, MFAC, MO	
s 11(10)	Duty to inform Secretary to Department of Environment, Land, Water and Planning of declaration etc.	CEO, GMC, MCP, MD, MFAC, MO	Subject to s 11(10A)

Road Management Act 2004

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 11(10A)	Duty to inform Secretary to Department of Environment, Land, Water and Planning or nominated person	AMC, CEO, GMC, MCP, MF, MO	Where Council is the coordinating road authority
s 12(2)	Power to discontinue road or part of a road	AMC, CEO, GMC, MCP, MF, MO	Where Council is the coordinating road authority
s 12(4)	Power to publish, and provide copy, notice of proposed discontinuance	CEO, GMC, MCP, MO	Power of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(5)	Duty to consider written submissions received within 28 days of notice	CEO, GMC, MCP, MO	Duty of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(6)	Function of hearing a person in support of their written submission	CEO, GMC, MCP, MO	Function of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(7)	Duty to fix day, time and place of meeting under s 12(6) and to give notice	CEO, GMC, MCP	Duty of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(10)	Duty to notify of decision made	GMC, MCP, MD, MFAC, MO	Duty of coordinating road authority where it is the discontinuing body Does not apply where an exemption is specified by the regulations or given by the Minister
s 13(1)	Power to fix a boundary of a road by publishing notice in Government Gazette	CEO, GMC, MCP	Power of coordinating road authority and obtain consent under s 13(3) and s 13(4) as appropriate
s 14(4)	Function of receiving notice from the Head, Transport for Victoria	ND	
s 14(7)	Power to appeal against decision of the Head, Transport for Victoria	GMC, MCP, MD, MFAC, MO	
s 15(1)	Power to enter into arrangement with another road authority, utility or a provider of public transport to transfer a road management function of the road authority to the other road authority, utility or provider of public transport	GMC, MCP, MD, MFAC, MO	

Road Management Act 2004			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 15(1A)	Power to enter into arrangement with a utility to transfer a road management function of the utility to the road authority	GMC, MCP, MD, MFAC, MO	
s 15(2)	Duty to include details of arrangement in public roads register	GMC, MCP, MD, MFAC, MO	
s 16(7)	Power to enter into an arrangement under s 15	AMC, CEO, GMC, MCP, MF, MO	
s 16(8)	Duty to enter details of determination in public roads register	CEO, GMC, MCP	
s 17(2)	Duty to register public road in public roads register	AMC, CEO, GMC, MCP, MF, MO	Where Council is the coordinating road authority
s 17(3)	Power to decide that a road is reasonably required for general public use	GMC, MCP, MD, MFAC, MO	Where Council is the coordinating road authority
s 17(3)	Duty to register a road reasonably required for general public use in public roads register	ND	Where Council is the coordinating road authority
s 17(4)	Power to decide that a road is no longer reasonably required for general public use	AMC, CEO, GMC, MCP, MF, MO	Where Council is the coordinating road authority
s 17(4)	Duty to remove road no longer reasonably required for general public use from public roads register	ND	Where Council is the coordinating road authority
s 18(1)	Power to designate ancillary area	ND	Where Council is the coordinating road authority, and obtain consent in circumstances specified in s 18(2)
s 18(3)	Duty to record designation in public roads register	AMC, MCP, MF, MO	Where Council is the coordinating road authority
s 19(1)	Duty to keep register of public roads in respect of which it is the coordinating road authority	GMC, MCP, MD, MFAC, MO	
s 19(4)	Duty to specify details of discontinuance in public roads register	AMC, CEO, GMC, MCP, MF, MO	
s 19(5)	Duty to ensure public roads register is available for public inspection	AMC, CEO, GMC, MCP, MF, MO	

Road Management Act 2004

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 21	Function of replying to request for information or advice	AMC, CEO, GMC, MCP, MF, MO	Obtain consent in circumstances specified in s 11(2)
s 22(2)	Function of commenting on proposed direction	ND	
s 22(4)	Duty to publish a copy or summary of any direction made under s 22 by the Minister in its annual report.	CEO, GMC, MCP	
s 22(5)	Duty to give effect to a direction under s 22	CEO, GMC, MCP	
s 40(1)	Duty to inspect, maintain and repair a public road.	AMC, CEO, GMC, MCP, MF, MO	
s 40(5)	Power to inspect, maintain and repair a road which is not a public road	ND	
s 41(1)	Power to determine the standard of construction, inspection, maintenance and repair	AMC, CEO, GMC, MCP, MF, MO	
s 42(1)	Power to declare a public road as a controlled access road	CEO, GMC, MCP	Power of coordinating road authority and sch 2 also applies
s 42(2)	Power to amend or revoke declaration by notice published in Government Gazette	CEO, GMC, MCP	Power of coordinating road authority and sch 2 also applies
s 42A(3)	Duty to consult with VicRoads before road is specified	CEO, GMC, MCP, MO	Where Council is the coordinating road authority If road is a municipal road or part thereof
s 42A(4)	Power to approve Minister's decision to specify a road as a specified freight road	CEO, GMC, MCP, MO	Where Council is the coordinating road authority If road is a municipal road or part thereof and where road is to be specified a freight road
s 48EA	Duty to notify the owner or occupier of land and provider of public transport on which rail infrastructure or rolling stock is located (and any relevant provider of public transport)	CEO, GMC, MCP, MO	Where Council is the responsible road authority, infrastructure manager or works manager
s 48M(3)	Function of consulting with the relevant authority for purposes of developing guidelines under s 48M	GMC, MCP	
s 49	Power to develop and publish a road management plan	ND	

Road Management Act 2004			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 51	Power to determine standards by incorporating the standards in a road management plan	ND	
s 53(2)	Power to cause notice to be published in Government Gazette of amendment etc of document in road management plan	CEO, GMC, MCP	
s 54(2)	Duty to give notice of proposal to make a road management plan	CEO, GMC, MCP, MO	
s 54(5)	Duty to conduct a review of road management plan at prescribed intervals	ND	
s 54(6)	Power to amend road management plan	ND	
s 54(7)	Duty to incorporate the amendments into the road management plan	ND	
s 55(1)	Duty to cause notice of road management plan to be published in Government Gazette and newspaper	CEO, GMC, MCP, MO	
s 63(1)	Power to consent to conduct of works on road	AMC, CC, GMC, MCP, MD, MF, MO	Where Council is the coordinating road authority
s 63(2)(e)	Power to conduct or to authorise the conduct of works in, on, under or over a road in an emergency	AMC, EC, GMC, MCP, MF, MO	Where Council is the infrastructure manager
s 64(1)	Duty to comply with cl 13 of sch 7	AMC, EC, GMC, MCP, MF, MO	Where Council is the infrastructure manager or works manager
s 66(1)	Power to consent to structure etc	AMC, EC, GMC, MCP, MF, MO	Where Council is the coordinating road authority
s 67(2)	Function of receiving the name & address of the person responsible for distributing the sign or bill	AMC, EC, GMC, MCP, MF, MO	Where Council is the coordinating road authority
s 67(3)	Power to request information	AMC, EC, GMC, MCP, MF, MO	Where Council is the coordinating road authority
s 68(2)	Power to request information	AMC, EC, GMC, MCP, MF, MO	Where Council is the coordinating road authority
s 71(3)	Power to appoint an authorised officer	CEO, GMC, MCP	

Road Management Act 2004

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
s 72	Duty to issue an identity card to each authorised officer	GMC, MCP, MD, MO	
s 85	Function of receiving report from authorised officer	CEO, GMC	
s 86	Duty to keep register re s 85 matters	AMC, MCP, MF, MO	
s 87(1)	Function of receiving complaints	CC, CO, CRT, GMC, MO, OCR, OCU	
s 87(2)	Duty to investigate complaint and provide report	AMC, EC, GMC, MCP, MF, MFAC, MO	
s 112(2)	Power to recover damages in court	GMC, MO	
s 116	Power to cause or carry out inspection	AMC, EC, GMC, MCP, MF, MFAC, MO	
s 119(2)	Function of consulting with the Head, Transport for Victoria	GMC, MCP, MFAC, MO, OCR, OCU	
s 120(1)	Power to exercise road management functions on an arterial road (with the consent of the Head, Transport for Victoria)	AMC, EC, GMC, MCP, MFAC, MO	
s 120(2)	Duty to seek consent of the Head, Transport for Victoria to exercise road management functions before exercising power in s 120(1)	MD, MO	
s 121(1)	Power to enter into an agreement in respect of works	AMC, CEO, EC, GMC, MCP, MF, MFAC, MO	
s 122(1)	Power to charge and recover fees	GMC, MO	
s 123(1)	Power to charge for any service	GMC, MO	
sch 2 cl 2(1)	Power to make a decision in respect of controlled access roads	CEO, GMC, MCP, MO	
sch 2 cl 3(1)	Duty to make policy about controlled access roads	CEO, GMC, MCP, MO	

Road Management Act 2004			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
sch 2 cl 3(2)	Power to amend, revoke or substitute policy about controlled access roads	CEO, GMC, MCP	
sch 2 cl 4	Function of receiving details of proposal from the Head, Transport for Victoria	GMC, MO	
sch 2 cl 5	Duty to publish notice of declaration	AMC, GMC, MCP, MF, MFAC, MO	
sch 7 cl 7(1)	Duty to give notice to relevant coordinating road authority of proposed installation of non-road infrastructure or related works on a road reserve	GMC, MCP, MD, MO	Where Council is the infrastructure manager or works manager
sch 7 cl 8(1)	Duty to give notice to any other infrastructure manager or works manager responsible for any non-road infrastructure in the area, that could be affected by any proposed installation of infrastructure or related works on a road or road reserve of any road	GMC, MCP, MD, MO	Where Council is the infrastructure manager or works manager
sch 7 cla 9(1)	Duty to comply with request for information from a coordinating road authority, an infrastructure manager or a works manager responsible for existing or proposed infrastructure in relation to the location of any non-road infrastructure and technical advice or assistance in conduct of works	GMC, MCP, MD, MO	Where Council is the infrastructure manager or works manager responsible for non-road infrastructure
sch 7 cl 9(2)	Duty to give information to another infrastructure manager or works manager where becomes aware any infrastructure or works are not in the location shown on records, appear to be in an unsafe condition or appear to need maintenance	GMC, MCP, MD, MO	Where Council is the infrastructure manager or works manager
sch 7 cl 10(2)	Where Sch 7 cl 10(1) applies, duty to, where possible, conduct appropriate consultation with persons likely to be significantly affected	GMC, MCP, MD, MO	Where Council is the infrastructure manager or works manager
sch 7 cl 12(2)	Power to direct infrastructure manager or works manager to conduct reinstatement works	CEO, GMC, MCP, MD, MO	Where Council is the coordinating road authority
sch 7 cl 12(3)	Power to take measures to ensure reinstatement works are completed	CEO, GMC, MCP, MD, MO	Where Council is the coordinating road authority
sch 7 cl 12(4)	Duty to ensure that works are conducted by an appropriately qualified person	CEO, GMC, MCP, MD, MO	Where Council is the coordinating road authority
sch 7 cl 12(5)	Power to recover costs	CEO, GMC, MCP, MF	Where Council is the coordinating road authority

Road Management Act 2004

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
sch 7 cl 13(1)	Duty to notify relevant coordinating road authority within 7 days that works have been completed, subject to sch 7 cl 13(2)	GMC, MCP, MD, MO	Where Council is the works manager
sch 7 cl 13(2)	Power to vary notice period	CEO, GMC, MCP, MD, MO	Where Council is the coordinating road authority
sch 7 cl 13(3)	Duty to ensure works manager has complied with obligation to give notice under sch 7 cl 13(1)	CEO, GMC, MCP, MD, MO	Where Council is the infrastructure manager
sch 7 cl 16(1)	Power to consent to proposed works	CEO, GMC, MCP, MD, MO	Where Council is the coordinating road authority
sch 7 cl 16(4)	Duty to consult	GMC, MCP, MO	Where Council is the coordinating road authority, responsible authority or infrastructure manager
sch 7 cl 16(5)	Power to consent to proposed works	GMC, MCP, MO	Where Council is the coordinating road authority
sch 7 cl 16(6)	Power to set reasonable conditions on consent	GMC, MCP, MO	Where Council is the coordinating road authority
sch 7 cl 16(8)	Power to include consents and conditions	ND	Where Council is the coordinating road authority
sch 7 cl 17(2)	Power to refuse to give consent and duty to give reasons for refusal	CEO, GMC, MCP, MD, MO	Where Council is the coordinating road authority
sch 7 cl18(1)	Power to enter into an agreement	CEO, GMC, MCP, MD, MO	Where Council is the coordinating road authority
sch7 cl 19(1)	Power to give notice requiring rectification of works	CEO, GMC, MCP, MD, MO	Where Council is the coordinating road authority
sch 7 cl 19(2) & (3)	Power to conduct the rectification works or engage a person to conduct the rectification works and power to recover costs incurred	GMC, MCP, MO	Where Council is the coordinating road authority
sch 7 cl 20(1)	Power to require removal, relocation, replacement or upgrade of existing non-road infrastructure	CEO, GMC, MCP, MD, MO	Where Council is the coordinating road authority

Road Management Act 2004

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
sch 7A cl 2	Power to cause street lights to be installed on roads	GMC, MCP, MD, MFAC, MO	Power of responsible road authority where it is the coordinating road authority or responsible road authority in respect of the road
sch 7 cl 3(1)(d)	Duty to pay installation and operation costs of street lighting - where road is not an arterial road	GMC, MCP, MD, MFAC, MO	Where Council is the responsible road authority
sch 7A cl 3(1)(e)	Duty to pay installation and operation costs of street lighting - where road is a service road on an arterial road and adjacent areas	GMC, MCP, MD, MFAC, MO	Where Council is the responsible road authority
sch 7A cl (3)(1)(f)	Duty to pay installation and percentage of operation costs of street lighting - for arterial roads in accordance with cls 3(2) and 4	GMC, MCP, MD, MFAC, MO	Duty of Council as responsible road authority that installed the light (re: installation costs) and where Council is relevant municipal council (re: operating costs)

Planning and Environment Regulations 2015

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
r.6	function of receiving notice, under section 19(1)(c) of the Act, from a planning authority of its preparation of an amendment to a planning scheme	CEO, GMC, MD, PLC	where Council is not the planning authority and the amendment affects land within Council's municipal district; or where the amendment will amend the planning scheme to designate Council as an acquiring authority.
r.21	power of responsible authority to require a permit applicant to verify information (by statutory declaration or other written confirmation satisfactory to the responsible authority) in an application for a permit or to amend a permit or any information provided under section 54 of the Act	CEO, GMC, MD, PLC	
r.25(a)	duty to make copy of matter considered under section 60(1A)(g) available for inspection free of charge	CEO, GMC, MD, PLC	where Council is the responsible authority

Planning and Environment Regulations 2015

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
r.25(b)	function of receiving a copy of any document considered under section 60(1A)(g) by the responsible authority and duty to make the document available for inspection free of charge	CEO, GMC, MD, PLC	where Council is not the responsible authority but the relevant land is within Council's municipal district
r.42	function of receiving notice under section 96C(1)(c) of the Act from a planning authority of its preparation of a combined application for an amendment to a planning scheme and notice of a permit application	CEO, GMC, MD, PLC	where Council is not the planning authority and the amendment affects land within Council's municipal district; or where the amendment will amend the planning scheme to designate Council as an acquiring authority.

Planning and Environment (Fees) Regulations 2016

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
r 19	Power to waive or rebate a fee relating to an amendment of a planning scheme	CEO, GMC	
r 20	Power to waive or rebate a fee other than a fee relating to an amendment to a planning scheme	GMC	
r 21	Duty to record matters taken into account and which formed the basis of a decision to waive or rebate a fee under r 19 or 20	GMC	

Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2010

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
r 7	Function of entering into a written agreement with a caravan park owner	CEO, GMC, MD, PHC	
r 11	Function of receiving application for registration	CEO, GMC, MD, PHC	
r 13(1)	Duty to grant the registration if satisfied that the caravan park complies with these regulations	CEO, GMC, MD, PHC	

Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2010			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
r 13(2)	Duty to renew the registration if satisfied that the caravan park complies with these regulations	CEO, GMC, MD, PHC	
r.13(2)	power to refuse to renew the registration if not satisfied that the caravan park complies with these regulations	CEO, GMC, MD, PHC	
r 13(4) & (5)	Duty to issue certificate of registration	CEO, GMC, MD, PHC	
r 15(1)	Function of receiving notice of transfer of ownership	CEO, GMC, MD, PHC	
r 15(3)	Power to determine where notice of transfer is displayed	ND	
r 16(1)	Duty to transfer registration to new caravan park owner	CEO, GMC, MD, PHC	
r 16(2)	Duty to issue a certificate of transfer of registration	CEO, GMC, MD, PHC	
r 17(1)	Power to determine the fee to accompany applications for registration or applications for renewal of registration	CEO, GMC, MD, PHC	
r 18	Duty to keep register of caravan parks	CEO, GMC, MD, PHC	
r 19(4)	Power to determine where the emergency contact person's details are displayed	ND	
r 19(6)	Power to determine where certain information is displayed	ND	
r 22A(1)	Duty to notify a caravan park owner of the relevant emergency services agencies for the caravan park, on the request of the caravan park owner	CEO, GMC, MD, PHC	
r 22A(2)	Duty to consult with relevant emergency services agencies	CEO, GMC, MD, PHC	
r 23	Power to determine places in which caravan park owner must display a copy of emergency procedures	CEO, GMC, MD, PHC	
r 24	Power to determine places in which caravan park owner must display copy of public emergency warnings	CEO, GMC, MD, PHC	
r 25(3)	Duty to consult with relevant floodplain management authority	CEO, GMC, MD, PHC	
r 26	Duty to have regard to any report of the relevant fire authority	CEO, GMC, MD, PHC	
r 28(c)	Power to approve system for the collection, removal and disposal of sewage and waste water from a movable dwelling	CEO, GMC, MD, PHC	
r 39	Function of receiving notice of proposed installation of unregistrable movable dwelling or rigid annexe	CEO, GMC, MD, PHC	

Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2010

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
r 39(b)	Power to require notice of proposal to install unregistrable movable dwelling or rigid annexe	CEO, GMC, MD, PHC	
r 40(4)	Function of receiving installation certificate	CEO, GMC, MD, PHC	
r 42	Power to approve use of a non-habitable structure as a dwelling or part of a dwelling	CEO, GMC, MD, PHC	
sch 3 cl4(3)	Power to approve the removal of wheels and axles from unregistrable movable dwelling	CEO, GMC, MD, PHC	

Road Management (General) Regulations 2016

Column 1	Column2	Column 3	Column 4
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
r 8(1)	Duty to conduct reviews of road management plan	CEO, GMC, MCP	
r 9(2)	Duty to produce written report of review of road management plan and make report available	CEO, GMC, MCP, MO	
r 9(3)	Duty to give notice where road management review is completed and no amendments will be made (or no amendments for which notice is required)	GMC, MO	Where Council is the coordinating road authority
r.10	Duty to give notice of amendment which relates to standard of construction, inspection, maintenance or repair under s 41 of the Act	CEO, GMC, MCP	
r 13(1)	Duty to publish notice of amendments to road management plan	ND	where Council is the coordinating road authority
r 13(3)	Duty to record on road management plan the substance and date of effect of amendment	CEO, GMC, MCP, MO	
r 16(3)	Power to issue permit	CEO, GMC, MCP, MO	Where Council is the coordinating road authority
r 18(1)	Power to give written consent re damage to road	CEO, GMC, MCP, MO	Where Council is the coordinating road authority
r 23(2)	Power to make submission to Tribunal	GMC, MCP, MO	Where Council is the coordinating road authority

Road Management (General) Regulations 2016			
Column 1	**Column2**	**Column 3**	**Column 4**
r 23(4)	Power to charge a fee for application under s 66(1) Road Management Act	GMC, MO	Where Council is the coordinating road authority
r 25(1)	Power to remove objects, refuse, rubbish or other material deposited or left on road	CEO, GMC, MCP, MO	Where Council is the responsible road authority
r 25(2)	Power to sell or dispose of things removed from road or part of road (after first complying with regulation 25(3)	CEO, GMC, MCP, MO	Where Council is the responsible road authority
r 25(5)	Power to recover in the Magistrates' Court, expenses from person responsible	CC, CEO, GMC, MCP, MD, MO	

Road Management (Works and Infrastructure) Regulations 2015 Note: these regulations commenced on 20 June 2015, replacing the Roads Management (works & infrastructure) Regulations 2005, which expired on 21 June 2015.			
Column 1	**Column2**	**Column 3**	**Column 4**
Provision	**Item Delegated**	**Delegate**	**Conditions and Limitations**
r 15	Power to exempt a person from requirement under cl 13(1) of sch 7 of the Act to give notice as to the completion of those works	GMC, MCP, MO	Where Council is the coordinating road authority and where consent given under s 63(1) of the Act
r 22(2)	Power to waive whole or part of fee in certain circumstances	ND	Where Council is the coordinating road authority