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2.0 DELEGATIONS

2.1 Waste Reduction and Recycling Act 2011

Note: The State (via the relevant department) has delegated certain powers of the chief executive to local governments under section 263(1)(b) of the *Waste Reduction and Recycling Act 2011*. This has been done via the Waste Reduction and Recycling (Local Government) Delegation (No. 1). The delegation specifically includes the power to sub-delegate to an "appropriately qualified entity".

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---------|--|--|
| Description of Power - <i>Waste Reduction and Recycling Act 2011</i> | Section | Delegation Date | Condition(s) |
| Power to make an exempt waste application to the chief executive. | s29 | 31/01/2012 | |
| Power, as an applicant on an exempt waste application, to agree with the chief executive about extending the time for providing any further information requested by the chief executive. | s30 | 31/01/2012 | |
| Power, as holder of an exempt waste approval, to ask for, and agree with the chief executive on, amendments to the approval. | s32 | 31/01/2012 | |
| Power, as holder of an exempt waste approval that the chief executive is proposing to cancel, to make written submissions to show why the proposed action to cancel the approval should not be taken. | s36 | 31/01/2012 | |
| Power, as operator of a levyable waste disposal site, to claim a resource recovery deduction (see, in particular, section 39(1)(a), (b), (c) and (d) of the Act). | s39 | 31/01/2012 | |
| Power, as operator of a levyable waste disposal site, to ask a person delivering waste to the site for information reasonably required to identify particulars about the waste delivered (see, in particular section 41(1)(a), (b) and (c) of the Act). | s41 | 31/01/2012 | |
| Power to install and keep in proper working order a weighbridge as required by this section. | s43 | 29/07/2014 | |
| Power to measure and record waste in accordance with this section. | s44 | 29/07/2014 | |
| Power to prepare the waste data return for the mandated reporting period. | s52 | 29/07/2014 | |
| Power, as a participant in an accredited stewardship scheme, to amend the scheme by agreement with all other participants in the scheme. | s95 | 31/01/2012 | |
| Power, as delegate of the chief executive administering the Act, to give a notice to an adult person. | s110 | 31/01/2012 | As this power relates to Chapter 5, Part 2 of the Act. |
| Power, as delegate of the chief executive administering the Act, to give a notice to an adult person. | s111 | 31/01/2012 | As this power relates to Chapter 5, Part 2 of the Act. |
| Power, as delegate of the chief executive administering the Act, to direct a responsible entity to collect material from premises. | s112 | 31/01/2012 | As this power relates to Chapter 5, Part 2 of the Act. |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---------|--|---|
| Description of Power - <i>Waste Reduction and Recycling Act 2011</i> | Section | Delegation Date | Condition(s) |
| Power to prepare and implement a waste reduction and recycling plan (NB Council is not obligated to commence this process until 30 June 2015). | s123 | 29/07/2014 | |
| Power to make written submissions where the chief executive intends to prepare a waste reduction and recycling plan for the local government to address an aspect that is relevant to the local government. | s128 | 31/01/2012 | |
| Power to give the chief executive a report about the operation, in the financial year, of all the local government's waste reduction and recycling plans in force in the local government area. | s147 | 31/01/2012 | |
| Power to give the chief executive a report about Council's receiving, sorting, recycling, treatment or disposal of waste in the financial year. | s152 | 29/07/2014 | |
| Power to apply to the chief executive for a specific approval of a resource. | s157 | 31/01/2012 | |
| Power to agree with the chief executive to extend the time for providing additional material requested by the chief executive on an application for a specific approval of a resource. | s158 | 31/01/2012 | |
| Power as holder of a specific approval of a resource, to apply to the chief executive to transfer the benefit of the approval or amend the approval. | s168 | 31/01/2012 | |
| Power to agree with the chief executive to extend the time for providing additional material requested by the chief executive on an application to transfer or amend a specific approval of a resource. | s169 | 31/01/2012 | |
| Power in relation to an approval which the minister intends to amend, cancel or suspend, to make written submissions to show why the proposed actions should not be taken. | s172 | 31/01/2012 | |
| Power where given, or entitled to be given, an information notice for a decision, to apply to the chief executive for an internal review of the decision. | s175 | 31/01/2012 | As this power relates to sections 248(2) and 253(3) of the Act. |
| Power, as delegate of the chief executive administering the Act, to extend the time for making an internal review application. | s176(2) | 30/10/2012 | As this power relates to sections 248(2) and 253(3) of the Act. |
| Power where an internal review application has been made, to apply for a stay of the original decision. | s177 | 31/01/2012 | |
| Power, as delegate of the chief executive administering the Act, to conduct an internal review and make a decision to: <ul style="list-style-type: none"> (a) confirm the original decision; or (b) amend the original decision; or (c) substitute another decision for the original decision. | s178 | 30/10/2012 | As this power relates to sections 248(2) and 253(3) of the Act. |
| Power, as delegate of the chief executive administering the Act, to give notice of internal review decision and a QCAT information notice if the internal review decision is not the decision sought by the applicant. | s179 | 30/10/2012 | As this power relates to sections 248(2) and 253(3) of the Act. |
| Power where given, or entitled to be given, a QCAT information notice under section 179 of the <i>Waste Reduction and Recycling Act 2011</i> , to apply to QCAT, under the QCAT Act, for external review of the decision. | s180 | 31/01/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------------------|--|---|
| Description of Power - <i>Waste Reduction and Recycling Act 2011</i> | Section | Delegation Date | Condition(s) |
| Power as delegate of the chief executive administering the Act, to appoint a person as an authorised person. | s183 | 31/01/2012 | Any appointment of an authorised person must be subject to the limitation that an authorized person can only exercise the powers in section 117 and Chapter 10 of the Act in relation to the following offences: <ul style="list-style-type: none"> • Chapter 5, Parts 1, 2 and 3, Divisions 1 and 2 of the Act; • Section 251(a); • Section 251(c); • Section 254; and • Section 264. |
| Power as delegate of the chief executive administering the Act, to issue an identity card to an authorised person. | s187 | 31/01/2012 | |
| Power as delegate of the chief executive administering the Act, to give a show cause notice. | s246 | 31/01/2012 | As this power relates to sections 103(1), 104(1), 107(1), 108, 109(1) or (2), and 112(2) of the Act. |
| Power as delegate of the chief executive administering the Act, to give a compliance notice. | ss248-249 | 31/01/2012 | |
| Power as delegate of the chief executive administering the Act, to give a notice requiring the person to commission a waste audit and to provide a waste report on the audit. | s253 | 31/01/2012 | As this power relates to section 104 of the Act. |
| Power as delegate of the chief executive administering the Act, to carry out work or take any other action reasonable necessary to fulfil the requirements of an order under s258 of the Act and to recover the costs reasonably incurred as a debt. | s260 | 30/10/2012 | |
| Power to bring a proceeding in a Magistrates Court for an order to remedy or restrain an offence against the Act or a threatened or anticipated offence against the Act. | s261 | 31/01/2012 | |
| Power as delegate of the chief executive administering the Act, to receive information or a document containing information. | ss264(2)(c) and 265 | 30/10/2012 | |
| Power as delegate of the chief executive administering the Act, to approve forms for use under the Act. | s270 | 30/10/2012 | |

2.2 Waste Reduction and Recycling Regulation 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|-----------|--|--------------|
| Description of Power - <i>Waste Reduction and Recycling Regulation 2011</i> | Section | Delegation Date | Condition(s) |
| Power, where Council has, by resolution, designated areas to conduct general waste or green waste collection, to decide the frequency of general waste or green waste collection in designated areas. | s7 | 29/07/2014 | |
| Power to give the information required by this section to the Chief Executive. | s41(3)(c) | 21/01/2014 | |

2.3 Environmental Protection Act 1994

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------------|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an 'affected person' (as defined by section 38), to consult with the proponent of a project. | s41(3)(c) | 31/01/2012 | |
| Power, as an affected person, to make written comments to the chief executive about a TOR notice. | ss 42 and 43 | 09/12/2014 | |
| Power to make a written submission about a submitted EIS. | s54 | 09/12/2014 | |
| Power, as an administering authority, to give an applicant a notice about an application that is not a properly made application. | s128 | 27/11/2017 | |
| Power to agree a further period within which the applicant must give notice under section 128 | s129 | 27/11/2017 | |
| Power, as an administering authority, to give a notice about an application made by joint applicants, to the principal applicant nominated in the application. | s130 | 27/11/2017 | |
| Power, as an administering authority, to refuse to allow a change to an application if the change would result in the application not being a properly made application and the applicant does not take action to make the remade application properly made. | s132 | 27/11/2017 | |
| Power, as an administering authority, to give written agreement that a change to an application is a minor change. | s133 | 27/11/2017 | |
| Power, as an administering authority, to determine satisfaction that the requirements under the application stage have been complied with. | s136(b)(i) | 27/11/2017 | |
| Power, as an administering authority, to make a written information request to the applicant to give further information needed to assess the application. | s140 | 27/11/2017 | |
| Power, as an administering authority, to agree to extend the applicant's information request response period. | ss145 and 147 | 27/11/2017 | |
| Power, as an administering authority, to determine not to make an information request. | s148(b)(i) | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|------------|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an administering authority, to determine the change would not be likely to attract a submission objecting to the thing the subject of the change, if the notification stage were to apply to the change. | s150(1)(d) | 27/11/2017 | |
| Power, as an administering authority, to give the applicant an information notice prescribing an additional or substituted way to give public notice of an application. | s152 | 27/11/2017 | |
| Power to decide to allow or not allow substantial compliance with public notice requirements. | s159 | 27/11/2017 | |
| Power, as an administering authority, to, by written notice to the applicant, extend the decision period and further extend the decision period with the written agreement of the applicant. | s168 | 27/11/2017 | |
| Power, as an administering authority, to approve a standard application subject to the standard conditions for the relevant activity or authority. | s170 | 27/11/2017 | |
| Power, as an administering authority, to approve a variation application subject to the standard conditions for the relevant activity or authority or subject to conditions which are different to the standard conditions for the activity or authority. | s171 | 27/11/2017 | |
| Power, as an administering authority, to refuse a site- specific application or approve a site-specific application subject to conditions. | s172 | 27/11/2017 | |
| Power, as an administering authority, to issue an environmental authority. | s172 | 27/11/2017 | |
| Power, as an administering authority, to include a copy of the environmental authority in the relevant register. | s177 | 27/11/2017 | |
| Power, as an administering authority, to give an information notice to the applicant for an environmental authority. | s198(2) | 27/11/2017 | |
| Power, as an administering authority, to give an information notice about the decision to any submitter for the application. | s198(4) | 27/11/2017 | |
| Power, as an administering authority, to impose a condition on an environmental authority or draft environmental authority to which section 115 applies. | s203 | 27/11/2017 | |
| Power, as an administering authority, to amend an environmental authority to correct a clerical or formal error by giving written notice to the holder but only if the amendment does not adversely affect the interests of the holder or anyone else. | s211 | 27/11/2017 | |
| Power, as an administering authority, to amend an existing environmental authority issued subject to conditions to replace the existing standard conditions with new standard conditions issued by the chief executive and to give written notice of the amendment to the environmental authority holder. | s213 | 27/11/2017 | |
| Power, as an administering authority, to make an amendment to an environmental authority:- (a) which is necessary or desirable because of a matter mentioned in section 215(2) and where the procedure required by Chapter 5, Part 6, Division 2; or (b) if the holder has agreed in writing to the amendment. | s215 | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---------------|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an administering authority, to make other amendments to an environmental authority in accordance with the procedure required by Chapter 5, Part 6, Division 2 or with the written agreement of the authority holder. | ss216 and 219 | 27/11/2017 | |
| Power, as an administering authority, to refuse an amendment application to which section 227A(1) applies, to require the environmental authority holder to make a site specific application and to give written notice of the refusal to the applicant. | s227A | 27/11/2017 | |
| Power, as an administering authority, to decide whether an application made by the holder of an environmental authority to amend the authority is a minor or major amendment. | s228 | 27/11/2017 | |
| Power, as an administering authority, to set the submission period for the application by written notice. | s234 | 27/11/2017 | |
| Power, as an administering authority, to give written agreement to the continued assessment of a changed application to amend an environmental authority. | s237 | 27/11/2017 | |
| Power, as an administering authority, to request further information needed to assess a changed amendment application which is not a minor change and to which the information stage applies. | s238(3) | 27/11/2017 | |
| Power, as an administering authority, to decide that the notification stage be repeated in respect of a changed amendment application which would be likely to attract a submission objecting to the change. | s238(7) | 27/11/2017 | |
| Power, as an administering authority, to:- (a) decide to approve or refuse an amendment application; (b) if the amendment is approved, to make other amendments to the conditions of the environmental authority; (c) give notice of the decision to the applicant; and (d) include a copy of any amended environmental authority in the register | ss240 and 242 | 27/11/2017 | |
| Power, as an administering authority, to decide to approve an application to amalgamate environmental authorities or refuse an amalgamation application to which section 247(1)(b) applies. | s247 | 27/11/2017 | |
| Power, as an administering authority, to:- (a) de-amalgamate an environmental authority; (b) issue 2 or more environmental authorities; and (c) include each environmental authority in the relevant register. | s250C | 27/11/2017 | |
| Power, as an administering authority, to approve or refuse an application by the holder of an environmental authority to transfer all or part of the environmental authority to another entity. | s254 | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an administering authority, to decide whether a final rehabilitation report includes enough information to decide that the requirements in section 264(1)(b)(i) and 264(1)(b)(ii) have been met. | s264 | 27/11/2017 | |
| Power, as an administering authority, to make a written request to an applicant to give further information needed to assess an application to surrender an environmental authority. | s265 | 27/11/2017 | |
| Power, as an administering authority, to approve or refuse a surrender application. | s266 | 27/11/2017 | |
| Power, as an administering authority, to:- (a) cancel or suspend an environmental authority if an event mentioned in section 278(2) has occurred; (b) follow the procedures in Chapter 5, Part 11, Division 2; (c) give notice of the decision; and record the action in the relevant register. | ss 278, 279, 280, 281, 282, 283 and 284 | 27/11/2017 | |
| Power, as an administering authority, to approve or refuse an application made by the holder of an environmental authority to suspend the environmental authority. | s284C | 27/11/2017 | |
| Power, as an administering authority, to impose a condition on an environmental authority requiring the holder to give financial assurances as security for compliance with the environmental authority and for costs or expenses mentioned in section 298. | s292 | 27/11/2017 | |
| Power, as an administering authority, to decide the amount and form of financial assurance required under a condition of an environmental authority. | s295 | 27/11/2017 | |
| Power, as an administering authority, to give notice of the decision under section 295(1). | s296 | 27/11/2017 | |
| Power, as an administering authority, to decide to make a claim on or realise a financial assurance and give an information notice about the decision. | s301 | 27/11/2017 | |
| Power, as an administering authority, to by written notice require an applicant to give a compliance statement for a financial assurance before deciding an application to amend or discharge the financial assurance. | s304 | 27/11/2017 | |
| Power, as an administering authority, to approve or refuse an application by the holder of an environmental authority to amend the amount or form of a financial assurance stated in a notice given under section 296 or to discharge a financial assurance. | s305 | 27/11/2017 | |
| Power, as an administering authority, to require a change of the amount of a financial assurance. | s306 | 27/11/2017 | |
| Power, as an administering authority to, in the circumstances referred to in subsection (1), give notice stating how much of the financial assurance has been used and requiring it be replenished. | s307 | 27/11/2017 | |
| Power, as the administering authority, to recover from the holder of an environmental authority as a debt, outstanding annual fees. | s308 | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|-----------|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an administering authority, to change the anniversary day for an environmental authority for which an annual fee is prescribed, in the circumstances provided for by section 310(1)(a) and 310(1)(b). | s310 | 27/11/2017 | |
| Power, as an administering authority, to change an anniversary day for an environmental authority. | s311 | 27/11/2017 | |
| Power, as an administering authority to, in the circumstances specified in section 314(1)(a) and 314(1)(b):- (a) require the holder of the environmental authority to make a site-specific application for a new environmental authority under Chapter 5 Part 2 or make an amendment application for the authority under Chapter 5 Part 7; (b) give written notice of the proposed requirement prior to making it. | s314 | 27/11/2017 | |
| Power, as an administering authority, to ask any entity for advice, comment or information about an application made under Chapter 5. | s315 | 27/11/2017 | |
| Power to make submissions about a proposed ERA standard. | s318A | 27/11/2017 | |
| Power, as person aware of an event described in section 320A, to give written notice of the event, its nature and the circumstances in which it happened to the administering authority, any occupier of the affected land or any registered owner of the affected land, or by public notice. | s320C | 27/11/2017 | |
| Power, as employer aware of an event described in section 320A, to give written notice of the event, its nature and the circumstances in which it happened to the administering authority, any occupier of the affected land or any registered owner of the affected land, or by public notice. | s320D | 27/11/2017 | |
| Power, as a person mentioned in section 320A(2)(a), to within 24 hours after becoming aware of an event or change mentioned in section 320A(2)(b)(i) or (ii) give the administering authority written notice of the matters stated in subsection (2). | s320DA(1) | 27/11/2017 | |
| Power, as a person mentioned in section 320A(2)(a), to within 20 business days after becoming aware of an event or change mentioned in section 320A(2)(b)(iii) give the administering authority written notice of the activity. | s320DA(3) | 27/11/2017 | |
| Power, as a local government mentioned in section 320(3)(a), to within 20 business days after becoming aware that the activity has been, or is being, carried out on land in its area, give the administering authority written notice. | s320DB(1) | 27/11/2017 | |
| Power, as a local government mentioned in section 320(3)(b), to within 24 hours after becoming aware of the event or the change in condition of the land give the administering authority written notice. | s320DB(2) | 27/11/2017 | |
| | | | |
| Power as an administering authority, to require a person to conduct or commission an environmental audit. | s322 | 31/01/2012 | |
| Power as an administering authority, to require a person to conduct or commission an environmental investigation. | s323 | 31/01/2012 | |
| Power, as an administering authority, to require a person to conduct or commission an environmental investigation. | s326 | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an administering authority, to ask for further information. | s326F | 27/11/2017 | |
| Power, as an administering authority, to accept the report or refuse to accept the report and to give notice of the decision. | s326G | 27/11/2017 | |
| Power, as an administering authority which has accepted an environmental report under section 326G, to do 1 or more of the things listed in subsection (1). | s326H | 27/11/2017 | |
| Power, as an administering authority which has refused to accept an environmental report under section 326G(4)(b), to, by written notice, require the recipient to conduct or commission another environmental investigation and submit a report on the investigation. | s326I | 27/11/2017 | |
| Power as an administering authority, to require a person or public authority to submit a draft transitional environmental program. | s332 | 31/01/2012 | |
| Power to submit a draft transitional environmental program to the administering authority for approval. | s333 | 27/11/2017 | |
| Power, as an administering authority, to by written notice require the person or public authority that submitted the draft transitional environmental authority to give further information. | s334A | 27/11/2017 | |
| Power to make a submission in relation to a draft transitional environmental program. | s335 | 31/01/2012 | |
| Power as an administering authority, to invite parties to a conference to help it determine whether or not to approve a program. | s336 | 31/01/2012 | |
| Power, as an administering authority, to seek advice, comment or information about a TEP submission. | s336A | 27/11/2017 | |
| Power as an administering authority, to approve a draft environmental program. | s337 | 31/01/2012 | |
| Power as an administering authority to: <ul style="list-style-type: none"> • approve a draft transitional environmental program as submitted or with amendments requested or agreed to by the administering authority; or • refuse to approval a draft transitional environmental program. | s339(1) | 31/01/2012 | |
| Power as an administering authority to impose on an approval of a draft transitional environmental program: <ul style="list-style-type: none"> • any conditions the authority must impose under a regulatory requirement; and • any other conditions the administering authority thinks appropriate. | s339(2) | 31/01/2012 | |
| Power as an administering authority, to give a person or public authority who submitted a draft transitional environmental program for approval written notice of the decision which complies with section 340(2). | s340(1) | 31/01/2012 | |
| Power as an administering authority, to approve a draft transitional environmental program if there has been substantial compliance. | s342 | 31/01/2012 | |
| Power as an administering authority, to consider and approve or refuse an application to amend a transitional environmental program. | s344 | 31/01/2012 | |
| Power, as an administering authority, to cancel the approval for a transition environmental program, give notice of the decision or record details of the decision in a register. | s344E | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|-----------------------|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an administering authority, to withdraw the notice or remove the record. | s344F | 27/11/2017 | |
| Power, as an administering authority, to give the holder of the environmental authority a copy of the authority that does not include the note. | s344G | 27/11/2017 | |
| Power as an administering authority, to apply to the Court for an order. | s355 | 31/01/2012 | |
| Power, as an administering authority who has made an application to the Court under section 355, to apply to the Court for an order pending decision on the application | s357(2) | 27/11/2017 | |
| Power, as administering authority, to – <ul style="list-style-type: none"> grant an application for a temporary emissions licence, with or without conditions, as submitted or on different terms than have been requested in the application; or refuse to grant the application for a temporary emissions licence. | ss357C, 357D and 357E | 27/11/2017 | |
| Power, as administering authority, to amend, cancel or suspend a temporary emissions licence. | s357J | 27/11/2017 | |
| Power, as holder of a temporary emissions licence, to give written agreement to the amendment of the licence. | s357J | 27/11/2017 | |
| Power as an administering authority, to issue an environment protection order. | s358 | 31/01/2012 | |
| Power as an administering authority, to require the holder of an approval or a registered operator to provide financial assurance as security. | s364 | 31/01/2012 | |
| Power, as an administering authority, to decide a person has a relevant connection with a company. | s363SB | 27/11/2017 | |
| Power, as an administering authority, to issue an environmental protection order to a related person of the company. | s363AC | 27/11/2017 | |
| Power, as an administering authority, to issue an environmental protection order to a related person of a high risk company. | s363AD | 27/11/2017 | |
| Power, as an administering authority, to issue a cost recovery notice to the recipient. | s363AI | 27/11/2017 | |
| Power, as an administering authority, to claim the amount from the recipient as a debt. | s363AI(7) | 27/11/2017 | |
| Power as owner or occupier of land, to advise the administering authority of a notifiable activity being carried out on the land. | s371 | 31/01/2012 | |
| Power to notify the administering authority of contamination by a hazardous contaminant. | s372(2) | 31/01/2012 | |
| Power, as the land's owner, to make a written submission to the administering authority in response to a show cause notice issued pursuant to section 375. | s376 | 27/11/2017 | |
| Power, to give the administering authority:- (a) a contaminated land investigation document accompanied by a declaration and a statement; and (b) a statement as owner of the land agreeing to the draft plan. | s376 | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|------------------------|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as a prescribed responsible person, to make a written submission in response to a show cause notice issued pursuant to section 391. | s390 | 27/11/2017 | |
| Power, as an administering authority, to issue a cost recovery notice to the recipient. | s392(1) | 27/11/2017 | |
| Power, as a prescribed responsible person, to comply with a notice issued by the administering authority pursuant to this section. | s394(5) | 27/11/2017 | |
| Power, as a prescribed responsible person, to:- (a) obtain the consent of the owner or occupier to enter the land; (b) give the owner or occupier written notice of the intention to enter the land; (c) agree with the owner or occupier about reasonable compensation because of the loss or damage; and (d) appear in any proceeding before a court of competent jurisdiction (including instructing a legal representative to appear) where agreement about compensation cannot be reached. | s395 | 27/11/2017 | |
| Power, as a prescribed responsible person, to comply with a requirement of the administering authority given pursuant to this section. | s397 | 27/11/2017 | |
| Power to apply to amend a site management plan and to comply with Chapter 7, Part 8, Division 3, Subdivisions 2 to 4 as they relate to the application. | s402 | 27/11/2017 | |
| | | | |
| Power, as owner or occupier of land, to consent to the amendment of a site management plan for the land by the administering authority. | s403 | 27/11/2017 | |
| Power, as the person who released the contaminant, the relevant local government or the owner of the land, to prepare a draft amendment of a site management plan if requested to do so by the administering authority and to comply with Chapter 7, Part 8, Division 3, Subdivisions 2 to 5 as they relate to the draft amendment. | s404 | 27/11/2017 | |
| Power, as owner of land, to give a lessee or proposed lessee notice that particulars of the land have been recorded in the contaminated land register. | s407 | 27/11/2017 | |
| Power, as an owner of land in a circumstance listed in subsection (1), to give the notice required by subsection (2). | s408 | 27/11/2017 | |
| Power as an administering authority, to require a person to provide information for the enforcement and administration of this Act. | s451 | 31/01/2012 | |
| Power as owner or occupier of land, to consent to an authorised person's entry onto the land. | s454 | 31/01/2012 | |
| Power as an administering authority, to issue a notice that an authorised person will enter land. | ss 454(3)b) and 454(4) | 31/01/2012 | |
| Power, as the occupier of access land, to consent to an authorised person's entry onto the land. | s455 | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|-------------|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power as a person to whom an emergency direction is given to comply with the direction and to take the steps required by subsection (b). | s478 | 27/11/2017 | |
| Power as an administering authority, to waive payment of costs of investigation or remediation. | s489 | 31/01/2012 | |
| Power as an administering authority, to make an application to the court for an order against a defendant for costs. | s 501(1)(c) | 31/01/2012 | |
| Power as an administering authority, to carry out work or take other action reasonable necessary where a person has failed to comply with an order made under section 502. | s502A(2) | 31/01/2012 | |
| Power as an administering authority, to make an application to the Court to remedy or restrain an offence against this Act. | s505 | 31/01/2012 | |
| Power, as a person who has made an application pursuant to section 505, to seek an order of the Court pending determination of the application. | s506 | 27/11/2017 | |
| Power, as the administering authority, to: (a) accept or reject an enforceable undertaking; (b) given written notice of the decision and the reasons for the decision (c) publish a copy of any undertaking on Council's website; and (d) take all reasonable steps to have any proceedings in relation to the contravention discontinued. | s507 | 27/11/2017 | |
| Power, as the administering authority, to agree in writing to the withdrawal or variation of an enforceable undertaking and to publish notice of the withdrawal or variation on Council's website. | s509 | 27/11/2017 | |
| Power, as the administering authority, to amend an enforceable undertaking by written agreement. | s510 | 27/11/2017 | |
| Power, as the administering authority, to make an amendment to an enforceable undertaking to correct a clerical or formal error and give written notice of the amendment. | s511 | 27/11/2017 | |
| Power, as the administering authority, to:- (a) amend or suspend an enforceable undertaking where satisfied one of the circumstances in subsections 512(1)(a) to (d) apply; and (b) comply with the requirements of subsection 512(2) to (7). | 512 | 27/11/2017 | |
| Power, as the administering authority, to apply to the Magistrates Court for an order if a person contravenes an enforceable undertaking. | 513(2) | 27/11/2017 | |
| Power to exercise all the powers of the chief executive that have been delegated to Council. (Sub-section (2) permits sub delegation of these powers to a qualified entity). | 516 | 27/11/2017 | |
| Power to exercise all the powers of the chief executive that have been delegated to Council. | s516 | 31/01/2012 | |
| Power to exercise all the powers of the administering authority (where the administering authority is the chief executive) that have been delegated to Council. | s518(1) | 31/01/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|--------------------|--|--------------|
| Description of Power - <i>Environmental Protection Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power as an administering authority, to review a decision. | s521(5) | 31/01/2012 | |
| Power as an administering authority, to seek advice, comment or information about an application or TEP submission. | s521(5) | 31/01/2012 | |
| Power as a dissatisfied person that has applied for a review under section 521, to apply to the Planning and Environment Court or the Land Court for a stay of operation of the original decision. | s522 | 31/01/2012 | |
| Power, as a dissatisfied person, to appeal to the Land Court against a review decision of an original decision mentioned in schedule 2, part 1. | s524 | 31/01/2012 | |
| Power, as a dissatisfied person, to appeal to the Planning and Environment Court against a review decision of an original decision, other than a review decision to which Chapter 11, Part 3, Division 3, Subdivision 1 of this Act applies or a review decision that relates to an original decision mentioned in Schedule 2, Part 3. | s531 | 27/11/2017 | |
| Power as an administering authority to keep the registers listed in s540(1) and make them available for inspection. | ss540, 541, 542 | 27/10/2015 | |
| Power as an administering authority, to change or cancel a condition of an environmental authority given continuing effect under section 619(2)(d) or 619(4)(d) of this Act.. | s620 | 31/01/2012 | |
| Power, as an administering authority, in relation to an activity being carried out under section 619(1) of this Act, to give the person carrying out the activity a development approval and a registration certificate. | s621 | 27/11/2017 | |
| Power, as an administering authority, to give the registered operator for a level 1 approval for a level 1 chapter 4 activity taken to be a registration certificate under section 619, a notice stating that section 316 applies to the registration certificate. | s623 | 27/11/2017 | |
| Power, as an administering authority, to amend a condition about financial assurance imposed under Chapter 13 Part 7. | s634 | 27/11/2017 | |
| Power, as an administering authority, to consider or continue to consider, a draft transitional program submitted under section 332 or 333 before 4 April 2011 and decide whether to approve it under the unamended Act. | s671(2) | 27/11/2017 | |
| Power, as an administering authority, to approve or refuse an application made by the holder of a transitional authority, to convert the conditions of the transitional authority to the standard conditions for the authority or relevant activity. | s697 | 27/11/2017 | |
| Power, as an administering authority, to approve an application to convert a surrendered registration certificate to an environmental authority that has been suspended under Chapter 5, Part 11A of this Act. | s698B | 27/11/2017 | |
| Power, as an administering authority, to amend an environmental authority to which a requirement applies to impose a condition about the financial assurance and to give written notice of the amendment to the authority holder. | s699 | 27/11/2017 | |

2.4 Environmental Protection Regulation 2008

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-------------|--|--------------|
| Description of Power - <i>Environmental Protection Regulation 2008</i> | Section | Delegation Date | Condition(s) |
| Power, as a generator, to give the transporter the prescribed information about the waste in the prescribed form and to record the prescribed information about the waste. | s81I | 27/11/2017 | |
| Power, as a transporter, to give the receiver the prescribed information about the waste in the prescribed form and to record the prescribed information about the waste. | s81J(2) | 27/11/2017 | |
| Power, as a transporter, to give the administering authority notice of a discrepancy in information received from the generator. | s81J(3) | 27/11/2017 | |
| Power, as a receiver, to record the prescribed information about the waste. | s81K(1) | 27/11/2017 | |
| Power, as a receiver, to give a copy of the prescribed information about the waste to the administering authority. | s81K(2) | 27/11/2017 | |
| Power, as a receiver, to give the administering authority notice of a discrepancy in information received from the transporter. | s81K(3) | 27/11/2017 | |
| Power, as a receiver, to record the prescribed information about the waste. | s81O(1) | 27/11/2017 | |
| Power, as a receiver, to give a copy of the prescribed information about the waste to the administering authority. | s81O(2) | 27/11/2017 | |
| Power, as a receiver, to give the administering authority notice of a discrepancy in information received from the transporter. | s81O(3) | 27/11/2017 | |
| Power, as a generator, to give the transporter the prescribed information about the waste and to record the prescribed information about the waste. | s81R(1) | 27/11/2017 | |
| Power, as a generator, to give the prescribed information about the waste to the administering authority. | s81R(2) | 27/11/2017 | |
| Power, as a transporter, to give the administering authority notice of a discrepancy in information received from the generator. | s81S(2) | 27/11/2017 | |
| Power to apply to the administering executive for approval of a particular way of giving prescribed information to the administering authority under division 3 and to take all steps necessary to advance the application. | s81W | 27/11/2017 | |
| Power to apply to the administering executive for a consignment number for loads of trackable waste to be transported into Queensland and to take all steps necessary to advance the application. | s81X | 27/11/2017 | |
| Power to apply to the administering executive for an exemption for the transportation of trackable waste to which Chapter 5, Part 9 applies and to take all steps necessary to advance the application. | s81Y | 27/11/2017 | |
| Power to apply to the administering executive for a generator identification number. | s81ZB | 27/11/2017 | |
| Power to require an owner or occupier of relevant premises to supply waste containers other than standard general waste containers. | s81ZF(1)(b) | 27/11/2017 | |
| Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier) | | | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-------------|--|--------------|
| Description of Power - <i>Environmental Protection Regulation 2008</i> | Section | Delegation Date | Condition(s) |
| Power to supply premises with standard general waste containers. This section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier) | s81SF(2) | 27/11/2017 | |
| Power to require a waste container to be kept at a particular place at a premises. This section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier) | s81XH(1)(a) | 27/11/2017 | |
| Power to require a prescribed person of serviced premises, other than a detached dwelling, to supply: (a) an elevated stand; or (b) an imperviously paved and drained area for the waste containers, and (c) a hose cock and hose in the vicinity of the stand or paved area; and (d) a suitable enclosure for the waste containers. This section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier) | s81ZI(2) | 27/11/2017 | |
| Power to give a written notice about the removal of general waste. This section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier) | s81ZJ | 27/11/2017 | |
| Power to give written approval to the owner or occupier of relevant premises for depositing and disposing of general waste and to impose conditions on the approval. This section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier) | s81ZK | 27/11/2017 | |
| Power to require the occupier of relevant premises where there is industrial waste to: (a) supply industrial waste containers; (b) keep the waste containers in a specified location; and (c) keep the waste containers clean and in good repair. Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier) | s81ZL | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|------------------------|--|--------------|
| Description of Power - <i>Environmental Protection Regulation 2008</i> | Section | Delegation Date | Condition(s) |
| Power to require occupier of relevant premises, where there is industrial waste, to treat the waste to the standard required by Council for disposal of the waste at a waste facility. This section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation on 1 July 2018 (whichever is the earlier) | s81ZM | 27/11/2017 | |
| Power to administer and enforce chapter 5A, part 2. This section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation on 1 July 2018 (whichever is the earlier) | s81ZS | 27/11/2017 | |
| Power, as the owner, operator or controller of a waste facility, to administer and enforce chapter 5A, part 3. This section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation on 1 July 2018 (whichever is the earlier) | s81ZT | 27/11/2017 | |
| Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to give the chief executive the information identified in subsection (2). | s85(2) | 27/11/2017 | |
| Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to comply with a notice issued by the chief executive pursuant to subsection (6). | s85(7) | 27/11/2017 | |
| Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to keep the information listed in section 87. | s87 | 27/11/2017 | |
| Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to make written representations to the Minister in response to a notice issued pursuant to subsection (4). | s88 | 27/11/2017 | |
| Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to apply to the chief executive for an estimation technique approval and to respond to any request for further information. | s91 | 27/11/2017 | |
| Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to give the chief executive a written notice claiming that the information required to be given under section 85(2) or (7) should be treated as confidential and to respond to any requests for further information. | s95 | 27/11/2017 | |
| Power to administer and enforce those provisions of the Act devolved to Council. | ss 98, 99, 100 and 101 | 31/01/2012 | |
| Power to administer and enforce former environmentally relevant activities devolved to Council. | s156 | 31/01/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Environmental Protection Regulation 2008</i> | Section | Delegation Date | Condition(s) |
| Power as an administering authority, to refund: <ul style="list-style-type: none"> the application fee for a later application; the annual fee for a development approval for chemical storage. | s164 | 31/01/2012 | |
| Power, as an administering authority, to refund to the holder of an environmental authority an annual fee if environmental authorities are amalgamated. | s168 | 27/11/2017 | |
| Power, as an administering authority, to exercise the power contained in previous section 135 where the circumstances in subsection 177(1) apply. | s177 | 27/11/2017 | |
| Power, as an administering authority, to exercise the power contained in previous section 136 where the circumstances in subsection 178(1) apply. | s178 | 27/11/2017 | |

2.7 Local Law No. 1 (Administration) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Local Law No 1 (Administration) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to approve application forms for prescribed activities. | s8(1) | 21/06/2011 | |
| Power to request further information, documents or materials in support of an application. | s8(3) | 21/06/2011 | |
| Power to give applicant written notice. | s8(5) | 21/06/2011 | |
| Power to extend the period to provide further information. | s8(6) | 21/06/2011 | |
| Power to grant an approval to undertake a prescribed activity. | s9(1) | 21/06/2011 | |
| Power to give written notice. | s9(2) | 21/06/2011 | |
| Power to give information notice. | s9(4) | 21/06/2011 | |
| Power to impose conditions on an approval. | s10 | 21/06/2011 | |
| Power to accept certificate of third party certifier. | s12 | 21/06/2011 | |
| Power to give reasonable written notice. | s14(2) | 21/06/2011 | |
| Power to approve form of renewal application. | s14(3) | 21/06/2011 | |
| Power to give written notice to request further information, documents or materials. | s14(4) | 21/06/2011 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Local Law No 1 (Administration) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to decide an application for renewal and give written notice. | s14(6) | 21/06/2011 | |
| Power to give an information notice. | s14(8) | 21/06/2011 | |
| Power to amend the conditions of an approval. | s14(9) | 21/06/2011 | |
| Power to approve form of transfer application. | s15(3) | 21/06/2011 | |
| Power to give written notice to request further information, documents or materials. | s15(4) | 21/06/2011 | |
| Power to decide whether to grant approval for transfer and give written notice. | s15(7) | 21/06/2011 | |
| Power to amend approval conditions. | s15(8) | 21/06/2011 | |
| Power to give an information notice. | s15(11) | 21/06/2011 | |
| Power to consider and decide application. | s16(3) | 21/06/2011 | |
| Power to give written notice. | s16(4) | 21/06/2011 | |
| Power to give an information notice. | s16(5) | 21/06/2011 | |
| Power to amend approval conditions. | s16(6) | 21/06/2011 | |
| Power to give the approval holder a written notice (show cause notice). | s18(2) | 21/06/2011 | |
| Power to consider submissions and decide whether grounds no longer exist. | s18(3) | 21/06/2011 | |
| Power to consider submissions and decide whether ground exists to take the proposed action, and take the action. | s18(4) | 21/06/2011 | |
| Power to give an information notice. | s18(5) | 21/06/2011 | |
| Power to immediately suspend an approval. | s19(1) | 21/06/2011 | |
| Power to take action and make related decisions to effect a suspension of an approval. | s19(2) | 21/06/2011 | |
| Power to extend the time for making a review application. | s22(3) | 21/06/2011 | |
| Power to review the original decision. | s23(1) | 21/06/2011 | |
| Power to give notice of decision. | s23(3) | 21/06/2011 | |
| Power to recover cost of action. | s28(4) | 21/06/2011 | |
| Power to erect public notice offering reward. | s33 | 21/06/2011 | |
| Power to waive or partially remit a fee. | s35 | 21/06/2011 | |
| Power to dispose of forfeited items. | s37(5) | 21/06/2011 | |

2.8 Subordinate Local Law No. 1.1 (Alteration or Improvement to Local Government Controlled Areas and Roads) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.1 (Alteration or Improvement to Local Government Controlled Areas and Roads) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(2) | 21/06/2011 | |

2.9 Subordinate Local Law No. 1.2 (Commercial Use of Local Government Controlled Areas and Roads) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.2 (Commercial Use of Local Government Controlled Areas and Roads) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(2) | 21/06/2011 | |

2.10 Subordinate Local Law No. 1.3 (Establishment or Occupation of a Temporary Home) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.3 (Establishment or Occupation of a Temporary Home) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to extend an approval. | Schedule 1, s8(2) | 21/06/2011 | |

2.11 Subordinate Local Law No. 1.4 (Installation of Advertising Devices) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.4 (Installation of Advertising Devices) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(2) | 21/06/2011 | |

2.12 Subordinate Local Law No. 1.5 (Keeping of Animals) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.5 Keeping of Animals) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(3) | 21/06/2011 | |

2.13 Subordinate Local Law No. 1.6 (Operation of Camping Grounds) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.6 (Operation of Camping Grounds) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(3) | 21/06/2011 | |

2.14 Subordinate Local Law No. 1.7 (Gates and Grids) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.7 (Gates and Grids) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(2) | 21/06/2011 | |

2.15 Subordinate Local Law No. 1.8 (Operation of Caravan Parks) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.7 (Operation of Caravan Parks) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(3) | 21/06/2011 | |

2.16 Subordinate Local Law No. 1.9 (Operation of Cemeteries) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.9 (Operation of Cemeteries) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(3) | 21/06/2011 | |

2.17 Subordinate Local Law No. 1.10 (Operation of Public Swimming Pools) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.9 (Operation of Public Swimming Pools) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(3) | 21/06/2011 | |

2.18 Subordinate Local Law No. 1.12 (Operation of Temporary Entertainment Events) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.12 (Operation of Temporary Entertainment Events) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(2) | 21/06/2011 | |

2.19 Subordinate Local Law No. 1.13 (Operation of Regulated Activities Regarding Human Remains) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.13 (Operation of Regulated Activities Regarding Human Remains) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(2) | 21/06/2011 | |

2.20 Subordinate Local Law No. 1.14 (Undertaking regulated Activities on Local Government Controlled Areas and Roads) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.14 (Undertaking regulated Activities on Local Government Controlled Areas and Roads) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(2) | 21/06/2011 | |

2.21 Subordinate Local Law No. 1.15 (Carrying out Works on a Road or Interfering with a Road or its Operation) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No. 1.15 (Carrying out Works on a Road or Interfering with a Road or its Operation) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to determine term of approval. | Schedule 1, s7(1) | 21/06/2011 | |
| Power to determine term for renewal or extension of approval. | Schedule 1, s8(1) | 21/06/2011 | |
| Power to specify the term of the renewal or extension in the written notice. | Schedule 1, s8(2) | 21/06/2011 | |

2.22 Local Law No. 2 (Animal Management) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Local Law No 2 (Animal Management) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to take reasonable steps to provide notice. | s3(3) | 21/06/2011 | |
| Power to take reasonable steps to provide notice. | s11(2) | 21/06/2011 | |
| Power to recognise a body to supervise an exhibition or an obedience trial. | s12(3) | 21/06/2011 | |
| Power to operate a place of care for animals. | s24 | 21/06/2011 | |
| Power to dispose of an animal. | s32(1) | 21/06/2011 | |
| Power to determine whether the animal will be kept in compliance. | s32(2) | 21/06/2011 | |
| Power to determine appropriate disposal. | s32(6) | 21/06/2011 | |
| Power to keep a proper record of impounded animals. | s33(1) | 21/06/2011 | |
| Power to determine reasonable time and allow access for owner to inspect. | s34(2) | 21/06/2011 | |

2.23 Subordinate Local Law No. 2 (Animal Management) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|--------------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No 2 (Animal Management) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to recognise another incorporated association. | Schedule 1, s5, Column 2 | 21/06/2011 | |

2.24 Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Local Law No 4 (Local Government Controlled Areas, Facilities and Roads) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to take reasonable steps to provide notice. | s5(2) | 21/06/2011 | |
| Power to take reasonable steps to provide notice. | s6(6) | 21/06/2011 | |
| Power to place a notice. | s7(3) | 21/06/2011 | |
| Power to place a notice at each public entrance. | s8(4) | 21/06/2011 | |
| Power to determine whether land adjoining a road requires fencing. | s9(1) | 21/06/2011 | |
| Power to give a compliance notice. | s9(2) | 21/06/2011 | |
| Power to adopt a numbering system. | s10(1) | 21/06/2011 | |

2.25 Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No 4 (Local Government Controlled Areas, Facilities and Roads) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to establish a fireplace. | Schedule 3, s4, Column 2, (a) | 21/06/2011 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------------------------|--|--------------|
| Description of Power - <i>Subordinate Local Law No 4 (Local Government Controlled Areas, Facilities and Roads) 2011</i> | Section | Delegation Date | Condition(s) |
| Power to approve a fireplace. | Schedule 2, s5, Column 2, (a) | 21/06/2011 | |
| Power to establish a waste container or disposal system. | Schedule 2, s5, Column 2, (b) | 21/06/2011 | |
| Power to fix a time limit by approval or notice. | Schedule 2, s5, Column 2, (b) | 21/06/2011 | |
| Power to require and execute written agreement for entry. | Schedule 2, s5, Column 2, (b) | 21/06/2011 | |
| Power to determine and erect sign notifying approval for greater vehicle mass. | Schedule 2, s6, Column 2 (e) | 21/06/2011 | |
| Power to determine and erect sign notifying requirements for taking or driving a vehicle onto a landing. | Schedule 2, s6, Column 2 (f) | 21/06/2011 | |
| Power to approve a fireplace. | Schedule 2, s8, Column 2, (a) | 21/06/2011 | |
| Power to establish a waste container or disposal system. | Schedule 2, s8, Column 2, (b) | 21/06/2011 | |
| Power to fix a time limit by approval or notice. | Schedule 2, s8, Column 2, (b) | 21/06/2011 | |
| Power to require and execute written agreement for entry. | Schedule 2, s8, Column 2, (b) | 21/06/2011 | |
| Power to determine and erect sign notifying authorisation of entry. | Schedule 2, s9, Column (b) | 21/06/2011 | |

2.26 Animal Management (Cats and Dogs) Act 2008

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------|--|--------------|
| Description of Power - <i>Animal Management (Cats and Dogs) Act 2008</i> | Section | Delegation Date | Condition(s) |
| Power to give identifying information to particular person. | s39 | 30/10/2012 | |
| Power to recognise a body supervising an exhibition in which a cat or dog is participating | s42(4) | 30/10/2012 | |
| Power, as an approved entity, to:- (a) conduct an accreditation scheme to breed dogs; and (b) accredit a person as an "accredited breeder" under the accreditation scheme. ## Note: this section only applies to local governments who have been declared to be an approved entity under section 43W. | s43B | 27/11/2017 | |
| Power, as an approved entity, to give an accreditation number to an accredited breeder. ## Note: this section only applies to local governments who have been declared to be an approved entity under section 43W. | s43C | 27/11/2017 | |
| Power to give registration notice. | s49(2) | 30/10/2012 | |
| Power to keep registration form and information. | s51 | 30/10/2012 | |
| Power to recognise a body supervising an exhibition or an obedience trial in which a dog is participating. | s64(1) | 30/10/2012 | |
| Power to require applicant to give a stated document or information that is relevant to a permit application. | s74(1) | 30/10/2012 | |
| Power to grant or refuse a permit application within a certain time. | s75(1) | 30/10/2012 | |
| Power to decide whether desexing is likely to be a serious risk to the health of a dog. | s75(3) | 30/10/2012 | |
| Power to impose conditions on the grant of an application for a restricted dog permit. | s75(5) | 30/10/2012 | |
| Power to issue a restricted dog permit. | s77 | 30/10/2012 | |
| Power to issue a decision notice after deciding to refuse a permit application. | s79 | 30/10/2012 | |
| Power to grant or refuse a renewal application within a certain time. | s84(1) | 30/10/2012 | |
| Power to seek further information in deciding an application for a renewal application. | s84(4)(b) | 30/10/2012 | |
| Power to: • if the application is granted, issue a renewed permit; or • if the application is refused, issue a decision notice. | s84(5) | 30/10/2012 | |
| Power to amend a restricted dog permit at any time. | s87 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Animal Management (Cats and Dogs) Act 2008</i> | Section | Delegation Date | Condition(s) |
| Power to make:- (a) a dangerous dog declaration; (b) a menacing dog declaration; (c) a restricted dog declaration. | s89(1) | 27/11/2017 | |
| Power to determine whether a dog is of a breed mentioned in section 63(1). | s89(4) | 27/11/2017 | |
| Power to give a dog owner a proposed declaration notice regarding a dog. | s90 | 30/10/2012 | |
| Power to withdraw a proposed declaration notice regarding a dog. | s92 | 30/10/2012 | |
| Power to consider any written representations and evidence within a period stated in a proposed declaration notice and make a regulated dog declaration. | s94 | 30/10/2012 | |
| Power to destroy a surrendered regulated dog. | s100 | 30/10/2012 | |
| Power to recover reasonable seizure or destruction costs. | s102 | 30/10/2012 | |
| Power to give notice of a proposed inspection program. | s114 | 30/10/2012 | |
| Power to inspect information kept in the breeder register | s173B | 27/11/2017 | |
| Power to include other information considered appropriate in the general register. | s178(e) | 30/10/2012 | |
| Power to authorise an employee to verify a copy of a document. | s198(1) | 30/10/2012 | |

2.27 Building Act 1975

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-----------|--|--------------|
| Description of Power - <i>Building Act 1975</i> | Section | Delegation Date | Condition(s) |
| Power, as an assessment manager, to determine whether a building development application complies with the building assessment provisions and if it does, to approve the application. | s34A(2) | 27/11/2017 | |
| Power, as an assessment manager, to consult with the chief executive about the variation application. | s41(1) | 27/11/2017 | |
| Power, as a referral agency, to appoint or employ a building certifier to carry out the assessment against the fire safety standard. | s46(5) | 27/11/2017 | |
| Power to, under the Planning Act to receive, assess and decide a building development application. | s51(2)(a) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-----------|--|--------------|
| Description of Power - <i>Building Act 1975</i> | Section | Delegation Date | Condition(s) |
| Power to appoint or employ a private certifier or another building certifier. | s51(2)(b) | 30/10/2012 | |
| Power to appoint or employ a building certifier where asked in writing by the nominated owner and the building work has not been certified. | s51(3) | 30/10/2012 | |
| Power to issue a building development approval. | s52 | 30/10/2012 | |
| Power in carrying out functions under the <i>Building Act</i> , to accept and, without checking, rely and act on a certificate or other document made by or given to the building certifier. | s53(2) | 30/10/2012 | |
| Power to accept and, without further checking, rely and act on a document, given to Council by a private certifier for a building development application, for the purpose of making it available for inspection or purchase as required by the <i>Planning Act</i> . | s54 | 30/10/2012 | |
| Power to, as assessment manager, in relation to undecided building development applications and lapsed building development approvals, to resume or start development assessment processes under the <i>Planning Act</i> at any stage the assessment manager considers appropriate. | s55 | 30/10/2012 | |
| Power to, as the holder of a registered easement or statutory covenant, to consent to building work. | s65 | 30/10/2012 | |
| Power to give a private certifier a document acknowledging receipt of the fee mentioned in subsection 86(1)(c). | s87 | 30/10/2012 | |
| Power to take the action it considers necessary to complete the building work where the building development approval lapses and the building work is other than demolition. | s92(2) | 30/10/2012 | |
| Power to use all or part of any security given to the local government for the carrying out of the building work. | s92(5) | 30/10/2012 | |
| Power to refund or release part of any security given to the local government for the carrying out of the building work, at any time, having regard to the progress of the building work. | s93(1) | 30/10/2012 | |
| Power to consult with a private certifier with regard to further extensions of the period under the <i>Planning Act</i> , s341 (When approval lapses if development not started). | s97(2) | 30/10/2012 | |
| Power to grant or refuse BCA classification change or use change, if owner of building applies. | s111 | 30/10/2012 | |
| Power as the assessment manager, to take enforcement action against an owner contravening section 114 of the Act. | s117 | 30/10/2012 | |
| Power to approve the use of a building, other than a class 1, 2, 3 or 4 building, for residential purposes. | s119 | 30/10/2012 | |
| Power to give the owner of a building a certificate of classification for the building if built before 30 April 1998 and the owner applies. | s123 | 30/10/2012 | |
| Power to give a building certifier a notice ('show cause notice'). | s206(1) | 30/10/2012 | |
| Power to consider any representations made under the show cause notice and decide to take no further action, or apply to the Queensland Civil and Administrative Tribunal to start a disciplinary proceeding against the building certifier. | s207 | 30/10/2012 | |
| Power to apply to the Queensland Civil and Administrative Tribunal to conduct disciplinary proceeding to determine whether there are proper grounds for taking disciplinary action against a building certifier. | s208(1) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------------------|--|--------------|
| Description of Power - <i>Building Act 1975</i> | Section | Delegation Date | Condition(s) |
| Power to notify the Queensland Building and Construction Commission of its application to the Queensland Civil and Administrative Tribunal. | s210 | 30/10/2012 | |
| Power to consult with any other entity considered appropriate in deciding an application made by the owner of a budget accommodation building to approve a period for the building under section 220(a)(ii) or (b)(ii) (longer periods for approval). | s221(2) | 30/10/2012 | |
| Power to grant (including with reasonable conditions) or refuse an application made by the owner of a budget accommodation building to approve a period for the building under section 220(a)(ii) or (b)(ii) (longer periods for approval). | ss221(2)(b) and (3) | 30/10/2012 | |
| Power to decide the application and give the owner an information notice about the decision. | s221(4) | 27/11/2017 | |
| Power to, on written application from the owner, decide whether or not a building conforms with fire safety standards and, if applicable, state what must be done to make the building conform. | s222(2) | 30/10/2012 | |
| Power to inspect budget accommodation buildings at least once every 3 years. | s228 | 30/10/2012 | |
| Power, as a local government, on application by the owner of a Residential Care Building (RCB) for a later day to obtain a fire safety compliance certificate or certificate of classification to: a) consult on the application; b) decide the application; c) impose conditions on the grant of an application; d) give an information notice about the decision. | 231AL | 29/07/2014 | |
| Power to require the applicant to give medical evidence to support the application. | s236 | 27/11/2017 | |
| Power to give notice of Council's decision (including an information notice about the decision). | s238 | 27/11/2017 | |
| Power to give an applicant a show cause notice. | s242(2) | 30/10/2012 | |
| Power to consider any representations made under the show cause notice and give a further notice (a revocation notice) to the applicant, revoking the decision previously given. | s242(3) | 30/10/2012 | |
| Power to keep a copy of each exemption granted and make the copy available for inspection and purchase as if it were a document, that under the Planning Act, the local government must make available for inspection and purchase. | s244 | 27/11/2017 | |
| Power to, on application by a pool owner for exemption from complying with part of the pool safety standard relating to barriers for the regulated pool due to compliance being impracticable, require further information to establish that compliance with the part of the pool safety standard is not practicable. | s245A | 27/11/2017 | |
| Power to give the owner of the regulated pool a show cause notice. | s245E(2) | 30/10/2012 | |
| Power to keep a copy of each exemption available for inspection and purchase as if it were a document that, under the Planning Act, must be available for inspection and purchase. | s245FA(2) | 30/10/2012 | |
| Power to inspect a regulated pool for compliance when a pool safety complaint notice, or section 245I or 245UA notice is received. | s246ADA(2) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------|--|--------------|
| Description of Power - <i>Building Act 1975</i> | Section | Delegation Date | Condition(s) |
| Power to take necessary enforcement action to ensure the pool complies with the pool safety standard or fencing standards for the pool. | s246ADA(5) | 30/10/2012 | |
| Power to cancel pool safety certificate for a regulated pool. | s246AF(2) | 30/10/2012 | |
| Power to give a show cause notice before cancelling a pool safety certificate. | s246AG(1) | 30/10/2012 | |
| Power to consider submissions and decide whether to cancel a pool safety certificate. | s246AG(5) | 30/10/2012 | |
| Power to receive a request for information from the QBCC Commissioner and comply with the request. | s246AIB(2) | 27/10/2015 | |
| Power to comply with the Act by providing swimming pool safety advisory information to each owner of a non-certificate regulated pool at least once every four (4) years. | s246ATC | 27/10/2015 | |
| Power to give a notice ('enforcement notice') to the owner of a building, structure or building work. | s248(1) | 30/10/2012 | |
| Power to give an enforcement notice to a person who does not comply with a particular matter in the <i>Building Act 1975</i> . | s248(2) | 30/10/2012 | |
| Power to give a person a show cause notice. | s248(3) | 30/10/2012 | |
| Power to authorise a person to make a complaint for an offence against the <i>Building Act 1975</i> . | s256 | 30/10/2012 | |
| Power to extend the time for an owner of a swimming pool to comply with section 235 (where an extension under section 49H(11)(b) of the <i>Local Government Act 1936</i> is still in force. | s262 | 30/10/2012 | |

2.28 Food Act 2006

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------|--|--------------|
| Description of Power - <i>Food Act 2006</i> | Section | Delegation Date | Condition(s) |
| Power to administer and enforce the following provisions of the <i>Food Act 2006</i> : (a) section 39(1); (b) chapters 3 and 4; (c) chapter 6, other than section 159. | s23(1) | 30/10/2012 | |
| Power to administer and enforce sections 32, 33, 35 and 36 of the <i>Food Act 2006</i> , in conjunction with the State. | s24 | 30/10/2012 | |
| Power to agree with the chief executive that the State may do a thing that is a matter of administration and enforcement for local government under section 23(1) of the <i>Food Act 2006</i> . | s25(1)(a) | 30/10/2012 | |
| Power to agree with the chief executive that Council may do a thing that is a matter of administration and enforcement for the State under section 22(1) of the <i>Food Act 2006</i> . | s25(1)(b) | 30/10/2012 | |
| Power to consult with the chief executive, and provide information required by the chief executive, about the administration and enforcement of sections 24 and 25 of the <i>Food Act 2006</i> . | s28 | 30/10/2012 | |
| Power to consider and grant, or refuse to grant, an application for a licence to carry on a licensable food business. | s55 | 30/10/2012 | |
| Power to obtain and consider the written advice of an auditor about whether a food safety program complies with section 98. | s56(2) | 30/10/2012 | |
| Power to decide whether premises are suitable for carrying on a licensable food business. | s58 | 30/10/2012 | |
| Power to make enquiries as to the suitability of the applicant to hold a licence, and the suitability of the premises for carrying on a licensable food business. | s59(1)(a) | 30/10/2012 | |
| Power to require the applicant to give Council further information or documents that Council reasonably requires. | s59(1)(b) | 30/10/2012 | |
| Power to extend the time needed to make a decision about the application. | s62(2) | 30/10/2012 | |
| Power to agree with the applicant, at any time prior to the final consideration day, about the day upon which the application must be decided. | s62(3) | 30/10/2012 | |
| Power to issue a provisional licence, at any time prior to deciding an application for a licence. | s64 | 30/10/2012 | |
| Power to decide the term of the licence. (Note: not more than 3 years). | s67 | 30/10/2012 | |
| Power to decide the term of the provisional licence. (Note: not more than 3 months). | s68(1) | 30/10/2012 | |
| Power to extend, and further extend, the term of a provisional licence (to a total period of not more than 3 months after the provisional licence was issued). | s68(2) | 30/10/2012 | |
| Power to impose reasonable conditions on the licence. | s69(1)(e) | 30/10/2012 | |
| Power to consider and renew, or refuse to renew, the licence for an application made under section 72(1) of the <i>Food Act 2006</i> . | s72(3) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------|--|--------------|
| Description of Power - <i>Food Act 2006</i> | Section | Delegation Date | Condition(s) |
| Power to consider and restore, or refuse to restore, the licence, where application has been made under section 73(1) of the <i>Food Act 2006</i> . | s73(3) | 30/10/2012 | |
| Power to consider and amend, or refuse to amend, a licence, where application has been made under section 74(1) of the <i>Food Act 2006</i> . | s74(3) | 30/10/2012 | |
| Power to require the applicant to give Council further information or documents Council reasonably requires to decide the application (for an application that is made under Chapter 3, Part 5, Division 2, Subdivision 1, i.e. sections 72(1), 73(1) and 74(1). | s75(1) | 30/10/2012 | |
| Power to give an information notice where Council has failed to decide an application within 30 days of receipt under Chapter 3, Part 5, Division 2, Subdivision 1, i.e. Sections 72(1), 73(1) and 74(1). | s77(4) | 30/10/2012 | |
| Power to give a show cause notice. | s79(2) | 30/10/2012 | |
| Power to consider representations about a show cause notice. | s80(2) | 30/10/2012 | |
| Power to end the show cause process after considering representations made by the licensee. | s81 | 30/10/2012 | |
| Power to suspend a licence after considering representations (if any). | s82(2)(a) | 30/10/2012 | |
| Power to cancel a licence after considering representations (if any). | s82(2)(b) | 30/10/2012 | |
| Power to suspend a licence immediately. | s83(1) | 30/10/2012 | |
| Power to give an information notice and show cause notice, as required, before suspending a licence pursuant to section 83(1). | s83(2) | 30/10/2012 | |
| Power to, as the second local government, to take the same action as the first local government (except the power to cancel, suspend impose conditions or other similar action in relation to the licence). | s90(1) | 30/10/2012 | |
| Power to, as the second local government, to advise the first local government of the thing done or omitted to be done by a licensee of a mobile food business | s91(2) | 30/10/2012 | |
| Power to, as the first local government, to take action, in relation to a thing done or omitted to be done by the licensee in the second local government area. | s92(2) | 30/10/2012 | |
| Power to consider and grant, or refuse to grant, an application for a replacement licence. | s97 | 30/10/2012 | |
| Power to consider an application and to accredit, or refuse to accredit, the food safety program. | s103(1) | 30/10/2012 | |
| Power to obtain and consider the written advice of an auditor about whether or not the food safety program complies with the criteria in section 104. | s103(2) | 30/10/2012 | |
| Power to, before deciding the application, to require the applicant to give further information or documents reasonably required to decide the application. | s105(1) | 30/10/2012 | |
| Power to give an information notice to the applicant where the application is refused under section 107. | s107(4) | 30/10/2012 | |
| Power to decide that more time is needed to make a decision about the application. | s108(1) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Food Act 2006</i> | Section | Delegation Date | Condition(s) |
| Power to agree with the applicant, at any time prior to the final consideration day, about the day upon which the application must be decided. | s108(3) | 30/10/2012 | |
| Power to, after accrediting an applicant's food safety program, to decide how often the program must have compliance audits. | s109(2) | 30/10/2012 | |
| Power to determine changes to the frequency of compliance audits for a food safety program accredited by Council. | s110 | 30/10/2012 | |
| Power to consider an application and approve, or refuse to approve, the amendment of an accredited food safety program. | s112(4) | 30/10/2012 | |
| Power to, before deciding the application, to require the applicant to give further information or documents reasonably required to decide the application. | s113(1) | 30/10/2012 | |
| Power to direct the holder of a Council accredited food safety program to amend the program. | s114 | 30/10/2012 | |
| Power to give the holder of a food safety program a show cause notice, and to decide the term of the show cause period. | s118 | 30/10/2012 | |
| Power to consider representations about a show cause notice. | s119 | 30/10/2012 | |
| Power to, after considering written representations by the holder of the accredited food safety program, take no further action. | s120 | 30/10/2012 | |
| Power to cancel the accreditation of a food safety program. | s121(2) | 30/10/2012 | |
| Power to conduct a non-conformance audit of a food safety program. | s160(2) | 30/10/2012 | |
| Power to approve an improvement notice where remedying the contravention would be likely to stop the food business from operating. | s210(2) | 30/10/2012 | |
| Power to, as the 'reviewer', review an original decision under Chapter 3 or Chapter 4 of the <i>Food Act 2006</i> . | s237 | 30/10/2012 | |
| Power as reviewer, to, at any time, extend the time to apply for a review. | s238(2) | 30/10/2012 | |
| Power as reviewer, to, after reviewing the original decision, make a further decision to: <ul style="list-style-type: none"> confirm the original decision; or amend the original decision; or substitute another decision for the original decision. | s239 | 30/10/2012 | |

2.30 Land Protection (Pest and Stock Route Management) Act 2002

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------------------|--|--------------|
| Description of Power - <i>Land Protection (Pest and Stock Route Management) Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power to cause a pest management plan for declared pests to be drafted for Council's local government area that complies with the requirements of the <i>Land Protection (Pest and Stock Route Management) Act</i> . | ss. 25, 26, 27, 28 & 29 | 30/10/2012 | |
| Power to review, or renew, its pest management plan when the chief executive officer of the local government considers it appropriate. | s33(1) | 30/10/2012 | |
| Power to amend a pest management plan and amend the pest management plan in response to feedback from the Minister. | s34 | 29/07/2014 | |
| Power to issue a 'pest control notice' pursuant to the <i>Land Protection (Pest and Stock Management) Act</i> . | s78 | 30/10/2012 | |
| Power to consider and either grant or refuse an application to extend the compliance period for a 'pest control notice'. | s79 | 30/10/2012 | |
| Power to issue an entry notice if the owner has failed to comply with a 'pest control notice', including authorising a pest controller to enter the owner's land and take the action stated in the notice. | ss80-81 | 30/10/2012 | |
| Power to ask the person responsible for registering title to the land and dealings affecting the land to register the charge. | s85 | 30/10/2012 | |
| Power to prepare a stock route network management plan. | ss105-109 | 30/10/2012 | |
| Power to review, or renew, its stock route network management plan when the chief executive officer of the local government considers it appropriate. | s113 | 30/10/2012 | |
| Power to by written notice, ask the applicant of a stock route permit to give further reasonable information or documents about the application by the reasonable date stated in the notice and refuse the application if the applicant does not comply. | s117 | 30/10/2012 | |
| Power to grant or refuse an application for a stock route agistment permit. | s118 | 30/10/2012 | |
| Power to grant or refuse an application to renew a stock route agistment permit. | s123 | 30/10/2012 | |
| Power to impose on a stock route agistment permit the reasonable conditions it decides. | s126 | 30/10/2012 | |
| Power to amend the conditions of a stock route agistment permit. | s127 | 30/10/2012 | |
| Power to cancel a stock route agistment permit. | s128 | 30/10/2012 | |
| Power to require the holder of a stock route agistment permit to return the permit. | s130 | 30/10/2012 | |
| Power to ask the applicant to give the further reasonable information or documents about the application, and to refuse the application if the applicant does not comply. | s135 | 30/10/2012 | |
| Power to grant or refuse an application for a stock route travel permit. | s136 | 30/10/2012 | |
| Power to require a stock route travel permit holder who gives a notice of the correct particular to return the permit. | s141 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Land Protection (Pest and Stock Route Management) Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power to impose on a stock route travel permit the reasonable conditions it decide. | s142 | 30/10/2012 | |
| Power to amend a stock route travel permit. | s143 | 30/10/2012 | |
| Power to cancel a stock route travel permit. | s144 | 30/10/2012 | |
| Power to require the holder of a stock route travel permit to return the permit for an amendment under a decision made under certain sections of the Act. | s146 | 30/10/2012 | |
| Power to consider it necessary to build a stock-proof fence on the boundary of land adjoining a stock route network. | s148 | 30/10/2012 | |
| Power to issue a fencing notice. | s149 | 30/10/2012 | |
| Power to give a mustering notice. | s156 | 30/10/2012 | |
| Power to manage and conserve pasture on its stock route network. | s160 | 30/10/2012 | |
| Power to require an owner to reduce the number of stock on the land. | s161(2) | 30/10/2012 | |
| Power to consent to the burning or removal of pasture. | s180 | 30/10/2012 | |
| Power to take action to comply with any notice given by the Minister in relation to the administration and enforcement of the <i>Land Protection (Pest and Stock Route Management) Act</i> . | s184 | 30/10/2012 | |
| Power to provide any information that the Minister may required in relation to: (a) details of amounts payable to Council under the <i>Land Protection (Pest and Stock Route Management) Act</i> ; and (b) functions or powers performed or exercised or required to be performed or exercised by Council under the <i>Land Protection (Pest and Stock Route Management) Act</i> | s188 | 30/10/2012 | |
| Power to appoint an authorised person to monitor compliance with the <i>Land Protection (Pest and Stock Route Management) Act</i> | s241(1) | 30/10/2012 | |
| Power to cause to be published between 28 and 14 days before the commencement of a pest survey program, details required by the <i>Land Protection (Pest and Stock Route Management) Act</i> | s242 | 30/10/2012 | |

2.31 Local Government Act 2009

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--|
| Description of Power - <i>Local Government Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to:- <ul style="list-style-type: none"> review whether each of its divisions has a reasonable proportion of electors; and give the electoral commissioner and the Minister written notice of the results of the review no later than 1 March in the year before the quadrennial elections. | s16 | 28/05/2013 | |
| Power to make submissions to the change commission in response to a request for submissions in relation to a proposed local government change. | s19 | 28/05/2013 | |
| Power to consult with relevant government entities about the overall State interest in a proposed local law. | s29A(3) | 28/05/2013 | |
| Power to apply a code of competitive conduct to a business activity. | s47 | 29/07/2014 | |
| Power to exercise control of all roads in the local government area including the ability to survey and resurvey roads, construct, maintain and improve roads, approve the naming and numbering of private roads, and name and number other roads. | s60 | 28/05/2013 | Subject to compliance with policies, plans, strategies and budgets adopted by Council. |
| Power to give the owner of land a notice of intention to acquire land. | s61 | 28/05/2013 | |
| Power to lodge the copy of a notice of intention to acquire land with the Registrar of Titles for registration on the instrument of title to the land. | s61(6) | 28/05/2013 | |
| Power to decide a claim for compensation for a notice of intention to acquire land. | s62 | 28/05/2013 | |
| Power to acquire land after service of notice of intention to acquire instead of paying compensation for injurious affection. | s64 | 28/05/2013 | |
| Power to assess compensation for acquisition of land. | s64 | 28/05/2013 | Power may be only on-delegated to executive officers |
| Power to serve notice of decision not to proceed to acquire land the subject of a notice of intention to acquire. | s65(3) | 28/05/2013 | |
| Power to withdraw notice of intention to acquire land and lodge with Registrar of Titles for registration a notice of a decision not to proceed with, or to withdraw, notice of intention of realignment of road or part of road. | s65(4) | 28/05/2013 | |
| Power to assess and pay the owner of land reasonable compensation for decrease in value of land because of decision not to proceed with realignment of a road or part of a road after giving a notice of intention to acquire land and structural improvements have been made on land that adjoins the road. | s66 | 28/05/2013 | Power may be only on-delegated to executive officers |
| Power to acquire land that adjoins a road for use as a footpath. | s67 | 28/05/2013 | Council must be advised of all acquisitions. |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------------|--|---|
| Description of Power - <i>Local Government Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to close a road (permanently or temporarily) to all traffic, or traffic of a particular class, if there is another road or route reasonably available for use by the traffic. | s69(1) | 28/05/2013 | Power may only be exercised in accordance with the Council Road Closures Policy. Council must be notified at the next meeting if any bridge closures or load limits imposed on bridges or any other road infrastructure. |
| Power to close a road to all traffic, or traffic of a particular class: (a) during a temporary obstruction to traffic; or (b) if it is in the interests of public safety; or (c) if it is necessary or desirable to close the road for a temporary purpose (including a fair, for example). | s69(2) | 28/05/2013 | Power may only be exercised in accordance with the Council Road Closures Policy. Power excludes the power to implement a permanent closure to traffic. |
| Power to do everything necessary to stop traffic using the road after it is closed. | s69(4) | 28/05/2013 | Signage must be erected in accordance with the Manual of Uniform Traffic Control Devices |
| Power to permit the use of any part of a road after it is closed to traffic for a temporary purpose subject to appropriate conditions. | s69(5) | 28/05/2013 | |
| Power to make a temporary road through land adjoining the road to be used while the road is being remade or repaired. | s70(2) | 28/05/2013 | But only where the owner/occupier has given prior consent under s70(3) |
| Power to agree with owner or occupier of land regarding local government entry and the giving of written or oral notice as specified in section 70(3) and (4) of the <i>Local Government Act 2009</i> . | ss70(3) and (4) | 27/11/2017 | |
| Power to agree with the owner of land the amount of compensation for physical damage caused by local government entering, occupying or using land under section 70 of the <i>Local Government Act 2009</i> . | s70(7) and (8) | 28/05/2013 | |
| Power to fix and advise the owner or occupier or change the permanent level of a road under section 71 of the <i>Local Government Act 2009</i> . | s71 | 28/05/2013 | |
| Power to agree the amount of compensation payable under section 71 of the <i>Local Government Act 2009</i> . | s71 | 28/05/2013 | |
| Power, in the circumstances set out in subsection 72(1), to assess impact of the activity on the road. | s72(3) | 27/11/2017 | |
| Power, in the circumstances set out in subsection 72(1), to require the entity that is conducting the activity to provide information that will enable the local government to assess the impact of the activity on the road. | s72 | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------|--|--|
| Description of Power - <i>Local Government Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to give the entity conducting an activity a direction about the use of the road to lessen the impact or to require the entity to carry out works to lessen the impact or to pay an amount as compensation for the impact. | s72(3) | 28/05/2013 | |
| Power to recover an amount of compensation payable under subsection 72(3)(b)(ii) in a court. | s72(5) | 27/11/2017 | |
| Power to categorise the roads in the local government area according to the surface of the road. | s73 | 28/05/2013 | Subject to Council Provision of Road Network Policy |
| Power to prepare and keep up to date a map of every road including private roads in the local government area and a register of roads showing the category of every road, the level of every road that has a fixed level and other particulars prescribed under a regulation. | s74 | 28/05/2013 | |
| Power to approve the carrying out of works on a road or interference with a road or its operation subject to conditions. | s75 | 28/05/2013 | |
| Power to, by written notice, require the owner of a property to connect a stormwater installation for the property to the local government's stormwater drain in the way, under the conditions and within the time stated in the notice. | s77(1) and (2) | 28/05/2013 | |
| Power to give approval for the connection of a stormwater installation to the local government's stormwater drain (including the imposition of conditions) in accordance with section 77 of the <i>Local Government Act 2009</i> . | s77(3) and (4) | 28/05/2013 | |
| Power to give a notice requiring the owner of a property to perform sewerage installation works. | s78(4) | 28/05/2013 | |
| Power to perform work to fix damage and recover reasonable costs for the work from a person who puts a prohibited substance in the stormwater drain. | s79 | 28/05/2013 | |
| Power to apply to the Minister for approval to make a major policy decision during the caretaker period for an election for the local government. | s90B | 28/05/2013 | For CEO: Power is to be exercised only for major policy decisions about entering into contracts above the prescribed value. For Mayor: Power is to be exercised only for appointing an acting CEO in conjunction with s195. |
| Power to register a charge over land for overdue rates and charges under section 95 of the <i>Local Government Act 2009</i> | s95 | 28/05/2013 | |
| Power to lodge documents with the Registrar of Titles for release of the charge if overdue rates and charges are paid. | s95 | 28/05/2013 | |
| Power to maintain public liability insurance and professional indemnity insurance. | s107(1) | 28/05/2013 | |
| Power to enter into a contract of insurance with WorkCover Queensland or another insurer to cover its councillors. | 107(3) | 28/05/2013 | |
| Power to give the public notice of the disbursement of funds not provided for in the local government's budget. | s110 | 28/05/2013 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------------------|--|---|
| Description of Power - <i>Local Government Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to give or to attempt to give an occupier of a property written notice of the local government's intention to enter the property. | s133 | 28/05/2013 | |
| Power to assess, agree and pay compensation for damage or loss incurred by a person because of the exercise, or purported exercise, of a power under division 1 part 2 chapter 5 of the <i>Local Government Act 2009</i> . | s137 | 28/05/2013 | |
| Power to give a remedial notice or a reasonable entry notice. | s138AA(2), (3) and (4) | 28/05/2013 | |
| Power to authorise an employee or agent of the local government to act as a local government worker. | s138(4) | 28/05/2013 | |
| Power to recover as a debt the amount that the local government properly and reasonably incurs in taking the action an owner and/or occupier of property failed to undertake per a properly issued remedial notice. | s142(4) | 28/05/2013 | |
| Power to recover a debt payable under section 142 of the <i>Local Government Act 2009</i> as if the debt were an overdue rate. | s142 (7) and (8) | 28/05/2013 | |
| Power to give reasonable notice to the owner and the occupier of rateable land of entry by a local government worker to search for and remove materials. | s143 | 28/05/2013 | |
| Power to agree and to pay the amount of compensation payable to a person who incurs damage or loss during the course of the exercise, or purported exercise, of a power under division 2, part 2, chapter 5 of the <i>Local Government Act 2009</i> . | s147 | 28/05/2013 | |
| Power to appoint a person to the position of Acting Chief Executive Officer during any period, or all periods, when the Chief Executive Officer is absent from duty or can not, for another reason, perform the Chief Executive Officer's duties. | s195 | 28/05/2013 | The Chief Executive Officer may only appoint an Acting Chief Executive Officer who is an Executive Officer of Council. The Chief Executive Officer must notify all Councillors when an Acting Chief Executive Officer appointment is made. |
| Power, as a prescribed employee's employer, to pay superannuation contributions payable for the employee into LGIAsuper. | s219(1) | 27/11/2017 | |
| Power, as a prescribed employee's employer, to pay superannuation contributions payable for the employee into another fund directed by the employee. | s219(2) | 27/11/2017 | |
| Power, as a local government other than the Brisbane City Council, to comply with a notice giving by the LGIAsuper Trustee under subsection 219A(1). | s219A | 27/11/2017 | |
| Power, as a local government, to deduct all or part of the employee's contributions from the employee's salary or any money that the employee owes to Council. | s220A(4) | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------|--|--------------|
| Description of Power - <i>Local Government Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power, in the circumstances set out in subsection 220B(1), to agree in writing with an employee:- (a) to reduce the pre-agreement contributions to the amount equal to the employee's concessional contributions cap for the financial year; and (b) if a yearly contribution made under section 220A(3) is part of the pre-agreement contributions – on the extent, if any to which a contribution mentioned in 220B(1)(a) of (b) will be reduced to achieve the reduction. | s220B(2) | 27/11/2017 | |
| Power, where the pre-agreement contributions are reduced under subsection 220B(2), to pay the amount of the reduction to the employee as salary. | s220B(3) | 27/11/2017 | |
| Power, as an employer, to agree in writing with an employee:- (a) that the employee is exempt, on the grounds of the employee's financial hardship, from paying all or a stated part of the contributions payable under section 220A(2) by the employee; and (b) on the period, of not more than 1 year, of the exemption. | s221(2) | 27/11/2017 | |
| Power, as an employer, to give a copy of the agreement made under subsection 220(2) to the relevant trustee. | s221(4) | 27/11/2017 | |
| Power, as an employer who has received a notice from the employee under subsection 222(2), to calculate the yearly contributions payable for the employee based on the employee's salary before it was decreased. | s222(3) | 27/11/2017 | |
| Power, in the circumstances set out in subsection 224(1), to pay interest on the amount of the contribution to the relevant fund for the employee. | s224(2) | 27/11/2017 | |
| Power, as a local government (other than the Brisbane City Council), to, for its councillors:- (a) establish and amend a superannuation scheme; or (b) take part in a superannuation scheme. | s226(1) | 27/11/2017 | |
| Power, as a local government who has exercised its power under subsection 226(1), to pay an amount from its operating fund to the superannuation scheme as a contribution for its councillors. | s226(2) | 27/11/2017 | |
| Power to enter into an arrangement with a councillor under which – 1. the councillor agrees to forgo a percentage or amount of the remuneration that the councillor is entitled to as a councillor; and 2. the local government agrees to contribute the percentage or amount to the superannuation scheme for the councillor. | s226(4) | 28/05/2013 | |
| Power to make a submission as a local governing body within the meaning of the Local Government (Financial Assistance) Act to assist the Local Government Grants Commission to make a decision about funding under the Local Government (Financial Assistance) Act. | s228(4) | 28/05/2013 | |
| Power to sign a document on behalf of a local government as a delegate of the local government. | s236(b) | 28/05/2013 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Local Government Act 2009</i> | Section | Delegation Date | Condition(s) |
| | | | |
| Power to effect substituted service. | s239 | 28/05/2013 | |
| Power to do anything that is necessary or convenient for performing the responsibilities of the local government under a Local Government Act. | s262 | 28/05/2013 | |

2.32 Local Government Regulation 2012

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|----------------|--|--------------|
| Description of Power - <i>Local Government Regulation 2012</i> | Section | Delegation Date | Condition(s) |
| Power to decide charges to persons for goods or services and to decide the required revenue under schedule 3, section 2. | s33(3) | 28/05/2013 | |
| Power to take all necessary steps for: (a) construction on, maintenance of or improvement of the land; and (b) regulation of the use of the land, where the land is subject to a public thoroughfare easement. | s63(3) | 28/05/2013 | |
| Power to enter into arrangements necessary to perform the joint responsibility of the local government where a road or other work is to be or has been built along the boundary between two or more local government areas and partly in each of the areas. | s64 | 28/05/2013 | |
| Power to identify, in any way considered appropriate, parcels of rateable land to which a minimum amount of general rates apply. | s77(2) | 28/05/2013 | |
| Power to decide the rating category to which each parcel of rateable land in the local government area belongs | s81(4) and (5) | 28/05/2013 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------------|--|--------------|
| Description of Power - <i>Local Government Regulation 2012</i> | Section | Delegation Date | Condition(s) |
| Power to decide what rating category land should be in where: (a) the local government discovers that land has inadvertently not been categorised; or (b) land becomes rateable land; or (c) the local government considers that the rating category of a parcel of land should be changed, in view of the description of each rating category; or (d) 2 or more parcels of rateable land are amalgamated into a single parcel of rateable land. | s82 | 28/05/2013 | |
| Power to authorise a person as a qualified person for chapter 4 part 5 division 2 of the <i>Local Government Regulation 2012</i> . | s83(2)(b) | 28/05/2013 | |
| Power to allow a longer period than prescribed for the owner of land to object to the categorisation of the owners land for rating purposes. | s88(4)(d)(ii) | 28/05/2013 | |
| Power to allow a longer period within which an owner of rateable land must give an objection notice. | s90(5)(b) | 28/05/2013 | |
| Power to determine a period considered appropriate for the issue of a rates notice. | s107(1) | 28/05/2013 | |
| Power, where land becomes, or stops being, rateable land, to adjust the rates so that the rates are calculated only on the period when the land was rateable land. | s110 | 28/05/2013 | |
| Power, where the value of the land changes under the Land Valuation Act, to adjust the rates so that the rates are calculated on the new value of the land for the period that starts on the day the change takes effect under that Act. | s111 | 28/05/2013 | |
| Power, where land is given a rating category, including a change of rating category, to adjust the general rates so that the rates are calculated on the new or changed rating category for the period that starts on the day the land was given the new or changed rating category. | s112 | 28/05/2013 | |
| Power, where land becomes, or stops being, land on which the local government may levy special rates or charges, to adjust the rates or charges so that the rates or charges are calculated on the period when the land was land on which the local government could levy special rates or charges. | s113 | 28/05/2013 | |
| Power where: (a) a person is entitled to occupy land under a lease, licence or permission given by the State; and (b) the person loses the entitlement, including, for example, because the lease, licence or permission expires or is surrendered or forfeited. to adjust the rates or charges so that the rates or charges are calculated only for the period when the person was entitled to occupy the land. | s114 | 28/05/2013 | |
| Power where rates or charges are paid before they are adjusted, to— (a) refund the overpaid amount of rates or charges if the rates or charges are reduced; or (a) (b) recover the amount of rates or charges owing if the rates or charges are increased. | s115 | 28/05/2013 | |
| Power to grant an application to defer the payment of rates or charges established by local government resolution under section 121(b). | s122(4) | 28/05/2013 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|------------|--|---|
| Description of Power - <i>Local Government Regulation 2012</i> | Section | Delegation Date | Condition(s) |
| Power to decide if a rate payer has been prevented, by circumstances beyond their control, from paying the rates or charges in time to get a discount, the local government may still allow the discount. | s130(10) | 28/05/2013 | Subject to compliance with Council Policy: Rates Discount |
| Power to give a benefit that is not a discount as an inducement for payment of rates or charges before the due date for payment. | s131 | 28/05/2013 | |
| Power to recover overdue rates or charges by bringing Court proceedings for a debt. | s134 | 28/05/2013 | |
| Power, where the local government has decided by resolution to sell land for overdue rates and charges, to as soon as practicable, give all interested parties a notice of intention to sell the land. | s140(3) | 28/05/2013 | |
| Power to start and end the procedures for selling land for overdue rates or charges. | s141 | 21/04/2015 | |
| Power to start the procedures under section 76 for selling the land within 6 months after the local government gives the notice of intention to sell the land. | s141(2) | 28/05/2013 | |
| Power to perform all procedures required of local governments under S142 for the selling of land for overdue rates or charges | s142 | 28/05/2013 | |
| Power to set a reserve price for the sale by auction of land for overdue rates or charges. | s143(1) | 28/05/2013 | |
| Power to enter into negotiations with the highest bidder at the auction to sell land for overdue rates or charges and to form an agreement to sell the land. | s143(2) | 28/05/2013 | |
| Power, where land is taken to have been sold at auction to the local government under section 143(4), to give the registrar of titles a general request form. | s144 | 28/05/2013 | |
| Power, if land is sold at auction but is not taken to be sold at auction to the local government under section 143(4), to give the registrar of titles an appropriate form stating— (a) that the land has been sold under this division; and (b) the full description of the land; and (c) the full name and address of the purchaser of the land; and (d) the purchase price of the land. | s145 | 28/05/2013 | |
| Power to apply the proceeds of sale of land for overdue rates or charges in accordance with Section 146. | s146 | 28/05/2013 | |
| Power to decide any other information considered appropriate for inclusion in a land record. | s154(2)(e) | 28/05/2013 | |
| Power to give a grant to a community organisation in the public interest and consistent with the local government's community grants policy. | s194 | 28/05/2013 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|-----------------|--|---|
| Description of Power - <i>Local Government Regulation 2012</i> | Section | Delegation Date | Condition(s) |
| Power to spend money on entertainment or hospitality consistent with the local government's entertainment and hospitality policy. | s196(2) | 28/05/2013 | 1 Subject to compliance with Council Policy: Entertainment and Hospitality 2 Subject to compliance with Council Policy: Procurement 3 Expenditure must be approved by Council or allowed for in the Budget adopted for the current financial year |
| Power to spend money on advertising in the public interest and consistent with the local government's advertising spending policy. | s197(2) | 28/05/2013 | 1 Subject to compliance with Council Policy: Advertising Spending 2 Subject to compliance with Council Policy: Procurement 3 Expenditure must be approved by Council or allowed for in the Budget adopted for the current financial year |
| Power to transfer money from a trust fund. | s201 | 28/05/2013 | |
| Power to agree to a date with the Auditor-General by which the financial statements must be given to the Auditor-General. | s212(3) | 28/05/2013 | |
| Power to make and adopt a contract manual. | s222 | 27/10/2015 | |
| Power to invite written quotes for a medium-sized contract worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. | s225(1) | 28/05/2013 | Subject to compliance with Council Policy: Procurement |
| Power to decide to accept a quote or to decide not to accept any of the quotes it receives for a medium-sized contract worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. | s225(3) and (4) | 28/05/2013 | |
| Power to decide to accept a quote or to decide not to accept any of the quotes it receives for a medium-sized contract worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. | s227 and s228 | 28/05/2013 | Subject to compliance with Council Policy: Procurement |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|--------------------|--|---|
| Description of Power - <i>Local Government Regulation 2012</i> | Section | Delegation Date | Condition(s) |
| Power to invite written tenders for a large-sized contract (worth more than \$200,000.00 GST exclusive in a financial year) or a valuable non-current asset contract or to offer a non-current asset for sale by auction. | s227 and s228 | 28/05/2013 | Subject to compliance with Council Policy: Procurement |
| Power to invite expressions of interest, prepare a short list and invite written tenders for a large size contractual arrangement worth in excess of \$200,000.00 GST exclusive or a valuable non-current asset contract. | s228 | 28/05/2013 | Subject to compliance with Council Policy: Procurement |
| Power to decide to accept a tender or not to accept any tenders receives for a large size contractual arrangement worth in excess of \$200,000.00 GST exclusive or a valuable non-current asset contract. | s228(8) and (9) | 28/05/2013 | 1 Subject to compliance with Council Policy: Procurement 2 Expenditure must be approved by Council or allowed for in the adopted Budget |
| Power to enter into a medium-sized or large-sized contract for services with a person on an approved contractor list. A medium-sized contract is worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. A large-sized contract is worth in excess of \$200,000.00 GST exclusive in a financial year. | s231(2) | 28/05/2013 | 1 Subject to compliance with Council Policy: Procurement 2 Expenditure must be approved by Council or allowed for in the adopted Budget |
| Power to develop an approved contractor list for medium-sized contractual arrangement or large-sized contractual arrangement for services. A medium-sized contract is worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. A large-sized contract is worth in excess of \$200,000.00 GST exclusive in a financial year. | s231(4) | 28/05/2013 | Subject to compliance with Council Policy: Procurement |
| Power to establish a preferred supplier arrangement for medium-sized or large-sized contracts by inviting tenders. A medium-sized contract is worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. A large-sized contract is worth in excess of \$200,000.00 GST exclusive in a financial year. | s232 | 28/05/2013 | Subject to compliance with Council Policy: Procurement |
| Power to enter into a medium-sized contract or a large-sized contract for goods or services with a preferred supplier under a preferred supplier arrangement. A medium-sized contract is worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. A large-sized contract is worth in excess of \$200,000.00 GST exclusive in a financial year. | s232(2) | 28/05/2013 | 1 Subject to compliance with Council Policy: Procurement 2 Expenditure must be either allowed for in the adopted Budget or approved by Council at its next available meeting |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|--------------------|--|---|
| Description of Power - <i>Local Government Regulation 2012</i> | Section | Delegation Date | Condition(s) |
| Power to enter into a medium-sized contract or large-sized contract for the supply of goods or services with a supplier from a register of pre-qualified suppliers. A medium-sized contract is worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. A large-sized contract is worth in excess of \$200,000.00 GST exclusive in a financial year. | s232(2) | 28/05/2013 | 1 Subject to compliance with Council Policy: Procurement 2 Expenditure must be approved by Council or allowed for in the adopted Budget |
| Power to establish a register of pre-qualified suppliers of particular goods or services for medium-sized or large-sized contracts for the supply of goods and services, including the power to assess whether a supplier has the technical, financial and managerial capability necessary to perform contracts on time and in accordance with agreed requirements for inclusion in a register of pre-qualified suppliers. A medium-sized contract is worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. A large-sized contract is worth in excess of \$200,000.00 GST exclusive in a financial year. | s232(3) and (4) | 28/05/2013 | Subject to compliance with Council Policy: Procurement |
| Power to enter into a contract for goods and services under an LGA arrangement. | s234(1) | 28/05/2013 | 1 Subject to compliance with Council Policy: Procurement 2 Expenditure must be either allowed for in the adopted Budget or approved by Council at its next available meeting |
| Power to enter into a medium-sized contract or large-sized contract without first inviting written quotes or tenders in circumstances specified in section 235 <i>Local Government Regulation 2012</i> . A medium-sized contract is worth between \$15,000.00 and \$200,000.00 GST exclusive in a financial year. A large-sized contract is worth in excess of \$200,000.00 GST exclusive in a financial year. | s235 | 28/05/2013 | 1 Subject to compliance with Council Policy: Procurement 2 Expenditure must be either allowed for in the adopted Budget or approved by Council at its next available meeting |
| Power to dispose of a valuable non-current asset other than by tender or auction in circumstances specified in section 236 <i>Local Government Regulation 2012</i> . | s236 | 28/05/2013 | Subject to compliance with Council Policy: Disposal of Council Assets |
| Power to comply with statutory obligations by publishing the relevant details of a contractual arrangement worth \$200,000.00 or more as soon as practicable. | s237 | 29/07/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|--------------------------|--|---|
| Description of Power - <i>Local Government Regulation 2012</i> | Section | Delegation Date | Condition(s) |
| Power to power to make, amend or discharge a contract. | s238 | 28/05/2013 | 1 Subject to compliance with Council Policy: Procurement 2 Expenditure must be either allowed for in the adopted Budget or approved by Council at its next available meeting |
| Power to allow a councillor to take part in a meeting by teleconferencing. | s276(2) | 28/05/2013 | CEO and Mayor only. |
| Power to publish a notice of the days and times of the local government's ordinary meetings and its standing committees' ordinary meetings in a newspaper circulating generally in the local government area and on the local government's website. | s277(1) and (2) | 28/05/2013 | |
| Power to immediate notify of any change to the dates and times mentioned in section 277(1) and section 277(2) in the same way as these dates were previously notified. | s277(4) | 28/05/2013 | |
| Power to publish the list of items to be discussed at a meeting of the local government, including details or documents relating to an item, on the local government's website | s277(6) | 28/05/2013 | |
| Power to give written notice to the auditor general and the police of missing property of the local government which has a total value of \$1,000.00 or more. | s307A | 21/01/2014 | |
| Power to decide charges for business activities to which Council has decided to apply the code of competitive conduct. | Schedule 3 Section 2 | 28/05/2013 | |
| Power to make an allocation of administrative and overhead costs to each relevant activity having regard to all of a local government's relevant activities. | Schedule 4 Section 5 | 28/05/2013 | |
| Power to decide the basis for depreciation. | Schedule 4 Section 7 | 28/05/2013 | |
| Power to work out tax equivalents for Commonwealth or State taxes a local government is not liable to pay as a local government. | Schedule 4 Section 8 | 28/05/2013 | |
| Power to decide the amount for the return on capital used by a local government in conducting a relevant activity. | Schedule 4 Section 10 | 28/05/2013 | |

2.33 Plumbing and Drainage Act 2002

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------|--|--------------|
| Description of Power - <i>Plumbing and Drainage Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power to carry out a compliance assessment of plans or work in relation to regulated work by or for a public sector entity and, if satisfied, issue a compliance permit if it is a plan and a compliance certificate if it is for a work. | s84 | 30/10/2012 | |
| Power to respond to a compliance request for compliance assessment of a plan for compliance assessable work including requesting further information, deciding the request, imposing reasonable and relevant conditions and giving or refusing to give the compliance permit. | s85 | 30/10/2012 | |
| Power to assess and decide all requests for compliance assessment for regulated work according to the provisions of the <i>Plumbing and Drainage Act 2002</i> and <i>Standard Plumbing and Drainage Regulation 2003</i> including giving or refusing to give the compliance certificate. | s86 | 30/10/2012 | |
| Power to decide not to assess regulated work or on-site sewerage work if an approved person for the assessment gives Council a notice in the approved form verifying that the work complies with the relevant compliance permit and the <i>Standard Plumbing and Drainage Regulation 2003</i> . | s86(6) | 30/10/2012 | |
| Power to ask, after assessing compliance assessable work or after a compliance notice is given for on-site sewerage work, for a plan of the assessed work. | s86(7) | 30/10/2012 | |
| Power to give a copy of a compliance certificate to: a) The owner of premises to which the certificate relates; and b) The water services provider, where Council is not the provider, and the work involves the installation of water meters. | s86(10) | 27/11/2017 | |
| Power to ask a person who has completed compliance assessable work in a remote area to supply a plan of the completed work. | s86A(3)(b) | 30/10/2012 | |
| Power to replace a compliance certificate with a certificate that has different conditions for the ongoing operation, maintenance or testing of a relevant greywater use facility or on-site sewerage facility. | s86D | 30/10/2012 | |
| Power to issue a written notice requiring a former holder of a compliance certificate for testing purposes to remove all or a stated part of a greywater use facility or on-site sewerage facility. | s86E | 30/10/2012 | |
| Power to amend any compliance certificate for work for testing purposes if it is necessary or desirable due to changes in a relevant chief executive's approval. | s86G | 30/10/2012 | |
| Power, as a relevant entity, to assess and give the Plumbing Industry Council, owner or another person who has requested the work be carried out notice of the completion of notifiable work. | s87 | | |
| Power to assess minor work prescribed under the <i>Standard Plumbing and Drainage Regulation 2003</i> as notifiable minor work. | s87(6) | 30/10/2012 | |
| Power to administer the <i>Standard Plumbing and Drainage Regulation</i> for Council's area, or those areas not under Council's control that it has been requested to administer by the entity that has control of the area. | s89 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------|--|--------------|
| Description of Power - <i>Plumbing and Drainage Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power to appoint those individuals that have the qualifications and experience prescribed under the <i>Standard Plumbing and Drainage Regulation 2003</i> as an inspector for the purposes of the <i>Plumbing and Drainage Act 2002</i> . | s107 | 30/10/2012 | |
| Power to issue an inspector's instrument of appointment with or without conditions limiting the inspector's powers under the <i>Plumbing and Drainage Act 2002</i> . | s108 | 30/10/2012 | |
| Power to issue an identity card to each inspector appointed under section 107 of the <i>Plumbing and Drainage Act 2002</i> . | s109 | 30/10/2012 | |
| Power to issue show causes notices before a local government gives a person an enforcement notice under section 116(1)(a)(ii) to (iv) or (2) of the <i>Plumbing and Drainage Act 2002</i> . | s115 | 30/10/2012 | |
| Power to issue an enforcement notice to the owner of premises requiring the owner to do a stated thing. | s116(1) | 30/10/2012 | |
| Power to issue an enforcement notice to a person who has performed plumbing or drainage work requiring the person to do a stated thing. | s116(2) | 30/10/2012 | |
| Power to give an enforcement notice to the owner or occupier of the premises to install a backflow prevention device. | s117(2)(a) | 30/10/2012 | |
| Power to give an enforcement notice to the owner or occupier of the premises to register a backflow prevention device that is required to be registered under the <i>Standard Plumbing and Drainage Regulation 2003</i> . | s117(2)(b) | 30/10/2012 | |
| Power to give an enforcement notice to the owner or occupier of the premises to have a backflow prevention device inspected, tested and if necessary repaired or replaced by a licensee licensed to do the work. | s117(2)(c) | 30/10/2012 | |
| Power to authorise a person to dismantle or take away all or part of a grey-water treatment plant. | s127A | 30/10/2012 | |
| Power to authorise a person to dismantle or take away all or part of an on-site sewerage facility. | s128 | 30/10/2012 | |
| Power to approve the disposal of the contents of a greywater treatment plant into the infrastructure of the sewerage service provider for the area in which the plant is located. | s128OA | 30/10/2012 | |
| Power to approve the disposal of the contents (other than effluent) of an on-site sewerage facility that has not been installed only for testing purposes. | s128P(2) | 30/10/2012 | |
| Power to approve the disposal of effluent from an on-site sewerage facility that has not been installed only for testing purposes. | s128P(4) | 30/10/2012 | |
| Power to keep a register of details of on-site sewerage and greywater use facilities installed in the local government area for which Council has given a compliance certificate. | s143A | 21/01/2014 | |
| Power to monitor greywater use facilities in Council's local government area. | s143B | 30/10/2012 | |
| Power to monitor an on-site sewerage facility installed for testing purposes in sewered areas in Council's local government area. | s143C | 30/10/2012 | |

2.34 Public Health (Infection Control for Personal Appearance Services) Act 2003

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------------|--|--------------|
| Description of Power - <i>Public Health (Infection Control for Personal Appearance Services) Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power to administer and enforce the Act for Council's area. | s9 | 30/10/2012 | |
| Power to consider all applications for licences, and determine whether to grant or refuse the application. | s33 | 30/10/2012 | |
| Power to grant an application for a licence only if satisfied— (a) the applicant is a suitable person to hold a licence; and (a) the premises at which the higher risk personal appearance services are to be provided are suitable for providing the services. | s34 | 30/10/2012 | |
| Power to have regard to the matters listed in this section in deciding whether a person is a suitable person to hold a licence. | s34 | 30/10/2012 | |
| Power to have regard to all the matters listed in this section in deciding whether the premises at which higher risk personal appearance services are to be provided are suitable for providing the services. | s36 | 30/10/2012 | |
| Power to make inquiries before making a decision regarding sections 35 and 36 and, by giving notice to the applicant, require the applicant to give Council, within the reasonable time of at least 40 days stated in the notice, further information or a document Council reasonably requires to decide the application. | s37 | 30/10/2012 | |
| Power to impose conditions on a licence. | ss38(2) and 41(1)(c) | 30/10/2012 | |
| Power to decide the earlier ending date of a licence. | s40 | 30/10/2012 | |
| Power to consider all applications for renewals of licences, and determine whether to grant or refuse the application for renewal. | s44 | 30/10/2012 | |
| Power to give a notice to a licensee requiring the licensee to give Council, within a reasonable period of at least 40 days stated in the notice, further information or a document Council reasonably requires to decide a licence renewal application. | s45 | 30/10/2012 | |
| Power to consider all applications for amendments to licences, and determine whether to grant or refuse the application to amend the licence. | s47 | 30/10/2012 | |
| Power to give a notice to the licensee requiring the licensee to give Council, within a reasonable period of at least 40 days stated in the notice, further information or a document Council reasonably requires to decide a licence amendment application. | s48 | 30/10/2012 | |
| Power to determine whether to grant or refuse the application to transfer the licence by having regard to whether the transferee is a suitable person to hold a licence and whether the premises are suitable for providing higher risk personal appearance services. | s49 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Public Health (Infection Control for Personal Appearance Services) Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power to give a notice to the licensee requiring the licensee to give Council, within a reasonable period of at least 40 days stated in the notice, further information or a document Council reasonably requires to decide a licence transfer application. | s50 | 30/10/2012 | |
| Power to, for forming a belief that the ground for suspending or cancelling a licence mentioned in subsection (1)(a) exists, have regard to the matters to which Council may have regard in deciding whether a proposed licensee is a suitable person to hold the licence. | s51(2) | 30/10/2012 | |
| Power to issue a 'show cause notice'. | s52 | 30/10/2012 | |
| Power to determine whether grounds continue to exist for the suspension or cancellation of a licence after issuing the licensee with a 'show cause' notice, and if so, determine whether to suspend or cancel the licence. | ss54-55 | 30/10/2012 | |
| Power to suspend a licence immediately if Council believes— (a) a ground exists to suspend or cancel the licence; and (b) it is necessary to suspend the licence immediately because there is an immediate and serious risk of infection to the licensee's clients. | s56 | 30/10/2012 | |
| Power to consider all applications for a replacement licence, and determine whether to grant or refuse the application for the replacement licence. | s62 | 30/10/2012 | |
| Power to make an agreement with a licensee intending to provide higher risk personal appearance services from mobile premises to allow a lesser period for notification to Council of the licensee's intentions. | s65(3) | 30/10/2012 | |
| Power to, where Council is the second local government for a licence under the Act, notify the first local government where it is reasonable to believe that a mobile licensee or operator has contravened their licence. | s68 | 30/10/2012 | |
| Power to, where Council is the first local government and has been notified by a second local government of their reasonable belief that a mobile license holder or operator has breached their licence conditions, take action under the Act. | s69 | 30/10/2012 | |
| Power to appoint authorised persons. | s70 | 30/10/2012 | |
| Power to apply conditions to an authorised person's powers under the Act by giving the person a signed notice. | s72 | 30/10/2012 | |
| Power to monitor compliance with the Act by having authorised persons inspect places of business in Council's areas and recover monitoring costs from business proprietors. | s105 | 30/10/2012 | |
| Power to charge a business proprietor an inspection fee to check if the remedial notice given by an authorised person acting for Council to the proprietor has been complied with. | s110 | 30/10/2012 | |
| Power to prosecute a business proprietor or operator for the contravention of a relevant provision for which a remedial notice has been issued without an authorised person first issuing a remedial notice for the contravention. | s111(7) | 30/10/2012 | |
| Power to, at any time, extend the time for applying for a review of Council's original decision relating to a licence application. | s121(2) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-----------------------|--|--------------|
| Description of Power - <i>Public Health (Infection Control for Personal Appearance Services) Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power to, upon request, review an original decision and make a determination according to section 122 of the Act. | Part 7, Division 1 | 30/10/2012 | |
| Power to, following the conviction of a person of an offence against this Act, apply to the court for an order against the person for the payment of the costs Council has incurred in taking a thing or doing something else during the investigation of the offence. | s137 | 30/10/2012 | |
| Power to deal with a thing forfeited to Council, including destroying the thing. | s140 | 30/10/2012 | |
| Power to commence proceedings against a person who has committed an offence against the Act. | s143 | 30/10/2012 | |
| Power to approve forms to be used in the administration and enforcement of the Act. | s147 | 30/10/2012 | |
| Power to, with regard to an application for registration of premises made under part 15 of the former regulation, assess the suitability of the application and the premises under this Act, and make inquiries and require further information or a document under section 37 of the Act. | s153 | 30/10/2012 | |
| Power to, with regard to an application for renewal of registration of premises made under part 15 of the former regulation, assess the suitability of the applicant and the premises under this Act, and make inquiries and require further information or a document under section 45 of the Act. | s154 | 30/10/2012 | |
| Power to, with regard to an application for registration or renewal of registration of 2 or more premises to which sections 153(2) and 154(2) apply, issue a single licence to cover all the premises. | s155 | 30/10/2012 | |

2.35 Public Health Act 2005

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|--|--|--------------|
| Description of Power - <i>Public Health Act 2005</i> | Section | Delegation Date | Condition(s) |
| Power to administer and enforce the Act regarding local government public health risks and a regulation made under section 61 stating that the regulation is to be administered and enforced by local governments only. | s13 | 30/10/2012 | |
| Power as an issuing authority, to apply to a magistrate for an order enforcing a public health order (an enforcement order). | s24(2) | 30/10/2012 | |
| Power as an issuing authority, to enter a place to take steps to remove or reduce the risk to public health from the public health risk or prevent the risk to public health from recurring, if ordered by a magistrate. | s27(2)(b) | 30/10/2012 | |
| Power as an issuing authority, to recover the amount, plus interest, a person has been ordered to pay under an enforcement order as an overdue rate payable to Council under the <i>Local Government Act 2009</i> . | s31 | 30/10/2012 | |
| Power to lodge a request to register with the registrar of titles, in the appropriate form over the land, an unpaid amount, including interest, that is payable to Council under an enforcement order relating to a public health risk on land owned by a person as a charge on the land. | s32 | 30/10/2012 | |
| Power to consult with the chief executive before the chief executive authorises a prevention and control program which relates to Council's local government area. | s36(5) | 30/10/2012 | |
| Power to enter into an agreement with the chief executive for the disclosure of confidential information. | ss 84(1)(b)(i) and (2)(a), 226(1)(b)(i) and (2)(a), 244(1)(b)(i) and (2)(a), and 269(1)(b)(i) and (2)(a) | 30/10/2012 | |
| Power as an issuing authority, to enter the place, at reasonable times, to take the steps stated in a public health order where the person has failed to comply the order. | s388(2) | 30/10/2012 | |
| Power as an issuing authority, to give the occupier and owner of a place a notice required under the section, where an authorised person intends to enter the place to take steps required under a public health order. | s393(2) | 30/10/2012 | |
| Power as an issuing authority, to recover the amount payable, including interest, of the reasonable costs and expenses incurred by Council in exercising powers under section 388 or 405 as an overdue rate payable to Council under the <i>Local Government Act 2009</i> . | s406 | 30/10/2012 | |
| Power as an issuing authority, to lodge with the registrar of titles, in the appropriate form over the land, a request to register an unpaid amount, including interest, that is payable to Council for steps taken by it on land owned by a person as a charge on the land. | s407 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|------------|--|--------------|
| Description of Power - <i>Public Health Act 2005</i> | Section | Delegation Date | Condition(s) |
| Power as an owner of a thing seized by an authorised person, to inspect the thing and, if it is a document, to copy it. | s415 | 30/10/2012 | |
| Power to apply to the court for an order against a person convicted of an offence against the Act for the payment of the costs Council has incurred in taking a thing or doing something else during the investigation of the offence. | s443(1)(b) | 30/10/2012 | |
| Power to deal with a thing forfeited as Council considers appropriate, including destroying the thing. | s446 | 30/10/2012 | |
| Power as an owner of a thing forfeited to a relevant entity under section 413(1), to appeal against a decision resulting in the forfeiture of the thing. | s450 | 30/10/2012 | |

2.36 Public Health Regulation 2005

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|------------------|--|---|
| Description of Power - <i>Public Health Regulation 2005</i> | Section | Delegation Date | Condition(s) |
| Power to administer and enforce Part 1A, Divisions 1, 2 and 3. | ss 2C, 2M and 2T | 30/10/2012 | Delegations under 2C are to be exercised only upon receipt of written confirmation by Queensland Health that Council is indemnified against all legal liabilities in relation to asbestos regulation. |

2.37 Standard Plumbing and Drainage Regulation 2003

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------|--|--------------|
| Description of Power - <i>Standard Plumbing and Drainage Regulation 2003</i> | Section | Delegation Date | Condition(s) |
| Power to request a reasonable number of copies of a plan the subject of a compliance request. | s14(6) | 30/10/2012 | |
| Power to request other information that the local government requires in relation to the testing of a proposed greywater use facility. | s14B(c)(ss) | 30/10/2012 | |
| Power to request other information that the local government requires in relation to work for testing purposes on an on-site sewerage facility. | s14D(3)(c)(ii) | 21/01/2014 | |
| Power to accept a certification of a plan for regulated work or on-site sewerage work from a competent person where the Chief Executive Officer has decided that part of the work is outside Council's expertise. | s15 | 30/10/2012 | |
| Power to request information or documents to assess regulated work from a person who, because of section 83(2) of the <i>Plumbing and Drainage Act 2002</i> , does not require a compliance permit to perform regulated work. | s18 | 30/10/2012 | |
| Power to test or commission plumbing or drainage the subject of regulated work carried out in a remote area. | s27 | 30/10/2012 | |
| Power to accept a notice of compliance under section 86A(3)(a) of the Act from a person other than the person who performed the work. | s29 | 30/10/2012 | |
| Power to form a reasonable belief that work subject to an inspection under section 29A or 87(8) does not comply with the Regulation and issue a rectification notice and an information notice. | s29B | 21/01/2014 | |
| Power to approve the continued use of a plumbing or drainage item that is not certified and to require a person to have the item tested at the person's cost. | s30 | 30/10/2012 | |
| Power to determine whether an item (that an inspector is satisfied is unsuitable for a particular use) may: (a) not be installed or used; or (b) be approved for installation or use with either a protective coating, lining or wrapping or another plumbing or drainage item. | s32 | 30/10/2012 | |
| Power to decide that a supply pipe for premises or a premises group can not give an efficient water supply for the premises or premises group. | s34(1) | 30/10/2012 | |
| Power to require for a supply pipe for a premises: (a) part or all of the supply pipe (premises main) to be built to the standard of a water main; (b) the premises main to supply directly each separately occupied part of the premises; (c) the premises main to supply directly each fire service within the premises. | s34(2) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Standard Plumbing and Drainage Regulation 2003</i> | Section | Delegation Date | Condition(s) |
| Power to require for a supply pipe for a premises group: (a) part of the supply pipe (premises group main) to be built to the standard of a water main; (b) each separately occupied part of the premises group to be served directly by a supply pipe connected to the premises group main; and (c) each separately occupied part of the premises group that is to have a fire service to be served directly by a fire service connected to the premises group main. | s34(3) | 30/10/2012 | |
| Power to require the sanitary drainage for premises or a group of premises to be of a standard of a sewer forming part of Council's or another service provider's sewerage system. | s35 | 30/10/2012 | |
| Power to implement and maintain a program for the registration, maintenance and testing of testable backflow prevention devices | s38 | 30/10/2012 | |
| Power to approve the design and location of a grease arrestor. | s39 | 30/10/2012 | |
| Power to approve air-cooling equipment's connection to a supply pipe. | s41 | 30/10/2012 | |
| Power to approve hydraulic powered equipment's connection to a supply pipe. | s44 | 30/10/2012 | |
| Power to approve a pipe carrying water supplied by the local government or other service provider to be:- (a) connected to a water storage tank used to store water obtained from another source or; (b) discharged into a water storage tank used to store water obtained from another source. | s45 | 30/10/2012 | |
| Power to approve a water closet pan, urinal or another fixture below the level of the sewer or on-site sewerage facility. | s47 | 30/10/2012 | |
| Power to issue a notice to the owner of a new building and an old building, requiring:- (a) the owner of the new building to pay the reasonable costs of changing the vents of the old building; and (b) the owner of the old building to change the vents. | s52 | 30/10/2012 | |
| Power to determine the qualifications, skills and experience that an individual should have to be competent to assess plumbing and drainage work. | s53 | 30/10/2012 | |
| Power to perform maintenance work on existing combined sanitary drains, apportion the reasonable costs between or among the owners and recover from each owner, the owner's share of Council's costs. | s54 | 30/10/2012 | |

2.38 State Penalties Enforcement Act 1999

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>State Penalties Enforcement Act 1999</i> | Section | Delegation Date | Condition(s) |
| Power, as administering authority, to approve a form for an infringement notice. | s15(1) | 27/11/2017 | |
| Power, as administering authority, to approve (or refuse where the conditions in this section have not been complied with) an application for payment of a fine by instalments. | s23 | 30/10/2012 | |
| Power, as administering authority, to submit particulars required for registration of approval of instalment payments with the State Penalties Enforcement Registry. | s24(1) | 30/10/2012 | |
| Power, as administering authority, to withdraw an infringement notice at any time before the fine is satisfied in full. | s28(1) | 30/10/2012 | |
| Power, as administering authority, to give the State Penalties Enforcement Registry a default certificate for registration in respect of any recipient of an infringement notice who has not taken action within the time period provided by the infringement notice. | s33(1) | 30/10/2012 | |
| Power, as administering authority, to (a) commence proceedings against an applicant for an offence; or (b) accept payment of the fine in full; or (c) issue a fresh infringement notice where the registrar has cancelled an enforcement notice and referred the matter back to Council. | s57(5) | 30/10/2012 | |
| Power, as an administering authority, to state any matter in subsection (2) is evidence of the matter. | s157(2) | 27/11/2017 | |
| Power to approve forms for use as infringement notices. | s162 | 30/10/2012 | |

2.39 Stock Act 1915

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Stock Act 1915</i> | Section | Delegation Date | Condition(s) |
| Power to destroy stray diseased stock found on any road or land under Council control. | s19 | 30/10/2012 | |

2.40 Tobacco and Other Smoking Products Act 1998

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|------------------|--|--------------|
| Description of Power - <i>Tobacco and Other Smoking Products Act 1998</i> | Section | Delegation Date | Condition(s) |
| Power, as an occupier of an enclosed space, to give directions to stop persons from smoking in the enclosed space. | s26U(1) | 30/10/2012 | |
| Power to administer and enforce Part 2C, Division 3 of the Act within Council's area and, for a patrolled beach area of a patrolled beach or a prescribed outdoor swimming area, adjacent to or within Council's area. | ss 26ZM and 26ZN | 30/10/2012 | |
| Power to commence a proceeding concerning an offence under Part 2C, Division 3 of the Act. | s26ZP | 30/10/2012 | |
| Power to commence a proceeding for a contravention of a local law made pursuant to Part 2C, Division 4 of the Act. | s26ZPE | 30/10/2012 | |
| Power, as an occupier of a place, to give consent to an authorised person to enter the place. | s33(1)(a) | 30/10/2012 | |
| Power, as an occupier of a place, to sign an acknowledgement confirming that consent to enter the place was given to an authorised person. | s34(3) | 30/10/2012 | |
| Power, as an owner of a seized thing, to inspect the thing seized by an authorised person and, if it is a document, to copy it. | s44B(1) | 30/10/2012 | |

2.41 Transport Infrastructure Act 1994

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------|--|--------------|
| Description of Power - <i>Transport Infrastructure Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power to consult with the chief executive concerning the development of a roads implementation program if the chief executive believes that Council would be affected by the program. | s11(4) | 30/10/2012 | |
| Power to consult with the chief executive concerning the development of a rail implementation program if the chief executive believes that Council would be affected by the program. | s14(3)(a) | 30/10/2012 | |
| Power to consult with the chief executive concerning the development of implementation programs for miscellaneous transport infrastructure if the chief executive believes that Council would be affected by the programs. | s17(4) | 30/10/2012 | |
| Power to prepare and make submissions to the Minister in relation to any declaration, or revocation of a declaration that a road or route, or part of road or route, is a State-controlled road. | s25(b) | 30/10/2012 | |
| Power to enter into contracts with the chief executive in respect of road works, other works or the operation of State-controlled roads within and outside Council's local government area. | s29 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------|--|--------------|
| Description of Power - <i>Transport Infrastructure Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power to make a sharing arrangement with the chief executive for the costs of:- (a) acquisition of land for transport infrastructure; (b) road works on a State-controlled road; (c) other works that contribute to the effectiveness and efficiency of the road network; or (d) the operation of a State-controlled road; including all necessary preliminary costs associated with acquisition, works, or operation. | s32 | 30/10/2012 | |
| Power, as an owner or occupier of land, to provide written approval agreeing to allow the chief executive to enter, and occupy or use the land to undertake road works after service of notice for temporary occupation and use of land. | s36(1) and (4) | 30/10/2012 | |
| Power, as an owner of land, to give notice to the chief executive claiming compensation for physical damage caused by the temporary entry, occupation, or use, or for the taking or consumption of material. | s37 | 30/10/2012 | |
| Power to enter into agreements with the chief executive in relation to funding for road works on Council's roads. | s40 | 30/10/2012 | |
| Power to enter into a financial arrangement with the chief executive for improvements to State-controlled roads that would be beneficial to Council's road network. | s41 | 30/10/2012 | |
| Power to obtain the chief executive's written approval for consent to carry out road works or make changes to the management of a Council road if conditions under subsection (1) apply and exceptions under subsections (2) or (5) do not apply. | s42 | 30/10/2012 | |
| Power to apply and enforce conditions to proposed road works or changes to the management of a Council road. | s42(5) | 30/10/2012 | |
| Power to obtain the chief executive's written consent to the erection, alteration or operation of an advertising sign or device that would be:- (a) visible from a motorway; (b) beyond the boundaries of the motorway; and (c) reasonably likely to create a traffic hazard; and on conditions that comply with fixed criteria. | s43 | 30/10/2012 | |
| Power to apply conditions to the erection, alteration or operation of an advertising sign or device. | s43(4) | 30/10/2012 | |
| Power to exercise all the powers Council may exercise for a local government road in its area in relation to State-controlled roads in its area. | s45 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------|--|--------------|
| Description of Power - <i>Transport Infrastructure Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an owner of ancillary works and encroachments, to enter into an agreement with the chief executive for a contribution towards the cost of the alteration, relocation, making safe or removal of the ancillary works and encroachments. | s52(6) | 30/10/2012 | |
| Power to make submissions to the chief executive concerning a proposal to publish a gazette notice to make, amend or revoke a declaration or to make, amend or replace a policy for limited access roads. | s55 | 30/10/2012 | |
| Power to make an application to the chief executive to make a written decision stating any of the matters provided in sub-subsections (a)-(k) concerning access between 1 or more State-controlled roads and particular adjacent land which Council has an interest in. | s62(1) | 30/10/2012 | |
| Power to ask the chief executive, in writing, to give Council a copy of any decision in force under section 62(1) for land that Council has an interest in. | s67A | 30/10/2012 | |
| Power, as an owner or occupier of land, to enter into an agreement with the chief executive for:- (a) the supply by the chief executive of, or a contribution towards the supply by the chief executive of, alternative road access works between a State-controlled road and Council's land or between Council's land and another road; or (b) the carrying out, or contributions towards the carrying out of, other works in relation to Council's land. | s72(2) | 30/10/2012 | |
| Power, as an owner or occupier of land, to recover, as a debt from the chief executive, compensation for the diminution in land value because of the prohibition or change made to the access between a State-controlled road and Council's land. | s73(4) | 30/10/2012 | |
| Power to enter into an agreement with the chief executive for the supply of roadside service centres, roadside rest facilities and other roadside businesses adjacent to or near State-controlled roads. | s76 | 30/10/2012 | |
| Power, as the owner of a public utility plant (whether existing or proposed), to arrange with the chief executive for the sharing of the costs, including preliminary costs, of all or any of the following:- (a) acquisition of land associated with the plant; or (b) construction, augmentation alteration or maintenance of the plant; or (c) construction of road works affected by the plant. | s83 | 30/10/2012 | |
| Power, as an owner or occupier of land, to allow the chief executive to enter the land by giving written consent to the chief executive. | s109A(4)(a) | 30/10/2012 | |
| Power to apply to the chief executive for a rail feasibility investigator's authority for an area of land. | s110 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------------------|--|--------------|
| Description of Power - <i>Transport Infrastructure Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power:- (a) as an owner or occupier of land, to consent to an investigator or an associated person to enter onto land; or (b) as an authorised investigator, to enter land, with the owner's or occupier's consent; for the purpose of investigating the land's potential and suitability as a rail corridor. | s114(3)(a) | 30/10/2012 | |
| Power, as an owner or occupier of land, to ask person who has entered, is entering, or is about to enter Council's land under an authority for the person's identification or about the person's authority to enter Council's land. | ss 115(4) and 408(4) | 30/10/2012 | |
| Power, as an owner or occupier of land, to:- (a) claim compensation from the relevant person for the loss or damage arising out of an entry onto land, any use made of the land, anything brought onto the land, or anything done or left on the land in connection with the relevant person's authority; (b) require the relevant person to carry out works to rectify, within a reasonable time, the damage after the relevant person has finished investigating the land under the authority; or require the relevant person to carry out works to rectify the damage and claim compensation from the investigator for any loss or damage not rectified. | s118(1) | 30/10/2012 | |
| Power:- (a) as an owner or occupier of land, to make an agreement with the relevant person with regards to the amount of compensation; or (b) as an authorised investigator, to make an agreement with owner or occupier of the land with regards to the amount of compensation. | s118(4)(a) | 30/10/2012 | |
| Power, as an owner of land, to agree to allow an applicant for accreditation as a railway manager and/or operator to access the land where the railway is constructed or is proposed to be constructed. | s126(2)(d)(i) | 30/10/2012 | |
| Power, as an owner or occupier of land, to agree to allow the chief executive or an accredited person to take or use the material on Council's land. | s165(c) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|------------------|--|--------------|
| Description of Power - <i>Transport Infrastructure Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an owner or occupier of land, to give written notice to the chief executive or an accredited person regarding:- (a) a claim for compensation for the loss or damage caused by the entry or railway works carried out on Council's land; (b) a claim for compensation for the taking or use of materials; (c) a requirement that the accredited person carry out works in restitution for the damage; or (d) a requirement that the accredited person carry out works in restitution for the damage and a claim for compensation for any loss or damage not restituted. | s166(1) | 30/10/2012 | |
| Power to seek the chief executive's written approval to carry out works near a railway. | s168 | 30/10/2012 | |
| Power, as an owner or occupier of land, to make an agreement with an authorised person to allow the authorised person to enter Council's land and inspect railway works. | s168(7)(b) | 30/10/2012 | |
| Power, as an occupier of a place, to consent to the entry of a rail safety officer into the place. | s178(1)(a) | 30/10/2012 | |
| Power, as an occupier of a place, to sign an acknowledgement of Council's consent to allow a rail safety officer to enter the place. | s179(3) and (5) | 30/10/2012 | |
| Power to enter into a sublease with the chief executive for a section of non-rail corridor land. | s240D | 30/10/2012 | |
| Power, as an owner of land, to seek and negotiate with the railway manager a right of access across a proposed railway if Council's land is adjacent to the relevant land or Council has access over the relevant land | s240E(2) and (3) | 30/10/2012 | |
| Power, as a railway manager or as an owner of land, to ask the chief executive, if an agreement regarding right of access cannot be made, to decide whether a right of access across the proposed railway should be granted. | s240E(5) | 30/10/2012 | |
| Power, as a railway manager or an owner of land, to give the chief executive the information the chief executive requires in deciding whether to grant a right of access across the proposed railway. | s240E(7) | 30/10/2012 | |
| Power, as a railway manager of a rail corridor land or as a right of access holder, to agree to cancel the right of access to the land. | s240F(3)(a) | 30/10/2012 | |
| Power, as a railway manager of a rail corridor land or as an owner of land, to enter into an agreement in relation to the compensation payable for the cancellation of a right of access across a rail corridor land. | s240F(4) | 30/10/2012 | |
| Power, as an owner of land, to commence proceedings in the Land Court for compensation | s240F(6) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Transport Infrastructure Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power:- (a) to make an agreement with the railway manager for a railway within a common area; or (b) as a railway manager, to make an agreement with a relevant person for a relevant road within a common area; regarding the costs of removing rail transport infrastructure from the common area and restoring the relevant road. | s249(5) | 30/10/2012 | |
| Power:- (a) as a railway manager, to:- (i) in constructing or managing a railway, to alter the level of a road or require the authority responsible for the road to alter its level; (ii) make an agreement with the authority responsible for the road with regards to the responsibility for the payment of all reasonable expenses incurred in altering the road level; (iii) make an agreement with a person, whose land is directly affected by the road alteration, regarding the amount of compensation payable to the person; (iv) if an agreement cannot be reached with the person directly affected by the road alteration, make an application to a court with jurisdiction to make a decision on the amount of compensation; or (b) as an authority responsible for a road, to make an agreement with the railway manager with regards to the responsibility for the payment of all reasonable expenses incurred in altering the road level; or (c) as an occupier or owner of land that has been directly affected by the road alteration, to:- (i) make an agreement with the railway manager regarding the amount of compensation payable to Council; (ii) make an application to a court with jurisdiction to make a decision on the amount of compensation. | s250 | 30/10/2012 | |
| Power to construct, maintain and operate a road on rail corridor land or non-rail corridor land, if permitted by the chief executive, by way of a bridge or other structure that allows the road to go over or pass under the relevant infrastructure on the land, or a crossing at the same level as the relevant infrastructure. | s253(1) | 30/10/2012 | |
| Power, as a railway manager of rail corridor land or as a sublessee of non-rail corridor land, to consult with the chief executive before the chief executive makes a decision on proposed relevant infrastructure on rail corridor land or non-rail corridor land. | s253(3) | 30/10/2012 | |
| Power, as a railway manager of rail corridor land or as a sublessee of non-rail corridor land, to continue to use the land and the airspace above the land, other than any land and airspace excluded by a condition of the permission | s253(4) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------------------|--|--------------|
| Description of Power - <i>Transport Infrastructure Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power to enter into an agreement with the chief executive concerning the maintenance of a road and a bridge, structure or crossing constructed on rail corridor land or non-rail corridor land, as well as the costs of removing the bridge, structure or crossing when the road is no longer in use and the subsequent restoration of the relevant infrastructure on the land. | s253(7) | 30/10/2012 | |
| Power to make an application to the chief executive to make a change to the management of a local government road if the change would require work on a railway or would have a significant adverse impact on the safety and operational integrity of a railway or future railway. | s248A | 27/11/2017 | |
| Power, as an owner or occupier of land next to existing railway, or as a railway manager of the existing railway, to enter into an agreement for compensation for railway works with the railway manager or the owner or occupier of the land, respectively. | s260(4)(b) | 30/10/2012 | |
| Power:- (a) as an owner or occupier of land adjacent to an existing railway, to carry out further works at Council's expense, with the railway manager's agreement, if Council considers that the works carried out under section 260 are insufficient for the convenient use of the land; or (b) as a railway manager of an existing railway:- (i) to agree to the further works proposed to be carried out by the owner or occupier of land adjacent to the existing railway at its expense; (ii) to require, by written notice given to the owner or occupier, the further works to be carried out under the supervision of a person nominated by Council and according to plans and specifications approved by Council. | s260(6) and (7) | 30/10/2012 | |
| Power, as an owner or occupier of land adjacent to an existing railway, to cross the existing railway with Council's, and its employees' and agents', vehicles and livestock until the railway manager carries out the works pursuant to subsection (2), unless Council has received compensation for the works. | s260(9) and (11) | 30/10/2012 | |
| Power, as an operational licensee, to:- (a) apply for an approval by a responsible entity to construct, maintain, use or operate miscellaneous transport infrastructure stated in the licensee's operational licence across, over or under an intersecting area and (b) subject to any approval conditions, construct, maintain, use or operate the miscellaneous transport infrastructure identified in the application across, over or under the area. | s420 | 30/10/2012 | |
| Power, as a responsible entity for an intersecting area, to grant or refuse an approval for an application by a licensee to construct, maintain, use, or operate miscellaneous transport infrastructure stated in the licensee's operational licence across, over, or under an intersecting area | s420(3) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------|--|--------------|
| Description of Power - <i>Transport Infrastructure Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as an operational licensee, to apply in writing to the Minister for an approval under section 420 should the responsible entity refuse the application or fail to grant the application within 20 business days after the application is made. | s422 | 30/10/2012 | |
| Power to impose reasonable conditions on an approval given to a licensee's application made by Council or the Minister. | s423 | 30/10/2012 | |
| Power to jointly, with a licensee applicant, appoint an independent arbitrator to resolve a dispute concerning approval conditions. | s425(1) | 30/10/2012 | |
| Power to make an application to the Minister and the Minister administering the <i>Sustainable Planning Act 2009</i> , if Council and the licensee applicant do not appoint an arbitrator within 10 business days of the giving of a dispute notice, to appoint an independent arbitrator to resolve a dispute concerning approval conditions. | s426(2) | 30/10/2012 | |
| Power, as an operational licensee, to make an agreement with the State regarding the ownership of miscellaneous transport infrastructure. | s431 | 30/10/2012 | |
| Power to commence proceedings against a licensee to claim an amount incurred by Council for the cost, damage, liability, or loss because of the existence, construction, maintenance, use or operation of the miscellaneous transport infrastructure by the licensee. | s432(3) | 30/10/2012 | |
| Power, as an owner or occupier of land, to give permission to the chief executive, or a person authorised by the chief executive, to occupy or use Council's land for the purposes of Chapter 12. | s434 | 30/10/2012 | |
| Power, as an owner of land, to claim compensation from the chief executive for physical damage caused to Council's land by the entry, occupation, use, or for the taking or consumption of materials from the land under Chapter 12. | s435 | 30/10/2012 | |
| Power to help, or attempt to help, in a situation in which an accident or emergency involving dangerous goods happens or is likely to happen. | s458 | 30/10/2012 | |
| Power, as an owner or occupier of land, to provide written agreement to a person authorised by the chief executive to enter the land and inspect Council works that threaten, or are likely to threaten, the safety or operational integrity of transport infrastructure. | s476B(7)(b) | 30/10/2012 | |
| Power, as an owner or occupier of land, to undertake the following concerning the entry onto Council land pursuant to section 476B(7):- <ul style="list-style-type: none"> (a) claim compensation for loss or damage caused by the entry on Council land; or (b) claim compensation for the taking or use of materials; or (c) require the chief executive to carry out works in restitution for the damage; or (d) require the chief executive to carry out works in restitution for the damage and then claim compensation for any loss or damage not restituted. | s476C(2) | 30/10/2012 | |
| Power, as an owner or occupier of land, to enter into an agreement with the chief executive with regards to the amount of compensation to be claimed by Council pursuant to subsection (2). | s476C(4)(a) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Transport Infrastructure Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power to appeal to the Minister against a notice requiring Council to give to the chief executive, or to a specified person, information on a particular issue relevant to the discharge of functions or the exercise of powers under the Act or the <i>Sustainable Planning Act 2009</i> . | s477(4) | 30/10/2012 | |
| Power, as a relevant entity under this section and lease holder under the <i>Land Act 1994</i> of port land or land relating to a declared project that has been subleased to a person, to grant a concurrent sublease of all or part of the land to another person for all or part of the term of the lease | s477C | 30/10/2012 | |
| Power, as a relevant entity under this section and lease holder of land under the <i>Land Act 1994</i> in relation to a declared project, to grant a licence to enter and use the land. | s477E | 30/10/2012 | |
| Power, as a holder, or proposed holder, of a licence to construct or establish transport infrastructure under the Act, to:- (a) seek consent from the chief executive allowing Council to submit a compliance management plan; and (b) submit a compliance management plan addressing 1 or more compliance matters for the licence. | s477G | 30/10/2012 | |
| Power to ask the chief executive to review a decision described in schedule 3 that has affected Council's interests | s485 | 30/10/2012 | |
| Power to apply to the Queensland Civil and Administrative Tribunal (" QCAT "), as provided under the <i>QCAT Act</i> , for a review of the chief executive's decision on a review under section 485. | s485A | 30/10/2012 | |
| Power to enter an appeal to the Planning and Environment Court against the chief executive's decision on a review under section 485. | s485B | 30/10/2012 | |

2.42 Transport Operations (Road Use Management) Act 1995

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Transport Operations (Road Use Management) Act 1995</i> | Section | Delegation Date | Condition(s) |
| Power to install and remove official traffic signs on Council's roads, off-street regulated parking areas and, with the chief executive's written consent, on declared roads. | s69 | 30/10/2012 | |
| Power to install official traffic signs where reasonably satisfied that there is a danger, hindrance, obstruction to traffic or other emergency. | s71 | 30/10/2012 | |
| Power to take proceedings against a person who has committed an offence under section 74(1) of <i>Transport Operations (Road Use Management) Act</i> . | s74(2) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Transport Operations (Road Use Management) Act 1995</i> | Section | Delegation Date | Condition(s) |
| Power to remove unauthorised traffic signs. | s75(1) | 30/10/2012 | |
| Power to commence proceedings against a person who has injured one of Council's official traffic signs. | s76(1) | 30/10/2012 | |
| Power to remove and detain at a place for safe keeping any vehicles, trams and animals and any goods, equipment or thing contained in, on or about the vehicle, tram or animal in accordance with section 100(1). | s100 | 30/10/2012 | |
| Power to regulate parking in its area on a road (other than a declared road), on a declared road (with the chief executive's written permission) or on an off-street regulated parking area. | s101(1) | 30/10/2012 | |
| Power to regulate parking by installing official traffic signs indicating how parking is regulated. | s102(1) | 30/10/2012 | |
| Power to exercise control over land for use as an off-street parking area under an arrangement with a person who owns or has an interest in the land. | s104 | 30/10/2012 | |
| Power to install a parking meter or park area for a designated parking space if it is installed in a way specified by the MUTCD or approved by the chief executive. | s105(5) | 30/10/2012 | |
| Power to enter into an agreement with the commissioner of police in respect of annual or periodical payments to the commissioner of police for costs incurred in the carrying out of duties by police officers enforcing parking regulations. | s109(1) | 30/10/2012 | |

2.43 Sustainable Planning Act 2009

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------|--|--------------|
| Description of Power - <i>Sustainable Planning Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to amend a planning scheme to reflect a designated region's regional plan. | s39 | 29/07/2014 | |
| Power to consult with the Minister about the establishment of a regional planning committee. | s43(5)(c) | 29/07/2014 | |
| Power to accept or refuse a request made under section 95, including extending the request period by 10 days. | s96 | 24/07/2012 | |
| Power to issue a written notice of Council's decision under section 96. | s97 | 24/07/2012 | |
| Power to decide whether to grant an extension of time under section 98(2), and provide written notice of that decision. | s98(2) and (4) | 24/07/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---|--|--|
| Description of Power - <i>Sustainable Planning Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to act as the “assessment manager” for all applications received by Council under Chapter 6 of the <i>Sustainable Planning Act 2009</i> . For avoidance of doubt, the power delegated includes (without limitation) the power to take all actions of an assessment manager as detailed in sections 256, 259, 260, 262, 266, 267, 268, 272, 274, 276, 277, 279, 280, 286, 297, 303, 304, 305, 309, 310, 313, 314, 315, 316, 317, 318, 324, 325, 327, 328, 331, 334, 337, 339, 348, 350, 352, 354, 355, 357, 362, 363, 364, 368, 371, 373, 374, 375, 376, 378, 381, 383, 386, 387, 389, 417, 418, 419, 428, 433 and 434 of the <i>Sustainable Planning Act 2009</i> . | ss 256, 259, 260, 262, 266, 267, 268, 272, 274, 276, 277, 279, 280, 286, 297, 303, 304, 305, 309, 310, 313, 314, 315, 316, 317, 318, 324, 325, 327, 328, 331, 334, 337, 339, 348, 350, 352, 354, 355, 357, 362, 363, 364, 368, 371, 373, 374, 375, 376, 378, 381, 383, 386, 387, 389, 417, 418, 419, 428, 433 and 434 | 24/07/2012 | <p>This power does not include deciding development applications in the following circumstances:</p> <ol style="list-style-type: none"> 1. An application for either a Material Change of Use triggered by a planning scheme or for a reconfigure of a lot that is proposed to be refused 2. “Impact assessable” applications where Council has received a submission or submissions 3. An application to reconfigure a lot which creates more than ten additional allotments <p>Progress reports on applications being assessed under delegation are to be briefed to Councillors at a monthly briefing or at another suitable time.</p> |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|--|--|--|
| Description of Power - <i>Sustainable Planning Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to act as a “referral agency”, “concurrence agency” or “advice agency” for all applications referred to Council under Chapter 6, Part 3 of the <i>Sustainable Planning Act 2009</i> . For avoidance of doubt, the power delegated includes (without limitation) the power to take all actions of a “referral agency” or a “concurrence agency” or an “advice agency” as detailed in sections 271, 276, 277, 279, 281, 282, 284, 285, 287, 288, 290, 291, 292, 348, 368, 371, 373, 374, 375, 376, 378, 385, 420 and 434 of the <i>Sustainable Planning Act 2009</i> | ss 271, 276, 277, 279, 281, 282, 284, 285, 287, 288, 290, 291, 292, 348, 368, 371, 373, 374, 375, 376, 378, 385, 420 and 434 | 24/07/2012 | <p>This power does not include deciding development applications in the following circumstances:</p> <ol style="list-style-type: none"> 1. An application for either a Material Change of Use triggered by a planning scheme or for a reconfigure of a lot that is proposed to be refused 2. “Impact assessable” applications where Council has received a submission or submissions 3. An application to reconfigure a lot which creates more than ten additional allotments <p>Progress reports on applications being assessed under delegation are to be briefed to Councillors at a monthly briefing or at another suitable time.</p> |
| Power to consult with the Minister in relation to a deemed approval. | s332 | 24/07/2012 | |
| Power to note an approval on its planning scheme and give notice of that approval to the chief executive of the department. | s391 | 24/07/2012 | |
| Power to carry out compliance assessment. | s339 | 24/07/2012 | |
| Power to assess and report on aspects of the development requiring compliance assessment. | s402 | 24/07/2012 | |
| Power as a compliance assessor to decide a request, give an action notice, give a compliance permit with conditions (if any) and give a certificate with conditions (if any). | ss405 and 407 | 24/07/2012 | |
| Power, as compliance assessor, to respond to a request to withdraw or change an action notice. | s412 | 24/07/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------------|--|--------------|
| Description of Power - <i>Sustainable Planning Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power, as compliance assessor, to decide a request to change a compliance permit or compliance certificate. | s413 | 24/07/2012 | |
| Power to bring declaratory and other proceedings in the Planning and Environment Court. | s456 | 24/07/2012 | |
| Power as an advice agency, to appeal to the Planning and Environment Court. | s464 | 24/07/2012 | |
| Power as a concurrence agency, to appeal to the Planning and Environment Court. | s465 | 24/07/2012 | |
| Power, as a responsible entity, to appeal against a decision on a request to make a permissible change to an approval. | s466 | 24/07/2012 | |
| Power to appeal to the Court against a building and development committee decision. | s479 | 24/07/2012 | |
| Power, as assessment manager, to apply to the court to withdraw from an appeal, if the appeal is only about a concurrence agency's response. | s485(6) | 24/07/2012 | |
| Power, as an assessment manager, concurrence agency or referral agency for the development application, to elect to become a co-respondent in an appeal. | s485(8) | 24/07/2012 | |
| Power, as a second entity under section 484, to elect to be a co-respondent. | s487 | 24/07/2012 | |
| Power, as a party to a proceeding, to apply for a review of a decision, direction or act of the ADR registrar. | s491B(6) | 27/11/2017 | |
| Power, as a party to a proceeding, to appeal a decision to the Court of Appeal. | s498 | 24/07/2012 | |
| Power, as an assessment manager, to bring a proceeding before the building and development committee. | s510 | 24/07/2012 | |
| Power, as a compliance assessor, to bring a proceeding before the building and development committee. | s512 | 24/07/2012 | |
| Power, as a responsible entity, to bring a proceeding before the building and development committee. | s513 | 24/07/2012 | |
| Power, as applicant in a proceeding before the building and development committee, to request the proceedings to be fast tracked. | ss515 and 537 | 24/07/2012 | |
| Power, as a concurrence agency served with a notice under section 389, to appeal a decision to the building and development committee. | ss520 and 529 | 24/07/2012 | |
| Power, as an entity given a notice under section 373, to appeal a decision to the building and development committee. | ss521 and 530 | 24/07/2012 | |
| Power, as an advice agency, to appeal to the building and development committee about a development approval. | s528 | 24/07/2012 | |
| Power, as assessment manager, to apply to withdraw from the appeal if the appeal is only about a concurrence agency response. | s543 | 24/07/2012 | |
| Power to elect to be a co-respondent. | s547(3)(b) | 24/07/2012 | |
| Power, as assessment manager, to provide all material requested by the registrar. | s551 | 24/07/2012 | |
| Power, as a party to an appeal or proceedings, to agree to have the matter decided on the basis of written submissions. | s558(b) | 24/07/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------------------|--|--------------|
| Description of Power - <i>Sustainable Planning Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to give a show cause notice. | s588 | 24/07/2012 | |
| Power to give an enforcement notice. | s590 | 24/07/2012 | |
| Power to bring proceedings in the Magistrates Court on a complaint. | s597 | 24/07/2012 | |
| Power to bring proceedings in the court for orders identified in section 601. | s601 | 24/07/2012 | |
| Power as a local government giving a change approval or an extension approval where there is an adopted charge that applies for providing trunk infrastructure for the development, to give a new infrastructure charges notice. | s626(1)(d) | 09/12/2014 | |
| Power, as a local government, to issue an infrastructure charges notice or regulated infrastructure charges notice. | ss633 and 643 (and 364) | 24/07/2012 | |
| Power as a participating local government for a distributor-retailer, to agree with a distributor-retailer about the breakup of adopted charges. (Note that the breakup agreement will be effective only where the local government does not have a charges resolution or where the breakup agreement is reflected in the local government's charges resolution) | s632 | 24/07/2012 | |
| Power as a local government giving a development approval where there is an adopted charge that applies for providing trunk infrastructure for the development, to give an infrastructure charges notice. | s635 | 09/12/2014 | |
| Power to state in an infrastructure charges notice for development other than reconfiguring a lot, building work or making a material change of use, the day the adopted charge is payable. | s638(1)(d) | 09/12/2014 | |
| Power as a local government that gave an infrastructure charges notice, to agree with a person to whom an infrastructure charges notice has been given about: (a) whether the charge may be paid other than as required under section 638, including whether it may be paid by instalments; and/or (b) whether infrastructure may be provided instead of paying all or part of the charge. | s639 | 09/12/2014 | |
| Power as a local government with a LGIP that identifies adequate trunk infrastructure to service the subject premises, to impose a condition on a development approval requiring wither or both of the following at a stated time: (a) the identified infrastructure; and/or (b) different trunk infrastructure delivering the same desired standard of service. | s646 | 09/12/2014 | |
| Power as a local government with a LGIP that does not identify adequate trunk infrastructure to service the subject premises, to impose a condition on a development approval in requiring development infrastructure necessary to service the premises to be provided at a stated time. | s647 | 09/12/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------------|--|--------------|
| Description of Power - <i>Sustainable Planning Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to enter into a written agreement with a person to whom an adopted infrastructure charges notice or negotiated adopted infrastructure charges notice has been given about:- a) whether the charge may be paid at a different time from that stated in the notice and whether it may be paid by instalments; and/or b) whether infrastructure may be supplied instead of paying all or part of the charge. | s648K(1) | 24/07/2012 | |
| Power to impose conditions requiring payment of additional trunk infrastructure costs. | s650 | 24/07/2012 | |
| Power to agree with an applicant about the payment time for an additional payment condition imposed under section 650(1). | s651(2) | 24/07/2012 | |
| Power as a local government that has received a conversion application, to give a notice to the applicant requiring the applicant to give information reasonably needed to decide the conversion application. | s660(2) | 09/12/2014 | |
| Power as a local government making a decision on a conversion application to convert non-trunk infrastructure to trunk infrastructure, to, within 20 business days, amend the development approval by imposing a necessary infrastructure condition for the trunk infrastructure. | s662(3) | 09/12/2014 | |
| Power as a local government to agree with an applicant that a levied charge for the purpose of its recovery is not taken to be rates. | s664(2) | 09/12/2014 | |
| Power as a local government to impose a condition on a development approval about non-trunk infrastructure. | s665 | 09/12/2014 | |
| Power to enter an infrastructure agreement. | Chapter 8 Part 4 | 24/07/2012 | |
| Power as a public sector entity, to enter into an agreement about: (a) Providing or funding infrastructure; or (b) refunding payments made towards the cost of providing or funding infrastructure. | s677 | 09/12/2014 | |
| Power as a local government to sell land held on trust in fee simple for public parks infrastructure or local community facilities. | s678 | 24/07/2012 | |
| Power as a local government where trunk infrastructure is not identified because paragraphs (a), (b) and (c) of the definition of trunk infrastructure in section 627 do not apply, to impose a condition on a development approval for the supply of development infrastructure for a purposed mentioned in section 665(2). | s679 | 24/07/2012 | |
| Power, upon receipt of a notice under section 680ZB to note the registration on Council's planning scheme, and any new planning scheme Council makes before the registration ends. | s680ZE | 24/07/2012 | |
| Power to make comments in relation to draft terms of reference of an environmental impact statement. | s691 | 24/07/2012 | |
| Power to make comments in relation to draft environmental impact statement. | ss694 and 695 | 24/07/2012 | |
| Power to enter land to undertake works. | s715 | 24/07/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------------------------------|--|--------------|
| Description of Power - <i>Sustainable Planning Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to decide a claim for compensation, and recover same from an applicant. | s716 | 24/07/2012 | |
| Power to make submissions in response to a development for public housing. | s721 | 24/07/2012 | |
| Power to decide that sections 724(1), 729(1) and 734(1) do not apply where reasonably satisfied that the documents mentioned in section 724(1) (za) to (zf), and 729(1)(i) or (j), and 734(1) contain— a) sensitive security information; or b) information of a purely private nature about an individual, including, for example, someone's residential address. | ss724(5), 729(5) and 734(3) | 24/07/2012 | |
| Power to decide that sections 725(1), 726(1) and 728(1) do not apply where reasonably satisfied that the documents mentioned in sections 725(1), 726(1) and 728(1) contain sensitive security information. | ss725(3), 726(3) and 728(3) | 24/07/2012 | |
| Power to decide that section 736(1) and (2) do not apply because the information contains sensitive security information. | s736(5) | 24/07/2012 | |
| Power to issue limited, standard or full planning and development certificates. | s741 | 24/07/2012 | |
| Power, as a compliance assessor, to receive applications for compliance assessment. | s755G | 24/07/2012 | |
| Power to consult with the Minister in relation to the guidelines the Minister may make under section 759. | s759 | 24/07/2012 | |
| Power to consult with the chief executive in relation to guidelines the chief executive may make under section 760. | s760 | 24/07/2012 | |
| Power to continue to decide a claim made under sections 5.4.2, 5.4.3, 5.4.5 or 5.5.3 of the repealed IPA. | s842 | 24/07/2012 | |
| Power to impose conditions on a development approval. | s848 | 24/07/2012 | |
| Power to continue to decide an iconic places development application to which section 873(3) applies and give a decision notice for the application. | s873(4)(b) | 24/07/2012 | |
| Power to appeal to the court, as if Council had been a submitter for an iconic places development application to which sections 461 to 464 apply. | s875(3) | 24/07/2012 | |
| Power as a local government that has started the process for preparing a POP under section 627 as it was before the SPICOLAA came into effect, to continue to prepare and make the PIP as if the SPICOLAA had not commenced. | s976A | 09/12/2014 | |
| Power as a local government that has given a notice mentioned in section 977(1) in relation to a development approval (e.g. an adopted infrastructure charges notice) to, where a request to change the development approval under section 369 is made, amend the notice. | s977(3) | 09/12/2014 | |

2.44 Sustainable Planning Regulation 2009

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|--|--|--------------|
| Description of Power - <i>Sustainable Planning Regulation 2009</i> | Section | Delegation Date | Condition(s) |
| Power to advise a school by written notice that the local government does not agree to an exemption. | Table 5, item 11(3)(b) of Schedule 4 | 24/07/2012 | |

2.45 Disaster Management Act 2003

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Disaster Management Act 2003</i> | Section | Delegation Date | Condition(s) |
| Power to establish a Local Disaster Management Group for the local government area. | s29 | 30/10/2012 | |
| Power to agree to unite with one or more other local government/s for the purpose of establishing a local group. | s31 | 30/10/2012 | |
| Power to provide, at least once a year, written notice of the members of a Local Disaster Management Group to the chief executive and the chairperson of the district group for the disaster district in which the Local Disaster Management Group is situated. | s37 | 30/10/2012 | |
| Power to prepare a local disaster management plan for disaster management in the local government's area. | s57(1) | 30/10/2012 | |
| Power to review, or renew, its local disaster management plan when local government considers it appropriate. | s59 | 30/10/2012 | |
| Power to, on payment of the appropriate fee, give a person a copy of the local disaster management plan. | s60 | 30/10/2012 | |
| Power to agree to unite with one or more other local governments for the purpose of preparing a local disaster management plan. | s61 | 30/10/2012 | |
| Power to consult with the chief executive regarding the chief executive establishing an SES unit for the local government area. | s84A | 30/10/2012 | |
| Power to nominate a member to be appointed the local controller of an SES unit by the chief executive. | s85 | 30/10/2012 | |
| Power to enter into an agreement with the chief executive that sets out the responsibilities of each party in relation to the SES in the local government's area. | s88A | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|--|--|--------------|
| Description of Power - <i>Disaster Management Act 2003</i> | Section | Delegation Date | Condition(s) |
| Power to consult with the chief executive regarding the chief executive establishing an ES unit (emergency service unit) in the local government area. | s89(2) | 30/10/2012 | |
| Power to consult with the chief executive regarding the functions of an ES unit in the local government area. | s90(3) | 30/10/2012 | |
| Power to nominate a member to be appointed as an ES unit coordinator by the chief executive. | s94 http://www.legislation.qld.gov.au/LEGISLTN/CURRENT/D/DisastManA03.pdf | 30/10/2012 | |

2.46 Disaster Management Regulation 2014

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Disaster Management Regulation 2014</i> | Section | Delegation Date | Condition(s) |
| Power to appoint a person to a district disaster management group for a disaster district. | s5(1) | 27/10/2015 | |
| Power to inform the chief executive of the department and the chairperson of the district group, of an appointment made under section 5(1). | s5(6) | 27/10/2015 | |
| Power to nominate a person to a temporary district disaster management group. | s7(1) | 27/10/2015 | |
| Power to appoint a person as a member of a local disaster management group. | s9(1) | 27/10/2015 | |
| Power to appoint a chairperson and deputy chairperson of a local disaster management group. | s10(1) | 27/10/2015 | |

2.47 Fire and Emergency Services Act 1990

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------------|--|--------------|
| Description of Power - <i>Fire and Emergency Services Act 1990</i> | Section | Delegation Date | Condition(s) |
| Power to receive and take necessary action to comply with a requisition by the commissioner to reduce a fire risk. | s69 | 29/07/2014 | |
| Power, as the occupier of a premises in or on which any dangerous goods are stored or to be stored, to provide information sought by the commissioner in a notice. | s96 | 09/12/2014 | |
| Power, as the occupier of a premises in or on which any dangerous goods are stored or to be stored, to prepare an off-site emergency plan and to amend the plan. | ss97, 99 and 100 | 09/12/2014 | |
| Power to pay the commissioner any charges for any advice or other assistance provided in preparation of an off-site emergency plan. | s98(2) | 09/12/2014 | |
| Power to implement an off-site emergency plan. | s101 | 09/12/2014 | |
| Power to give written notice to the chief executive of a change of circumstances affecting an off-site emergency plan. | s102(1) | 09/12/2014 | |
| Power, as the occupier of a building, to maintain a fire and evacuation plan and to provide instructions to prescribed persons in the building concerning the action to be taken by them in the event of fire threatening the building. | s104E | 09/12/2014 | |
| Power to pay the commissioner charges for any advice or other assistance provided in preparation of a fire and evacuation plan. | s104F(2) | 09/12/2014 | |
| Power to consult with the commissioner about a notice under section 104G(1). | s104G(2) | 30/10/2012 | |
| Power, as the occupier or owner of a building, to comply with a notice issued by the commissioner under section 104G(1). | s104G(3) | 09/12/2014 | |
| Power to consult with an authorised officer about a notice under section 104I(7) or (8). | s104I(9) | 30/10/2012 | |
| Power to nominate a person to be appointed an assessor by the commissioner to help QCAT in section 104SG(1) proceedings. | s104SI(2)(b)(ii) | 30/10/2012 | |
| Power to furnish to the chief executive a return disclosing the particulars prescribed under a regulation relating to certain properties. | s109(1) | 30/10/2012 | |
| Power to collect annual contributions and other amounts imposed by the local government pursuant to Part 10 of the <i>Fire and Rescue Service Act</i> . | s111(2) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Fire and Emergency Services Act 1990</i> | Section | Delegation Date | Condition(s) |
| Power to, in respect of each financial year: (a) determine the prescribed properties within its area; and (b) determine the annual contributions payable in respect of prescribed properties by reference to the categories prescribed under a regulation made under section 108. | s112 | 30/10/2012 | |
| Power to give the owner of a prescribed property a levy notice. | s112(2) | 09/12/2014 | |
| Power to give the chief executive information which is relevant to the determination of an appeal against a local government's determination, if required by the chief executive. | s113(3) | 30/10/2012 | |
| Power to amend, revoke or reissue a levy notice if the chief executive allows an appeal. | s113(6) | 30/10/2012 | |
| Power to refund to the appellant any amount paid in respect of contributions, for the financial year to which the notice relates and for any previous financial year, in excess of the amount calculated in accordance with the Chief Executive's determination. | s113(7) | 21/01/2014 | |
| Power to decide the way in which it keeps an administration fee for performing functions under Part 10 of the <i>Fire and Rescue Service Act</i> . | s117(3) | 30/10/2012 | |
| Power to make payments to the department, for the fund, out of its operating fund from monies received or recovered by Council under Part 10. | s118 | 30/10/2012 | |
| Power to refuse or grant, subject to any conditions, an application to pay contributions by instalments. | s121(2) | 30/10/2012 | |
| Power to engage a debt collector (authorised to perform a debt collection under the <i>Debt Collectors (Field Agents and Collection Agents) Act 2014</i>) to collect any arrears of annual contribution payable by an owner of prescribed property, and to require by notice in writing the owner pay an amount by way of a collection fee. | s126(1) | 30/10/2012 | |
| Power to contribute amounts raised by special rates or charges or separate rates or charges to rural fire brigades operating in Council's local government area. | s128A | 09/12/2014 | |
| Power to consult with the commissioner about the establishment of an SES unit in Council's local government area. | s133(2) | 09/12/2014 | |
| Power to nominate a person to be the local controller for an SES unit. | s134(2) | 09/12/2014 | |
| Power as a local government affected by a disaster to request the commissioner to appoint a person as a SES coordinator. | s136(3) | 09/12/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------|--|--------------|
| Description of Power - <i>Fire and Emergency Services Act 1990</i> | Section | Delegation Date | Condition(s) |
| Power to consult with the commissioner about the appointment of a person as an SES coordinator. | s136(4) | 09/12/2014 | |
| Power to enter an agreement with the department which sets out the responsibilities of each party in relation to the SES in Council's local government area. | s140 | 09/12/2014 | |
| Power to consult with the commissioner about the establishment of an ES unit in Council's local government area. | s141(2) | 09/12/2014 | |
| Power to consult with the commissioner about the functions of an ES unit in Council's local government area. | s142(3) | 09/12/2014 | |
| Power to nominate a person to be an ES unit coordinator. | s146(2) | 09/12/2014 | |
| Power to produce to an authorised person any document or record mentioned in subsection (2)(b). | s152C(4) | 09/12/2014 | |

2.48 Information Privacy Act 2009

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------|--|--------------|
| Description of Power - <i>Information Privacy Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power, as agency, to transfer an individual's personal information to an entity outside Australia under certain circumstances. | s33 | 30/10/2012 | |
| Power, as agency, to enter into a service arrangement with an entity other than an agency to provide services. | s34 | 30/10/2012 | |
| Power, as agency, to give access to a document created after the application for access is received. | s47 | 30/10/2012 | |
| Power, as agency, to search for a document on a backup system if it considers the search is appropriate. | s49 | 30/10/2012 | |
| Power, as agency, to appoint an appropriately qualified healthcare professional to make a healthcare decision in relation to an access or amendment application. | s50(5)(b) | 30/10/2012 | |
| Power, as agency, to refuse to deal with an access or amendment application in accordance with this section and to undertake all the steps required to progress or finalise the application provided for in this section | s53 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Information Privacy Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power, as agency, to refuse to deal with an access application if: (a) the application should have been made under the <i>Right to Information Act</i> (because it is for access to a document other than to the extent it contains the applicant's personal information); and (b) reasonable efforts have been made to inform the applicant that the application: (a) can not be made under the <i>Information Privacy Act</i> ; and (b) should be made under the <i>Right to Information Act</i> ; and (c) may be changed so it can be made under the <i>Information Privacy Act</i> , or may be dealt with under the <i>Right to Information Act</i> by paying the application fee. | s54 | 30/10/2012 | |
| Power, as agency, at any time before a deemed decision is taken to have been made in relation to an access or amendment application, to ask applicant for a further specified period to consider the application. Note: more than one request can be made (section 55(2) <i>Information Privacy Act</i>) | s55(1) | 30/10/2012 | |
| Power, as agency, to continue to consider an access or amendment application, if a further specified period has been requested under section 55(1), the applicant has not refused the request, and no notice that the applicant has applied for review has been received. | s55(3) | 30/10/2012 | |
| Power, as agency, to give access to a document that contains information the disclosure of which may reasonably be expected to be of concern to a government, agency, or person (a "relevant third party"), <u>only if</u> reasonably practicable steps are taken to obtain the relevant third party's views on whether: (c) the document is a document for Chapter 3 of the <i>Information Privacy Act</i> (document of an agency or a Minister under the <i>Right to Information Act</i>); or (d) the information is exempt information or contrary to public interest information. | s56(1) | 30/10/2012 | |
| Power, as agency, to transfer an access or amendment application to another agency if the document is not in the original agency's possession, but is, to the original agency's knowledge, in the other agency's possession, and the other agency consents. | s57(2) | 30/10/2012 | |
| Power, as agency, to refuse to deal with the application without having identified any or all of the documents, if the documents contain information of a stated kind or relate to a stated subject matter and it appears that all of the documents are comprised of exempt information (as defined in Schedule 3 of the <i>Right to Information Act</i>). | s59 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Information Privacy Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power, as agency, to refuse to deal with an access or amendment application, or, if considering two or more access or amendment applications by the applicant, all the applications, if the work involved in dealing with the application, or all the applications, would substantially and unreasonably divert the resources of Council from use in performance of Council functions. | s60(1) | 30/10/2012 | |
| Power, as agency, to give the applicant: (a) written notice of the refusal to deal with an access or amendment application under section 60(1) <i>Information Privacy Act</i> ; and (b) a reasonable opportunity to consult. | s61(1) | 30/10/2012 | |
| Power, as agency, to refuse to deal with a later access application for one or more of the same documents sought under the first access application by the same applicant, to the extent it is for access to documents in the first application, if the later application does not disclose any reasonable basis for seeking such access. | s62(3) | 30/10/2012 | |
| Power, as agency, to refuse to deal with a later amendment application for one or more of the same documents sought to be amended under the first access application by the same applicant, to the extent it is for amendment to documents in the first application, if the later application does not disclose any reasonable basis for seeking such access. | s63(3) | 30/10/2012 | |
| Power, as agency, after considering an access application, to decide whether to give access to the document and whether any access charge must be paid by the applicant. | s65 | 30/10/2012 | |
| Power, as agency, to refuse access to a document in the same way and to the extent access can be refused under section 47 <i>Right to Information Act</i> , were access to the document applied for under that Act. | s67(1) | 30/10/2012 | |
| Power, as agency, to give a prescribed written notice to an applicant, for an access application, of: (a) the decision on the application, including a decision to refuse to deal with the application; and (b) the fact that the document is not a document in the possession, or under the control, of Council, if this is the case. | s68(1) | 30/10/2012 | |
| Power, as agency, to not include any exempt information or contrary to public interest information in the notice given under section 68(1) <i>Information Privacy Act</i> . | s68(3) | 30/10/2012 | |
| Power, as agency, to give prescribed written notice to an applicant that does not include details required to be in a prescribed written notice under section 199(a) and (b) <i>Information Privacy Act</i> , but states that Council neither confirms nor denies the existence of the document, but assuming the document does exist, it would be a document to which access would be refused under section 67 <i>Information Privacy Act</i> to the extent it comprised prescribed information. | s69(2) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|--------------------|--|--------------|
| Description of Power - <i>Information Privacy Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power, as agency, after considering an amendment application, to decide whether amendment of the document is permitted. | s70 | 30/10/2012 | |
| Power, as agency, to give an applicant for an amendment application a prescribed written notice of the decision on the application. | s73(1) | 30/10/2012 | |
| Power, as agency, to not include reasons for a decision to permit amendment of the document in the notice given under section 73(1) <i>Information Privacy Act</i> . | s73(2) | 30/10/2012 | |
| Power, as agency, to not include any exempt information or contrary to public interest information in the notice given under section 73(1) <i>Information Privacy Act</i> . | s73(3) | 30/10/2012 | |
| Power, as agency, if a decision to amend the document is made, to make the amendment by altering the personal information or adding an appropriate notation to the personal information. | s74 | 30/10/2012 | |
| Power, as agency, to waive an access charge. | ss80, 81 and 82 | 30/10/2012 | |
| Power, as agency, to refuse to give access to a document in a form requested, if it would: (a) interfere unreasonably with Council's operations, or (b) be detrimental to the preservation of the document, or (c) be inappropriate having regard to the physical nature of the document; or (d) involve an infringement of the copyright of a person other than the State, and give access in another form. | s83(4) | 30/10/2012 | |
| Power, as agency, to extend the period in which an applicant may access a document. | s84(2) | 30/10/2012 | |
| Power, as agency, to defer giving access to a document for a reasonable period if the document was prepared: (a) for presentation to the Assembly or a committee of the Assembly; or (b) for release to the media; or (c) solely for inclusion in a document prepared for a purpose in (a) or (b). | s87 | 30/10/2012 | |
| Power, as agency, to delete irrelevant information from a copy of a requested document when giving access to that requested document, if the agency considers it is reasonably practicable to give access to the copy. | s88 | 30/10/2012 | |
| Power, as agency, to give access to a copy of a document from which the exempt information has been deleted. | s89 | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Information Privacy Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power, as agency, to give access to a copy of a document from which the contrary to public interest information has been deleted. | s90 | 27/11/2017 | |
| Power, as agency, to direct access to the document be given instead to an appropriately qualified healthcare professional nominated by the applicant and approved by the agency, where access was refused under section 47(3)(d) of the <i>Right to Information Act</i> , as applied under the <i>Information Privacy Act</i> . | s92(2) | 30/10/2012 | |
| Power, as agency, to conduct a particular further search or to conduct further searches directed by the information commissioner. | s115 | 27/11/2017 | |
| Power, as agency, to apply to the information commissioner for declaration that a person is a vexatious applicant. | s127 | 27/11/2017 | |
| Power, as agency, to apply to the information commissioner for approval to waive or modify the obligation to comply with the privacy principles. | s157 | 30/10/2012 | |
| Power, as agency, to ask the information commissioner to extend the time within which to take action stated in a compliance notice. | s159 | 30/10/2012 | |
| Power, as agency, to apply to QCAT, as provided under the QCAT Act, for review of the information commissioner's decision to give a compliance notice. | s161(1) | 30/10/2012 | |

2.49 Liquor Act 1992

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------|--|--------------|
| Description of Power - <i>Liquor Act 1992</i> | Section | Delegation Date | Condition(s) |
| Power to consent to the making of an application for an adult entertainment permit or to abstain from consenting to the application. | s105B | 27/10/2015 | |
| Power to make comments in regard to the grant of an adult entertainment permit. | s107D(2) | 30/10/2012 | |
| Power to raise a matter and make comment to the chief executive, where Council is consulted in relation to an application for an extended hours permit. | s110(4)(a) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|--|--|--------------|
| Description of Power - <i>Liquor Act 1992</i> | Section | Delegation Date | Condition(s) |
| Power to: (a) comment on the reasonable requirements of the public in the locality; or (b) object; in respect of the grant of a relevant application. | s117(2) | 30/10/2012 | |
| Power to comment about particular applications. | s117A | 30/10/2012 | |
| Power to make a submission about an application made under section 118 and to give a community impact statement under section 116. | s118A | 29/07/2014 | |
| Power to make comment in regard to the grant of an application generally. | s121(1)(c) | 30/10/2012 | |
| Power to designate a "public place" as a "designated area", for the purposes of permitting the consumption of liquor, and power to set the period or times during which the designation will have effect. | s173C(1) and (2) http://www.legislation.qld.gov.au/LEGISLTN/CURRENT/L/LiquorA92.pdf | 30/10/2012 | |
| Power to advertise the designation made under section 173C(1), and power to erect signs advising of the designation, the period and times of the designation. | s173D(1) and (3) | 30/10/2012 | |
| Power to repeal or amend the designation under section 173C, and power to advertise the repeal or amendment; erect signs that the designation has been amended; or remove signs if the designation has been repealed | s173E (1) and (3) | 30/10/2012 | |
| Power to display a notice regarding a designation at or near each entrance to a place within a restricted area. | s173M(1) | 30/10/2012 | |
| Power to: (a) display a notice about the suspension of a restricted area designation on each of the section 173M notices displayed for the restricted area whilst the suspension is in force; and (b) notify the Queensland Police Service about the suspension. | s173N (3) and (4) | 30/10/2012 | |

2.50 Queensland Reconstruction Authority Act 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Queensland Reconstruction Authority Act 2011</i> | Section | Delegation Date | Condition(s) |
| Power to request the Minister to declare a project for proposed development to be a declared project. | s42(5) | 30/10/2012 | |
| Power to agree about the declaration of acquisition land. | s43(7) | 30/10/2012 | |
| Power to request the Minister to declare a part of the State to be a reconstruction area and/or acquisition land. | s43(8) | 30/10/2012 | |
| Power, as a decision-maker for a prescribed decision, to comply with a progression notice given by the authority. | s49 | 27/11/2017 | |
| Power, as a decision-maker for a prescribed decision, to comply with a notice to decide given by the authority. | s50 | 27/11/2017 | |
| Power, as a decision-maker for a prescribed decision, to give the authority all reasonable assistance or materials it requires. | s53(1) | 27/11/2017 | |
| Power, as a decision-maker for a prescribed decision, to give the authority a written report containing the information prescribed in subsection 53(2). | s53(2) | 27/11/2017 | |
| Power to give the authority a written recommendation to impose a condition for infrastructure. | s53(4) | 30/10/2012 | |
| Power, as a referral agency for a relevant application, to assess the application having regard to the development scheme and give the weight considered appropriate to any amendment or replacement of the development scheme. | s80(2) | 27/11/2017 | |
| Power, as an assessment manager for a relevant application, to assess the application against the matters stated in the development scheme as assessment benchmarks for the Planning Act and give the weight considered appropriate to any amendment or replacement of the development scheme. | s80(3) | 27/11/2017 | |
| Power, as a responsible entity for a change application, to assess the application against the development scheme and give the weight considered appropriate to any amendment or replacement of the development scheme. | s81 | 27/11/2017 | |
| Power, as an assessment manager, to comply with the requirements under the Planning Act about giving public access to development approvals, as if the notice were a development approval. | s92(3) | 27/11/2017 | |
| Power to request the Minister to direct the local government to take particular action about a local planning instrument. | s111(2) | 30/10/2012 | |
| Power to make submissions to the Minister about a proposal to direct the local government to take particular action about a local planning instrument. | s111(3) | 30/10/2012 | |
| Power to comply with a direction of the Minister given under section 112. | s112 | 27/11/2017 | |

2.51 Right to Information Act 2009

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-----------------------------------|--|--------------|
| Description of Power - <i>Right to Information Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to deal with an access application. | s30(1) | 30/10/2012 | |
| Power to publish a publication scheme. | s21 | 30/10/2012 | |
| Power to disclose information under a publication scheme, without limiting another way Council may disclose information. | s22 | 30/10/2012 | |
| Power to give access to a document created after the application is received but before notice is given under section 54. | s27(2) | 30/10/2012 | |
| Power to search for a document from a backup system if Council considers the search appropriate. | s29(2) | 30/10/2012 | |
| Power to appoint an appropriately qualified healthcare professional to make a healthcare decision in relation to an access application. | s30(5)(b) | 30/10/2012 | |
| Power to: (1) ask the applicant for a further specified period to consider the application; (2) make additional requests for further specified periods under subsection (1); and (3) continue to consider the application and make a considered decision in relation to it only if— (a) Council has asked the applicant for a further specified period under subsection (1); and (b) the applicant has not refused the request; and (c) Council has not received notice that the applicant has applied for review under this Act. | s35 | 30/10/2012 | |
| Power to make an agreement with the applicant to extend the prescribed period. | s36(7), "prescribed period" | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------|--|--------------|
| Description of Power - <i>Right to Information Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to give access to a document that contains information the disclosure of which may reasonably be expected to be of concern to a government, agency or person (the relevant third party) only if Council has taken steps that are reasonably practicable— (a) to obtain the views of the relevant third party about whether— (i) the document is a document to which this Act does not apply; or (ii) the information is exempt information or contrary to public interest information; and (b) to inform the relevant third party that if access is given to the document because of an access application, access may also be given to the document under a disclosure log. | s37 (1) | 30/10/2012 | |
| Power to decide that: (a) a document to which section 37(1) applies is a document to which the Act does not apply; or (b) information in a document referred to in (a) is not exempt information or contrary to public interest information | s37(3)(b) | 30/10/2012 | |
| Power to transfer the application to another agency if— (a) the document to which the application relates is not in Council's possession but is, to Council's knowledge, in the other agency's possession; and (b) the other agency consents to the transfer. | s38(2) | 30/10/2012 | |
| Power to deal with an access application even if this Act provides that the Council may refuse to deal with the application. | s39(3) | 30/10/2012 | |
| Power to refuse to deal with the access application without having identified any or all of the documents if— (c) an access application is expressed to relate to all documents, or to all documents of a stated class, that contain information of a stated kind or relate to a stated subject matter; and (d) it appears to Council that all of the documents to which the application relates are comprised of exempt information. | s40 | 30/10/2012 | |
| Power to refuse to deal with an access application or, if Council is considering 2 or more access applications by the applicant, all the applications, if Council considers the work involved in dealing with the application or all the applications would, if carried out, substantially and unreasonably divert the resources of the Council from their use by Council in the performance of its functions, provided that the conditions set out in section 42(1) have been complied with. | s41(1) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------------------------------|--|--------------|
| Description of Power - <i>Right to Information Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to make an agreement with an applicant to extend the prescribed consultation period. | s42(6)(b) | 30/10/2012 | |
| Power to refuse to deal with the later application to the extent it is for access to a document or documents sought under the first application if— <ul style="list-style-type: none"> (a) when the later application was made, Council had not decided the first application; or (b) in relation to the first application, if made under this Act— <ul style="list-style-type: none"> (i) the applicant had been given notice under section 54 that access was to be given to the document sought or to some or all of the documents sought; or (ii) Council had decided that the application was for a document to which this Act does not apply; or (iii) Council had decided the document or documents sought were documents access to which was refused under section 47; or (iv) Council had refused to deal with it under this part; or (c) in relation to the first application, if made under the Information Privacy Act— <ul style="list-style-type: none"> (i) the applicant had been given notice under section 68 of that Act that access was to be given to the document sought or to some or all the documents sought; or (ii) Council had decided that the application was for a document to which chapter 3 of that Act does not apply; or (iii) Council had decided t the document or documents sought were documents access to which was refused under section 67 of that Act; or (iv) Council had refused to deal with it under chapter 3, part 4 of that Act; or (d) Council's decision on the first application— <ul style="list-style-type: none"> (i) is the subject of a review and the review is not complete; or (ii) has been the subject of a completed review (other than an internal review). | s43(3) | 30/10/2012 | |
| Power to refuse access to a document of the Council. | s47(3) | 30/10/2012 | |
| Power to decide whether disclosure of a document would, on balance, be contrary to the public interest | s48(1), 49(1), 50(1), and 51(1) | 30/10/2012 | |
| Power to give access to all or part of a document despite Council's power under section 47(3)(a) to refuse access to all or part of the document. | s48(3) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-----------------|--|--------------|
| Description of Power - <i>Right to Information Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to give access to all or part of a document despite Council's power under section 47(3)(b) to refuse access to all or part of the document. | s49(5) | 30/10/2012 | |
| Power to give access to all or part of a document despite Council's power under section 47(3)(c) to refuse access to all or part of the document. | s50(4) | 30/10/2012 | |
| Power to give access to all or part of a document despite Council's power under section 47(3)(d) to refuse access to all or part of the document. | s51(3) | 30/10/2012 | |
| Power to satisfy itself in dealing an application for access to a document that is nonexistent or unlocatable, that— (a) the document does not exist; or (b) the document has been or should be in Council's possession, and all reasonable steps have been taken to find the document but the document cannot be found. | s52(1) | 30/10/2012 | |
| Power to give a prescribed written notice, with regards to an access application for a document containing prescribed information, that does not include details mentioned in section 191(a) or (b), and in a schedule of relevant documents. | s55 (2) and (3) | 30/10/2012 | |
| Power to waive a processing charge, or access charge, for an access application if Council considers that the likely associated costs to Council would be more than the likely amount of the charge. | s64(1) | 30/10/2012 | |
| Power to give access to a document in one or more of the prescribed forms in section 68(1). | s68(1) | 30/10/2012 | |
| Power to refuse to give access to documents in a form requested by the applicant and give access in another form in the circumstances specified in section 68(4). | s68(4) | 30/10/2012 | |
| Power to give access to a document in another form agreed to by the applicant | s68(8) | 30/10/2012 | |
| Power to allow an additional period during which a person may access a document. | s69(2) | 30/10/2012 | |
| Power to defer giving access to a document for a reasonable period if the document was prepared— (a) for presentation to the Assembly or a committee of the Assembly; or (b) for release to the media; or (c) solely for inclusion, in the same or an amended form, in a document to be prepared for a purpose mentioned in paragraph (a) or (b); and the document is yet to be presented or released, or included in a document to be presented or released, as the case may be. | s72(1) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------|--|--------------|
| Description of Power - <i>Right to Information Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power to delete irrelevant information from a copy of a document and give access to the document by giving access to a copy of the document with the irrelevant information deleted, only if Council considers the applicant would accept the copy and it is reasonably practicable to give access to the copy. | s73 | 30/10/2012 | |
| Power, subject to section 55, to give access to a document containing exempt information if it is practicable to give access to a copy of the document from which the exempt information has been deleted and it appears to Council that the applicant would wish to be given access to the copy. | s74 | 30/10/2012 | |
| Power, subject to section 55, to give access to a document containing contrary to public interest information if it is practicable to give access to a copy of the document from which the contrary to public interest information has been deleted and it appears to Council that the applicant would wish to be given access to the copy. | s75 | 30/10/2012 | |
| Power to consider, despite Council refusing access to a document to the extent that it comprises personal information of the applicant, whether it is consistent with the primary object of the Act to give the applicant or an intermediary a summary of the personal information on conditions of use or disclosure agreed between Council and the intermediary, or between Council, the intermediary and the applicant specified in section 76(2). | s76(2) | 30/10/2012 | |
| Power to consult, or make an agreement, with the information giver or a person other than the applicant if a summary of information under section 76(2) includes information given by the information giver or the other person. | s76(3) | 30/10/2012 | |
| Power, despite Council refusing access to the document under section 47(3)(d), to direct that access to a document is to be given instead to an appropriately qualified healthcare professional nominated by the applicant and approved by Council. | s77(2) | 30/10/2012 | |
| Power to— (a) include a copy of a document, or details identifying the document and information about how the document may be accessed, in a disclosure log if that document that does not contain personal information of the applicant and is accessed by the applicant within the access period; or (b) include details identifying the document and information about how the document may be accessed and any applicable charge if the applicant has failed to access the document within the access period. | s78(1) and (5) | 30/10/2012 | |
| Power to apply to the information commissioner to participate in an external review if Council is affected by the decision the subject of the external review. | s89(2) | 30/10/2012 | |
| Power to apply to the information commissioner to allow Council further time to deal with the access application which has become the subject of an application for an external review concerning a deemed decision in relation to an access application. | s93(1) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------------------------------------|--|--------------|
| Description of Power - <i>Right to Information Act 2009</i> | Section | Delegation Date | Condition(s) |
| Power, as a participant in an external review, to apply to the information commissioner to correct an error in a written decision of the commissioner. | s111(2) | 30/10/2012 | |
| Power, as a participant in an external review, to make a request to the information commissioner to refer a question of law arising on an external review to the Queensland Civil and Administrative Tribunal. | s118 (1) | 30/10/2012 | |
| Power, as a participant in an external review, to appeal to the appeal tribunal against a decision of the information commissioner on the external review. | s119 | 30/10/2012 | |
| Power to make an application to the information commissioner to extend the 10 year period during which disclosure of certain information cannot be made. | Schedule 4, Part 4, section1(3) | 30/10/2012 | |

2.52 Summary Offences Act 2005

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------|--|--------------|
| Description of Power - <i>Summary Offences Act 2005</i> | Section | Delegation Date | Condition(s) |
| Power to authorise a person to busk in a public place. | s8(2)(b) | 30/10/2012 | |
| Power to recover from the owner of a place, as a debt, any damages, including costs, paid by Council under section 32(2), if the breach of duty by the owner that caused the injury to ,or death of, a local graffiti removal officer amounts to gross negligence. | s32(3) | 30/10/2012 | |
| Power to make an agreement with the owner of a place in relation to the fee payable by Council to the owner for the removal of public graffiti by the owner. | s33(2) | 30/10/2012 | |
| Power to appoint a graffiti removal officer | s37 | 30/10/2012 | |

2.53 Summary Offences Regulation 2006

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-----------|--|--------------|
| Description of Power - <i>Summary Offences Regulation 2006</i> | Section | Delegation Date | Condition(s) |
| Power to consult with an entity that intends to make an application for an area of public land to be prescribed as motorbike control land about the proposal. | s10(1)(a) | 30/10/2012 | |
| Power, as entity having a legitimate interest in the area, to consult with a government entity for the purposes of reviewing the number and location of prescribed areas of motorbike control land. | s14(3) | 30/10/2012 | |

2.54 Trusts Act 1973

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Trusts Act 1973</i> | Section | Delegation Date | Condition(s) |
| Power, where appointed trustee for certain purposes, to administer trust property. | s116 | 30/10/2012 | |

2.55 Workers Compensation and Rehabilitation Act 2003

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Workers Compensation and Rehabilitation Act 2003</i> | Section | Delegation Date | Condition(s) |
| Power to enter into a contract of insurance with WorkCover. | s16 | 30/10/2012 | |
| Power, as an employer, to insure and keep insured all Council's employees and Councillors. | s48 | 30/10/2012 | |
| Power, as an employer, to apply to WorkCover for exemption from insuring under this Act, if Council has similar insurance for employees and Councillors. | s49 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------------------|--|--------------|
| Description of Power - <i>Workers Compensation and Rehabilitation Act 2003</i> | Section | Delegation Date | Condition(s) |
| Power, as a local government self-insurer, to comply with all the obligations under Chapter 2, Part 4. | Chapter 2, Part 4 | 30/10/2012 | |
| Power, as local government self-insurer, to cover councillors under the self-insurer licence. | s68A(1) | 30/10/2012 | |
| Power, as an employer, to ask the Authority's board to approve the amount provided for in the industrial instrument for the purposes of section 107B of the <i>Workers' Compensation and Rehabilitation Act 2003</i> . | s107E(2) | 30/10/2012 | |
| Power, as an employer, to appeal the board's decision to refuse to approve the amount provided for in the industrial instrument under Chapter 13 of the <i>Workers' Compensation and Rehabilitation Act 2003</i> . | s107E(6) | 30/10/2012 | |
| Power, as a self-insurer, to pay compensation for an injury sustained by a worker. | s109(1) | 29/07/2014 | |
| Power, as an employer of employees:- (a) in a high risk industry with wages exceeding \$1.6m in the previous financial year; or (b) with wages exceeding \$4.9m in the previous financial year, to appoint a Rehabilitation and Return to Work Coordinator. | s226 | 30/10/2012 | |
| Power, as an employer of employees:- (c) in a high risk industry with wages exceeding \$1.6m in the previous financial year; or (d) with wages exceeding \$4.9m in the previous financial year, to prepare and have in place a workplace rehabilitation policy and procedure, and review those policies and procedures every 3 years. | s227 | 30/10/2012 | |
| Power, as an employer, to assist or provide an injured worker with rehabilitation. | s228 | 29/07/2014 | |
| Power, as an employer, to appeal to an appeal body against the following decisions of the Authority or the insurer: (a) a review decision, other than a decision to return a matter to a decision-maker under section 545 of the <i>Workers' Compensation and Rehabilitation Act 2003</i> ; and (b) a decision by an insurer under Chapter 3 or Chapter 4 of the <i>Workers' Compensation and Rehabilitation Act 2003</i> that is not a decision mentioned in section 540(1) (a non-reviewable decision). | s549 | 30/10/2012 | |
| Power, as an employer or self-insurer, to appeal against a decision of the Authority listed in section 567 of the <i>Workers' Compensation and Rehabilitation Act 2003</i> . | s568 | 30/10/2012 | |

2.56 Workers Compensation and Rehabilitation Regulation 2014

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | | Delegations by CEO to officers and contractors (S259 LGA 2009) | | |
|--|---------|--|--------------|--|----------------------|--------------|
| Description of Power - <i>Workers Compensation and Rehabilitation Regulation 2014</i> | Section | Delegation Date | Condition(s) | Date | Delegate Position | Condition(s) |
| Power as a former employer, to give written notice to WorkCover to cancel a policy. | s13(3) | 27/10/2015 | | 06/11/2015 | CFO MHR | |
| Power as a self-insurer, to appoint an actuary to calculate an amount of outstanding liability for section 87 of the Act. | s26 | 27/10/2015 | | 06/11/2015 | CFO MHR | |
| Power as a former self-insurer, to appoint an actuary to calculate an amount of liability for section 102 of the Act. | s46 | 27/10/2015 | | 06/11/2015 | CFO MHR | |
| Power as a former self-insurer to give the information, in the approved form, necessary to enable the actuaries to complete the calculation. | s47 | 27/10/2015 | | 06/11/2015 | CFO MHR | |
| Power as a former self-insurer, to agree with WorkCover on the amount of the calculation for section 102 of the Act. | s51 | 27/10/2015 | | 06/11/2015 | CFO MHR | |
| Power as a self-insurer to give the regulator and approved actuary, in the form approved by the regulator, the self-insurer's data. | s56 | 27/10/2015 | | 06/11/2015 | CFO MHR | |
| Power as a self-insurer to agree with the regulator about the self-insurer's estimated claims liability. | s62 | 27/10/2015 | | 06/11/2015 | CFO MHR | |

2.57 Work Health and Safety Act 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------|--|--------------|
| Description of Power - <i>Work Health and Safety Act 2011</i> | Section | Delegation Date | Condition(s) |
| Power to notify the regulator after becoming aware a notifiable incident has occurred | s38 | 30/10/2012 | |
| Power to consult with workers who are, or are likely to be, directly affected by a matter relating to work health or safety | s47 | 30/10/2012 | |
| Power to facilitate the conduct of an election for 1 or more health and safety representatives to represent workers | ss51-54 | 30/10/2012 | |
| Power to make an application to the commission to disqualify a health and safety representative. | s65 | 30/10/2012 | |
| Power to refuse on reasonable grounds to grant access to the workplace to a person assisting a health and safety representative for a workgroup. | s71(5) | 30/10/2012 | |
| Power to ask the regulator to appoint an inspector to decide the matter. | s72(5) | 30/10/2012 | |
| Power to establish a health and safety committee. | ss75-78 | 30/10/2012 | |
| Power, as a party to an issue, to resolve the issue in accordance with an agreed procedure or the default procedure. | ss80-81 | 30/10/2012 | |
| Power to ask the regulator to appoint an inspector to assist in resolving the issue. | s82(2) | 30/10/2012 | |
| Power to direct the worker to carry out suitable alternative work at the same or another workplace. | s87 | 30/10/2012 | |
| Power to ask the regulator to appoint an inspector to attend the workplace to assist in resolving an issue arising from a cessation of work. | s89 | 30/10/2012 | |
| Power to apply to the Commission to revoke a WHS entry permit. | s138 | 30/10/2012 | |
| Power to appeal a decision of the commission. | s140 | 30/10/2012 | |
| Power to ask the regulator to appoint an inspector to attend the workplace to assist in resolving the dispute. | ss141-142 | 30/10/2012 | |
| Power to apply to the Commission for it to deal with the dispute. | s142(4) | 27/11/2017 | |
| Power to apply to the regulator for the return of a seized thing. | s180 | 30/10/2012 | |
| Power to demand that the regulator allow the CEO to inspect a seized thing and if the seized thing is a document to make copies of it. | s181 | 30/10/2012 | |
| Power to claim compensation from the State. | s184 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|------------|--|--------------|
| Description of Power - <i>Work Health and Safety Act 2011</i> | Section | Delegation Date | Condition(s) |
| Power to make a written undertaking (a WHS undertaking) in connection with a matter relating to a contravention or alleged contravention of the Work Health and Safety Act. | s216 | 30/10/2012 | |
| Power, as a person who has made a WHS undertaking, to at any time, with the agreement of the regulator, withdraw the undertaking or vary the undertaking. | s221 | 30/10/2012 | |
| Power, as an eligible person in relation to a reviewable decision to apply to the regulator for an internal review of the decision. | s224 | 30/10/2012 | |
| Power, as an eligible person to apply to the external review body for review of a reviewable decision made by the regulator or a decision made, or taken to have been made, on an internal review. | ss229-229E | 30/10/2012 | |
| Power to appeal a decision of the commission. | s229F | 30/10/2012 | |

2.58 Work Health and Safety Regulation 2011

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------|--|--------------|
| Description of Power - <i>Work Health and Safety Regulation 2011</i> | Section | Delegation Date | Condition(s) |
| Power to apply to the regulator for a licence to carry out demolition work. | s144B | 30/10/2012 | |
| Power to make a submission to the regulator in relation to a proposed refusal | s144I | 30/10/2012 | |
| Power, as a holder of a licence to carry out demolition work, to make a submission to the regulator in relation to a proposed amendment to a licence. | s144P | 30/10/2012 | |
| Power, as a holder of a licence to carry out demolition work to apply to the regulator to amend the licence. | s144Q(1) | 30/10/2012 | |
| Power after receiving a written notice of intention to refuse an application to amend the licence from the regulator, to make a submission to the regulator in relation to the proposed refusal. | s144Q(2) | 30/10/2012 | |
| Power to apply to the regulator for a replacement document. | s144U | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------------|--|--------------|
| Description of Power - <i>Work Health and Safety Regulation 2011</i> | Section | Delegation Date | Condition(s) |
| Power, as a holder of a licence to carry out demolition work to voluntarily surrender the licence document to the regulator. | s144V | 30/10/2012 | |
| Power, as a holder of a licence to carry out demolition work to make a submission to the regulator in relation to the proposed suspension, cancellation and/or disqualification. | s144Y | 30/10/2012 | |
| Power to apply in writing to the regulator for authorisation to use, handle or store a prohibited carcinogen or restricted carcinogen | s383 | 30/10/2012 | |
| Power to ensure that all asbestos or asbestos contaminated material at a workplace is identified by a competent person. | s422(1) | 09/12/2014 | |
| Power to ensure that the presence and location of all asbestos or asbestos contaminated material at a workplace is clearly indicated and if practicable labelled. | s424 | 09/12/2014 | |
| Power to prepare, maintain and review an asbestos register for each workplace. | ss425(1) and 426 | 09/12/2014 | |
| Power to prepare, maintain and review an asbestos management plan for each workplace. | ss429 and 430 | 09/12/2014 | |
| Power, as an eligible person in relation to a reviewable decision set out in section 676 of the <i>Work Health and Safety Regulation</i> , to apply to the regulator for an internal review of a decision. | s678(1) | 30/10/2012 | |
| Power, as an eligible person in relation to a reviewable decision under section 89(5), 118(5), 256(5), 269(5) or 497(5) of the <i>Work Health and Safety Regulation</i> to apply to the regulator for an internal review of the decision. | s678(2) | 30/10/2012 | |
| Power, as an eligible person to apply to QCAT for an external review of reviewable decision made by the regulator or of a decision made, or taken to have been made, on an internal review. | s683 | 30/10/2012 | |
| Power to apply for an exemption from compliance with any provision of the <i>Work Health and Safety Regulation</i> . | s684 | 30/10/2012 | |

2.59 State Development and Public Works Organisation Act 1971

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>State Development and Public Works Organisation Act 1971</i> | Section | Delegation Date | Condition(s) |
| Power to act as a referral entity for the purposes of a development scheme established under the <i>State Development and Public Works Organisation Act 1971</i> where the local government is recognised as a referral entity under that development scheme. | s79 | 30/10/2012 | |

2.60 Body Corporate and Community Management (Accommodation Module) Regulation 2008

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------|--|--------------|
| Description of Power - <i>Body Corporate and Community Management (Accommodation Module) Regulation 2008</i> | Section | Delegation Date | Condition(s) |
| Power, as the relevant planning body, to issue a certificate | s159(6)(b) | 30/10/2012 | |

2.61 Body Corporate and Community Management (Commercial Module) Regulation 2008

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------|--|--------------|
| Description of Power - <i>Body Corporate and Community Management (Commercial Module) Regulation 2008</i> | Section | Delegation Date | Condition(s) |
| Power, as the relevant planning body, to issue a certificate certifying the transaction has been approved or noted as required under the relevant Planning Act. | s117(6)(b) | 30/10/2012 | |

2.62 Body Corporate and Community Management (Small Schemes Module) Regulation 2008

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------|--|--------------|
| Description of Power - <i>Body Corporate and Community Management (Small Schemes Module) Regulation 2008</i> | Section | Delegation Date | Condition(s) |
| Power, as the relevant planning body, to issue a certificate certifying the transaction has been approved or noted as required under the relevant Planning Act | s95(6)(b) | 30/10/2012 | |

2.63 Body Corporate and Community Management (Standard Module) Regulation 2008

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|------------|--|--------------|
| Description of Power - <i>Body Corporate and Community Management (Standard Module) Regulation 2008</i> | Section | Delegation Date | Condition(s) |
| Power, as the relevant planning body, to issue a certificate certifying the transaction has been approved or noted as required under the relevant Planning Act | s161(6)(b) | 30/10/2012 | |

2.64 Body Corporate and Community Management Act 1997

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Body Corporate and Community Management Act 1997</i> | Section | Delegation Date | Condition(s) |
| Power, as a relevant planning authority, to endorse a community management statement notation on a proposed community management statement. | s60(3) | 30/10/2012 | |
| Power, as a utility service provider, to enter an agreement with a body corporate in relation to the utility charges for the scheme land. | s196(4) | 30/10/2012 | |
| Power, as a utility service provider, to ask the registrar to register a charge and to remove the charge when the amount secured by the charge is paid | s197 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Body Corporate and Community Management Act 1997</i> | Section | Delegation Date | Condition(s) |
| Power to enter the common property if necessary to exercise a power conferred under an Act | s316(1) | 30/10/2012 | |

2.66 Land Act 1994

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-------------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as a person who may take water under the Water Act 2000, section 96, to exercise a right of access, a right of grazing and a right to bring action for trespass over the adjacent land. | s13A(4) | 30/10/2012 | |
| Power, as a person an adjacent owner for the land, to consent to the dedication of non-tidal watercourse land or non-tidal lake land as a reserve. | s13AC(1)(a) | 27/11/2017 | |
| Power, as owner of land having a non-tidal boundary (the relevant land), to apply to the chief executive (water) to have land adjoining the relevant land (the watercourse land) declared to be former watercourse land. | s13B(1) | 30/10/2012 | |
| Power, as an applicant under section 13B(6), to appeal against the refusal of the application. | s13B(4) | 30/10/2012 | |
| Power, as registered owner of land, to enter an agreement with the Governor in Council to exchange all or part of the freehold land for the grant of unallocated State land. | s18(1) | 30/10/2012 | |
| Power, as lessee of a freeholding lease, to enter an agreement with the Governor in Council to exchange all or part of the freeholding lease for a freeholding lease over unallocated state land | s18(2) | 30/10/2012 | |
| Power, as lessee of a term lease (other than a State lease or a perpetual lease) to enter an agreement with the Minister to exchange all or part of the term lease for a lease of unallocated State land for a term of years or in perpetuity. | s18(3) | 30/10/2012 | |
| Power, as a person seeking to have a plan of subdivision registered in relation to the land contained in a deed of grant, deed of grant in trust or a lease, to apply to the Minister for the allocation of a floating reservation to some or all of the lots created by the plan | s23A(1) | 30/10/2012 | |
| Power, as an applicant under section 23A(1), to appeal against the Minister's decision. | s23A(6) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as registered owner of the deed of grant or lessee of a freeholding lease of reservation kept for a public purpose to be sold under section 24(1), to apply to the Governor in Council to buy the land. | s24(3) | 30/10/2012 | |
| Power to appeal against the Minister's determination of the unimproved value of land to be sold under section 24(1) of the <i>Land Act 1994</i> . | s25(2) | 30/10/2012 | |
| Power, as a lessee or registered owner to buy a forest entitlement area under sections 24 and 25. | s26B(2) | 21/01/2014 | |
| Power, as lessee or registered owner, to appeal against the value decided by the Minister for commercial timber on a forest entitlement area that Council is buying. | s26B(8) | 30/10/2012 | |
| Power to apply to the Minister for the dedication of a reserve. | s31C(1) | 21/01/2014 | |
| Power, as trustee, to apply to the Minister to change the boundary of a reserve or the purpose of a reserve. | s31D | 30/10/2012 | |
| Power, as trustee, to consult with the Minister in response to a proposed State lease over a reserve. | s32 | 30/10/2012 | |
| Power to apply to Minister to revoke the dedication of all or part of a reserve. | s34 | 30/10/2012 | |
| Power, as recipient of a notice of proposal to revoke the dedication of all or part of a reserve under section 34A(1), to make a submission against the proposed revocation by the Minister. | s34B | 30/10/2012 | |
| Power, as owner of improvements on a reserve the dedication to which has been revoked, to apply to remove improvements on the reserve. | s34H(1) | 30/10/2012 | |
| Power, as owner of improvements on a reserve the dedication to which has been revoked, to remove improvements with the written approval of the Minister. | s34H(2) | 30/10/2012 | |
| Power, as trustee of an operational reserve, to apply for a deed of grant over the reserve. | s34I | 30/10/2012 | |
| Power, as trustee, to apply for an additional community purpose or to amalgamate land with common purposes. | s38A(1) | 30/10/2012 | |
| Power, as trustee, to apply for the cancellation of a deed of grant in trust under section 38. | s38A(2) | 30/10/2012 | |
| Power, as owner of improvements on a deed of grant in trust that has been cancelled, to apply to remove the improvements on the deed of grant in trust. | s38G(1) | 30/10/2012 | |
| Power to accept appointment as trustee. | s44 | 30/10/2012 | |
| Power, as trustee, to advise the chief executive of change in details. | s45 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|------------------------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as trustee, to comply with the administrative, accounting function and other directions provided by Minister. | ss46, 47, 48 and 49 | 30/10/2012 | |
| Power to take all necessary action for the maintenance and management of trust land. | s52(1) | 30/10/2012 | |
| Power, as trustee, to surrender all or part of a deed of grant in trust on terms agreed with the Minister and with the Minister's written approval. | s55(1) | 30/10/2012 | |
| Power, as trustee, to apply to surrender all or part of a deed of grant in trust. | s55A | 30/10/2012 | |
| Power, as owner of improvements on a deed of grant in trust that has been surrendered, to apply to remove the improvements on the deed of grant in trust. | s55H(1) | 30/10/2012 | |
| Power, as owner of improvements on a deed of grant in trust that has been surrendered, to remove the improvements on the deed of grant in trust with the written approval of the Minister. | s55H(2) | 30/10/2012 | |
| Power, as trustee, to lease all or part of the trust land if the trustee first obtains the Minister's written "in principle" approval to the lease. | s57(1) | 30/10/2012 | |
| Power as a trustee to, without the Minister's approval, grant a trustee lease (construction) or a trustee lease (State or statutory body) over all or part of the trust land. | s57(3) | 21/01/2014 | |
| Power to seek the Minister's approval to amend a trustee lease. | s57A(1) | 30/10/2012 | |
| Power, as trustee lessee, to transfer, mortgage or sublease a trustee lease subject to the written approval of the Minister and the trustee to the transaction. | s58(1) | 30/10/2012 | |
| Power to appeal against the Minister's decision to refuse to allow a transfer, mortgage or sublease of a trustee lease. | s58(7) | 30/10/2012 | |
| Power, as trustee, to issue a trustee permit to use all or part of the trust land. | s60(1) | 30/10/2012 | |
| Power to lodge a trustee permit in the appropriate register. | s60(3) | 30/10/2012 | |
| Power to seek consent to group trust land reserved for similar purposes together. | s62 | 30/10/2012 | |
| Power to seek the Minister's approval for rent from a trustee lease or trustee permit to be applied to costs other than on maintenance and enhancement of the trust land. | s63(3) | 30/10/2012 | |
| Power, as a relevant person, to apply for approval to lease, sublease or sub-sublease trust land even if an authority is in force. | s64(4) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as trustee, to cancel a trustee lease or trustee permit if the lessee or permittee does not comply with the conditions of the lease or permit. | s65(1) | 30/10/2012 | |
| Power to allow the trustee lessee or trustee permittee to remove the trustee lessee's or trustee permittee's improvements on the land within a reasonable time stated by the trustee. | s66(1) | 30/10/2012 | |
| Power, as trustee of a deed of grant in trust, to mortgage a deed of grant in trust issued prior the commencement of the <i>Land Act 1994</i> , subject to the Minister's approval under section 67(4). | s67(2) | 30/10/2012 | |
| Power to mortgage a deed of grant in trust issued after the commencement of the <i>Land Act 1994</i> subject to section 67(3)(a) and (b) and the Minister's approval under section 67(4). | s67(3) | 30/10/2012 | |
| Power, as trustee of a trust being wound up or as another person materially affected by the winding-up of a trust, to do all things necessary to help the winding-up. | s77 | 30/10/2012 | |
| Power, as trustee of trust land for cemetery purposes, to repair or remove structures, monuments or tombstones from a cemetery on trust land. | s80(1) | 30/10/2012 | |
| Power to ask the Minister that a cemetery on trust land be closed to further burials. | s81(1) | 30/10/2012 | |
| Power to ask the Minister to re-open a cemetery previously closed to further burials. | s81(4) | 30/10/2012 | |
| Power to apply to the Minister seeking approval to surrender land granted for an estate in fee simple for some community, public or similar purpose, the land to the State, and for the issue of a deed of grant in trust under this Act for a community or public purpose. | s84(1) | 30/10/2012 | |
| Power to apply for land to be dedicated as a road for public use. | s94(2) | 30/10/2012 | |
| Power to apply to the Minister to permanently close a road. | s99(1) | 30/10/2012 | |
| Power to apply to the Minister to temporarily close a road. | s99(3) | 30/10/2012 | |
| Power, as an adjoining owner of land who makes an application to permanently close a road pursuant to section 99(1) of the <i>Land Act 1994</i> to ask that the land be amalgamated with the adjoining owner's adjoining land upon its closure. | s99(4) | 30/10/2012 | |
| Power to apply to the Minister for a road licence over a temporarily closed road. | s103 | 30/10/2012 | |
| Power, as a road licensee, to surrender all or part of a road licence. | s105(3) | 30/10/2012 | |
| Power, as registered owner of land, to apply for the simultaneous opening and closing of roads subject to the conditions in section 109A(1)(a), (b) and (c). | s109A(1) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-----------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as registered owner, to ask the Minister to include land in the road being closed in the deed of grant in trust issued under section 358. | s109A(2) | 30/10/2012 | |
| Power, as registered owner, to appeal against any conditions the Minister imposes under section 420I. | s109A(3) | 30/10/2012 | |
| Power, as trustee of lessee, to apply for the simultaneous opening or closing of roads subject to section 109B(1)(a), (b) and (c). | s109B(1) | 30/10/2012 | |
| Power to ask the Minister to include the land in the road being closed in the deed of grant in trust issued under section 358 or dedicated as a reserve under section 31A (whichever is applicable). | s109B(2) | 30/10/2012 | |
| Power, as lessee, to ask that the land in the road being closed be amalgamated in accordance with section 109B(3)(a) or (b) (whichever is applicable). | s109B(3) | 30/10/2012 | |
| Power, as trustee or lessee, to appeal against any conditions the Minister imposes under section 420I. | s109B(3) | 30/10/2012 | |
| Power to apply for an interest in land that may be granted without competition. | s120A(1) | 30/10/2012 | |
| Power, as lessee of a relevant lease to notify the Minister in accordance with section 130A(3)(a) and (b). | s130A(3) | 30/10/2012 | |
| Power, as lessee, to apply to the Minister that a lease be used for additional or fewer purposes. | s154 | 30/10/2012 | |
| Power, as lessee, to apply for extension of a term lease up to 40 years. | s155A(2) | 30/10/2012 | |
| Power, as lessee, to apply for extension of a term lease up to 50 years. | s155B(2) | 30/10/2012 | |
| Power, as lessee, to apply for extension of a term lease up to 75 years. | s155BA(2) | 30/10/2012 | |
| Power, as lessee, to make written submissions to the Minister to show why the term of a term lease should not be reduced. | s155DA | 30/10/2012 | |
| Power, as lessee, to appeal against the Minister's decision to reduce the term of a term lease. | s155E(3) | 30/10/2012 | |
| Power, as lessee, to apply for an offer of a new lease (a renewal application). | s156 | 30/10/2012 | |
| Power, as an applicant for a renewal application, to appeal against the chief executive's decision to refuse the renewal application if the only reason for the refusal was that the applicant had not fulfilled the conditions of the lease. | s160(3) | 30/10/2012 | |
| Power, as a lessee under a rolling term lease, to apply to the Minister for an extension of the term. | 164C(1) | 27/11/2017 | |
| Power, as a lessee under a rolling term lease, to appeal to the Minister's refusal of an extension of the term. | 164C(7) | 27/11/2017 | |
| Power, as lessee, to apply to convert a perpetual lease to freehold land and a term lease to a perpetual lease or to freehold land. | s166(1) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as applicant for a conversion application, to appeal against the chief executive's decision to refuse the conversion application if the only reason for the refusal was that the applicant had not fulfilled the conditions of the lease. | s168(5) | 30/10/2012 | |
| Power to appeal against the chief executive's decision on the purchase price for the conversion of a lease to a deed of grant. | s170(2) | 30/10/2012 | |
| Power, as registered owner of a deed of grant mentioned in section 174(1), to apply for the removal of the covenant from the land. | s174(4) | 30/10/2012 | |
| Power, as lessee, to apply for approval to subdivide the lease. | s176(1) | 30/10/2012 | |
| Power to appeal against the Minister's decision to refuse an application for approval to subdivide a lease. | s176E | 30/10/2012 | |
| Power, as lessee of 2 or more leases, to apply to the Minister for approval to amalgamate the lots. | s176K | 30/10/2012 | |
| Power as a local government to prepare a statement of Council's views on the proposed amalgamation of two or more leases. | s176K(3)(b) | 27/10/2015 | |
| Power to give the chief executive administering this Act an opinion in respect of a proposed road closure. | s176N | 30/10/2012 | |
| Power, as a local government, to consult with the chief executive regarding the issue of a permit to occupy unallocated State land, a road or a reserve. | s177 | 30/10/2012 | |
| Power to apply for a permit to occupy unallocated State land, a reserve or a road. | s177A | 30/10/2012 | |
| Power, as an applicant for a permit to occupy, to enter an agreement with an adjoining owner about the maintenance of a fence and to give the chief executive that agreement. | s179 | 30/10/2012 | |
| Power, as a permittee, to surrender a permit. | s180 | 30/10/2012 | |
| Power, as a relevant entity, to apply to surrender or cancel a permit. | s180A | 30/10/2012 | |
| Power, as a permittee for a permit that is cancelled or surrendered, to apply to remove the permittee's improvements on the permit land. | s180H(1) | 30/10/2012 | |
| Power, as a permittee, to remove improvements with the chief executive's written approval. | s180H(1) | 30/10/2012 | |
| Power, as a lessee, licensee or permittee, to appeal against the inclusion of the lease, licence or permit in a particular category. | s180H(3) | 30/10/2012 | |
| Power, as lessee, licensee or permittee, to give the Minister the information asked for about the lease, licence or permit. | s201 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|----------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as lessee, licensee or permittee, to apply to change an imposed condition of the lease, licence or permit. | s 210 | 30/10/2012 | |
| Power to appeal against the Minister's decision to change an imposed condition about the protection and sustainability of the lease land. | s212(3) | 30/10/2012 | |
| Power, as a lessee, licensee or permittee, to do all things necessary to perform all of the conditions of tenure. | s213 | 30/10/2012 | |
| Power, as a lessee or licensee to whom a remedial action notice has been given, to appeal against the decision to give the notice. | s214B | 30/10/2012 | |
| Power, as a lessee or licensee to whom a remedial action notice has been given, to take action required under the notice. | s214C | 30/10/2012 | |
| Power, as lessee, to appeal against the Minister's decision to reduce the term of, or impose additional conditions on a lease. | s214F(3) | 30/10/2012 | |
| Power, as a person who has a lawful interest in the matters listed at section 219(3)(a), (b) and (c), to claim compensation as prescribed by the <i>Acquisition of Land Act 1967</i> . | s219(3) | 30/10/2012 | |
| Power, as a compensation claimant, to appeal the Minister's decision about the amount of loss, costs and expenses the claimant is entitled to claim. | s222(3) | 30/10/2012 | |
| Power, as owner of lawful improvements on a lease or part of lease resumed under the division, to claim compensation. | s225(2) | 30/10/2012 | |
| Power, as lessee, to appeal against the Minister's decision on compensation payable. | s226(5) | 30/10/2012 | |
| Power, as owner of lawful improvements on all or part of a reservation resumed, to claim compensation. | s230(2) | 30/10/2012 | |
| Power, as owner, to appeal against the Minister's decision on compensation payable. | s232(5) | 30/10/2012 | |
| Power, as a relevant local government of a term or a perpetual lease, to appeal against a decision under subsection (2)(b)(iv) to allow an entity other than the relevant local government to sell the lease. | s239(4) | 30/10/2012 | |
| Power, after receiving a notice under section 235(1) or 238(3), as a lessee of a lease, to make written application for permission to sell the lease. | s240E(1) | 30/10/2012 | |
| Power, as a local government, to apply to the Minister to sell a lease. | s240G | 30/10/2012 | |
| Power, as lessee of a forfeited lease, to remove the lessee's improvements on the lease. | s243(1A) | 30/10/2012 | |
| Power, as lessee of a forfeited lease, to remove the improvements with the written approval of the Minister. | s243(1) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power, as lessee, to appeal against the Minister's decision under section 249(3). | s249(5) | 30/10/2012 | |
| Power, as lessee of all lots to which a building management statement applies, to apply to the chief executive to extinguish it. | s249H | 30/10/2012 | |
| Power, as a transferor or a person creating the interest, or the transferee or the person in whose favour the interest is to be created, to sign a document transferring a lease, sublease or licence or creating an interest in a lease or sublease. | s288(1) | 27/11/2017 | |
| Power, as a transferee or the person in whose favour the interest is to be created, to authorise a legal practitioner to sign a document transferring a lease, sublease or licence or creating an interest in a lease or sublease on Council's behalf. | s288(1)(b) | 27/11/2017 | |
| Power to lodge a standard terms document and amend the standard terms document by lodging a further document. | ss 318 and 319 | 30/10/2012 | |
| Power to transfer a lease, sublease or licence under the Act with the approval of the Minister, to appeal a decision made by the Minister not to not to grant permission for the transfer. | s322 | 30/10/2012 | |
| Power, as a lessee, licensee or the holder of a sublease, to apply to the Minister to extend the time mentioned in subsection 322(4). | s322(5) | 27/11/2017 | |
| Power, as registered owner, to surrender freehold land on terms agreed between the Minister and the registered owner and with the Minister's written approval. | s327 | 30/10/2012 | |
| Power, as lessee, to surrender a lease or part of a lease on terms agreed between the Minister and the lessee and with the Minister's written approval. | s327A | 30/10/2012 | |
| Power, as registered owner, to apply to the Minister to surrender freehold land. | s327B | 30/10/2012 | |
| Power, as a lessee, to apply to the Minister to surrender all or part of a lease. | s327C | 21/01/2014 | |
| Power, as owner of improvements on a lease that has been surrendered, to apply to remove the owner's improvements on the lease. | s327I(1) | 30/10/2012 | |
| Power, as owner of improvements on a lease that has been surrendered, to remove the owner's improvements with the Minister's written approval. | s327I(2) | 30/10/2012 | |
| Power, as lessee, to give notice of the intention to surrender a lease. | s329(1) | 30/10/2012 | |
| Power to seek the Minister's approval to waive the giving of 1 years notice or paying 1 years rent. | s329(2) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|------------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power to seek the Minister's approval to sublease a lease and to appeal the Minister's decision. | s332 | 30/10/2012 | |
| Power to seek the Minister's approval to amend a sublease. | s336 | 30/10/2012 | |
| Power, as party to a sublease, to ask the chief executive to refer the dispute to mediation. | s339B | 30/10/2012 | |
| Power, as the registered owner or trustee, to surrender land if the description of the land is no longer correct, because of the reasons listed in section 358(1)(a) to (f). | s358(1) | 30/10/2012 | |
| Power, as registered owner or trustee, to surrender the land contained in the registered owner's deed of grant or trustee's deed of grant in trust if, on resurvey of the land, the boundaries of the land do not agree with the boundaries described in the existing deed or appropriate plan, and no doubt exists about the boundaries of the land, with the written approval of the Minister. | s358(2) | 30/10/2012 | |
| Power, as a lessee or a person acting for the lessee, to apply to amend the description in a freeholding lease if the description of the lease may be amended under section 360(1)(a) or (d). | s360C(1) | 30/10/2012 | |
| Power, as a lessee or a person acting for the lessee, to apply to amend the description in a term lease, other than a State lease, or a perpetual lease if the description of the lease may be amended under section 360A(2)(a), (b) or (c). | s360C(2) | 30/10/2012 | |
| Power, as a lessee or a person acting for the lessee, to apply to amend the description in a State lease if the description of the lease may be amended under section 360B(1)(a), (b), (c) or (d). | s360C(3) | 30/10/2012 | |
| Power to sign the plan of survey for an easement where Council acts as the public utility provider or the owner of the land to be burdened. | s363(1)(b) | 30/10/2012 | |
| Power to sign a document surrendering an easement in favour of Council, where Council acts as one of the entities listed in section 371(2)(a) to (c). | s371(2) | 30/10/2012 | |
| Power to apply to the Minister for approval for a public utility easement to continue over unallocated State land when the deed of grant in trust, lease or licence ends or the dedication of the reserve is revoked. | s372(2) | 27/11/2017 | |
| Power to apply to the Minister for approval for a public utility easement to continue over unallocated State land when the freehold land is surrendered. | s372(5) | 27/11/2017 | |
| Power, as the trustee, lessee or sublessee of nonfreehold land the subject of a trust, lease or sublease, to consent to the creation of a covenant on the land. | s373A | 27/11/2017 | |
| Power, as trustee of trust land or a lessee, licensee or permittee, to start a proceeding in the Magistrates Court for unlawful occupation or trespass of trust land, lease, licence or permit. | s415 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------|--|--------------|
| Description of Power - <i>Land Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power to make a submission in response to a notice received under the Act about a proposed application. | s420CB | 21/01/2014 | |
| Power, as a person who has a right to appeal against a decision mentioned in schedule 2, to apply to the Minister for a review of the decision. | s423 | 30/10/2012 | |
| Power, as a person who has applied for the review of a decision under division 2 and is dissatisfied with the review decision, to appeal to the court against the decision. | s427 | 30/10/2012 | |
| Power, as licensee, to surrender all or part of an occupation licence, on terms agreed to between the Minister and the licensee and with the Minister's written approval. | s481A | 30/10/2012 | |
| Power, as a public utility provider or a licensee to apply to cancel or surrender all or part of an occupation licence. | s481B | 30/10/2012 | |
| Power, as a licensee of an occupation licence that is cancelled or surrendered absolutely, to apply to remove the licensee's improvements on the licence. | s481J(1) | 30/10/2012 | |
| Power, as a licensee, to remove the licensee's improvements on the licence with the written approval of the Minister. | s481J(2) | 30/10/2012 | |
| Power, as licensee of an occupation licence, to carry out improvements or development work on the licence only with the Minister's written approval. | s482 | 30/10/2012 | |
| Power, as a local government, to apply to exchange the conditional deed for a reserve or deed of grant in trust with the local government as trustee or a lease granted under the <i>Land Act 1994</i> . | s492(1) | 30/10/2012 | |

2.67 Land Valuation Act 2010

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Land Valuation Act 2010</i> | Section | Delegation Date | Condition(s) |
| Power to consult with the valuer-general about an annual valuation of land and/or a decision not to make an annual valuation of land. | s74 | 30/10/2012 | |
| Power to discharge the local government's responsibility to provide the valuer-general valuation-related documents, information about a sale or proposed sale of land for unpaid rates, and information about all land Council acquires or disposes of. | s244 | 27/10/2015 | |

2.68 Public Interest Disclosure Act 2010

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------|--|--------------|
| Description of Power - <i>Public Interest Disclosure Act 2010</i> | Section | Delegation Date | Condition(s) |
| Power to receive a public interest disclosure by any person where the local government is a proper authority for the purposes of section 15 of the <i>Public Interest Disclosure Act</i> . | s12 | 30/10/2012 | |
| Power to receive a public interest disclosure by a public officer where the local government is a proper authority for the purposes of section 15 of the <i>Public Interest Disclosure Act</i> . | s13 | 30/10/2012 | |
| Power to: (a) decide not to investigate or deal with a public interest disclosure in certain circumstances; and (b) give written reasons for a decision not to investigate. | s30(1) and (2) | 30/10/2012 | |
| Power to refer a disclosure to another public sector entity in certain circumstances. | s31(1) and (2) | 30/10/2012 | |
| Power to give a person making a disclosure, or an entity referring a disclosure, reasonable information about the disclosure. | s32(1) and (2) | 30/10/2012 | |

2.69 Residential Services (Accreditation) Act 2002

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-----------------------|--|--------------|
| Description of Power - <i>Residential Services (Accreditation) Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power, on application by a person conducting, or proposing to conduct, a residential service in premises, to assess and determine whether a building complies with the prescribed building requirements. | s29(1) and (3) | 30/10/2012 | |
| Power, where a building complies with the prescribed building requirements, to issue a building compliance notice. | s29(1) and Schedule 2 | 30/10/2012 | |
| Power to approve the form to be used for an application under section 29(1) <i>Residential Services (Accreditation) Act 2002</i> . | s29(2)(a) | 30/10/2012 | |
| Power, where a building does not comply with the prescribed building requirements, to give notice of the decision stating those matters required by section 29(4). | s29(4) | 27/11/2017 | |
| Power to issue a notice stating the extent to which the premises comply with the prescribed building requirements. | s189(3)(a) | 30/10/2012 | |

2.70 Survey and Mapping Infrastructure Act 2003

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Survey and Mapping Infrastructure Act 2003</i> | Section | Delegation Date | Condition(s) |
| Power, as an owner or occupier of land, to consent to a surveyor placing a permanent survey mark on the land. | s21(2) | 30/10/2012 | |
| Power, as a public authority that placed, or requested to be placed, a survey mark, to give to the chief executive a copy of a survey plan or other information necessary to establish a survey mark as a recognised permanent survey mark. | s34 | 30/10/2012 | |
| Power, where the survey mark is on a road under the control of Council, to maintain the integrity of survey markers, and provide updated information to the survey control register. | s39 | 30/10/2012 | |
| Power, as a public authority, where the survey mark is on land, other than roads, controlled by Council, to maintain the integrity of survey markers, and provide updated information to the survey control register. | s40 | 30/10/2012 | |
| Power, as a public authority, where a person interferes with a recognised permanent survey mark, to take action reasonably necessary to reinstate the physical and survey integrity of a recognised permanent survey marker. | s44 | 30/10/2012 | |
| Power, as a public authority, to provide the chief executive with information about the boundaries of an administrative area. | s49 | 30/10/2012 | |

2.71 Transport Infrastructure (Public Marine Facilities) Regulation 2000

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-----------------------------|--|--------------|
| Description of Power - <i>Transport Infrastructure (Public Marine Facilities) Regulation 2000</i> | Section | Delegation Date | Condition(s) |
| Power to manage the public marine facilities listed in schedule 1. | ss5 and 7 and Schedule 1 | 30/10/2012 | |
| Power, as a manager of a public marine facility, to give written approval for the use of the facility for a commercial purpose. | s6(b)(i) | 30/10/2012 | |

2.72 Transport Infrastructure (Rail) Regulation 2006

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Transport Infrastructure (Rail) Regulation 2006</i> | Section | Delegation Date | Condition(s) |
| Power to provide written directions to a railway manager or operator regarding the release of property abandoned or left on a railway. | s22 | 30/10/2012 | |

2.73 Water Act 2000

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|--------------|--|--------------|
| Description of Power - <i>Water Act 2000</i> | Section | Delegation Date | Condition(s) |
| Power, as a constructing authority or water service provider, to take water to operate public showers or toilets. | s20C(2) | 29/07/2014 | |
| Power, as a constructing authority, to take water to construct or maintain infrastructure, if the taking of the water is for a purpose stated under a regulation. | s20C(3) | 29/07/2014 | |
| Power, as a holder of an authority or entitlement to take or interfere with water, to provide information requested by the chief executive under section 36 of the <i>Water Act 2000</i> . | s36 | 30/10/2012 | |
| Power to make submissions in response to a notice of the Minister's intention to prepare a draft water resource plan or further proposed draft water resource plan. | ss40 and 40A | 30/10/2012 | |
| Power to make submissions in response to a notice of the Minister's draft water resource plan or further draft water resource plan. | ss49 and 49A | 30/10/2012 | |
| Power to receive and make available to the public a notice from the Minister proposing to postpone the expiry of a water resource plan. | s52B | 21/01/2014 | |
| Power to make submissions in response to a notice of the Minister's intention to prepare an amending water resource plan or new draft water resource plan. | s56 | 30/10/2012 | |
| Power to make submissions in response to a notice of the Minister's intention to prepare a draft water use plan. | s61 | 30/10/2012 | |
| Power to make submissions in response to a notice of the Minister's draft water use plan. | s64 | 30/10/2012 | |
| Power to make submissions in response to a notice of the Minister's intention to prepare an amending water use plan or new draft water use plan. | s69 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|---------------|--|--------------|
| Description of Power - <i>Water Act 2000</i> | Section | Delegation Date | Condition(s) |
| Power to make submissions in response to a notice of the chief executive's intention to prepare a draft resource operations plan. | s96 | 30/10/2012 | |
| Power, as the holder of an interim resource operations licence, a resource operations licence or other authorisation to operate water infrastructure, to provide proposed arrangements for the management of the water. | s97 | 30/10/2012 | |
| Power to make submissions in response to a notice of the chief executive's draft resource operations plan. | s100 | 30/10/2012 | |
| Power, as existing water entitlement holder and in response to a notice for a draft resource operations plan that establishes water allocations, to give the chief executive notice of its wish to be recorded on the water allocations register as other than as tenant in common in equal shares. | s101(1)(a) | 30/10/2012 | |
| Power, as existing interest holder and in response to a notice for a draft resource operations plan that establishes water allocations, to give the chief executive notice of intention to take action to have the interest recorded on the water allocations register. | s101(1)(b) | 30/10/2012 | |
| Power, as existing interest holder who gives the chief executive a notice under section 101(1)(b) of the <i>Water Act 2000</i> , to give the chief executive notice of the consent of the water allocation holder or other authority to take water. | s101(1)(c) | 30/10/2012 | |
| Power to make submissions in response to a notice of the chief executive's intention to amend a resource operations plan. | s105(4) | 30/10/2012 | |
| Power to apply for a distribution operations licence other than one granted under a resource operations plan. | s108A | 30/10/2012 | |
| Power, as an applicant for a distribution operations licence, to provide whatever information the chief executive may request. | s108B | 30/10/2012 | |
| Power to make submissions in response to a show cause notice received from the chief executive regarding an intention to amend a condition of a resource operations licence or a distribution operations licence. | s112 | 30/10/2012 | |
| Power, as the holder of a resource operations licence or distribution operations licence, to consent to amendments the chief executive wishes to make to the licence. | s113 | 30/10/2012 | |
| Power, as resource operations licence holder or distribution operations licence holder or interim resource operations licence holder, to apply to the chief executive to transfer all or part of a resource operations licence or distribution operations licence or interim resource operations licence. | ss114 and 186 | 30/10/2012 | |
| Power, as the current infrastructure owner or incoming owner to consent to an application made under section 114 of the <i>Water Act 2000</i> . | s115 | 21/01/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------|--|--------------|
| Description of Power - <i>Water Act 2000</i> | Section | Delegation Date | Condition(s) |
| Power, as the holder of a resource operations licence or distribution operations licence, to provide the chief executive with any additional information about an application made under section 114 of the <i>Water Act 2000</i> . | s115A | 30/10/2012 | |
| Power, as resource operations licence to apply to the chief executive to amalgamate two or more resource operations licences in the same water supply scheme, or to apply to the chief executive to amalgamate two or more distribution operation licences in the same water supply scheme. | s118A | 30/10/2012 | |
| Power, as the holder of a resource operations licence, distribution operations licence or the owner of water infrastructure, to provide written consent for its licence to be amalgamated with another licence in the same water supply scheme. | s118A(3)(b) | 30/10/2012 | |
| Power, as the owner of water infrastructure, to provide written consent to an application made under section 118A(2). | s118A(4) | 21/01/2014 | |
| Power, as the owner of water infrastructure subject to a distribution operations licence held by the approved nominee of the water infrastructure owner, to request cancellation of the distribution operations licence. | s119 | 21/01/2014 | |
| Power to make submissions in response to a show cause notice issued by the chief executive in relation to the proposed cancellation of a resource operations licence or distribution operations licence. | s119A | 30/10/2012 | |
| Power, as resource operations licence holder or distribution operations licence holder or interim resource operations licence holder, to agree with the chief executive to cancel a resource operations licence or distribution operations licence or interim resource operations licence. | ss119B and 186 | 30/10/2012 | |
| Power, as a resource operations licence holder or a distribution operations licence holder or the owner of water infrastructure subject to a distribution operations licence held by the approved nominee of the water infrastructure owner, to give an authorised person free and uninterrupted access to the water infrastructure to which the licence applies and any records relating to the water infrastructure. | s119D | 21/01/2014 | |
| Power, as resource operations licence holder or water allocation holder, to enter into a supply contract with a resource operations licence holder or allocation holder, where a different entity, for an allocation. | s122A(4)(a) | 30/10/2012 | |
| Power, as a party to a standard supply contract, to review the contract within 1 year of the contract taking effect. | s122A(5) | 30/10/2012 | |
| Power, as resource operations licence holder, to require a water allocation holder to provide reasonable security for supplying and storing the water allocation. | s124 | 30/10/2012 | |
| Power, as water allocation holder, to provide the chief executive with information required by the chief executive to correct the name of the entitlement holder. | s126 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------|--|--------------|
| Description of Power - <i>Water Act 2000</i> | Section | Delegation Date | Condition(s) |
| Power, as distribution licence holder, to agree that the water allocation holder has satisfied their obligation to pay a charge under the distribution arrangements between the parties. | s127C | 30/10/2012 | |
| Power, as water allocation holder, to apply to the chief executive to: (a) amalgamate 2 or more water allocations into a single water allocation; or (b) subdivide a water allocation into 2 or more water allocations. | s128A | 30/10/2012 | |
| Power, as water allocation holder, to notify the chief executive of a proposal to transfer or lease a water allocation not managed under a resource operations licence. | s128B | 30/10/2012 | |
| Power, as water allocation holder, to apply to the chief executive to change the allocation in accordance with the change rules of a resource operations plan. | ss129 and 129A | 30/10/2012 | |
| Power, as water allocation holder, to apply to the chief executive to change the allocation where the change is not mentioned in a resource operations plan. | s130 | 30/10/2012 | |
| Power, as water allocation holder who has made an application under sections 129A or 130 to provide the chief executive with the additional information requested. | s131 | 30/10/2012 | |
| Power to make submissions in response to a notice advising an application to change a water allocation under section 130 <i>Water Act 2000</i> . | s132 | 30/10/2012 | |
| Power, as water allocation holder or an interim water allocation licence holder, to make submissions in response to a show cause notice given where Council has been convicted of an offence against the <i>Water Act 2000</i> . | ss138 and 196 | 30/10/2012 | |
| Power, as resource operations licence holder or distribution operations licence holder, to sell a water allocation in accordance with the supply contract or distribution arrangements. | s140 | 30/10/2012 | |
| Power, as water allocation holder or seasonal water assignment holder, to apply to the chief executive for a seasonal water assignment. | s142 | 30/10/2012 | |
| Power, as water allocation holder who has made an application under section 142 to provide the chief executive with the additional information requested. | s143 | 30/10/2012 | |
| Power, as water allocation holder, to enter into an arrangement for a seasonal water assignment in relation to the water allocation. | s146B | 30/10/2012 | |
| Power, as resource operations licence holder, to consent to an arrangement for a seasonal water assignment with a water allocation holder where the seasonal water assignment rules require the consent. | s146B(2)(b) | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|--|--|--------------|
| Description of Power - <i>Water Act 2000</i> | Section | Delegation Date | Condition(s) |
| Power, as existing interest holder, to lodge a caveat claiming an interest in a water allocation. | s150A(3) | 30/10/2012 | |
| Power to search and obtain a copy of a water allocation, an instrument in relation to an allocation and information about the allocation. | s153 | 30/10/2012 | |
| Power, as interim resource operations licence holder, to apply to amend the interim resource operations licence. | s179 | 30/10/2012 | |
| Power, as interim resource operations licence holder who has made an application under section 179, to provide any additional information requested by the chief executive. | s180 | 30/10/2012 | |
| Power to make submissions in response to a public notice to amend an interim resource operations licence. | s181 | 30/10/2012 | |
| Power, as interim resource operations licence holder to respond to a show cause notice issued by the chief executive about its intention to amend the interim resource licence. | s184 | 30/10/2012 | |
| Power to make submissions in response to a public notice by the chief executive to amend an interim resource operations licence. | s184 | 30/10/2012 | |
| Power, as the holder of an interim resource operations licence, to apply to the chief executive to amend the water sharing rules in a water year or part of a water year. | s185A(1)(a)(ii) http://www.legislation.qld.gov.au/LEGISLTN/CURRENT/W/WaterA00.pdf | 30/10/2012 | |
| Power, as interim resource operations licence holder or resource operations licence holder, to apply to transfer all or part of an interim water allocation not attached to land, to any of the listed entities. | s193 | 30/10/2012 | |
| Power, as interim water allocation holder, to transfer to other land, all or part of the authority to take water under the allocation. | s195 | 30/10/2012 | |
| Power, as interim water allocation holder, to surrender the allocation. | s197 | 30/10/2012 | |
| Power, as an interim, water allocation holder, to engage in consultation with the chief executive about dealing with an interim water allocation under an interim resource operations licence. | s197A(2) | 21/01/2014 | |
| Power, as a proposed transferee, to apply for the transfer of an interim water allocation under an interim resource operations licence to the transferee. | s197A(3) | 21/01/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------------------|--|--------------|
| Description of Power - <i>Water Act 2000</i> | Section | Delegation Date | Condition(s) |
| Power, as interim water allocation holder that attaches to land, part of which has been disposed of, to apply or consent to the other land holder/s application, to have one or more interim water allocations to replace the jointly held interim water allocation licence. | s198(3) | 30/10/2012 | |
| Power, as interim water allocation holder that attaches to land, part of which has been disposed of, to make a written submission to the chief executive in response to a notice to replace the allocation. | s198(7) | 30/10/2012 | |
| Power, as interim water allocation holder, to enter into an arrangement for a seasonal water assignment in relation to the allocation. | s200(1) | 30/10/2012 | |
| Power, as interim resource operations licence holder or resource operations licence holder, to consent to an arrangement under section 200(1) <i>Water Act 2000</i> . | s200(3) | 30/10/2012 | |
| Power, as owner of land or owner of contiguous parcels of land, to apply for a water licence to take water and use water on the land or interfere with the flow of water on under or adjoining the land. | s206(1) | 30/10/2012 | |
| Power, as owner of intervening land, to grant the applicant for a water licence a registrable lease or easement over Council's land to enable them to take the water. | s206(3) | 30/10/2012 | |
| Power, as a listed entity, to apply for a water licence to take water or interfere with the flow of water. | s206(4) | 30/10/2012 | |
| Power, as an applicant for a water licence under section 206 or an applicant for the transmission of a water licence under section 212A to provide any additional information requested by the chief executive. | ss207 and 212A(5) | 30/10/2012 | |
| Power to make submissions in relation to another entity's application for a water licence under section 206 of the <i>Water Act 2000</i> . | s208(4) | 30/10/2012 | |
| Power, as relevant entity for a recycled water scheme or entity nominated by such a relevant entity, to apply for a transmission water licence for taking water from a receiving water source. | s212A | 30/10/2012 | |
| Power, as water licence holder, to apply to amend a water licence. | s216 | 30/10/2012 | |
| Power to make written submissions in relation to another entity's application to amend a water licence. | s216A(3) | 30/10/2012 | |
| Power, as water licence holder, to make submissions in response to a show cause notice issued by the chief executive in relation to a proposed amendment to the water licence or cancellation of the water permit. | ss218 and 244 | 30/10/2012 | |
| Power, as water licence holder, to apply for renewal of a water licence. | s220 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|-------------------------|--|--------------|
| Description of Power - <i>Water Act 2000</i> | Section | Delegation Date | Condition(s) |
| Power, as water licence holder or the owner of land to which a water licence was attached, to apply for reinstatement of an expired water licence. | s221 | 30/10/2012 | |
| Power, as water licence holder or the constructing authority acquiring land under the Acquisition of Land Act 1967 to which an interim water allocation or water licence is attached, to apply to transfer a water licence or the interim water allocation or water licence. | ss222 and 198A and 229B | 30/10/2012 | |
| Power, as water licence holder, to apply to amalgamate 2 or more water licences. | s224 | 30/10/2012 | |
| Power, as water licence holder, to apply to divide a water licence into 2 or more water licences. | s225 | 30/10/2012 | |
| Power, as water licence holder, to surrender a water licence. | s226 | 30/10/2012 | |
| Power, as the new owner of land to which a water licence attaches, to give the chief executive notice that the previous licensee has ceased to be the licensee. | s228(5) | 30/10/2012 | |
| Power, as owner of land to which an expired water licence related, to apply for 1 or more licences to replace the jointly held licence. | s229(3) | 30/10/2012 | |
| Power, as owner of land to which a jointly held water licence attaches and to whom a notice has been given under section 229(7) of the <i>Water Act</i> , to make a submission about the chief executive's proposal to amend, subdivide or cancel the licence. | s229(3) | 30/10/2012 | |
| Power, as water licence holder or seasonal water assignment notice holder, to apply for a seasonal water assignment. | s231 | 30/10/2012 | |
| Power, as an applicant under section 231, to provide any additional information requested by the chief executive. | s232 | 30/10/2012 | |
| Power to apply for a water permit for taking water for an activity with a reasonably foreseeable conclusion date. | s237 | 30/10/2012 | |
| Power as an applicant for a water permit under section 237 to provide the chief executive with any additional information requested. | s238 | 30/10/2012 | |
| Power, as water permit holder or the holder of a seasonal water assignment notice, to surrender the water permit. | ss243 and 146 and 236 | 30/10/2012 | |
| Power, as water licence holder or water permit holder, to apply for a replacement licence or permit where the licence or permit has been lost or destroyed. | s245 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|----------|--|--------------|
| Description of Power - <i>Water Act 2000</i> | Section | Delegation Date | Condition(s) |
| Power to apply to the chief executive for a permit to: a) excavate in a watercourse, lake or spring; or b) place fill in a watercourse, lake or spring. | s266 | 30/10/2012 | |
| Power, as the registered owner of the land containing the watercourse or part of the lake or spring or adjoining the watercourse, lake or spring to which an application under section 266 relates, to provide written consent to the proposed activity. | s266(2A) | 30/10/2012 | |
| Power, as an applicant under section 266 to provide any additional information requested by the chief executive. | s267 | 30/10/2012 | |
| Power, as permit holder under section 266 of the <i>Water Act 2000</i> , to respond to a show cause notice issued by the chief executive as to why the conditions of the permit should not be amended, or the permit should not be cancelled. | s270 | 30/10/2012 | |
| Power to apply for an allocation of quarry material. | s280 | 30/10/2012 | |
| Power, as quarry material allocation notice holder, to apply to transfer all or part of the allocation to another person. | s288 | 30/10/2012 | |
| Power, as quarry material allocation notice holder, to apply to renew the allocation notice. | s289 | 30/10/2012 | |
| Power, as quarry material allocation notice holder, to respond to a show cause notice issued by the chief executive as to why the allocation notice should not be amended, suspended or cancelled. | s290 | 30/10/2012 | |
| Power, as quarry material allocation notice holder, to surrender the allocation notice. | s291A | 30/10/2012 | |
| Power, as operations licensee, to apply to amend an operations licence. | s333 | 30/10/2012 | |
| Power, as operations licensee, to make submissions in response to a notice issued by the chief executive regarding the proposed amendment to a licence. | s334(3) | 30/10/2012 | |
| Power, as operations licensee, to apply to transfer the operations licence. | s337 | 30/10/2012 | |
| Power, as operations licensee, to surrender an operations licence. | s338 | 30/10/2012 | |
| Power, as local government, to consult with the Minister before the Minister designates regions for which the commission is to perform its functions, where the region is wholly or partly within Council's local government area. | s360D(4) | 30/10/2012 | |
| Power, as responsible entity for an approved report, which the chief executive considers requires amendment, to make a submission regarding the proposed amendment. | s393 | 30/10/2012 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Water Act 2000</i> | Section | Delegation Date | Condition(s) |
| Power, as party to the dispute or who attended the conference or ADR under section 425 of the <i>Water Act 2000</i> , to apply to the Land Court to decide the matter the subject of the election notice issued under section 425 of the <i>Water Act 2000</i> . | s434(3) | 30/10/2012 | |
| Power to inspect the details contained in a publicly available part of the database of information relevant to monitoring underground water, and to, on payment of the required fee, obtain a copy. | s445(3) | 30/10/2012 | |
| Power to make a submission in response to the chief executive's notice to establish a water authority. | s552 | 30/10/2012 | |
| Power to make a submission in response to a proposal to amend the establishment regulation for a water authority. | s556 | 21/01/2014 | |
| Power to make a submission in response to a proposal to change the composition of the board of a water authority. | s598A | 21/01/2014 | |
| Power to make a submission in regarding a proposed amalgamation or dissolution of water authorities. | s693(3) | 30/10/2012 | |
| Power, as local government, to agree to the transfer of all or part of the water authority's functions to Council. | s698 | 30/10/2012 | |
| Power, as interested person who has been given an information notice or compliance notice by the chief executive, to apply for an internal review of the original decision to give the notice. | s862 | 30/10/2012 | |
| Power, as interested person who applied for an internal review under section 862 of the <i>Water Act 2000</i> , to appeal against, or apply for a review of, the review decision. | s877 | 30/10/2012 | |
| Power, if one of the stated authorities, to have a supply contract with SEQ Water for Council's water entitlement. | s992C | 30/10/2012 | |

2.74 Water Regulation 2016

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|-----------|--|--------------|
| Description of Power - <i>Water Regulation 2016</i> | Section | Delegation Date | Condition(s) |
| Power, in relation to an original licence, to apply to the chief executive for a transfer, amendment or amalgamation and to pay the application fee | s34 | 27/11/2017 | |
| Power, as the holder of the original licence, to swear the statutory declaration required in subsection (3)(b)(i) | s34(b)(i) | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (S257 LGA 2009) | |
|---|------------|--|--------------|
| Description of Power - <i>Water Regulation 2016</i> | Section | Delegation Date | Condition(s) |
| Power, as an interested entity, to provide written consent to the proposed transfer, amendment or amalgamation | s34(b)(ii) | 27/11/2017 | |
| Power, as an applicant under section 34, to give the chief executive a transfer notice | s37 | 27/11/2017 | |
| Power, as the holder of a water allocation, to apply to the chief executive for a seasonal water assignment for the water allocation for the water year in which the application is made and to pay the application fee | s58(1) | 27/11/2017 | |
| Power, as the holder of a seasonal water assignment notice, to apply to the chief executive for a seasonal water assignment for the seasonal water assignment notice for the water year in which the application is made and to pay the application fee | s58(2) | 27/11/2017 | |
| Power to comply with a notice issued by the chief executive under subsection (2) | s64(2) | 27/11/2017 | |
| Power to give the chief executive evidence of the publication | s64(5)(a) | 27/11/2017 | |
| Power to give the chief additional information required under subsection (1) and to verify the information by statutory declaration | s65 | 27/11/2017 | |
| Power, where Council has made an application under section 63, to pay the estimated cost to the chief executive | s66(3) | 27/11/2017 | |
| Power to comply with a meter notice issued by the chief executive | s108 | 27/11/2017 | |
| Power to arrange for a validation inspection to be carried out on a meter and to give a copy of the validation certificate to the chief executive | s112 | 27/11/2017 | |
| Power to comply with a notice from the chief executive requiring Council to read a meter and provide the meter reading to the chief executive | s113(3) | 27/11/2017 | |
| Power to pay a meter operating charge to the chief executive | s115 | 27/11/2017 | |
| Power to pay a meter use charge to the chief executive | s116 | 27/11/2017 | |
| Power to give the chief executive a notice that Council has decided to stop using an approved meter | s117(1) | 27/11/2017 | |
| Power to pay the metering exit charge | s117(3) | 27/11/2017 | |
| Power, after receiving a transfer notice, to give written notice to the chief executive that Council is refusing to accept the transfer | s119(3) | 27/11/2017 | |
| Power as a licensee to pay the water licence fee stated in the notice received from the chief executive | s131(2)(b) | 27/11/2017 | |
| Power as a licensee to pay the water licence fee stated in the notice received from the chief executive | s134(1)(d) | 27/11/2017 | |

2.75 Acquisition of Land Act 1967

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Acquisition of Land Act 1967</i> | Section | Delegation Date | Condition(s) |
| Power to prepare, serve and amend a Notice of Intention to Resume, to discontinue a resumption and to give notice to the land registry. | s7 | 29/07/2014 | |
| Power to consider the grounds of objection to the taking of land and to amend the notice of intention to resume or discontinue the resumption. | s8 | 29/07/2014 | |
| Power to apply to the Minister that the land be taken and to respond to requests from the Minister for further particulars or information. | s9 | 29/07/2014 | |
| Power to deal with land mentioned in subsection (4) for the purpose for which it is taken on and from the day it is taken, even though the land is yet to be dedicated, granted, leased or otherwise dealt with under subsection (4A). | s12(4B) | 29/07/2014 | |
| Power to agree with the claimant on the amount of compensation payable. | s12(5A) | 29/07/2014 | |
| Power to serve the gazette resumption notice upon every person who is entitled pursuant to section 18 to claim compensation or is a mortgagee of the land. | s12(7) | 29/07/2014 | |
| Power to lodge with the registrar of titles a plan of survey showing a new boundary for a lot or common property. | s12A | 29/07/2014 | |
| Power to dedicate land taken under the Act as a road. | s12B | 29/07/2014 | |
| Power to take additional land. | s13(1) | 29/07/2014 | |
| Power to sell or otherwise deal with additional land taken. | s13(3) | 29/07/2014 | |
| Power to apply to the Minister to take land pursuant to a resumption agreement and to respond to requests from the Minister for further particulars or information. | s15C | 29/07/2014 | |
| Power to declare by gazette notice that land taken pursuant to a resumption agreement is taken for the purpose stated in the notice. | s15D | 29/07/2014 | |
| Power to serve a notice of discontinuance of a resumption. | s16(1) | 29/07/2014 | |
| Power to agree with the claimant about the amount of compensation payable under subsection (1). | s16(1B) | 29/07/2014 | |
| Power to have the amount of compensation payable under subsection (1) taxed by an officer of the Supreme Court. | s16(1C) | 29/07/2014 | |
| Power as a gazetting authority to, by gazette notice, revoke a gazette resumption notice. | s17(1) | 29/07/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|-------------|--|--------------|
| Description of Power - <i>Acquisition of Land Act 1967</i> | Section | Delegation Date | Condition(s) |
| Power to agree in writing with the person entitled as owner to compensation in respect of the taking of the land to the revesting of the land or part of it, to which a gazette resumption notice will relate. | s17(1A) | 29/07/2014 | |
| Power to lodge a gazette copy of the revoking gazette notice with the land registry. | s17(2)(c) | 29/07/2014 | |
| Power to agree upon the amount of compensation to be paid under subsection (4) or to agree that the amount be determined by the Land Court. | s17(5) | 29/07/2014 | |
| Power to accept and deal with a claim for compensation served by the claimant more than 3 years after the day the land was taken. | s19(4) | 29/07/2014 | |
| Power to agree to grant the claimant, in satisfaction wholly or partly of the claimant's claim for compensation, any easement, right of way, lease or other right of occupation, or any other right, privilege or concession in, upon, over or under the land taken or any other land the property of Council. | s21(1) | 29/07/2014 | |
| Power to agree to transfer land held in fee simple by Council to the claimant in satisfaction wholly or partly of the claimant's claim for compensation. | s21(1A) | 29/07/2014 | |
| Power to agree with the Claimant that the extent to which the grant or transfer shall satisfy the claim for compensation be determined by the Land Court. | s21(2) | 29/07/2014 | |
| Power to make an advance on compensation to the Claimant. | s23(2) | 29/07/2014 | |
| Power to pay to Council, the Crown or a mortgagee any amount by which the advance has been reduced. | s23(7) | 29/07/2014 | |
| Power to refer a claim for compensation to the Land Court. | s24(1) | 29/07/2014 | |
| Power to apply to the Land Court for further or other particulars of a claim for compensation. | s24(4) | 29/07/2014 | |
| Power to apply to the Land Court for the Claimant to enter an appearance on the reference. | s25(1) | 29/07/2014 | |
| Power to pay the amount of compensation agreed upon or determined into the Supreme Court. | ss29 and 30 | 29/07/2014 | |
| Power to deduct from an amount of compensation and pay to the Crown or to Council any amount of taxes, rates or other moneys charged upon the land taken in favour of the Crown or Council. | s35 | 29/07/2014 | |
| Power to temporarily occupy and use any land for the purpose of constructing, maintaining or repairing any works and to exercise the powers prescribed in this section. | s37(1) | 29/07/2014 | |
| Power to give notice to the occupier or owner of the intention to temporarily occupy and use the land. | s37(2) | 29/07/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Acquisition of Land Act 1967</i> | Section | Delegation Date | Condition(s) |
| Power to agree with the claimant upon the amount of compensation to be paid under section 37 or to agree that such amount be determined by the Land Court. | s37(5) | 29/07/2014 | |
| Power to issue a warrant to the sheriff to deliver up possession of the land taken or occupied under the Act. | s38(1) | 29/07/2014 | |
| Power to offer for sale land taken under the Act to the former owner of the land, where the land is no longer required by Council within 7 years after the date the property was taken by Council. | s41(1) | 29/07/2014 | |

2.76 Statutory Bodies Financial Arrangements Act 1982

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|-----------|--|--------------|
| Description of Power - <i>Statutory Bodies Financial Arrangements Act 1982</i> | Section | Delegation Date | Condition(s) |
| Power, as a statutory body, to operate a deposit and withdrawal account with a financial institution. | s31(1) | 09/12/2014 | |
| Power, as a statutory body, to seek the approval of the Treasurer to operate a deposit and withdrawal account with an overdraft facility. | s31(2) | 09/12/2014 | |
| Power, as a statutory body, to borrow money and to seek the Treasurer's approval for the borrowing. | s34(1) | 09/12/2014 | |
| Power, as a statutory body, to: (a) create an encumbrance; and (b) otherwise transfer property, or assign income, by way of security, And to seek the Treasurer's approval for same. | s35(3) | 09/12/2014 | |
| Power, as a statutory body, to exercise category 1 investment powers. | s42 & s44 | 09/12/2014 | |
| Power, as a statutory body, to keep records that show Council has invested in the way most appropriate in all the circumstances. | s47(2) | 09/12/2014 | |
| Power, as a statutory body, to (a) obtain the Treasurer's approval for continuing with an investment arrangement referred to in section 52(1); or (b) liquidate an investment arrangement referred to in section 52(1). | s52(2) | 09/12/2014 | |
| Power, as a statutory body, to give the Treasurer a report about a derivative transaction and give a copy of the report to the Minister that administers the <i>Local Government Act 2009</i> . | s55 & s56 | 09/12/2014 | |
| Power, as a statutory body, to enter a type 1 financial arrangement and obtain the Treasurer's approval for the arrangement. | s60A | 09/12/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Statutory Bodies Financial Arrangements Act 1982</i> | Section | Delegation Date | Condition(s) |
| Power, as a statutory body to which section 61 applies, to enter a type 2 financial arrangement and obtain the Treasurer's approval for the arrangement. | s61A | 09/12/2014 | |
| Power, as a statutory body, to sign documents for a financial arrangement under the Act. | s62(1) | 09/12/2014 | |
| Power as a statutory body, to obtain the Treasurer's approval before signing for a financial arrangement that: (a) creates an encumbrance; or (b) otherwise transfers Council's property, or assigns Council's income, by way of security. | s62(2) | 09/12/2014 | |
| Power, as a statutory body, to apply to the Treasurer for approval of the exercise of a power under the Act. | s71 | 09/12/2014 | |
| Power, as a statutory body, to respond to a request from the Treasurer for a document or information the Treasurer considers necessary for considering Council's application under section 71 of the Act. | s72 | 09/12/2014 | |
| Power, as a statutory body, to keep a register of the Treasurer's approvals under Part 9, Division 3 of the Act for Council's exercise of a power. | s74 | 09/12/2014 | |

2.77 Heavy Vehicle National Law 2012

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|------------------------------------|--|--------------|
| Description of Power - <i>Heavy Vehicle National Law 2012</i> | Section | Delegation Date | Condition(s) |
| Power, as a road manager, to consent to the grant of a mass or dimension authority. | s156(1) | 09/12/2014 | |
| Power, as a road manager, to ask the regulator for a longer period of time to decide to give or not to give consent to the grant of a mass or dimension authority under section 156(1)(b). | s156(2) | 09/12/2014 | |
| Power, as a road manager, to give the regulator a written statement that explains the road manager's decision and complies with section 172 (requirements for statement explaining adverse decision of road manager). | s156(6) | 09/12/2014 | |
| Power, as a road manager, to notify the regulator: (a) that a route assessment is required for the road manager deciding whether to give or not to give the consent; and (b) the fee payable (if any) for the route assessment under a law of the jurisdiction in which the road is situated. | s159(2) | 09/12/2014 | |
| Power, as a road manager, to grant a mass or dimension authority subject to conditions. | s160(2), s161(1) and s162(1) | 09/12/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|------------------------------|--|--------------|
| Description of Power - <i>Heavy Vehicle National Law 2012</i> | Section | Delegation Date | Condition(s) |
| Power, as a road manager for a mass or dimension authority, to give the regulator a written statement that explains the road manager's decision and complies with section 172 (requirements for statement explaining adverse decision of a road manager). | s160(2), s161(2) and s162(2) | 09/12/2014 | |
| Power, as a road manager for a mass or dimension authority, to give the regulator a notice objecting to the application of section 167 (expedited procedure for road manager's consent for renewal of mass or dimension authority) to the proposed replacement authority. | s167(2)(b) | 09/12/2014 | |
| Power, as a road manager for a mass or dimension authority, to seek an extension of time to give a notice under section 167(2)(b). | s167(2)(b)(ii) | 09/12/2014 | |
| Power, as a road manager for a mass or dimension authority, to give consent to the grant of a mass or dimension authority for a trial period of no more than three (3) months. | s169(1) | 09/12/2014 | |
| Power, as a road manager for a mass or dimension authority, to object to the renewal of the authority for a further trial period. | s170(3) | 09/12/2014 | |
| Power, as a road manager for a mass or dimension authority granted by Commonwealth gazette notice, to request the regulator to amend or cancel the authority. | s174(2) | 09/12/2014 | |
| Power, as a road manager for a mass or dimension authority granted by permit, to request the regulator amend or cancel the authority. | s178(2) | 09/12/2014 | |
| Power, as a road manager, to apply to the court for a compensation order. | s611(2) | 09/12/2014 | |
| Power, as a public authority, to sign a certificate of evidence for court action as provided for in this section. | s612(2)(c) | 09/12/2014 | |
| Power, as a road manager, to agree to a longer prescribed period for a review of a reviewable decision. | s645(6) | 09/12/2014 | |

2.78 Heavy Vehicle (Mass, Dimension and Loading) National Regulation

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|-------------------|--|--------------|
| Description of Power - <i>Heavy Vehicle (Mass, Dimension and Loading) National Regulation</i> | Section | Delegation Date | Condition(s) |
| Power as a road manager to consult with the road authority about the making of a map showing an area or route to which the one tonne tri-axle mass transfer allowance applies. | s7A | 27/10/2015 | |
| Power, as a road manager, to consent to the making of a higher mass limit (HML) declaration. | s13(1)(b) and s14 | 09/12/2014 | |
| Power, as a road manager, to consent to the making of a higher mass limit (HML) declaration subject to conditions). | s14(3) | 09/12/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|----------------------|--|--------------|
| Description of Power - <i>Heavy Vehicle (Mass, Dimension and Loading) National Regulation</i> | Section | Delegation Date | Condition(s) |
| Power, as a road manager for a higher mass limit (HML)_declaration, to request the regulator to amend or cancel the declaration. | s14(4) | 09/12/2014 | |
| Power, as a road manager, to consent to the granting of a higher mass limit (HML) permit. | s22(1)(b) and s23 | 09/12/2014 | |
| Power, as a road manager, to consent to the granting of a higher mass limit (HML) permit subject to conditions. | s24(1)(a) | 09/12/2014 | |
| Power, as a road manager, to consent to amendment of a higher mass limit (HML) permit. | s29(4) | 09/12/2014 | |
| Power, as a road manager for a higher mass limit (HML) permit, to request the regulator amend or cancel the permit. | s31(2) | 09/12/2014 | |
| Power, as a road manager, to consent to a declaration of the regulator pursuant to section 40. | s41(1) | 09/12/2014 | |

2.79 Heavy Vehicle National Law Regulation 2014

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Heavy Vehicle National Law Regulation 2014</i> | Section | Delegation Date | Condition(s) |
| Power, as a road manager, to set the fee payable for a route assessment. | s4(c) | 09/12/2014 | |

2.80 Nature Conservation Act 1992

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|--------------------|--|--------------|
| Description of Power - <i>Nature Conservation Act 1992</i> | Section | Delegation Date | Condition(s) |
| Power, as a landholder, to make a submission to the Minister about the proposed declaration of a nature refuge. | s44(4) | 09/12/2014 | |
| Power, as a landholder, to enter a conservation agreement with the Minister about the declaration of a nature refuge. | s45(1) & s48(1) | 09/12/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|-------------|--|--------------|
| Description of Power - <i>Nature Conservation Act 1992</i> | Section | Delegation Date | Condition(s) |
| Power, as a landholder, to request the cancellation of a conservation agreement. | s47(2) | 09/12/2014 | |
| Power, as a landholder, to make an objection to a proposed compulsory declaration of a nature refuge. | s49(2)(c) | 09/12/2014 | |
| Power, as a landholder, to claim compensation for injurious affection arising out of the declaration of a nature refuge under section 49 of the Act. | s67(5) | 09/12/2014 | |
| Power to prepare a statement of management intent for protected wildlife where the minister has provided written notice under section 100K(2), and to publish the statement on Council's website. | s100K | 27/10/2015 | |
| Power, as a landholder of land subject to an interim conservation order, to claim compensation. | s108(1) | 09/12/2014 | |
| Power, as a landholder, to make a submission about a draft management plan. | s115A(3)(c) | 09/12/2014 | |
| Power, as a landholder, to claim compensation for injurious affection arising where: (a) a regulation is made, or a conservation plan is approved, for an area under the regulation or plan as, or including, a critical habitat or an area of major interest; and (b) a landholder's interest in land in the area is injuriously affected by a restriction or prohibition imposed under the regulation or plan on the landholder's existing use of the land. | s137A(5) | 09/12/2014 | |

2.81 Nature Conservation (Administration) Regulation 2006

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|----------------------------------|--|--------------|
| Description of Power - <i>Nature Conservation (Administration) Regulation 2006</i> | Section | Delegation Date | Condition(s) |
| Power to apply for the grant of a relevant authority (protected area authority) and to do all the things necessary to process the application to obtain a decision. | s23, s24, s26, s27, s27A and s28 | 09/12/2014 | |
| Power to apply for the amendment of a relevant authority. | s47 | 09/12/2014 | |
| Power to make representations in response to a notice of amendments to a relevant authority issued by the Chief Executive pursuant to this section. | s49 | 09/12/2014 | |
| Power to make representations in response to a notice to suspend a relevant authority issued by the Chief Executive pursuant to this section. | s54 | 09/12/2014 | |
| Power to return a relevant authority to the Chief Executive. | s55(2), s56(2) and s57 | 09/12/2014 | |
| Power to apply to the Chief Executive for replacement of a damaged, destroyed, lost or stolen relevant authority. | s64 | 09/12/2014 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------------|--|--------------|
| Description of Power - <i>Nature Conservation (Administration) Regulation 2006</i> | Section | Delegation Date | Condition(s) |
| Power to surrender a relevant authority to the Chief Executive. | s65 | 09/12/2014 | |
| Power to apply for an internal review of a reviewable decision and to do all the things necessary to process the application to obtain a decision. | s100 and s102 | 09/12/2014 | |
| Power, as a person who is given or is entitled to be given a notice under section 101(3) about a decision, to apply to QCAT for external review of the decision. | s103 | 09/12/2014 | |
| Power to give a return of operations to the Chief Executive. | s132 | 09/12/2014 | |
| Power to keep a copy of a return of operations given to the Chief Executive. | s134 | 09/12/2014 | |
| Power to give the Chief Executive a notice stating a return of operations has been stolen, lost, destroyed or damaged. | s135 | 09/12/2014 | |

2.82 Nature (Wildlife Management) Regulation 2006

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|------------|--|--------------|
| Description of Power - <i>Nature Conservation (Wildlife Management) Regulation 2006</i> | Section | Delegation Date | Condition(s) |
| Power as a local government to: (a) destroy a flying-fox roost; (b) drive away, or attempt to drive away, a flying-fox from a flying fox roost; or (c) Disturb a flying-fox in a flying-fox roost in an urban flying-fox management area. | s41A | 09/12/2014 | |
| Power, as the holder of a damage mitigation permit, to give a return of operations for the permit to the Chief Executive. | s188 | 09/12/2014 | |
| Power, as the holder of a flying-fox roost management permit, to give a return of operations to the Chief Executive. | s188G | 09/12/2014 | |
| Power as a local government, to give the Chief Executive information about: (a) an area zones for use for residential or commercial purposes under the local government's planning scheme; and (b) as the Chief Executive to amend the urban flying-fox management area map to include the area. | s379(2) | 09/12/2014 | |
| Power as a local government to respond to a request from the Chief Executive pursuant to this section. | s383(2)(a) | 09/12/2014 | |

2.83 Electricity Act 1994

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Electricity Act 1994</i> | Section | Delegation Date | Condition(s) |
| Power as a road authority to enter a written agreement with an electricity entity. | s102(2) | 09/12/2014 | |
| Power as a road authority to give an electricity entity information about lines and levels for proposed roadworks. | s102(4) | 09/12/2014 | |
| Power as a road authority to consult with an electricity entity. | s103 | 09/12/2014 | |
| Power as a public entity to require an electricity entity to alter the position of the electricity entity's works in a publicly controlled place if the works could interfere with the exercise of the public entity's powers for the place. | s106 | 09/12/2014 | |
| Power as a public entity to refer a dispute with an electricity entity arising under Chapter 4, Part 4 of the Act to the Regulator. | s117(2) | 09/12/2014 | |
| Power as a person whose interests are affected by a decision mentioned in Schedule 1, to apply to the reviewer for an internal review of the decision. | s214(1) | 09/12/2014 | |

2.84 Electricity Regulation 2006

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Electricity Regulation 2006</i> | Section | Delegation Date | Condition(s) |
| Power as a public entity to agree on a different consultation period with an electricity entity. | s18(1) | 09/12/2014 | |
| Power as a public entity to impose reasonable requirements on an electricity entity that proposes to undertake action on a publicly controlled place. | s19(1) | 09/12/2014 | |
| Power as a public entity to require an electricity entity to provide additional warning or protection devices to safeguard the public whilst taking action on a publicly controlled place. | s20(2) | 09/12/2014 | |
| Power as a public entity to agree with an electricity entity about the restoration of a publicly controlled place that has been opened or broken up, including the power to impose reasonable conditions and requirements for the restoration. | s21(2) | 09/12/2014 | |
| Power as a public entity to agree with an electricity entity about the way maintenance work is to be carried out. | s22(2) | 09/12/2014 | |
| Power as a local government to consult with a person about the installation of a low voltage electricity line beyond the person's property, including the power to state in writing whether or not Council has any objections to the proposal. | s24 | 09/12/2014 | |

2.85 Aboriginal Cultural Heritage Act 2003

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|--|--|--------------|
| Description of Power - <i>Aboriginal Cultural Heritage Act 2003</i> | Section | Delegation Date | Condition(s) |
| Power, where there is knowledge that Aboriginal human remains or suspected Aboriginal human remains are in the possession or ownership of another person, to advise the chief executive about the existence of the remains and location of the remains. | s18 | 27/10/2015 | |
| Power to consult with the Minister about cultural heritage duty of care guidelines. | s28(2) | 27/10/2015 | |
| Power, as a person involved in putting an approved cultural heritage management plan into effect, to take all reasonable steps to ensure the chief executive is advised about all Aboriginal cultural heritage revealed to exist because of any activity carried out under the plan. | s30 | 27/10/2015 | |
| Power, as a person who carries out an activity, to advise the chief executive of Aboriginal cultural heritage revealed to exist because of the activity. | s31 | 27/10/2015 | |
| Power to carry out a cultural heritage study and have its findings recorded in the register, including all steps authorised or required by Part 6 of the Act for the purpose of carrying out the study, recording it in the register, and objecting to the way the study is recorded in the register. | ss53, 56, 57, 58, 59, 60, 61, 62(2), 63(3), 64(2), 65(2), 67, 68, 69(2), 65(2), 67, 68, 69(2), 70, 71, 76, 77(2) and 153 | 27/10/2015 | |
| Power to consult with the Minister about guidelines to help people in choosing suitable methodologies for carrying out cultural heritage studies. | s54(2) | 27/10/2015 | |
| Power, as the owner or occupier of land, to consult with the sponsor about obtaining access to the land and determine whether or not access should be given. | s70(3) | 27/10/2015 | |
| Power to consult with the chief executive about a cultural heritage study. | s72(1)(c) | 27/10/2015 | |
| Power to object to the Land Court regarding: (a) the chief executive's recording in the register of the findings of a cultural heritage study; and (b) the chief executive's refusal to record in the register the findings of a cultural heritage study. | s76 | 27/10/2015 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|--|--|--------------|
| Description of Power - <i>Aboriginal Cultural Heritage Act 2003</i> | Section | Delegation Date | Condition(s) |
| Power to develop, reach agreement on and seek approval for a cultural heritage management plan including all steps authorised or required by Part 7 of the Act for the purpose of developing, reaching an agreement on and seeking approval of the plan and objecting to any refusal to approve the plan. | ss82, 83, 91, 92, 93, 94, 95, 96, 97(2), 98(2), 99(2), 100, 101, 103, 104, 105, 106, 107, 109(5), 111, 112, 113, 114, 115, 116, 117(5) and 153 | 27/10/2015 | |
| Power to consult with the Minister about guidelines to help people in choosing suitable methodologies for developing cultural heritage management plans. | s85(1) | 27/10/2015 | |
| Power, as the owner or occupier of land, to consult with a person who wishes to enter land to perform a cultural heritage activity about obtaining access to the land and to determine whether or not access should be given. | s153 | 27/10/2015 | |

2.86 Environmental Offsets Act 2014

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Environmental Offsets Act 2014</i> | Section | Delegation Date | Condition(s) |
| Power to make an environmental offsets policy available for inspection. | s12(3) | 27/10/2015 | |
| Power to consider a notice of election and any offset delivery plan. | s19(1) | 27/10/2015 | |
| Power to decide whether it is appropriate to deliver the environmental offset in the way stated in the notice of election, and any offset delivery plan, or whether the offset should be delivered in a different way and to give notice of the decision. | s19(2) | 27/10/2015 | |
| Power to agree to amend either or both the agreed delivery arrangement and an offset delivery plan. | s19(7) | 27/10/2015 | |
| Power, where agreed delivery arrangements have been made before authority to do so is granted, to give the notice to the entity satisfying the requirements of subsection 4. | s19A | 27/10/2015 | |
| Power to enter another agreed delivery arrangement. | s20 | 27/10/2015 | |
| Power to decide an application to remove duplicate conditions. | s25A | 27/10/2015 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Environmental Offsets Act 2014</i> | Section | Delegation Date | Condition(s) |
| Power to credit amounts received by Council as a financial settlement offset to Council's trust fund. | s89(1) | 27/10/2015 | |
| Power to credit amounts received by Council as a financial settlement offset in one of the circumstances listed in subsection 2. | s89(2) | 27/10/2015 | |
| Power, as an administering agency, to keep a register of the matters listed in subsection one, make the register available for inspection and give information held on the register to the chief executive. | s90 | 27/10/2015 | |
| Power, as an administering agency, to decide an application to amend: (a) an existing authority; (b) an authority granted, on or after commencement, as the result of an application that was made but not dealt with before commencement; and (c) do all things authorised or required by section 95B following the making of the decision. | s95B | 27/10/2015 | |

2.87 Environmental Offsets Regulation 2014

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|-----------|--|--------------|
| Description of Power - <i>Environmental Offsets Regulation 2014</i> | Section | Delegation Date | Condition(s) |
| Power, as an owner of land proposed to be included within a new area covered by a later environmental offset agreement, to decide whether or not to consent to the amended declaration of the environmental offset production area. | s11(3)(c) | 27/10/2015 | |
| Power, as a decision maker, to decide an application for an area of land to be identified as an advanced offset and to do all things authorised or required by section 14 following the making of the decision. | s14 | 27/10/2015 | |
| Power, as a decision maker, to remove an advanced offset from the register kept under section 90 of the Act. | s14(7) | 27/10/2015 | |
| Power, as a decision maker, to decide an application to vary the boundary of an area of land identified as an advanced offset and to do all things authorised or required by section 15 following the making of the decision. | s15 | 27/10/2015 | |
| Power, as a relevant entity, to extend the time for applying for internal review. | s18(2) | 27/10/2015 | |
| Power, as a relevant entity, to review a reviewable decision, make an internal review decision and to do all things authorised or required by section 19 following the making of the decision. | s19 | 27/10/2015 | |

2.88 Animal Care and Protection Act 2001

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|----------|--|--------------|
| Description of Power - <i>Animal Care and Protection Act 2001</i> | Section | Delegation Date | Condition(s) |
| Power, in the specified circumstances, to agree in writing to the transfer of the ownership of an animal or other thing to Council. | s156(2) | 22/08/2016 | |
| Power, in the specified circumstances, to deal with an animal or other thing as considered appropriate. | s157 | 22/08/2016 | |
| Power, in the specified circumstances, to recover the cost from the animal's owner or former owner. | s189 | 22/08/2016 | |
| Power, in the specified circumstances, to agree in writing to the transfer of the ownership of an animal to Council. | s214A(2) | 22/08/2016 | |

2.89 Biosecurity Act 2014

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Biosecurity Act 2014</i> | Section | Delegation Date | Condition(s) |
| Power, in a circumstance listed in subsection (1), to advise an inspector of the presence of the biosecurity matter. | s36(2) | 22/08/2016 | |
| Power, in a circumstance listed in subsection (1), to advise an appropriate authorised officer of the presence of the biosecurity matter that is a relevant restricted matter. | s42(2) | 22/08/2016 | |
| Power to carry out the main function of a local government under the Act. | s48 | 22/08/2016 | |
| Power to consult with the Minister. | s50(3) | 22/08/2016 | |
| Power to comply with a notice issued by the Minister pursuant to subsection (4). | s50(5) | 22/08/2016 | |
| Power to agree with the chief executive that Council cannot achieve substantial compliance with the notice. | s51(2) | 22/08/2016 | |
| Power to comply with a request from the Minister for a written report made pursuant to subsection (1). | s52(2) | 22/08/2016 | |
| Power to prepare and approve a biosecurity plan for invasive biosecurity matter for Council's area. | s53 | 22/08/2016 | |
| Power to keep a copy of the biosecurity plan available for inspection. | s54 | 22/08/2016 | |
| Power to consult with the chief executive about the suitability and priority of the activities. | s59 | 22/08/2016 | |
| Power to pay the amount required by a notice issued by the Minister pursuant to this section. | s60(5) | 22/08/2016 | |
| Power, as a building authority for a barrier fence, or as an owner of land affected by the amendment, to consult with the chief executive about the amendment of the barrier fence map. | s91(3) | 22/08/2016 | |
| Power, as a building authority for a barrier fence, in the circumstance set out in subsection (1), to build and pay for a gate or grid in the fence. | s92(2) | 22/08/2016 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---------------|--|--------------|
| Description of Power - <i>Biosecurity Act 2014</i> | Section | Delegation Date | Condition(s) |
| Power, as a building authority for a barrier fence, to undertake the activities set out in subsections (a) and (b). | s93 | 22/08/2016 | |
| Power, as a building authority for a barrier fence, to enter a place in the circumstances set out in subsection (1). | s94 | 22/08/2016 | |
| Power, as a building authority for a barrier fence, to enter into an agreement with another person about making an opening in the fence for a particular purpose and period. | s95 | 22/08/2016 | |
| Power, as a building authority for a barrier fence, to give a notice to a person requiring the person to restore the fence. | s96(2) | 22/08/2016 | |
| Power, as a building authority for a barrier fence, to carry out the restoration of the barrier fence and recover the reasonable costs from the person to whom notice was given pursuant to subsection (2). | s96(4) | 22/08/2016 | |
| Power, as a building authority for a barrier fence part, to appoint a person employed or engaged by Council to exercise powers under the Act in relation to the barrier fence part. | s100 | 22/08/2016 | |
| Power, as a building authority for a barrier fence or part of a barrier fence, to give directions to a barrier fence employee. | s101(2) | 22/08/2016 | |
| Power, as a relevant entity, to consult with the chief executive about a proposed making of a code of practice. | s105 | 22/08/2016 | |
| Power to make written submissions on a proposed guideline. | s107 | 22/08/2016 | |
| Power to apply to an inspector for a biosecurity emergency order permit. | s121 | 22/08/2016 | |
| Power to apply to an inspector for a biosecurity instrument permit. | s 132 | 22/08/2016 | |
| Power as a registrable biosecurity entity to apply for registration. | ss145 and 147 | 22/08/2016 | |
| Power as a registrable biosecurity entity to apply for a registration exemption. | s146 | 22/08/2016 | |
| Power to make written submissions in response to a notice from the chief executive. | s 150(3)(b) | 22/08/2016 | |
| Power, in the circumstances referred to in subsection (1) to apply for deregistration as a biosecurity entity. | s152 | 22/08/2016 | |
| Power to comply with a requirement of the chief executive made under subsection (2) or (3). | s156(2) | 22/08/2016 | |
| Power as a registered biosecurity entity, owner or occupier to give the chief executive a restricted place notice. | s160(2) | 22/08/2016 | |
| Power to apply to the chief executive for the removal of the entry for a restricted place from the biosecurity register. | s164 | 22/08/2016 | |
| Power to give the chief executive further information or a document about the application. | s165 | 22/08/2016 | |
| Power as a biosecurity entity to give the chief executive a change notice. | s170(2) | 22/08/2016 | |
| Power to apply to the chief executive for a travel approval for the movement of a special designated animal. | s181 | 22/08/2016 | |
| Power, as a receiver of a special designated animal at a saleyard, to take the action referred to in subsections (a) and (b). | s187 | 22/08/2016 | |
| Power, as a receiver of a special designated animal at a restricted agricultural show, to take the action referred to in subsection (2). | s188 | 22/08/2016 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|------------------|--|--------------|
| Description of Power - <i>Biosecurity Act 2014</i> | Section | Delegation Date | Condition(s) |
| Power, as a receiver of a special designated animal at a place, to take the action referred to in subsection (2). | s190 | 22/08/2016 | |
| Power, in the circumstances referred to in subsection (1), as a receiver of a special designated animal to advise an inspector of the circumstances in subsection (1). | s193(2) | 22/08/2016 | |
| Power, to comply with all reasonable directions the inspector gives. | s193(3) | 22/08/2016 | |
| Power, as a relevant person, to create a movement record for a designated animal. | s194(2) | 22/08/2016 | |
| Power, in the circumstances referred to in subsection (4) and as a person who accepts delivery of the animal at the end of the movement, to create, keep and produce a record complying with subsection (6). | s197 | 22/08/2016 | |
| Power, as a person having responsibility for the organisation and operation of an agricultural show, to keep a record in the appropriate form for the designated animal. | s198(2) | 22/08/2016 | |
| Power to apply for a prohibited matter permit or a restricted matter permit and to take all steps required to bring the application to finalisation and obtain a decision on the application. | ss198(5) and (7) | 22/08/2016 | |
| Power to apply for the renewal of a prohibited matter permit or a restricted matter permit and to take all steps required to bring the application to finalisation and obtain a decision on the application. | s199 | 22/08/2016 | |
| Power to comply with a direction of the chief executive issued pursuant to subsection (2). | ss214 and 215 | 22/08/2016 | |
| Power to apply for the transfer of a prohibited matter permit or a restricted matter permit. | ss225 and 226 | 22/08/2016 | |
| Power to consult with an interested entity about a proposed biosecurity program. | s229 | 22/08/2016 | |
| Power to consult with the chief executive about a proposed biosecurity program. | s230 | 22/08/2016 | |
| Power to consult with the chief executive and an invasive animal board before authorising a biosecurity program. | s235(3)(d) | 22/08/2016 | |
| Power to give make copies of a biosecurity program authorisation available for inspection and purchase at Council's public office. | s239(1) | 22/08/2016 | |
| Power, as the issuing authority, after receiving an internal review application to conduct an internal review and make a decision. | s358 | 22/08/2016 | |
| Power, as the issuing authority, to give notice of an internal review decision. | s364 | 22/08/2016 | |
| Power, as the issuing authority, to make a new decision following the receipt of directions from the court. | s365 | 22/08/2016 | |
| Power, as the issuing authority, to give effect to a decision of the court to substitute the internal review decision with a new decision. | s366 | 22/08/2016 | |
| Power, as the issuing authority for a biosecurity order, to give notice of the amount of the debt. | s372(1) | 22/08/2016 | |
| Power to register a charge over the land for an unpaid amount and to release the charge once the unpaid amount has been paid. | s372(2) | 22/08/2016 | |
| Power, as a third party, to appear at the hearing of an application for a cost recovery order. | s380(2) | 22/08/2016 | |
| Power to enter into a government and industry agreement with the Minister or the chief executive. | s381 | 22/08/2016 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------------|--|--------------|
| Description of Power - <i>Biosecurity Act 2014</i> | Section | Delegation Date | Condition(s) |
| Power to enter into a compliance agreement with the chief executive. | s383 | 22/08/2016 | |
| Power to apply to the chief executive to enter into a compliance agreement with the State. | s391 | 22/08/2016 | |
| Power to give the chief executive further information or a document required to decide the application. | s393 | 22/08/2016 | |
| Power, as the other party to a compliance agreement, to make written representations to the chief executive following receipt of a show cause notice. | s396 | 22/08/2016 | |
| Power, as the holder for a relevant authority, to apply to the chief executive to amend the conditions of the authority and to take all steps necessary to obtain a decision on the application. | s399(1)(b) | 22/08/2016 | |
| Power, as the holder for a relevant authority, to make written representations about the show cause notice to the chief executive. | s405 | 22/08/2016 | |
| Power, as the holder for a relevant authority, to ask the chief executive to cancel the authority. | ss479 and 480 | 22/08/2016 | |
| Power, as the holder for a relevant authority, to comply with a notice requiring the return of the document evidencing the authority. | s485 | 22/08/2016 | |

2.90 Body Corporate and Community Management (Accommodation Module) Regulation 2008

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---------|--|--------------|
| Description of Power - <i>Body Corporate and Community Management (Accommodation Module) Regulation 2008</i> | Section | Delegation Date | Condition(s) |
| Power, as the relevant planning body, to issue a certificate approving or noting (as required under the Sustainable Planning Act) an instrument giving effect to a transaction of the body corporate. | s159(6) | 22/08/2016 | |

2.91 Building Regulation 2006

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Building Regulation 2006</i> | Section | Delegation Date | Condition(s) |
| Power, if it is not practicable to show each of the designated bush fire prone area in Council's planning scheme maps, to:- (a) prepare maps showing the areas; and (b) ensure the maps are updated. | s12(4) | 22/08/2016 | |
| Power to keep a register of the flood hazard areas Council designates and when each designation was made. | s13(4) | 22/08/2016 | |

2.92 Queensland Heritage Act 1992

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|------------------------|--|--------------|
| Description of Power - <i>Queensland Heritage Act 1992</i> | Section | Delegation Date | Condition(s) |
| Power to apply to the Chief Executive to have a place entered or removed from the Queensland Heritage Register, including all powers authorised or required by Part 4 of the Act for the purpose of making the application and having the place entered in or removed from the Register. | ss 36, 36A, 43, 46, 48 | 22/08/2016 | |
| Power to make a heritage submission (including power to agree to a later day for making the submission). | s41 and 42 | 22/08/2016 | |
| Power to make written representations to the chief executive about the place | s43 | 22/08/2016 | |
| Power to make oral representations to the Heritage Council about the recommendation. | s46(2)(a) | 22/08/2016 | |
| Power, as the owner, to make a written response to the Heritage Council about the recommendation. | s46(2)(v) | 22/08/2016 | |
| Power, as the owner, to consult with the chief executive about a proposed destroyed place recommendation. | s46A(1)(c) | 22/08/2016 | |
| Power to make written representations to the Heritage Council about the place the subject of an application under Part 4 of the Act. | s48 | 22/08/2016 | |
| Power to request and make oral representations to the Heritage Council about the recommendation. | ss49 and 50 | 22/08/2016 | |
| Power, as the owner, to give the Council a heritage response to the heritage recommendation. | s50A | 22/08/2016 | |
| Power, as the owner, to agree in writing with the Council on a later day by which the heritage response must be given. | s50B(3) | 22/08/2016 | |
| Power, as the owner of a place the subject of a heritage recommendation to agree to extend the day for making the decision. | s52 | 22/08/2016 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---|--|--------------|
| Description of Power - <i>Queensland Heritage Act 1992</i> | Section | Delegation Date | Condition(s) |
| Power, as the owner of a place, to apply to the chief executive to have the place excluded from entry into the Queensland heritage register as a State heritage place including all powers authorised or required by Part 4 of the Act for the purpose of making the application and having the place excluded. | s56B | 22/08/2016 | |
| Power, as the owner of a place referred to in subsection (1), to give notice to the chief executive before a prescribed application is made for the place. | s58 | 22/08/2016 | |
| Power, as the owner of a place in the circumstances referred to in subsections (1) or (3), to advise the chief executive of a development approval and within the relevant period advise the chief executive of the relevant application. | s59 | 22/08/2016 | |
| Power to make a submission about development the State proposes to carry out on a Queensland heritage place. | s71 | 22/08/2016 | |
| Power, as a relevant person for a Queensland heritage place, to apply to the chief executive for an exemption certificate to carry out development mentioned in subsection (3) on the place including all powers authorised or required by Part 6, Division 2 to obtain the exemption. | ss72 and 73 | 22/08/2016 | |
| Power to enter into a heritage agreement for a Queensland heritage place and to agree to the changing or ending of a heritage agreement. | s80 | 22/08/2016 | |
| Power, as owner, to consent to the entering of a heritage agreement for a Queensland heritage place and to agree to the changing or ending of a heritage agreement. | ss80(1)(b) and 80(2)(b) | 22/08/2016 | |
| Power, as a party to a heritage agreement, to apply to the Planning and Environment Court for the orders required to secure compliance with the agreement. | s82 | 22/08/2016 | |
| Power, as the owner of a Queensland heritage place, to comply with a repair and maintenance notice. | s84(6) | 22/08/2016 | |
| Power to give the chief executive notice of the discovery of an archaeological artefact or underwater cultural heritage artefact. | s89 | 22/08/2016 | |
| Power to apply to the chief executive for compensation for a loss suffered because of the exercise of a power under section 92 including all powers authorised or required by Part 9, Division 2 to obtain compensation. | ss94 and 95 | 22/08/2016 | |
| Power to apply to QCAT for an external review of a compensation decision. | s98 | 22/08/2016 | |
| Power to apply to the chief executive for a permit to enter a protected area including all powers authorised or required by Part 10, Division 1 to obtain the permit. | ss105 and 106 | 22/08/2016 | |
| Power to respond to a show cause notice in relation to a proposal to cancel a permit to enter a protected area. | s110 | 22/08/2016 | |
| Power to appeal to the Planning & Environment Court in relation to those matters listed in subsection (1). | s111 | 22/08/2016 | |
| Power as a local government to keep a local heritage register for its area including all powers authorised or required by Part 11, Divisions 1, 1A, 2, 3 and 5, other than section 119, to keep the register. | ss112, 112B, 113, 114, 116, 117, 118, 120 and 122 | 22/08/2016 | |
| Power, as a person identified in subsection (1), to appeal to the Planning & Environment Court against the decision. | s161 | 22/08/2016 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Queensland Heritage Act 1992</i> | Section | Delegation Date | Condition(s) |
| Power, as a local government, to provide any information or assistance that the Minister or chief executive reasonably requires for the purposes of the Act. | s165 | 22/08/2016 | |

2.93 River Improvement Trust Act 1940

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|----------|--|--------------|
| Description of Power - <i>River Improvement Trust Act 1940</i> | Section | Delegation Date | Condition(s) |
| Power to give the Minister the local government's views on the recommendation of an appointment to the Governor in Council. | s5A(5B) | 22/08/2016 | |
| Power to enter into a written arrangement with a trust to use the accounts and the accounting systems of Council. | s12A | 22/08/2016 | |
| Power to pay to the trust the amount of revenue estimated by the trust in the budget adopted by it for such year. | s14A(1A) | 22/08/2016 | |
| Power to negotiate and agree for each financial year the amount to contribute to the trust and to pay the amount to the trust. | s14A(1B) | 22/08/2016 | |

2.94 Planning Act 2016

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|------------------|--|---|
| Description of Power - <i>Planning Act 2016</i> | Section | Delegation Date | Condition(s) |
| Power to make submissions to the Minister about the making or amending of a State Planning instrument. | s10 | 22/05/2017 | |
| Power to give notice of a proposed planning scheme or proposed amendment to a planning scheme to the chief executive. | ss18, 20, and 26 | 22/05/2017 | This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council. |
| For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 18, 20 and 26 . | | | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|------------------|--|---|
| Description of Power - <i>Planning Act 2016</i> | Section | Delegation Date | Condition(s) |
| Power to follow the process for making or amending a planning scheme as per the notice or amended notice issued by the chief executive or to follow the guidelines established by the Minister where appropriate. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 18, 20 and 26 and as required under a notice given by the chief executive or in the Minister's rules. | ss18, 20, and 26 | 22/05/2017 | This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council. |
| Power to apply a planning scheme as a categorising instrument in relation to prescribed tidal works in the tidal area for Council's non-port local government area | s19 | 22/05/2017 | |
| Power to follow the process for the making or amending of an LGIP as set out in the Minister's rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 21 and 26 and as required in the Minister's rules. | ss21 and 26 | 22/05/2017 | This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council. |
| Power to follow the process for the making or amending of a planning scheme policy as set out in the Minister's rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 22 and 26 and as required in the Minister's rules. | ss22 and 26 | 22/05/2017 | This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council. |
| Power to follow the process for the making or amending of a TLPI as set out in the Minister's rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 23 and 26 and as required in the Minister's rules. | ss23 and 26 | 22/05/2017 | This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council. |
| Power to follow the process for repealing a TLPI or planning scheme policy. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in section 24. | s24 | 22/05/2017 | This delegation does not include the power to decide to repeal the TLPI or planning scheme policy which is required to be exercised by Council pursuant to a resolution of Council (as per subsection (1)). |
| Power to review a planning scheme and a LGIP and follow the process for the review as set out in the Minister's rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 25 and 26 and as required in the Minister's rules. | ss25 and 26 | 22/05/2017 | This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council. |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|--|--|--|
| Description of Power - <i>Planning Act 2016</i> | Section | Delegation Date | Condition(s) |
| Power to decide whether or not to agree to a superseded planning scheme request and give notice of the decision. | s29 | 22/05/2017 | |
| Power to decide a compensation claim and provide notice of a decision. | ss32 and 33 | 22/05/2017 | |
| For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters detailed in sections 32 and 33. | | | |
| Power to make or amend a designation and follow the process in the designation process rules. | ss35, 36, 37 and 28 | 22/05/2017 | This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council. |
| For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters detailed in sections 35, 36, 37, 38 and the designation process rules. | | | |
| Power to extend the duration of a designation. | s39 | 22/05/2017 | |
| For avoidance of doubt, the power delegated includes the power to take all actions as detailed in section 39. | | | |
| Power to repeal a designation made by Council. | ss40 and 41 | 22/05/2017 | |
| For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in sections 40 and 41. | | | |
| Power to include a note about the making, amendment, extension or repeal of a designation in Council's planning scheme. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in section 42. | s42 | 22/05/2017 | |
| Power to give an exemption certificate for a development and take all actions as detailed in section 46. | s46 | 22/05/2017 | |
| Power to act as the "assessment manager" for material change of use code assessable development applications, change representations, cancellation applications, lapsed approvals or applications, and extension applications received by Council under Chapter 3 of the Act. | Sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93, 100, 101, 105, 107 and 109 | 22/05/2017 | Progress reports on applications being assessed under delegation are to be briefed to Councillors at a monthly briefing or at another suitable time. |
| For avoidance of doubt, the power delegated includes the power to take all actions of an assessment manager and consider all matters as detailed in sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93, 100, 101, 105, 107 and 109 of the Act. | | | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---|--|---|
| Description of Power - <i>Planning Act 2016</i> | Section | Delegation Date | Condition(s) |
| <p>Power to act as the “assessment manager” for reconfiguration code assessable development applications, change representations, cancellation applications, lapsed approvals or applications, and extension applications received by Council under Chapter 3 of the Act.</p> <p>For avoidance of doubt, the power delegated includes the power to take all actions of an assessment manager and consider all matters as detailed in sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93 100, 101, 105, 107 and 109 of the Act.</p> | Sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93, 100, 101, 105, 107 and 109 | 22/05/2017 | <p>Reconfiguration code assessable applications can only be approved where they are for the creation of 10 additional allotments or less unless the applicant is seeking a deemed approval under s64.</p> <p>Where Council has received notice that an applicant will seek a deemed approval under s64 and there is not a scheduled Council Meeting within the relevant timeframe, a decision may be made under this delegation to approve or refuse the application.</p> <p>Progress reports on applications being assessed under delegation are to be briefed to Councillors at a monthly briefing or at another suitable time.</p> |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|---|--|--|
| Description of Power - <i>Planning Act 2016</i> | Section | Delegation Date | Condition(s) |
| <p>Power to act as the “assessment manager” for impact assessable development applications, change representations, cancellation applications, lapsed approvals or applications, and extension applications received by Council under Chapter 3 of the Act.</p> <p>For avoidance of doubt, the power delegated includes the power to take all actions of an assessment manager and consider all matters as detailed in sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93 100, 101, 105, 107 and 109 of the Act.</p> | Sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93, 100, 101, 105, 107 and 109 | 22/05/2017 | <p>Impact assessable applications can only be approved where the application is consistent and no submissions have been received by Council during the notification period.</p> <p>For the avoidance of doubt, powers do not include approving or refusing an impact inconsistent development application.</p> <p>Progress reports on applications being assessed under delegation are to be briefed to Councillors at a monthly briefing or at another suitable time.</p> |
| <p>Power to act as the “assessment manager” in accordance with requirements of the <i>Building Act 1975</i> for code assessable development applications, change representations, cancellation applications, lapsed approvals or applications, and extension applications received by Council under Chapter 3 of the Act.</p> <p>For avoidance of doubt, the power delegated includes the power to take all actions of an assessment manager and consider all matters as detailed in sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93 100, 101, 105, 107 and 109 of the Act.</p> | Sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93, 100, 101, 105, 107 and 109 | 22/05/2017 | <p>Powers only extend to decisions relating to applications received under the provisions of the <i>Building Act 1975</i>.</p> <p>Any decision under the Building Act or Planning Act that is required to be made by a building certifier must only be made by a building certifier</p> |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|--|--|--------------|
| Description of Power - <i>Planning Act 2016</i> | Section | Delegation Date | Condition(s) |
| Power to act as a "referral agency" for all development applications received by Council as a referral agency under Chapter 3 of the Act. For avoidance of doubt, the power delegated includes the power to take all actions of a referral agency and consider all matters as detailed in sections 54, 55, 56, 57, 65, 66, 67, 84, 85, 100, 107 and 109 of the Act. | ss54, 55, 56, 57, 65, 66, 67, 84, 85 100, 107 and 109 | 22/05/2017 | |
| Power to act as a "responsible entity" for all change applications received by Council as a responsible entity under Chapter 3 of the Act. For avoidance of doubt, the power delegated includes the power to take all actions of a responsible entity and consider all matters as detailed in sections 79, 80, 81, 82, 83, 93, 100, 105, 107 and 109 of the Act. | ss79, 80, 81, 82, 83, 93 and 100, 105, 107 and 109 | 22/05/2017 | |
| Power to act as an "affected entity" for all change applications received by Council as an affected entity under Chapter 3 of the <i>Planning Act 2016</i> . For avoidance of doubt, the power delegated includes the power to take all actions of an affected entity and consider all matters as detailed in section 80 of the Act. | s80 | 22/05/2017 | |
| Power to note an approval referred to in subsection (1) on Council's planning scheme and give notice of the approval to the chief executive. | s89 | 22/05/2017 | |
| Power to make submissions in response to a proposed call in notice received by Council. | s102 | 22/05/2017 | |
| Power, as a participating local government for a distributor-retailer, to enter a break-up agreement about the charges break-up. | s114 | 22/05/2017 | |
| Power to carry out the steps required after making a charges resolution. | s118 | 22/05/2017 | |
| Power to give an infrastructure charges notice. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in sections 119, 120, 121 and 129. | ss119, 120, 121 and 129 | 22/05/2017 | |
| Power, as a local government that gave an infrastructure charges notice, to agree with the recipient about:- a) whether the levied charge may be paid other than as required under section 122, including whether it may be paid by instalments; and/or b) whether infrastructure may be provided instead of paying all or part of the levied charge. | s123 | 22/05/2017 | |
| Power, as a local government, to consider representations made on an infrastructure charges notice and, issue a negotiated notice or give a decision notice. | s125 | 22/05/2017 | |
| Power, as a local government with a LGIP that identifies adequate trunk infrastructure to service the subject premises, to impose a development condition requiring either or both of the following to be provided at a stated time: a) the identified infrastructure; and/or b) different trunk infrastructure delivering the same desired standard of service. | s128(1) | 22/05/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---|--|---|
| Description of Power - <i>Planning Act 2016</i> | Section | Delegation Date | Condition(s) |
| Power, as a local government with a LGIP that does not identify adequate trunk infrastructure to service the subject premises, to impose a development condition requiring development infrastructure necessary to service the premises to be provided at a stated time. | s128(2) | 22/05/2017 | |
| Power, as a local government, to impose an extra payment condition. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in sections 130, 131, 132, 133, 134 and 135. | ss130, 131, 132, 133, 134 and 135 | 22/05/2017 | |
| Power in the circumstances referred to in subsection (1) to, by notice given to the applicant, amend the infrastructure charges notice. | s137 | 22/05/2017 | |
| Power, as a local government, to consider and decide a conversion application. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in sections 140, 141 and 142 | ss140, 141 and 142 | 22/05/2017 | |
| Power, as a local government, to agree with an applicant that a levied charge, for the purpose of its recovery, is not taken to be rates. | s144(2) | 22/05/2017 | |
| Power, as a local government, to impose a development condition about non-trunk infrastructure. | s145 | 22/05/2017 | The exercise of this power only applied to decisions where the power to act as "assessment manager" has been delegated. |
| Power in the circumstances referred to in subsection (1) to:- a) pay the amount of the levied charge to the State infrastructure provider; and b) agree with the State infrastructure provider and the person who provided the replacement infrastructure about when the amount of the levied charge will be paid. | s149 | 22/05/2017 | |
| Power, as a local government, to enter an infrastructure agreement. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in Chapter 4, Part 4. | Chapter 4, Part 4 | 22/05/2017 | |
| Power, as an enforcement authority, to give a show cause notice. | s167 | 22/05/2017 | |
| Power, as an enforcement authority, to give an enforcement notice and to do all things necessary in giving the enforcement notice, including: a) consulting with a private certifier before giving the notice; and b) give notice to the chief executive about the giving or withdrawing of an enforcement notice. | ss168, 169 and 174 | 22/05/2017 | |
| Power to bring offence proceedings for an offence against the Act. | s174 | 22/05/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|---|--------------------------|--|---|
| Description of Power - <i>Planning Act 2016</i> | Section | Delegation Date | Condition(s) |
| Power, as an enforcement authority, to:- a) take the action required under the enforcement order; and b) recover the reasonable cost of taking the action as a debt to the authority from the defendant. | s176(10) | 22/05/2017 | |
| Power, as an enforcement authority in an offence proceeding, to apply for an order for the payment of the expenses. | s178(1)(b) | 22/05/2017 | |
| Power to start proceedings in the P&E Court for an enforcement order. | s180 | 22/05/2017 | |
| Power, as an enforcement authority, to:- a) take the action required under the enforcement order; and b) recover the reasonable cost of taking the action as a debt to the authority from the respondent. | s180(13) | 22/05/2017 | |
| Power, as an enforcement authority in an offence proceeding, to apply for a disposal order. | s214 | 22/05/2017 | |
| Power to make a claim for compensation from the State where Council incurs loss because of the exercise, or purported exercise, of a power by or for an inspector. | s221 | 22/05/2017 | |
| Power as an appellant or co-respondent to make an application for or to participate in an appeal and to do all things necessary to finalise the appeal. | s229 | 22/05/2017 | |
| Power to elect to be a co-respondent in an appeal. | s230(6) | 22/05/2017 | |
| Power to start proceedings for a declaration by a tribunal. | ss239(1) 240 and 241, | 22/05/2017 | |
| For avoidance of doubt, the power delegated includes the power to take all actions detailed in sections 239(1), 240 and 241. | | | |
| Power to give the registrar information that the registrar reasonably requires for the proceedings. | s246(2) | 22/05/2017 | |
| Power to appear as a party to a tribunal proceeding. | s248 | 22/05/2017 | |
| Power to make submissions to the tribunal. | s249 | 22/05/2017 | |
| Power to give notice to the Registrar once a tribunal's direction or order has been complied with. | s257 | 22/05/2017 | |
| Power to give an applicant the planning and development certificate applied for. | s265 | 22/05/2017 | |
| Power to note the registration of premises on Council's planning scheme. | s267(13) | 22/05/2017 | This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council. |

| Name of Legislation / Legislative Powers | | Delegations by Council to CEO (s257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Planning Act 2016</i> | Section | Delegation Date | Condition(s) |
| Power, as an owner of premises in an affected area, before entering into a lease of the premises with a person, to give a notice that states :- a) the premises are in an affected area; and b) that restrictions may apply to the person in taking proceedings about emissions from registered premises in the affected area. | s270 | 22/05/2017 | |
| Power to make an amendment of a type specified in subsection (1) by following the process set out in the rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in the rules. | s293(5) | 22/05/2017 | |

2.95 Public Records Act 2002

| Name of Legislation / Legislative Powers | | Delegations by Council to Mayor (s257 LGA 2009) | |
|---|-----------|--|--------------|
| Description of Power - <i>Public Records Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power to make and keep records of Council's activities | s7(1)(a) | 27/11/2017 | |
| Power to have regard to any relevant policy, standards and guidelines made by the archivist about the making and keeping of public records | s7(2) | 27/11/2017 | |
| Power to ensure the safe custody and preservation of Council's records | s8(1) | 27/11/2017 | |
| Power to give written notice to the State archivist of the existence of a public record in Council's possession which is more than 25 years old | s10(1)(a) | 27/11/2017 | |
| Power to give a public record in Council's possession, which is more than 25 years old, to the State archivist | s10(1)(b) | 27/11/2017 | |
| Power to give a public record in Council's possession, which is 25 years old or less, to the State archivist | s11(2) | 27/11/2017 | |
| Power to take action to ensure that a public record remains able to be produced or made available | s14(2) | 27/11/2017 | |
| Power to give written notice to the State archivist of a restricted access period for a public record. | s16 | 27/11/2017 | |
| Power as a responsible public authority to give the State archivist a written notice stating— (i) the public authority has classified a record which has a restricted access period as a record to which unrestricted access is allowed; or (ii) access to a record which has a restricted access period may be given on conditions stated in the notice. | s18(2)(b) | 27/11/2017 | |
| Power as a responsible public authority to give the State archivist written notice of a change to the restricted access notice for a record. | s19(2) | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to Mayor (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Public Records Act 2002</i> | Section | Delegation Date | Condition(s) |
| Power as a responsible public authority to refer a dispute about a restricted access notice for a public record to the committee. | s19(4) | 27/11/2017 | |
| Power to apply to the State archivist for, or consent to, an authorisation for the disposal of particular public records or classes of public records. | s26(1) | 27/11/2017 | |
| Power to make an arrangement with the State archivist for the storage of public records. | s28 | 27/11/2017 | |
| Power as a public authority to make a written application to the committee for a review of a decision by made by the archivist refusing to authorise the disposal of particular public records or classes of public records. | s39(1) | 27/11/2017 | |

2.96 Economic Development Act 2012

| Name of Legislation / Legislative Powers | | Delegations by Council to Mayor (S257 LGA 2009) | |
|---|--|--|--------------|
| Description of Power - <i>Economic Development Act 2012</i> | Section | Delegation Date | Condition(s) |
| Power to consult with MEDQ about a proposed declaration under section 40C(1). | s40B | 27/11/2017 | |
| Power to make submissions to MEDQ about the proposed planning instrument change. | s41(5)(b) | 27/11/2017 | |
| Power as the proposer to prepare a proposed planning instrument change. For the avoidance of doubt this power includes all actions and all matters required to be considered under sections 42A, 42B, 42C, 42D, 42E, 42G, 42H, 42I, 42J and 42L of the <i>Economic Development Act 2012</i> | ss 42A, 42B, 42C, 42D, 42E, 42G, 42H, 42I, 42J and 42L | 27/11/2017 | |
| Power to agree to the making of a regulation making an interim local law. | s43(3) | 27/11/2017 | |
| Power to comply with a request by MEDQ to supply documents or information. | s52(3) | 27/11/2017 | |
| Power to consult with MEDQ about a proposed development scheme. | s58(2)(a) | 27/11/2017 | |
| Power as an owner of land to consent to the making of a PDA development application. | s82(1)(b) | 27/11/2017 | |
| Power to make submissions to MEDQ about a PDA development application. | s84(4)(d) | 27/11/2017 | |
| Power as an owner of land to consent to the cancellation of a PDA development approval. | s98(2) | 27/11/2017 | |
| Power as an owner of land to consent to the making of an amendment application. | s99(5) | 27/11/2017 | |
| Power as a superseding public sector entity to continue to make and levy the infrastructure expenses recoupment charge. | s116E(3)(b) | 27/11/2017 | |
| Power as a charging entity to give a charge notice. | s116G | 27/11/2017 | |

| Name of Legislation / Legislative Powers | | Delegations by Council to Mayor (S257 LGA 2009) | |
|--|---------|--|--------------|
| Description of Power - <i>Economic Development Act 2012</i> | Section | Delegation Date | Condition(s) |
| Power to recover a charge that becomes owing under subsection (1). | s117 | 27/11/2017 | |
| Power to consult with MEDQ about a proposed infrastructure agreement likely to continue to apply to land after the land ceases to be in, or to be PDA-associated land for, a priority development area | s122(2) | 27/11/2017 | |
| Power as a directed entity to do everything reasonably necessary to comply with a direction given by MEDQ. | s127(4) | 27/11/2017 | |
| Power as a directed entity to comply with a direction given by MEDQ to provide or maintain stated infrastructure in, or relating to, a stated priority development area. | s128(4) | 27/11/2017 | |
| Power to subdelegate a function or power of MEDQ delegated to Council under subsection (1) to an appropriately qualified employee Council. | s169(4) | 27/11/2017 | |
| Power as a directed entity, in the circumstances specified in subsection (1), to comply with the direction. | s213(2) | 27/11/2017 | |
| Power as a directed entity, in the circumstances specified in subsection (1), to comply with the direction. | s214(2) | 27/11/2017 | |

2.97 Delegations to the Mayor

| Name of Legislation / Legislative Powers | | Delegations by Council to Mayor (S257 LGA 2009) | |
|--|---------------------|--|--------------|
| Description of Power - <i>Local Government Act 2009</i> | Section | Delegation Date | Condition(s) |
| Financial delegation to the amount of \$5,000.00 for entertainment purposed. | | 29/07/2014 | |
| Power to negotiate, in consultation with the Review Panel previously appointed by Council, the terms and conditions of a new written contract of employment with the incumbent Chief Executive Officer | 194 (3) & 193(4) | 30/10/12 | |
| Authority to enter into a new written contract of employment with the incumbent Chief Executive Officer | 194 (3) | 30/10/12 | |

SCHEDULE 2: Miscellaneous Delegations to the Chief Executive Officer

This table captures delegations From Council to the Chief Executive which have been made by Council resolution for a single purpose, at which point the delegation expires.

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|---|---|------------|--|-------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <ol style="list-style-type: none"> 1. In respect to tender number 12/WM/TEN001, Council accept the tender submitted by Sims Metal Management for the removal and recycling of scrap metal and non-ferrous metals from various Council sites; 2. In respect to tender number 12/WM/TEN001, Council accept the tender submitted by Orbitas (Gold Coast Resource Recovery) for the removal and recycling of lead batteries from various Council sites; and 3. Council delegate authority to the Chief Executive Officer to extend the contract prior to the expiration of the contract term as necessary, in accordance with contract provisions. | <i>Local Government Regulation 2012</i> | Chapter 6 | 30 April 2014 | 3 June 2018 |
| <ol style="list-style-type: none"> 1. Council accept the tender for the cleaning of public toilets and park facilities submitted by Brisbane Cleaning and Maintenance Services Pty Ltd; 2. Council award Contract No 12/13/PAO005 for a period of 24 months, with an option for a further 12 months, for the amount of \$213,953.74 per annum (excluding GST) for the initial 12 month period. (Each additional year would include a CPI increase); and 3. Council delegate to the Chief Executive Officer the decision for the option to vary the contract for an additional 12 month period. | <i>Local Government Regulation 2012</i> | Chapter 6 | 28 May 2013 | 30 June 2015 |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|--|---|------------|--|-------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <ol style="list-style-type: none"> 1. Council accept the tenders from Traffic Group Australia Pty Ltd, Able Secure Traffic Services and Customised Traffic Management as a panel of providers for the provision of traffic control services for the period 1 October 2013 to 31 August 2014; and 2. Council delegate authority to the Chief Executive Officer (CEO) to extend the contract for a further 12 months prior to the contract term, in accordance with contract provisions. | <i>Local Government Regulation 2012</i> | Chapter 6 | 27 August 2013 | 31 August 2014 |
| <ol style="list-style-type: none"> 1. Council accept the tender from Trevor Prodger Pty Ltd, for the provision of Crushing of Gravel, for the period 1 October 2013 to 30 September 2015, and award a contract on the following basis: <ul style="list-style-type: none"> • Establishment per site (visit) No charge • Wallace Creek Quarry \$7.50/m³ • Harvey's Quarry \$7.50/m³ • Wickman Quarry \$7.50/m³ • Kings Quarry \$7.50/m³ • Munchows Quarry \$7.50/m³ • Schimkes Quarry \$7.50/m³ 2. Council delegate authority to the Chief Executive Officer to extend the contract for a further 12 months prior to the expiration of the contract term as necessary, in accordance with contract provisions. | | | 17 September 2013 | 30 September 2015 |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|--|-------------------------|------------|--|-------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <p>1. Council resolve to endorse the following Infrastructure Agreements prepared for the Bromelton Regional Development Area, which outlines the key land holders obligations towards the infrastructure networks within the jurisdiction of Council:</p> <ul style="list-style-type: none"> • Draft Bromelton Infrastructure Agreement - Scenic Rim Regional Council and Eureka 1 Project 9 Pty Ltd., Eureka 1 Project 19 Pty Ltd., & Eureka 1 Project 20 Pty Ltd.; and • Draft Bromelton Infrastructure Agreement - Scenic Rim Regional Council and Fast Track Bromelton Pty Ltd. & Nakheel SPV Pty Ltd. <p>2. Council delegate to the Chief Executive Officer the authority to execute the separate Infrastructure Agreements (incorporating any necessary amendments that does not alter a landowners infrastructure obligations under the Agreements) prepared to be entered into with Eureka 1 Project 9 Pty Ltd., Eureka 1 Project 19 Pty Ltd., & Eureka 1 Project 20 Pty Ltd., and Fast Track Bromelton Pty Ltd & Nakheel SPV Pty Ltd respectively.</p> | | | 28 January 2014 | |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|--|----------------------------------|----------------|--|---|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <ol style="list-style-type: none"> 1. Council resolve to provide an interest free rating concession for ratepayers who meet the criteria for Financial Hardship and apply in writing in a form approved by Council. The conditions of the interest free rating concession are to remain consistent with the previous interest free monthly instalment program. 2. Pursuant to s.257 of the <i>Local Government Act 2009</i>, Council delegate to the Chief Executive Officer the power to waive interest for ratepayers that meet the criteria and conditions for the interest free rating concession as outlined in this report. 3. The interest free rating concession applies for the July-December 2014 rating period only. | <i>Local Government Act 2009</i> | s257 | 24 June 2014 | Once the rating period and appeals period for rating decisions has expired. |
| <ol style="list-style-type: none"> 1. Council express an interest to the Department of Natural Resources and Mines in accepting responsible of part of Lot 179 W311712 following its dedication as a road; and 2. Council delegate authority to the Chief Executive Officer to finalise negotiations with the Department of Natural Resources and Mines in order for Council to accept responsibility of part of Lot 179 W311712 following its dedication as a road, subject to the Department of Transport and Main Roads accepting responsibility of part of Lot 179 for the purpose of continuity of Carneys Creek Road. | <i>Not Identified</i> | Not Identified | 29 July 2014 | Once Negotiations are Finalised. |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|--|--|--------------------------------------|--|----------------------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <ol style="list-style-type: none"> 1. Council award the contract for Tender No. 13/14/FRW0016 Restoration Works on Various Roads in Construction Package No 3_FD13 to Naric Pty Ltd for the sum of \$2,670,359.98 (excluding GST) on a Schedule of Rates basis; 2. A contingency amount of \$270,000 (excluding GST) be approved for this contract to allow for possible latent conditions during the course of the contract; and 3. Council delegate authority to the Chief Executive Officer to vary contract 13/14/FRW0016 for the inclusion of additional QLDRA approved projects to the value of \$200,000 (excluding GST). | <i>Not Identified</i> | Not Identified | 22 October 2014 | Once the contract has completed. |
| <ol style="list-style-type: none"> 1. Council commence negotiations with the owner/s of Lot 1 RP64492 and Lot 5 RP49824 for the acquisition by agreement (compensation) of approximately 1,423m² and 1,653m² of land respectively for the purpose of a road; 2. Council delegate power to the Chief Executive officer to settle those negotiations on the basis of an independent valuation by a Registered Valuer if necessary, with all survey, required fencing, associated legal and Title Office expenses being Council's responsibility; and 3. In the event that settlement cannot be effected by agreement, Council proceed with compulsory resumption action by serving a Notice of Intention to Resume the land for road purposes in accordance with the <i>Acquisition of Land Act 1967</i>. | <i>Local Government Act</i> <i>Acquisition of Land Act 1967</i> | Not identified Not Identified | 25 November 2014 | When acquisition completed |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|---|-------------------------------------|----------------|--|----------------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <ol style="list-style-type: none"> 1. Council commence negotiations with the owner/s of Lot 1 RP15075 for the acquisition by agreement (compensation) of approximately 100m² of land for the purpose of a road; and 2. Council delegate power to the Chief Executive Officer to settle those negotiations on the basis of an independent valuation by a Registered Valuer, if necessary, with all survey, required fencing, associated legal and Title Office expenses being Council's responsibility. | <i>Local Government Act</i> | Not identified | 25 November 2014 | When acquisition completed |
| <ol style="list-style-type: none"> 1. Council commence negotiations with the owner/s of Lot 74 W311146 on the basis of a simultaneous road opening and closure on Christmas Creek Road, Lamington, for the purpose of road realignment; 2. Council delegate power to the Chief Executive Officer to settle those negotiations on the basis of an independent valuation by a Registered Valuer if necessary, with all survey, required fencing, associated legal and Title Office expenses being Council's responsibility; and 3. In the event that settlement cannot be effected by agreement, Council proceed with compulsory resumption action by serving a Notice of Intention to Resume the land for road purposes in accordance with the <i>Acquisition of Land Act 1967</i>. | <i>Acquisition of Land Act 1967</i> | Not identified | 25 November 2014 | When acquisition completed |
| <ol style="list-style-type: none"> 1. Council commence negotiations with the owner/s of Lot 90 CH311238 for the acquisition by agreement (compensation) of approximately 14,200m² of land for the purpose of a road; and 2. Council delegate power to the Chief Executive Officer to settle those negotiations on the basis of an independent valuation by a Registered Valuer, if necessary, with all survey, required fencing, associated legal and Title Office expenses being Council's responsibility. | <i>Not Specified</i> | Not identified | 9 December 2014 | When acquisition completed |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|--|-------------------------------------|----------------|--|----------------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <ol style="list-style-type: none"> 1. Council commence negotiations with the owner/s of Lot 171 WD5154 and Lot 182 WD5154 for the acquisition by agreement (compensation) of approximately 1,800m² and 860m² of land respectively for the purpose of a road; 2. Council delegate power to the Chief Executive officer to settle those negotiations on the basis of an independent valuation by a Registered Valuer if necessary, with all survey, required fencing, associated legal and Title Office expenses being Council's responsibility; 3. In the event that settlement cannot be effected by agreement, Council proceed with compulsory resumption action by serving a Notice of Intention to Resume the land for road purposes in accordance with the <i>Acquisition of Land Act 1967</i>; and 4. Council endeavour to minimise the land required for the footpath and bridge construction. | <i>Acquisition of Land Act 1967</i> | Not identified | 9 December 2014 | When acquisition completed |
| <ol style="list-style-type: none"> 1. Council delegate authority to the Chief Executive Officer in accordance with section 257(1) of the <i>Local Government Act 2009</i> to award Contract 14/15/FRW003 Construction of Geiger Bridge and Murphy Bridge, Canungra. The delegation will end once the Chief Executive Officer has awarded the Contract; and 2. Council delegate authority to the Chief Executive Officer in accordance with section 257(1) of the <i>Local Government Act 2009</i> to award Contract 14/15/FRW002 Restoration Works on Various Road in Construction Package No 5_FD13. The delegation will end once the Chief Executive Officer has awarded the Contract. | <i>Local Government Act 2009</i> | s257(1) | 9 December 2014 | |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|--|-------------------------|----------------|--|----------------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <ol style="list-style-type: none"> 1. Council commence negotiations with the owner/s of Lot 2 RP128477 for the acquisition by agreement (compensation) of approximately 830m² of land for the purpose of a road; and 2. Council delegate power to the Chief Executive Officer to settle those negotiations on the basis of independent valuation by a Registered Valuer if necessary, with all survey, required fencing, associated legal and Title Office expenses being Council's responsibility. | <i>Not Specified</i> | Not identified | 9 December 2014 | When acquisition completed |
| <ol style="list-style-type: none"> 1. Council award the contract for Tender No. SRRC004467 Supply of On-call Plumbing Services to Hohl Plumbing Pty Ltd for the approximate amount of \$110,000.00 per annum (excluding GST) on a Schedule of Rates basis for the period 1 July 2015 to 30 June 2017; and 2. Council delegate authority to the Chief Executive Officer to extend the contract for a further 12 months prior to the expiration of the contract term as necessary, in accordance with contract provisions. | <i>Not Specified</i> | Not identified | 26 May 2015 | Not specified |
| <ol style="list-style-type: none"> 1. Council award the contract for Tender No. SRRC004466 Cleaning of Council Premises to Total Building Maintenance for the approximate sum of \$278,000.00 per annum (excluding GST) on a Schedule of Rates basis for the period 1 July 2015 to 30 June 2017; and 2. Council delegate authority to the Chief Executive Officer to extend the contract for a further 12 months prior to the expiration of the contract term as necessary, in accordance with contract provisions. | <i>Not Specified</i> | Not identified | 26 May 2015 | Not specified |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|---|-------------------------|----------------|--|-------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <p>1. Council award the contract for Tender No SRRC004485 Provision of Gravedigging and Backfilling Services at Council controlled Cemeteries to MJ & PD Ruthenberg for the approximate amount of \$120,000.00 per annum (excluding GST) on a Schedule of Rates basis for the period 1 July 2015 to 30 June 2018; and</p> <p>2. Council delegate authority to the Chief Executive Officer to extend the contract for a further 12 months prior to the expiration of the contract term as necessary, in accordance with contract provisions.</p> | <i>Not Specified</i> | Not identified | 26 May 2015 | Not specified |
| <p>1. Council award the contract for Tender No SRRC004468 Supply of Security Services to Pride Services Group for the approximate sum of \$99,960.00 per annum (excluding GST) on a Schedule of Rates basis for the period 1 July 2015 to 30 June 2017; and</p> <p>2. Council delegate authority to the Chief Executive Officer to extend the contract for a further 12 months prior to the expiration of the contract term as necessary, in accordance with contract provisions.</p> | <i>Not Specified</i> | Not identified | 26 May 2015 | Not specified |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|---|----------------------------------|------------|--|-------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <p>1. Council appoint the following firms on the approved contractor list, for the provision of spray seal materials and services, for the period 1 October 2015 to 30 September 2016, on a 'schedule of rates' basis:</p> <ul style="list-style-type: none"> • SRS Roads; • Sunstate Services; • RPQ Spray Seal Pty Ltd; • Roads Surfaces Group; and <p>2. Council delegate authority to the Chief Executive Officer in accordance with section 259 of the <i>Local Government Act 2009</i> to extend the term of appointment of the approved contractors for a further 12 months prior to the expiration of the contract term as necessary, in accordance with contract provisions.</p> | <i>Local Government Act 2009</i> | s259 | 22 September 2015 | 30 September 2016 |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|---|---|-------------------------------|--|---|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <p>1. Under Section 630 of the <i>Sustainable Planning Act 2009</i>, Council resolve to adopt the Fair Value Charges Resolution (version no.1), including the amended percentage breakdown of charges between Scenic Rim Regional Council and Queensland Urban Utilities, to levy infrastructure charges in the local government area of the Scenic Rim Regional Council;</p> <p>2. Under section 257(1)(b) of the <i>Local Government Act</i>, Council resolve to delegate authority to the Chief Executive Officer to establish the commencement date of Fair Value Charges Resolution (version no.1). This delegation is conditional upon an agreement being entered into under the Priority Development Infrastructure (PDI) Co-investment Program;</p> <p>3. Council resolve to delete Section 3A 'Adopted Infrastructure Charges' of the Planning Fees and Charges section of Council's Schedule of Fees and Charges 2014-15 upon commencement of Fair Value Charges Resolution (version no.1) and amend Section 1M 'Adopted Infrastructure Charges' to read as follows:</p> <p>4. "Council has resolved under Section 630 of the <i>Sustainable Planning Act 2009</i> to levy infrastructure charges for development in the local government area in accordance with an Adopted Infrastructure Charges Resolution. The current infrastructure charges applicable to development in the local government area are outlined in Council's Adopted Infrastructure Charges Resolution, which can be viewed on Council's website."</p> | <p><i>Sustainable Planning Act 2009</i></p> <p><i>Local Government Act 2009</i></p> | <p>s630</p> <p>s257(1)(b)</p> | 20 January 2015 | Once the Fair Value Charges Resolution (version No.1) is implemented. |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|---|----------------------------------|------------|--|-------------------|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <p>1. Council award the contract No. SRRC004505 Management and Operation of Swimming Facilities (Beaudesert Pool) to MK Training Solutions Pty Ltd ATF Kajewski Family Trust for the sum of \$31,818.18 per annum (excluding GST) on a Fixed Rate basis for the period 1 September 2015 to 31 August 2018;</p> <p>2. Council award the contract No. SRRC004505 Management and Operation of Swimming Facilities (Boonah Pool) to JC & DA Dansey for the sum of \$59,786.00 per annum (excluding GST) on a Fixed Rate basis for the period 1 September 2015 to 31 August 2018;</p> <p>3. Council award the contract No. SRRC004505 Management and Operation of Swimming Facilities (Tamborine Mountain Pool) to City Venue Management Pty Ltd for the sum of \$49,500.00 Per annum (excluding GST) on a Fixed Rate basis for the period 1 September 2015 to 31 August 2018;</p> <p>4. Council award the contract No. SRRC004505 Management and Operation of Swimming Facilities (Canungra Pool) to City Venue Management Pty Ltd for the sum of \$49,500.00 Per annum (excluding GST) on a Fixed Rate basis for the period 1 September 2015 to 31 August 2018; and</p> <p>5. Council delegate authority to the Chief Executive Officer in accordance with section 259 of the <i>Local Government Act 2009</i> to extend the contract for a further two, one year periods prior to the expiration of the contract term as necessary, subject to contract provisions, in accordance with section 228 of the <i>Local Government Regulations 2012</i>. This delegation ends on 31 August 2020.</p> | <i>Local Government Act 2009</i> | s257(1)(b) | 30 June 2015 | Not specified |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|---|----------------------------------|---------------|--|---|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <p>1. Council appoint the following firms on the approved contractor list, for supply ex bin and to site quarry products, for the period 1 July 2017 to 30 June 2019, on a 'schedule of rates' basis:</p> <ul style="list-style-type: none"> • Braeside Quarries • Bromelton Quarry; • DMAC Landscaping Supplies; • Fulton Hogan Industries PTY LTD; • Hanson Construction Materials; • Holcim Australia PTY LTD; • Neilsens; • Walls Sand and Gravel; • Zanow Sand and Gravel; <p>2. Council delegate authority to the Chief Executive Officer in accordance with section 259 of the <i>Local Government Act 2009</i> to extend the term of appointment of the approved contractors for a further 12 months prior to the expiration of the contract term as necessary, in accordance with contract provisions and section 231 of the <i>Local Government Regulations 2012</i>. This delegation ends once the delegation has been exercised.</p> | <i>Local Government Act 2009</i> | Not Specified | | 30 June 2019 with a 12 month extension option |
| <p>1. Council resolve to enter into an inter-agency transfer - offer to purchase:</p> <ul style="list-style-type: none"> • Lot 2 RP808825; • Lot 3 RP229280; • Lot 3 RP28700; • Lot 1 RP63887; and <p>2. Council delegate authority to the Chief Executive Officer to finalise the purchase of the properties.</p> | <i>Local Government Act 2009</i> | Not Specified | 28/08/2017 | When the purchase is complete |

| Powers Delegated | | | Delegations by Council to CEO (per s257 LGA 2009) | |
|---|----------------------------------|---------------|--|--|
| Adopted Recommendation | Authorising Legislation | Section(s) | Delegation Date | Delegation Expiry |
| <p>1. Council appoint the following firms on the approved contractor list, for the provision of spray seal materials and services, for the period 1 October 2017 to 30 September 2019, on a 'schedule of rates' basis:</p> <ul style="list-style-type: none"> • Allens Asphalt; • Colas Queensland Pty Ltd; • Fulton Hogan; • Roads Surfaces Group; and • RPQ Spray Seal Pty Ltd; <p>2. Council delegate authority to the Chief Executive Officer in accordance with section 259 of the Local Government Act 2009 to extend the term of appointment of the approved contractors for a further 12 months prior to the expiration of the contract term as necessary, in accordance with contract provisions.</p> | <i>Local Government Act 2009</i> | Not Specified | 25/09/2017 | 30 September 2019 with a 12 month extension option |

SCHEDULE 4: Conditions – Planning Act 2016 and Sustainable Planning Act 2009

1. APPLICATION OF DELEGATED POWERS AND ASSOCIATED LIMITATIONS FOR PLANNING ACT 2016

The position-specific limitations specified in Table 1A below also apply when exercising delegated powers to act as:

- the “assessment manager” for all applications received by Council under Chapter 3 of the *Planning Act 2016* (including the power to take all actions of an assessment manager as detailed in sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93 100, 101, 105, 107 and 109 of the *Planning Act 2016*); and
- a “referral agency”, “concurrence agency” or “advice agency” for all applications referred to Council under Chapter 3 of the *Planning Act 2016*. For avoidance of doubt, the power delegated includes (without limitation) the power to take all actions of a “referral agency” or a “concurrence agency” or an “advice agency” as detailed in sections 54, 55, 56, 57, 65, 66, 67, 84, 85, 100, 107 and 109 of the *Planning Act 2016*.

2. DEALING WITH REQUESTS FOR PARTIAL OR FULL APPLICATION FEE REFUNDS (IDAS DEVELOPMENT ASSESSMENT)

Purpose

The purpose is to provide a framework to assist the delegate with the exercise of discretionary fee refund powers as provided by section 434 of the *Planning Act 2016*. It should be noted that section 434 applies only to those fees that may be imposed by the local government in the **assessment of an application**, and not any other external or ancillary fees or charges that may be provided for elsewhere by the Act.

Scope

This Annexure is to be applied to any request by an applicant for partial or full fee refund of application assessment fees. It is not to be applied unless a request is received in writing from the applicant for a partial or full fee refund.

The guidance criteria do not apply to considerations that are external to those matters provided under section 434 of the Act, including requests to **waive** an application fee or in relation to fees that cannot be considered fees to assess an application.

Furthermore, the guidance criteria are not to be applied to circumstances where fee refunds are otherwise expressly forbidden by a Council resolution (including in the relevant Fees and Charges schedule).

Related Matters

Council may from time to time, including its annual Fees and Charges Schedule, prescribe circumstances where assessment fees may be fully waived or partially reduced. Such circumstances may include, for example, development application fee waivers or reductions for not-for-profit community organisations. The delegate must also be cognisant of these related matters to ensure an appropriate mechanism for fee relief is considered and applied.

Guidance Criteria

The following criteria are to be applied when assessing whether a request for the refund of application fees should be approved:

Claim of Excessive Application Fee

Where the cost of the application fee significantly exceeds the actual cost of assessing an application (including assessment officer costs (plus on-costs), any costs borne in relation to reasonably obtaining specialist advice on the application, any related legal costs incurred and associated administrative costs) the difference in cost is returnable to the applicant as reasonably required.

In circumstances where an application is withdrawn and a request for fee refund is made, any refund amount is to be inclusive of any entitlement that may otherwise be provided under the annual Fees and Charges Schedule.

Claim of Organisational (Council) Benefit

Where application fees are manifestly beyond the capacity of an applicant to pay **and** where it can be demonstrated the proposed development will offer direct cost-benefit to Council as a result of the approval of the application, a refund of the application fee that is equivalent to cost-benefit derived by Council may be granted.

The primary consideration for any decision under this criterion is to be Council's financial sustainability - in circumstances where it cannot be clearly demonstrated that there will be a cost-benefit to Council, or where the cost-benefit cannot readily be quantified, application fees are not refundable.

Claim under Other Circumstances

In all other circumstances, a decision to provide a fee refund for development application fees is to be made by the Chief Executive Officer, or otherwise, by Council.

Timeframes for Decisions and Refunds

Refunds must be returned to the applicant as soon as practically possible from the time the decision to grant the refund was made, or in other circumstances, where the application was withdrawn. Where appropriate, decisions are not to be made before completion of the IDAS decision stage and any applicable appeal period as prescribed by the Act.

2. DEALING WITH REQUESTS FOR PARTIAL OR FULL APPLICATION FEE REFUNDS (IDAS DEVELOPMENT ASSESSMENT)

Purpose

The purpose is to provide a framework to assist the delegate with the exercise of discretionary fee refund powers as provided by section 434 of the *Sustainable Planning Act 2009*. It should be noted that section 434 applies only to those fees that may be imposed by the local government in the **assessment of an application**, and not any other external or ancillary fees or charges that may be provided for elsewhere by the Act.

Scope

This Annexure is to be applied to any request by an applicant for partial or full fee refund of application assessment fees. It is not to be applied unless a request is received in writing from the applicant for a partial or full fee refund.

The guidance criteria do not apply to considerations that are external to those matters provided under section 434 of the Act, including requests to **waive** an application fee or in relation to fees that cannot be considered fees to assess an application.

Furthermore, the guidance criteria are not to be applied to circumstances where fee refunds are otherwise expressly forbidden by a Council resolution (including in the relevant Fees and Charges schedule).

Related Matters

Council may from time to time, including its annual Fees and Charges Schedule, prescribe circumstances where assessment fees may be fully waived or partially reduced. Such circumstances may include, for example, development application fee waivers or reductions for not-for-profit community organisations. The delegate must also be cognisant of these related matters to ensure an appropriate mechanism for fee relief is considered and applied.

Guidance Criteria

The following criteria are to be applied when assessing whether a request for the refund of application fees should be approved:

Claim of Excessive Application Fee

Where the cost of the application fee significantly exceeds the actual cost of assessing an application (including assessment officer costs (plus on-costs), any costs borne in relation to reasonably obtaining specialist advice on the application, any related legal costs incurred and associated administrative costs) the difference in cost is returnable to the applicant as reasonably required.

In circumstances where an application is withdrawn and a request for fee refund is made, any refund amount is to be inclusive of any entitlement that may otherwise be provided under the annual Fees and Charges Schedule.

Claim of Organisational (Council) Benefit

Where application fees are manifestly beyond the capacity of an applicant to pay **and** where it can be demonstrated the proposed development will offer direct cost-benefit to Council as a result of the approval of the application, a refund of the application fee that is equivalent to cost-benefit derived by Council may be granted.

The primary consideration for any decision under this criterion is to be Council's financial sustainability - in circumstances where it cannot be clearly demonstrated that there will be a cost-benefit to Council, or where the cost-benefit cannot readily be quantified, application fees are not refundable.

Claim under Other Circumstances

In all other circumstances, a decision to provide a fee refund for development application fees is to be made by the Chief Executive Officer, or otherwise, by Council.

Timeframes for Decisions and Refunds

Refunds must be returned to the applicant as soon as practically possible from the time the decision to grant the refund was made, or in other circumstances, where the application was withdrawn. Where appropriate, decisions are not to be made before completion of the IDAS decision stage and any applicable appeal period as prescribed by the Act.