

INSTRUMENT OF DELEGATION

INSTRUMENT OF DELEGATION UNDER THE ROAD TRAFFIC ACT 1961

03 NOVEMBER 2022



CITY OF
MITCHAM

Delegation Sources

- Road Traffic Act 1961

Positions

Abbreviation	Position	Name
GM Development and Community Safety	General Manager Development and Community Safety	Craig Harrison
GM Engineering and Horticulture	General Manager Engineering and Horticulture	Daniel Baker
Group Manager City Operations	Group Manager City Operations	Wayne Hutchinson
Manager City Maintenance	Manager City Maintenance	Mark Winston
Manager Engineering	Manager Engineering	Chris Haskas
Manager Environmental Services and Community Safety	Manager Environmental Services and Community Safety	Mark Austin
Manager Finance and Rates	Manager Finance and Rates	Luke Harris
Principal Traffic and Transport	Principal Traffic and Transport	Ashni Kumar
Team Leader Traffic and Transport	Team Leader Traffic and Transport	Satyen Gandhi

Instrument of Delegation under the Road Traffic Act 1961

Road Traffic Act 1961				
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
section 17(1)	Install, maintain, alter or operate, or cause to be installed, maintained, altered or operated, a traffic control device on, above or near a road	GM Engineering and Horticulture		road authority
section 17(2)	Remove a traffic control device or cause a traffic control device to be removed	GM Engineering and Horticulture		road authority
section 17(3)	<p>Install, display, alter, operate or remove traffic control device:</p> <p>(a) in relation to an area where persons are engaged in work or an area affected by works in progress;</p> <p>(b) in relation to a part of a road temporarily closed to traffic under this or any other Act; or</p> <p>(c) for any temporary purposes.</p>	GM Engineering and Horticulture		road authority

Road Traffic Act 1961

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
section 17(5)	Apply to the Minister for approval to take action under section 17 of the Road Traffic Act	GM Engineering and Horticulture		road authority
section 18(7)	Recover as a debt from a defaulting road authority any expenses incurred in carrying out a direction under section 18(6)	GM Engineering and Horticulture		council
section 20(3)	Place speed limit signs on road	GM Engineering and Horticulture		public authority
section 20(4)(b)	Place speed limit signs on road	GM Engineering and Horticulture		public authority
section 20(6)	Apply to the Minister for a road works permit	GM Engineering and Horticulture		public authority
section 20(9)	Apply to the Minister for an extension of time	GM Engineering and Horticulture		public authority

Road Traffic Act 1961

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
section 20A(1)	Appeal a decision of the Minister under section 17 or section 20 to the District Court	GM Engineering and Horticulture		public authority
section 31(2)	Remove any false traffic control device or any device, structure or thing that might constitute a hazard to traffic.	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Environmental Services and Community Safety		road authority
section 33(2)	Consent to the closure of a road for an event	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager City Maintenance, Manager Environmental Services and Community Safety, Manager Engineering, Team Leader Traffic and Transport		council
section	Dispose of a vehicle as the council thinks fit	GM Development and Community		council

Road Traffic Act 1961

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
40P(4)		Safety, Group Manager City Operations, Manager Environmental Services and Community Safety		
section 40P(6)	Make reasonable enquiries to locate the owner of a vehicle	GM Development and Community Safety, Group Manager City Operations, Manager Finance and Rates, Manager Environmental Services and Community Safety		council
section 86(a)	Determine that a ticket must be obtained for parking in a length of road or area without the payment of a fee	GM Engineering and Horticulture, Manager Engineering		council
section 86(a)	Vary or revoke a determination under section 86(a)	GM Engineering and Horticulture, Manager Engineering		council
section 163ZC(2)	Apply for a compensation order	GM Engineering and Horticulture, Manager Engineering		road authority

Road Traffic Act 1961

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
section 163ZD(2)(c)	Certify that the road authority maintains a road	GM Engineering and Horticulture, Manager Engineering		road authority
section 163ZD(2)(c)	Certify other matters including: (a) estimating the monetary value of all or any part of the road infrastructure or of the damage to it; (b) estimating the cost of remedying the damage; or (c) estimating the extent of the offender's contribution to the damage	GM Engineering and Horticulture, Manager Engineering		road authority
section 174C(1)	Exempt a person or a person of a specified class or any vehicle or any vehicle of a specified class from compliance within the council areas with a prescribed provision of the Road Traffic Act	GM Engineering and Horticulture, GM Development and Community Safety, Manager Engineering, Team Leader Traffic and Transport, Principal Traffic and Transport		council