

INSTRUMENT OF DELEGATION

SA INSTRUMENT A - INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING & DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL AS A COUNCIL; A DESIGNATED AUTHORITY; A DESIGNATED ENTITY INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING & DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL AS A COUNCIL; A DESIGNATED AUTHORITY; A DESIGNATED ENTITY



CITY OF
MITCHAM

03 NOVEMBER 2022

NOTES

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

Delegation Sources

- Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)
- Planning, Development and Infrastructure (General) Regulations 2017
- Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019
- State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments
- State Planning Commission Practice Direction - 3 (Notification of Performance Assessed Development Applications) 2019
- State Planning Commission Practice Direction (Council Inspections) 2020
- State Planning Commission Practice Direction 10 (Staged Occupation of Multi-Storey Buildings) 2020
- Urban Tree Canopy Off-set Scheme

Positions

Abbreviation	Position	Name
Assessment Manager	Assessment Manager	Tim Pride
Asset Engineer	Asset Engineer	Haoyi Jin
Business Partner Strategic Planning and Projects	Business Partner Strategic Planning and Projects	Benjamin Hignett
Business Partner Transition Policy Planning	Business Partner Transition Policy Planning	
Business Support Officer	Business Support Officer	Evan Lymn
Compliance Officer	Compliance Officer	Benjamin Cowley
General Manager Corporate Services and Innovation	General Manager Corporate Services and Innovation	Wade Reynolds
GM Development and Community Safety	General Manager Development and Community Safety	Craig Harrison

Abbreviation	Position	Name
GM Engineering and Horticulture	General Manager Engineering and Horticulture	Daniel Baker
Group Manager City Operations	Group Manager City Operations	Wayne Hutchinson
Manager Development Services	Manager Development Services	Alexander MacKenzie
Manager Engineering	Manager Engineering	Chris Haskas
Manager Finance and Rates	Manager Finance and Rates	Luke Harris
Manager Open Space	Manager Open Space	Mason Willis
Manager Property and Facilities	Manager Property and Facilities	Anneke Polkamp
No sub delegation	No sub delegation	
Planning Officer - 1	Planning Officer - 1	Tegan Lewis
Policy Planner	Policy Planner	Alexa Carr
Principal Civil Engineer	Principal Civil Engineer	Rachel Murchland
Project and Development Engineer	Project and Development Engineer	Mark Swanbury
Senior Accountant	Senior Accountant	Maria De Angelis
Senior Building Officer	Senior Building Officer	Richard Brown
Senior Business Support Officer	Senior Business Support Officer	

Abbreviation	Position	Name
Senior Compliance Officer	Senior Compliance Officer	Henry Mitchell
Team Leader Building and Compliance	Team Leader Building and Compliance	Jason Reichelt
Team Leader Planning and Business Support	Team Leader Planning and Business Support	Tim Pride

Positions Groups

Positions Group	Position	Positions
Building Officers	Building Officers	Building Officer - 1, Building Officer - 2, Building Officer - 3
Business Support Officers - Development Services	Business Support Officers - Development Services	Business Support Officer Development Services - 1, Business Support Officer Development Services - 2, Business Support Officer Development Services - 3, Business Support Officer Development Services - 4, Business Support Officer Development Services - 5
Planning Officers	Planning Officers	Planning Officer - 1, Planning Officer - 2, Planning Officer - 3, Planning Officer - 4, Planning Officer - 5
Senior Planners	Senior Planners	Senior Planner - 1, Senior Planner - 2, Senior Planner - 3

SA Instrument A - Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity

Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s5(5)(b)	<p>1. Planning Regions and Greater Adelaide</p> <p>1.1 The power pursuant to Section 5(5)(b) of the Planning, Development and Infrastructure Act 2016 (the PDI Act) to make submissions to the Minister on a proposed proclamation under Section 5 of the PDI Act.</p>	Compliance Officer, Building Officers	
s7(5)(b)	<p>3. Environment and Food Production Areas – Greater Adelaide</p> <p>3.1 The power pursuant to Section 7(5)(b) of the the PDI</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Manager	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Act, in relation to proposed development in an environment and food production area that involves a division of land that would create 1 or more additional allotments to concur in the granting of the development authorisation to the development.	Development Services, Assessment Manager	
s22(4)(a)(i)	<p>4. Functions</p> <p>4.1 The power pursuant to Section 22(4)(a)(i) of the PDI Act to, if an inquiry is conducted by the Commission under Section 22(1)(e) of the PDI Act make submissions or representations.</p>	No sub delegation	
s35(1)(a)	<p>5. Planning Agreements</p> <p>5.1 The power pursuant to Section 35(1)(a) of the PDI Act and subject to Section 35 of the PDI Act to enter into an agreement (a planning agreement) with the Minister relating to a specified area of the State subject to Section 35 of the PDI Act.</p>	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s35(3)	<p>5. Planning Agreements</p> <p>5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for:</p> <p>5.2.1 the setting of objectives, priorities and targets for the area covered by the agreement; and</p>	No sub delegation	
s35(3)	<p>5. Planning Agreements</p> <p>5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for:</p> <p>5.2.2 the constitution of a joint planning board including, in relation to such a board:</p> <p>5.2.2.1 the membership of the board, being between 3</p>	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>and 7 members (inclusive); and</p> <p>5.2.2.2 subject to Section 35(4) of the PDI Act, the criteria for membership; and</p> <p>5.2.2.3 the procedures to be followed with respect to the appointment of members; and</p> <p>5.2.2.4 the terms of office of members; and</p> <p>5.2.2.5 conditions of appointment of members, or the method by which those conditions will be determined, and the grounds on which, and the procedures by which, a member may be removed from office; and</p> <p>5.2.2.6 the appointment of deputy members; and</p> <p>5.2.2.7 the procedures of the board; and</p>		
s35(3)	<p>5. Planning Agreements</p> <p>5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide</p>	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	for: 5.2.3 the delegation of functions and powers to the joint planning board (including, if appropriate, functions or powers under another Act); and		
s35(3)	5. Planning Agreements 5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for: 5.2.4 the staffing and other support issues associated with the operations of the joint planning board; and	No sub delegation	
s35(3)	5. Planning Agreements 5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>that the agreement is intended to achieve and to provide for:</p> <p>5.2.5 financial and resource issues associated with the operations of the joint planning board, including:</p> <p>5.2.5.1 the formulation and implementation of budgets; and</p> <p>5.2.5.2 the proportions in which the parties to the agreement will be responsible for costs and other liabilities associated with the activities of the board; and</p>		
s35(3)	<p>5. Planning Agreements</p> <p>5.2 The power pursuant to Section 35(3) of the PDI Act to, in a planning agreement, include provisions that outline the purposes of the agreement and the outcomes that the agreement is intended to achieve and to provide for:</p> <p>5.2.6 such other matters as the delegate thinks fit.</p>	No sub delegation	
s35(5)(a)	5. Planning Agreements	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	5.3 The power pursuant to Section 35(5)(a) of the PDI Act, at the expiry of a planning agreement, to replace it with a new agreement (in the same or different terms).		
s35(5)(b)	5. Planning Agreements 5.4 The power pursuant to Section 35(5)(b) of the PDI Act, to vary or terminate a planning agreement by agreement between the parties to the agreement.	No sub delegation	
s44(6)(a)	7. Community Engagement Charter 7.1 The power pursuant to Section 44(6)(a) of the PDI Act, to make submissions in relation to any proposal to prepare or amend a designated instrument under Part 5 Division 2 Subdivision 5 of the PDI Act that is relevant to the Council (unless the proposal has been initiated by the Council).	GM Development and Community Safety, Manager Development Services	
s44(9)(b)	7. Community Engagement Charter 7.2 The power pursuant to Section 44(9)(b) of the PDI	GM Development and Community Safety, Manager Development Services, Business Partner Strategic	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Act to the extent that Section 44(9)(a) of the PDI Act does not apply, have regard to, and seek to achieve, any principles or performance outcomes that apply in a relevant case.	Planning and Projects, Business Partner Transition Policy Planning, Policy Planner	
s44(10)	<p>7. Community Engagement Charter</p> <p>7.3 The power pursuant to Section 44(10) of the PDI Act to:</p> <p>7.3.1 seek the approval of the Commission to adopt an alternative way to achieving compliance with a requirement of the charter; and</p> <p>7.3.2 with the approval of the Commission, adopt an alternative way to achieving compliance with a requirement of the charter.</p>	GM Development and Community Safety, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner	
s45(2)(c)	<p>8. Preparation and Amendment of Charter</p> <p>8.1 The power pursuant to Section 45(2)(c) of the PDI Act to make representations (including in writing or via the SA planning portal) on a proposal to prepare or</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	amend the charter.		
s73(6)	<p>9. Preparation and Amendment</p> <p>9.2 The power pursuant to Section 73(6) of the PDI Act where the Council is authorised or approved under Section 73 of the PDI Act, after all of the requirements of Section 73 of the PDI Act have been satisfied:</p> <p>9.2.1 to prepare a draft of the relevant proposal; and</p> <p>9.2.2 to comply with the Community Engagement Charter for the purposes of consultation in relation to the proposal; and</p> <p>9.2.3 to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to a regional plan that has been prepared by a joint planning board where the amendment is not being proposed by the joint planning board – consult with the joint planning board; and</p> <p>9.2.4 to the extent that paragraph (b) of Section 73(6) of the PDI Act does not apply, in the case of a proposed amendment to the Planning and Design Code that will</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>have a specific impact on 1 or more particular pieces of land in a particular zone or subzone (rather than more generally) – to take reasonable steps to give:</p> <p>9.2.4.1 an owner or occupier of the land; and</p> <p>9.2.4.2 an owner or occupier of each piece of adjacent land,</p> <p>a notice in accordance with the regulations; and</p> <p>9.2.5 to consult with any person or body specified by the Commission and any other person or body as the delegate thinks fit; and</p> <p>9.2.6 to carry out such investigations and obtain such information specified by the Commission; and</p> <p>9.2.7 to comply with any requirement prescribed by the regulations.</p>		
s73(8)	<p>9. Preparation and Amendment</p> <p>9.4 The power pursuant to Section 73(8) of the PDI Act, after the Council has furnished a report to the Minister under Section 73(7) of the PDI Act, to ensure that a copy</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	of the report is published on the SA planning portal in accordance with a practice direction that applies for the purposes of Section 73 of the PDI Act.		
s73(9)	<p>9. Preparation and Amendment</p> <p>9.5 The power pursuant to Section 73(9) of the PDI Act to enter into an agreement with a person for the recovery of costs incurred by the Council in relation to an amendment of the Planning and Design Code or a design standard under Section 73 of the PDI Act (subject to the requirement to charge costs under Section 73(4)(b) of the PDI Act (if relevant)).</p>	GM Development and Community Safety, Manager Development Services	
s74(8)(c)	<p>10. Parliamentary Scrutiny</p> <p>10.1 The power pursuant to Section 74(8)(c) of the PDI Act if the ERD Committee is proposing to suggest an amendment under Section 74(4) of the PDI Act and the amendment is specifically relevant to the Council, to provide a comment and response within the period of 2 weeks.</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s75(3)	<p>11. Complying Changes – Planning and Design Code</p> <p>11.2 The power pursuant to Section 75(3) of the PDI Act to effect an amendment under Section 75 of the PDI Act by an instrument deposited on the SA Planning database (in accordance with requirements established by the Chief Executive).</p>	GM Development and Community Safety, Manager Development Services	
s82(d)	<p>12. Entities Constituting Relevant Authorities</p> <p>12.1 The power pursuant to Section 82(d) of the PDI Act, subject to the PDI Act, to appoint an assessment panel.</p>	GM Development and Community Safety, Manager Development Services	
s83(1)	<p>13. Panels Established by Joint Planning Boards or Councils</p> <p>13.1 The power pursuant to Section 83(1) of the PDI Act in relation to an assessment panel appointed by the Council under Division 1 of Part 6 of the PDI Act, to:</p> <p>13.1.1 appoint more than 1 assessment panel and if the delegate does so, to clearly specify which class of development each assessment panel is to assess;</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>13.1.2 determine:</p> <p>13.1.2.1 the membership of the assessment panel, being no more than 5 members, only 1 of which may be a member of a council, and, if the delegate thinks fit, on the basis that the assessment panel will be constituted by a different number of members depending on the particular class of development that is being assessed by the assessment panel; and</p> <p>13.1.2.2 the procedures to be followed with respect to the appointment of members; and</p> <p>13.1.2.3 the terms of office of members; and</p> <p>13.1.2.4 conditions of appointment of members, or the method by which those conditions will be determined, (including as to their remuneration) and the grounds on which, and the procedures by which, a member may be removed from office; and</p> <p>13.1.2.5 the appointment of deputy members; and</p> <p>13.1.2.6 who will act as the presiding member of the panel and the process for appointing an acting presiding</p>		

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	member.		
s83(1)(h)	<p>13. Panels Established by Joint Planning Boards or Councils</p> <p>13.2 The power pursuant to Section 83(1)(h) of the PDI Act to arrange the staffing and support required for the purposes of the operations of the panel.</p>	GM Development and Community Safety, Manager Development Services	
s83(1)(i)	<p>13. Panels Established by Joint Planning Boards or Councils</p> <p>13.3 The power pursuant to Section 83(1)(i) of the PDI Act to substitute the existing members of the panel with new members if directed to do so by the Minister acting on recommendation of the Commission under Section 86 of the PDI Act.</p>	GM Development and Community Safety, Manager Development Services	
s83(2)	<p>13. Panels Established by Joint Planning Boards or Councils</p> <p>13.4 The power pursuant to Section 83(2) of the PDI Act</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	to form the opinion and be satisfied that a person to be appointed as a member of an assessment panel who is a member, or former member, of a council is appropriately qualified to act as a member of the assessment panel on account of the person's experience in local government.		
s86(2)(a)	15. Substitution of Local Panels 15.1 The power pursuant to Section 86(2)(a) of the PDI Act to make submissions to the Commission in relation to an inquiry.	GM Development and Community Safety, Manager Development Services	
s89(b)	16. Notification of Acting 16.1 The power pursuant to Section 89(b) of the PDI Act to require an accredited professional to provide such information or documentation as the delegate may require.	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and Projects, Planning Officer - 1, Policy Planner, Assessment Manager, Senior Planners	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s102(1)(c)(iv)	<p>18. Matters Against which Development Must be Assessed</p> <p>18.1 The power pursuant to Section 102(1)(c)(iv) of the PDI Act in relation to a proposed division of land (otherwise than under the Community Titles Act 1996 or the Strata Titles Act 1988) where land is to be vested in the Council, to consent to the vesting.</p>	GM Development and Community Safety	
s102(1)(d)(iv)	<p>18. Matters Against which Development Must be Assessed</p> <p>18.2 The power pursuant to Section 102(1)(d)(iv) of the PDI Act in relation to a proposed division of land under the Community Titles Act 1996 or the Strata Titles Act 1988 where land is to be vested in the Council, to consent to the vesting.</p>	GM Development and Community Safety	
s102(11)(b)	<p>18. Matters Against which Development Must be Assessed</p> <p>18.3 The power pursuant to Section 102(11)(b) of the</p>	GM Development and Community Safety	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	PDI Act to impose a reasonable charge on account of an encroachment over land under the care, control and management of the Council when the relevant development is undertaken.		
s110(2)(b)	<p>19. Restricted Development</p> <p>19.1 The power pursuant to Section 110(2)(b) of the PDI Act to, in accordance with the regulations and within a period prescribed by the regulations, make representations to the Commission in relation to the granting or refusal of planning consent.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Transition Policy Planning, Policy Planner, Assessment Manager, Senior Planners	
s110(c)(ii)	<p>19. Restricted Development</p> <p>19.2 The power pursuant to Section 110(c)(ii) of the PDI Act to appear personally or by representative before the Commission to be heard in support of the Council's representation.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Assessment Manager, Senior	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
		Planners	
s110(7)	19. Restricted Development 19.3 The power pursuant to Section 110(7) of the PDI Act to appeal against a decision on a development classified as restricted development.	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Assessment Manager, Senior Planners	
s112(b)	20. Level of Detail 20.1 The power pursuant to Section 112(b) of the PDI Act to express views in relation to the level of detail required in relation to an EIS.	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Assessment Manager	
s130(6)	23. Essential Infrastructure – Alternative Assessment Process	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations,	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	23.1 The power pursuant to Section 130(6) of the PDI Act to report to the Commission on any matters contained in a notice under Section 130(5) of the PDI Act.	Manager Development Services, Manager Engineering	
s130(14)	23. Essential Infrastructure – Alternative Assessment Process 23.2 The power pursuant to Section 130(14) of the PDI Act to, if the Council has, in relation to any matters referred to the Council under Section 130(5) of the PDI Act, expressed opposition to the proposed development in its report under Section 130(6) of the PDI Act, withdraw the Council's opposition.	GM Engineering and Horticulture, GM Development and Community Safety, Manager Development Services, Manager Engineering	
s131(7)	24. Development Assessment – Crown Development 24.1 The power pursuant to Section 131(7) of the PDI Act to report to the Commission on any matters contained in a notice under Section 131(6) of the PDI Act.	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner,	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
		Senior Planners	
s131(15)	24. Development Assessment – Crown Development 24.2 The power pursuant to Section 131(15) of the PDI Act to, if the Council has, in relation to any matters referred to the Council under Section 131(6) of the PDI Act expressed opposition to the proposed development in its report under Section 131(7) of the PDI Act, withdraw the Council's opposition.	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Planners	
s138(1)	25. Land Division Certificate 25.1 The power pursuant to Section 138(1) of the PDI Act to enter into a binding agreement supported by adequate security and if the regulations so require in a form prescribed by the regulations.	GM Engineering and Horticulture, GM Development and Community Safety, Manager Development Services, Manager Engineering	
s138(2)	25. Land Division Certificate 25.2 The power pursuant to Section 138(2) of the PDI Act to furnish the Commission with appropriate information	GM Engineering and Horticulture, GM Development and Community Safety, Manager Development Services,	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	as to compliance with a particular condition and to comply with any requirement prescribed by the regulations.	Manager Engineering	
s141(1)	<p>26. Action if Development Not Completed</p> <p>26.1 The power pursuant to Section 141(1) of the PDI Act, if:</p> <p>26.1.1 an approval is granted under the PDI Act; but</p> <p>26.1.2 -</p> <p>26.1.2.1 the development to which the approval relates has been commenced but not substantially completed within the period prescribed by the regulations for the lapse of the approval; or</p> <p>26.1.2.2 in the case of a development that is envisaged to be undertaken in stages - the development is not undertaken or substantially completed in the manner or within the period contemplated by the approval,</p> <p>to apply to the Court for an order under Section 141 of the PDI Act.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Assessment Manager	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s141(5)	<p>26. Action if Development Not Completed</p> <p>26.1.3 The power pursuant to Section 141(5) of the PDI Act, if the Court makes an order under Section 141(3)(a), (b) or (d) of the PDI Act and a person fails to comply with the order within the period specified by the Court, to cause any work contemplated by the order to be carried out, and to recover the costs of that work, as a debt from the person.</p>	GM Development and Community Safety, Manager Development Services	
s141(6)	<p>26. Action if Development Not Completed</p> <p>26.1.4 The power pursuant to Section 141(6) of the PDI Act, if an amount is recoverable from a person by the Council under Section 141(5) of the PDI Act:</p> <p>26.1.4.1 to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.</p>	GM Development and Community Safety, Manager Development Services	
s142(1)	<p>27. Completion of Work</p> <p>27.1 The power pursuant to Section 142(1) of the PDI</p>	GM Development and Community Safety, Team Leader Planning and	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>Act, if:</p> <p>27.1.1 an approval is granted under the PDI Act; but</p> <p>27.1.2 the development to which the approval relates has been substantially but not fully completed within the period prescribed by the regulations for the lapse of the approval,</p> <p>to, by notice in writing, require the owner of the relevant land to complete the development within a period specified in the notice.</p>	<p>Business Support, Team Leader Building and Compliance, Manager Development Services, Planning Officer - 1, Senior Building Officer, Senior Compliance Officer, Assessment Manager, Senior Planners</p>	
s142(2)	<p>27. Completion of Work</p> <p>27.2 The power pursuant to Section 142(2) of the PDI Act, if an owner fails to carry out work as required by a notice under Section 142(1) of the PDI Act, to cause the necessary work to be carried out.</p>	<p>GM Development and Community Safety, Manager Development Services</p>	
s142(3)	<p>27. Completion of Work</p> <p>27.3 The power pursuant to Section 142(3) of the PDI Act to recover as a debt due from the owner, the reasonable</p>	<p>GM Development and Community Safety, Manager Development Services</p>	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 142 of the PDI Act.		
s142(4)	<p>27. Completion of Work</p> <p>27.4 The power pursuant to Section 142(4) of the PDI Act, if an amount is recoverable from a person by the Council under Section 142 of the PDI Act:</p> <p>27.4.1 to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.</p>	GM Development and Community Safety, Manager Development Services	
s146(3)	<p>28. Notification During Building</p> <p>28.1 The power pursuant to Section 146(3) of the PDI Act to, subject to Section 146(4) of the PDI Act, direct a person who is carrying out building work to stop building work when a mandatory notification stage has been reached pending an inspection by an authorised officer who holds prescribed qualifications.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	General Manager Development Services & Community Safety can only exercise this power on advice from an appropriately accredited building professional

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			<p>Manager Development Services can only exercise this power on advice from an appropriately accredited building professional</p> <p>Senior Compliance Officer can only exercise this power on advice from an appropriately accredited building professional</p> <p>Compliance Officer can only exercise this power on advice from an appropriately accredited building professional</p>
s151(2)	<p>29. Classification of Buildings</p> <p>29.1 The power pursuant to Section 151(2) of the PDI Act</p>	GM Development and Community Safety, Team Leader Building and	<hr/> <p>The following positions can only</p>

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	to assign to a building erected in the Council's area a classification that conforms with the regulations.	Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers	<p>exercise this power on advice from an accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Assessment Manager - Senior Compliance Officer - Compliance Officer
s151(3)	<p>29. Classification of Buildings</p> <p>29.2 The power pursuant to Section 151(3) of the PDI Act, if the Council assigns a classification under Section 151 of the PDI Act, to give notice in writing to the owner of the building to which the classification has been assigned, of the classification assigned to the building.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<hr/> <p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			<ul style="list-style-type: none"> - Manager Development Services - Senior Compliance Officer - Compliance Officer
s152(2)	<p>30. Certificates of Occupancy</p> <p>30.1 The power pursuant to Section 152(2) of the PDI Act to issue a certificate of occupancy.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
s152(3)(a)	30. Certificates of Occupancy	GM Development and Community Safety, Team Leader Building and	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	30.2 The power pursuant to Section 152(3)(a) of the PDI Act to require an application for a certificate of occupancy to include any information required by the delegate.	Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
s152(3)(c)	<p>23. Certificates of Occupancy</p> <p>23.3 The power pursuant to Section 152(3)(c) of the PDI Act to determine the appropriate fee.</p>	No sub delegation	
s152(5)	<p>30. Certificates of Occupancy</p> <p>30.3 The power pursuant to Section 152(5) of the PDI Act to consider any report supplied under Section 152(4) of</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer,	<hr/> <p>The following positions can only exercise this power on advice from an</p>

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	the PDI Act before deciding the application.	Compliance Officer, Senior Compliance Officer, Building Officers	<p>appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
s152(6)	<p>30. Certificates of Occupancy</p> <p>30.4 The power pursuant to Section 152(6) of the PDI Act to issue the certificate if the delegate is satisfied (in accordance with procedures set out in the regulations and on the basis of information provided or obtained under Section 152 of the PDI Act) that the relevant building is suitable for occupation and complies with such requirements as may be prescribed by the regulations for the purposes of Section 152(6) of the PDI Act.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			<ul style="list-style-type: none"> - Senior Compliance Officer - Compliance Officer
s152(10)	<p>30. Certificates of Occupancy</p> <p>30.5 The power pursuant to Section 152(10) of the PDI Act, if the Council refuses an application to notify the applicant in writing of:</p> <p>30.5.1 the refusal; and</p> <p>30.5.2 the reasons for the refusal; and</p> <p>30.5.3 the applicant's right of appeal under the PDI Act.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
s152(12)	<p>30. Certificates of Occupancy</p> <p>30.6 The power pursuant to Section 152(12) of the PDI Act to issue a certificate of occupancy that applies to the</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development	<p>The following positions can only exercise this power on advice from an</p>

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	whole or part of a building.	Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	appropriately accredited building professional: - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
s152(13)	30. Certificates of Occupancy 30.7 The power pursuant to Section 152(13) of the PDI Act to, in accordance with the regulations, revoke a certificate of occupancy in prescribed circumstances.	GM Development and Community Safety, Manager Development Services	
s153(1)	31. Temporary Occupation 31.1 The power pursuant to Section 153(1) of the PDI Act to grant an approval to a person to occupy a building on a temporary basis without a certificate of occupancy.	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s153(2)	<p>31. Temporary Occupation</p> <p>31.2 The power pursuant to Section 153(2) of the PDI Act to grant an approval under Section 153(1) of the PDI Act on such conditions (if any) as the delegate thinks fit to impose.</p>	No sub delegation	
s153(3)	<p>31. Temporary Occupation</p> <p>31.3 The power pursuant to Section 153(3) of the PDI Act if the Council refuses an application to notify the applicant in writing of:</p> <p>31.3.1 the refusal; and</p> <p>31.3.2 the reasons for the refusal; and</p> <p>31.3.3 the applicant's right of appeal under the PDI Act.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Business Support Officer, Senior Compliance Officer, Building Officers, Business Support Officers - Development Services	
s155(5)	<p>32. Emergency Orders</p> <p>32.1 The power pursuant to Section 155(5) of the PDI Act, if an owner fails to carry out work as required by an emergency order, to cause the necessary work to be</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	carried out.		
s155(6)	<p>32. Emergency Orders</p> <p>32.2 The power pursuant to Section 155(6) of the PDI Act to recover as a debt due from the owner the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 155 of the PDI Act.</p>	GM Development and Community Safety, Manager Development Services	
s155(7)	<p>32. Emergency Orders</p> <p>32.3 The power pursuant to Section 155(7) of the PDI Act, if an amount is recoverable from a person by the Council under Section 155 of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Business Support Officer, Senior Compliance Officer, Building Officers, Business Support Officers - Development Services	
s157(16)	33. Fire Safety	GM Development and Community	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	33.1 The power pursuant to Section 157(16) of the PDI Act to establish a body and designate it as an appropriate authority under Section 157 of the PDI Act.	Safety	
s157(17)	<p>33. Fire Safety</p> <p>33.2 The power pursuant to Section 157(17) of the PDI Act to:</p> <p>33.2.1 appoint to the appropriate authority:</p> <p>33.2.1.1 a person who holds prescribed qualifications in building surveying; and</p> <p>33.2.1.2 an authorised officer under Part 3 Division 5 or Section 86 of the Fire and Emergency Services Act 2005 who has been approved by the Chief Officer of the relevant fire authority to participate as a member of the appropriate authority; and</p> <p>33.2.1.3 a person with expertise in the area of fire safety; and</p> <p>33.2.1.4 if so determined by the delegate, a person selected by the delegate;</p>	GM Development and Community Safety	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s157(17)	<p>33. Fire Safety</p> <p>33.2 The power pursuant to Section 157(17) of the PDI Act to:</p> <p>33.2.2 specify a term of office of a member of the appropriate authority (other than a member under Section 157(17)(a)(ii) of the PDI Act;</p>	GM Development and Community Safety	
s157(17)	<p>33. Fire Safety</p> <p>33.2 The power pursuant to Section 157(17) of the PDI Act to:</p> <p>33.2.3 remove a member of the appropriate authority from office for any reasonable cause;</p>	GM Development and Community Safety	
s157(17)	<p>33. Fire Safety</p> <p>33.2 The power pursuant to Section 157(17) of the PDI Act to:</p> <p>33.2.4 appoint deputy members;</p>	GM Development and Community Safety	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s157(17)	<p>33. Fire Safety</p> <p>33.2 The power pursuant to Section 157(17) of the PDI Act to:</p> <p>33.2.5 determine the appropriate authority's procedures (including as to quorum).</p>	GM Development and Community Safety	
s166(1)(c)	<p>36. Consideration of Proposed Scheme</p> <p>36.1 The power pursuant to Section 166(1)(c) of the PDI Act to consult with a scheme coordinator in relation to a scheme in accordance with the Community Engagement Charter.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	
s169(2)(b)	<p>38. Funding Arrangements</p> <p>38.1 The power pursuant to Section 169(2)(b) of the PDI Act in relation to a scheme that provides for the collection of contributions under Subdivision 8 of the PDI Act to apply for any matter to be considered or determined by</p>	GM Engineering and Horticulture, GM Development and Community Safety	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	ESCOSA or some other prescribed person or body as part of a periodic review of the levels and amounts of those contributions.		
s169(9)	38. Funding Arrangements 38.2 The power pursuant to Section 169(9) of the PDI Act to make submissions to the Commission in relation to a funding arrangement that is specifically relevant to the Council.	GM Engineering and Horticulture, GM Development and Community Safety	
s180(7)	40. Imposition of Charge by Councils 40.1 The power pursuant to Section 180(7) of the PDI Act, if the Council incurs costs in recovering a charge as a debt, to claim the reimbursement of those costs (insofar as they are reasonable) from the relevant fund established under subdivision 9, Division 1, Part 13 of the PDI Act.	No sub delegation	
s187(1)	41. Authorised Works	GM Engineering and Horticulture, GM Development and Community Safety,	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	41.1 The power pursuant to Section 187(1) of the PDI Act, subject to Section 187(3) of the PDI Act, to carry out any infrastructure works if the Council is authorised to so do by or under the PDI Act or any other Act.	Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	
s187(5)	<p>41. Authorised Works</p> <p>41.2 The power pursuant to Section 187(5) of the PDI Act, subject to Section 187(6) of the PDI Act, to in relation to a proposal that involves disturbing the surface of a road, or that otherwise relates to a road to:</p> <p>41.2.1 inform the relevant road maintenance authority of the proposal at least 28 days before the proposed commencement of any work; and</p> <p>41.2.2 give the relevant road maintenance authority a reasonable opportunity to consult with the Council in relation to the matter; and</p> <p>41.2.3 ensure that proper consideration is given to the views of the road maintenance authority.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s187(5)(b)	<p>41. Authorised Works</p> <p>41.3 The power pursuant to Section 187(5)(b) of the PDI Act to make submissions to the designated entity in relation to the matter.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	
s187(6)	<p>41. Authorised Works</p> <p>41.4 The power pursuant to Section 187(6) of the PDI Act, in a case of emergency, to only comply with Section 187(5) of the PDI Act to such extent as is practicable in the circumstances.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	
s188(1)	<p>42. Entry onto Land</p> <p>42.1 The power pursuant to Section 188(1) of the PDI Act</p>	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations,	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>to authorise a person for the purpose of undertaking any work or activity in connection with the exercise of a power under Division 2 of Part 13 of the PDI Act to:</p> <p>42.1.1 enter and pass over any land; and</p> <p>42.1.2 bring onto any land any vehicles, plant or equipment; and</p> <p>42.1.3 temporarily occupy land; and</p> <p>42.1.4 do anything else reasonably required in connection with the exercise of the power.</p>	<p>Manager Property and Facilities, Manager Development Services, Manager Engineering, Project and Development Engineer, Manager Open Space, Principal Civil Engineer, Asset Engineer</p>	
s188(4)	<p>42. Entry onto Land</p> <p>42.2 The power pursuant to Section 188(4) of the PDI Act to pay reasonable compensation on account of any loss or damage caused by the exercise of a power under Section 188(1) of the PDI Act.</p>	<p>GM Engineering and Horticulture, GM Development and Community Safety</p>	
s192(1)	<p>44. Land Management Agreements</p> <p>44.1 The power pursuant to Section 192(1) of the PDI Act to enter into an agreement relating to the development,</p>	<p>GM Engineering and Horticulture, GM Development and Community Safety</p>	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	management, preservation or conservation of land with the owner of the land or a designated entity.		
s192(2)	<p>44. Land Management Agreements</p> <p>44.2 The power pursuant to Section 192(2) of the PDI Act to enter into an agreement relating to the management, preservation or conservation of the land with a greenway authority.</p>	GM Engineering and Horticulture, GM Development and Community Safety	
s192(4)	<p>44. Land Management Agreements</p> <p>44.3 The power pursuant to Section 192(4) of the PDI Act in considering whether to enter into an agreement under Section 192 of the PDI Act which relates to the development of land and, if such an agreement is to be entered into, in considering the terms of the agreement, to have regard to:</p> <p>44.3.1 the provisions of the Planning and Design Code and to any relevant development authorisation under the PDI Act; and</p>	GM Engineering and Horticulture, GM Development and Community Safety	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	44.3.2 the principle that the entering into of an agreement under Section 192 of the PDI Act by the Council should not be used as a substitute to proceeding with an amendment to the Planning and Design Code under the PDI Act.		
s192(5)	44. Land Management Agreements 44.4 The power pursuant to Section 192(5) of the PDI Act to register agreements entered into under Section 192 of the PDI Act in accordance with the regulations.	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Senior Business Support Officer, Manager Open Space, Assessment Manager, Business Support Officers - Development Services, Senior Planners	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s192(8)	<p>44. Land Management Agreements</p> <p>44.5 The power pursuant to Section 192(8) of the PDI Act to carry out on private land any work for which provision is made by agreement under Section 192 of the PDI Act.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	
s192(9)	<p>44. Land Management Agreements</p> <p>44.6 The power pursuant to Section 192(9) of the PDI Act to include in an agreement under Section 192 of the PDI Act an indemnity from a specified form of liability or right of action, a waiver or exclusion of a specified form of liability or right of action, an acknowledgment of liability, or a disclaimer, on the part of a party to the agreement.</p>	GM Engineering and Horticulture, GM Development and Community Safety	
s192(10)	<p>44. Land Management Agreements</p> <p>44.7 The power pursuant to Section 192(10) of the PDI Act to express a provision under Section 192(9) of the PDI Act as extending to, or being for the benefit of, a</p>	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	person or body who or which is not a party to the agreement.		
s192(11)	44. Land Management Agreements 44.8 The power pursuant to Section 192(11) of the PDI Act to consent to the owner of land entering into an agreement under Section 192 of the PDI Act where the Council has a legal interest in the land.	No sub delegation	
s192(12)	44. Land Management Agreements 44.9 The power pursuant to Section 192(12) of the PDI Act to apply to the Registrar-General, to note the agreement against the relevant instrument of title or, in the case of land not under the provisions of the Real Property Act 1886, against the land.	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	
s192(15)	44. Land Management Agreements 44.10 The power pursuant to Section 192(15) of the PDI Act to apply to the Registrar-General in relation to an	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations,	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	agreement to which a note has been made under Section 192 of the PDI Act that has been rescinded or amended, to enter a note of the rescission or amendment against the instrument of title, or against the land.	Manager Property and Facilities, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Business Support Officer, Senior Compliance Officer, Building Officers, Business Support Officers - Development Services	
s192(16)	44. Land Management Agreements 44.11 The power pursuant to Section 192(16) of the PDI Act to provide in an agreement under Section 192 of the PDI Act for remission of rates or taxes on the land.	No sub delegation	
s192(17)	44. Land Management Agreements 44.13 The power pursuant to Section 192(17) of the PDI Act to consent to an agreement entered into by the Minister under Section 192 of the PDI Act, providing for the remission of rates or taxes payable to the Council.	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s192(18)	<p>44. Land Management Agreements</p> <p>44.14 The power pursuant to Section 192(18) of the PDI Act to take into account the existence of an agreement under Section 192 of the PDI Act when assessing an application for a development authorisation under the PDI Act.</p>	No sub delegation	
s193(1)	<p>45. Land Management Agreements – Development Applications</p> <p>45.1 The power pursuant to Section 193(1) of the PDI Act to, subject to Section 193 of the PDI Act, enter into an agreement under Section 193 of the PDI Act with a person who is applying for a development authorisation under the PDI Act that will, in the event that the relevant development is approved, bind:</p> <p>45.1.1 the person; and</p> <p>45.1.2 any other person who has the benefit of the development authorisation; and</p> <p>45.1.3 the owner of the relevant land (if he or she is not</p>	GM Development and Community Safety	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	within the ambit of Sections 193(a) or (b) of the PDI Act and if the other requirements of Section 193 of the PDI Act are satisfied).		
s193(2)	<p>45. Land Management Agreements – Development Applications</p> <p>45.2 The power pursuant to Section 193(2) of the PDI Act to enter into an agreement under Section 193 of the PDI Act in relation to any matter that the delegate agrees is relevant to the proposed development (including a matter that is not necessarily relevant to the assessment of the development under the PDI Act).</p>	GM Development and Community Safety	
s193(3)	<p>45. Land Management Agreements – Development Applications</p> <p>45.3 The power pursuant to Section 193(3) of the PDI Act to have regard to:</p> <p>45.3.1 the provisions of the Planning and Design Code;</p>	GM Development and Community Safety	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	and 45.3.2 the principle that the entering into of an agreement under Section 193 of the PDI Act by the Council should not be used as a substitute to proceeding with an amendment to the Planning and Design Code under the PDI Act.		
s193(5)	45. Land Management Agreements – Development Applications 45.4 The power pursuant to Section 193(5) of the PDI Act to register agreements entered into under Section 193 of the PDI Act in accordance with the regulations.	No sub delegation	
s193(10)	45. Land Management Agreements – Development Applications 45.5 The power pursuant to Section 193(10) of the PDI Act to consent to an application to note the agreement against the relevant instrument of title or the land.	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Senior Business Support Officer, Assessment Manager, Business Support Officers - Development	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
		Services, Senior Planners	
s193(11)	<p>45. Land Management Agreements – Development Applications</p> <p>45.6 The power pursuant to Section 193(11) of the PDI Act to consent to an owner of land entering into an agreement or giving a consent under Section 192(10) of the PDI Act where the Council has a legal interest in the land.</p>	GM Development and Community Safety	
s193(13)	<p>45. Land Management Agreements – Development Applications</p> <p>45.7 The power pursuant to Section 193(13) of the PDI Act to apply to the Registrar-General to note the agreement against the relevant instrument of title or, in the case of land not under the provisions of the Real Property Act 1886, against the land.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Senior Business Support Officer, Assessment Manager, Business Support Officers - Development Services, Senior Planners	
s193(15)	45. Land Management Agreements – Development	GM Development and Community	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>Applications</p> <p>45.8 The power pursuant to Section 193(15) of the PDI Act to apply to the Registrar-General in relation to an agreement under Section 193 that has been rescinded or amended, to enter a note of the rescission or amendment against the instrument of title, or against the land.</p>	<p>Safety, Team Leader Planning and Business Support, Manager Development Services, Senior Business Support Officer, Assessment Manager, Business Support Officers - Development Services, Senior Planners</p>	
s193(16)	<p>45. Land Management Agreements – Development Applications</p> <p>45.9 The power pursuant to Section 193(16) of the PDI Act, if an agreement under Section 193 of the PDI Act does not have effect under Section 193 of the PDI Act within the period prescribed by the regulations, to by notice given in accordance with the regulations, lapse the relevant development approval.</p>	<p>GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Senior Business Support Officer, Assessment Manager, Business Support Officers - Development Services, Senior Planners</p>	
s197(2)	<p>46. Off-setting Contributions</p> <p>46.2 The power pursuant to Section 197(2) of the PDI Act to establish a scheme under Section 197 of the PDI Act</p>	<p>No sub delegation</p>	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>that is designed to support or facilitate:</p> <p>46.2.1 development that may be in the public interest or otherwise considered by the delegate as being appropriate in particular circumstances (including by the provision of facilities at a different site); or</p> <p>46.2.2 planning or development initiatives that will further the objects of the PDI Act or support the principles that relate to the planning system established by the PDI Act; or</p> <p>46.2.3 any other initiative or policy:</p> <p>46.2.3.1 designated by the Planning and Design Code for the purposes of Section 197(2)(c)(i) of the PDI Act;</p> <p>46.2.3.2 prescribed by the regulations for the purposes of Section 197(2)(c)(ii) of the PDI Act.</p>		
s197(3)	<p>46. Off-setting Contributions</p> <p>46.3 The power pursuant to Section 197(3) of the PDI Act to include in a scheme established under Section 197 of</p>	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>the PDI Act:</p> <p>46.3.1 an ability or requirement for a person who is proposing to undertake development (or who has the benefit of an approval under the PDI Act):</p> <p>46.3.1.1 to make a contribution to a fund established as part of the scheme; or</p> <p>46.3.1.2 to undertake work or to achieve some other goal or outcome (on an 'in kind' basis); or</p> <p>34.2.1.3 to proceed under a combination of Sections 197(3)(a)(i) and (ii) of the PDI Act,</p> <p>in order to provide for or address a particular matter identified by the scheme; and</p> <p>46.3.2 an ability for a provision of the Planning and Design Code to apply with a specified variation under the terms of the scheme; and</p> <p>46.3.3 an ability for any relevant authority to act under or in connection with Sections 197(3)(a) or (b) of the PDI Act.</p>		

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s197(4)	<p>46. Off-setting Contributions</p> <p>46.4 The power pursuant to Section 197(4)(b) of the PDI Act to apply the fund towards the purposes of the scheme in accordance with any directions or approvals of the Treasurer made or given after consultation with the Minister.</p>	GM Engineering and Horticulture, GM Development and Community Safety, General Manager Corporate Services and Innovation, Manager Finance and Rates, Manager Development Services, Senior Accountant, Manager Open Space	
s197(4)(c)	<p>46. Off-setting Contributions</p> <p>46.5 The power pursuant to Section 197(4)(c) of the PDI Act to invest money that is not immediately required for the purposes of the fund in accordance with provisions included in the scheme.</p>	GM Engineering and Horticulture, GM Development and Community Safety, General Manager Corporate Services and Innovation, Manager Finance and Rates, Manager Development Services, Senior Accountant, Manager Open Space	
s198(1)	<p>47. Open Space Contribution Scheme</p> <p>47.1 The power pursuant to Section 198(1) of the PDI Act, where an application for a development authorisation provides for the division of land in the Council's area into</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>more than 20 allotments, and 1 or more allotments is less than 1 hectare in area to require:</p> <p>47.1.1 that up to 12.5% in area of the relevant area be vested in the Council to be held as open space; or</p> <p>47.1.2 that the applicant make the contribution prescribed by the regulations in accordance with the requirements of Section 198 of the PDI Act; or</p> <p>47.1.3 that land be vested in the Council under Section 198(1)(c) of the PDI Act and that the applicant make a contribution determined in accordance with Section 198(8) of the PDI Act,</p> <p>according to the determination and specification of the delegate, and to have regard to any relevant provision of the Planning and Design Code that designates land as open space and to seek the concurrence of the Commission to taking any action that is at variance with the Planning and Design Code.</p>		
s198(3)	<p>47. Open Space Contribution Scheme</p> <p>47.2 The power pursuant to Section 198(3) of the PDI Act</p>	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	to enter into an agreement referred to in Section 198(2)(d) of the PDI Act.		
s198(4)(a)	47. Open Space Contribution Scheme 47.3 The power pursuant to Section 198(4)(a) of the PDI Act to concur with an area being vested in the Council.	No sub delegation	
s198(11)	47. Open Space Contribution Scheme 47.4 The power pursuant to Section 198(11) of the PDI Act in relation to money received under Section 198 of the PDI Act to immediately pay it into a fund established for the purposes of Section 198 of the PDI Act and apply it for the purpose of acquiring or developing land as open space.	GM Engineering and Horticulture, GM Development and Community Safety, General Manager Corporate Services and Innovation, Manager Finance and Rates, Manager Development Services, Senior Accountant, Manager Open Space	
s198(12)	47. Open Space Contribution Scheme 47.5 The power pursuant to Section 198(12) of the PDI Act to form the opinion that the division of land is being undertaken in stages.	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
		Projects, Business Partner Transition Policy Planning, Policy Planner, Assessment Manager, Senior Planners	
s200(2)	48. Urban Trees Fund 48.2 The power pursuant to Section 200(2) of the PDI Act to effect the establishing of the fund by notice published in the Gazette.	GM Development and Community Safety, Manager Development Services	
s200(3)	48. Urban Trees Fund 48.3 The power pursuant to Section 200(3) of the PDI Act to define a designated area by reference to an area established by the Planning and Design Code.	GM Development and Community Safety, Manager Development Services	
s200(5)	48. Urban Trees Fund 48.4 The power pursuant to Section 200(5) of the PDI Act to invest any money in an urban trees fund that is not immediately required for the purpose of the fund and to	GM Engineering and Horticulture, GM Development and Community Safety, General Manager Corporate Services and Innovation, Manager Finance and Rates, Manager Development	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	pay any resultant income into the fund.	Services, Senior Accountant, Manager Open Space	
s200(6)	<p>48. Urban Trees Fund</p> <p>48.5 The power pursuant to Section 200(6) of the PDI Act to apply money standing to the credit of an urban trees fund:</p> <p>48.5.1 to maintain or plant trees in the designated area which are or will (when fully grown) constitute significant trees under the PDI Act; or</p> <p>48.5.2 to purchase land within the designated area in order to maintain or plant trees which are or will (when fully grown) constitute significant trees under the PDI Act.</p>	GM Engineering and Horticulture, GM Development and Community Safety, General Manager Corporate Services and Innovation, Manager Finance and Rates, Manager Development Services, Senior Accountant, Manager Open Space	
s200(7)	<p>48. Urban Trees Fund</p> <p>48.6 The power pursuant to Section 200(7) of the PDI Act if, the Council subsequently sells land purchased under Section 200(6)(b) of the PDI Act, to pay the proceeds of sale into an urban trees fund maintained by the Council</p>	GM Engineering and Horticulture, GM Development and Community Safety, General Manager Corporate Services and Innovation, Manager Finance and Rates, Manager Development Services, Senior Accountant,	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	under Section 200 of the PDI Act, subject to the qualifications in Sections 200(7)(a) and (b).	Manager Open Space	
s210(1)	<p>49. Appointment of Authorised Officers</p> <p>49.1 The power pursuant to Section 210(1) of the PDI Act to:</p> <p>49.1.1 appoint a person to be an authorised officer for the purposes of the PDI Act; and</p> <p>49.1.2 appoint a person who holds the qualifications prescribed by the regulations to be an authorised officer for the purposes of the PDI Act if the Council is required to do so by the regulations.</p>	GM Development and Community Safety	
s210(2)	<p>49. Appointment of Authorised Officers</p> <p>49.2 The power pursuant to Section 210(2) of the PDI Act to make an appointment of an authorised officer subject to conditions.</p>	GM Development and Community Safety	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s210(3)	<p>49. Appointment of Authorised Officers</p> <p>49.3 The power pursuant to Section 210(3) of the PDI Act to issue each authorised officer an identity card:</p> <p>49.3.1 containing a photograph of the authorised officer; and</p> <p>49.3.2 stating any conditions of appointment limiting the authorised officer's appointment.</p>	GM Development and Community Safety	
s210(5)	<p>49. Appointment of Authorised Officers</p> <p>49.4 The power pursuant to Section 210(5) of the PDI Act to, at any time, revoke an appointment which the Council has made, or vary or revoke a condition of such an appointment or impose a further such condition.</p>	GM Development and Community Safety	
s213(1)	<p>50. Enforcement Notices</p> <p>50.1 The power pursuant to Section 213(1) of the PDI Act, if the delegate has reason to believe on reasonable grounds that a person has breached the PDI Act or the repealed Act, to do such of the following as the delegate</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>considers necessary or appropriate in the circumstances:</p> <p>50.1.1 direct a person to refrain, either for a specified period or until further notice, from the PDI Act, or course of action, that constitutes the breach;</p> <p>50.1.2 direct a person to make good any breach in a manner, and within a period, specified by the delegate;</p> <p>50.1.3 take such urgent action as is required because of any situation resulting from the breach</p>	<p>Projects, Planning Officer - 1, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners</p>	
s213(2)	<p>50. Enforcement Notices</p> <p>50.2 The power pursuant to Section 213(2) of the PDI Act to give a direction under Section 213(1) of the PDI Act by notice in writing unless the delegate considers that the direction is urgently required.</p>	<p>GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and Projects, Planning Officer - 1, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building</p>	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
		Officers, Senior Planners	
s213(5)	<p>50. Enforcement Notices</p> <p>50.3 The power pursuant to Section 213(5) of the PDI Act, if a person fails to comply with a direction under Section 213(1)(b) of the PDI Act within the time specified in the notice, to cause the necessary action to be taken.</p>	GM Development and Community Safety, Manager Development Services	
s213(6)	<p>50. Enforcement Notices</p> <p>50.4 The power pursuant to Section 213(6) of the PDI Act to recover the reasonable costs and expenses incurred by the Council (or any person acting on behalf of the Council) under Section 213 of the PDI Act, as a debt due from the person whose failure gave rise to the PDI Action</p>	GM Development and Community Safety, Manager Development Services	
s213(7)	<p>50. Enforcement Notices</p> <p>50.5 The power pursuant to Section 213(7) of the PDI Act, if an amount is recoverable from a person by the Council under Section 213 of the PDI Act to, by notice in</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Assessment	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.	Manager	
s214(1)	<p>51. Applications to Court</p> <p>51.1 The power pursuant to Section 214(1) of the PDI Act to apply to the Court for an order to remedy or restrain a breach of the PDI Act or the repealed Act.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners	
s214(2)	<p>51. Applications to Court</p> <p>51.2 The power pursuant to Section 214(2) of the PDI Act to consent to proceedings under Section 214 of the PDI Act being brought in a representative capacity on behalf</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	of the Council.	Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners	
s214(4)	<p>51. Applications to Court</p> <p>51.3 The power pursuant to Section 214(4) of the PDI Act to make an application without notice to any person and to make an application to the Court to serve a summons requiring the respondent to appear before the Court to show cause why an order should not be made under Section 214 of the PDI Act.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s214(6)	<p>51. Applications to Court</p> <p>51.4 The power pursuant to Section 214(6) of the PDI Act to make submissions to the Court on the subject matter of the proceedings.</p>	<p>GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners</p>	
s214(9)	<p>51. Applications to Court</p> <p>51.5 The power pursuant to Section 214(9) of the PDI Act to appear before a final order is made and be heard in proceedings based on the application.</p>	<p>GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner,</p>	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
		Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners	
s214(10)	51. Applications to Court 51.6 The power pursuant to Section 214(10) of the PDI Act to make an application to the Court to make an interim order under Section 214 of the PDI Act.	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners	
s214(11)	51. Applications to Court 51.7 The power pursuant to Section 214(11) of the PDI Act to make an application for an interim order without	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	notice to any person.	Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners	
s214(12)	51. Applications to Court 51.8 The power pursuant to Section 214(12) of the PDI Act, if the Court makes an order under Section 214(6)(d) of the PDI Act and the respondent fails to comply with the order within the period specified by the Court, to cause any work contemplated by the order to be carried out, and recover the costs of that work, as a debt, from the respondent	GM Development and Community Safety, Manager Development Services	
s214(13)	51. Applications to Court	GM Development and Community Safety, Team Leader Building and	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	51.9 The power pursuant to Section 214(13) of the PDI Act, if an amount is recoverable from a person by the Council under Section 214(12) of the PDI Act to, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.	Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Business Support Officer, Senior Compliance Officer, Building Officers, Business Support Officers - Development Services	
s214(17)	51. Applications to Court 51.10 The power pursuant to Section 214(17) of the PDI Act to apply to the Court to vary or revoke an order previously made under Section 214 of the PDI Act.	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s219(1)	<p>52. Proceedings for Offences</p> <p>52.1 The power pursuant to Section 219(1) of the PDI Act to commence proceedings for an offence against the PDI Act.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners	
s223(2)	<p>53. Adverse Publicity Orders</p> <p>53.1 The power pursuant to Section 223(2) of the PDI Act to make an application to the Court for an adverse publicity order.</p>	GM Development and Community Safety, Manager Development Services	
s223(4)	<p>53. Adverse Publicity Orders</p> <p>53.2 The power pursuant to Section 223(4) of the PDI</p>	GM Development and Community Safety, Manager Development	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>Act, if the offender fails to give evidence to the Council in accordance with Section 224(1)(b) of the PDI Act to:</p> <p>53.2.1 take the PDI Action or actions specified in the order; and</p> <p>53.2.2 authorise a person in writing to take the PDI Action or actions specified in the order.</p>	Services	
s223(5)	<p>53. Adverse Publicity Orders</p> <p>53.3 The power pursuant to Section 223(5) of the PDI Act, if:</p> <p>53.3.1 the offender gives evidence to the Council in accordance with Section 223(1)(b) of the PDI Act; and</p> <p>53.3.2 despite the evidence, the delegate is not satisfied that the offender has taken the PDI Action or actions specified in the order in accordance with the order,</p> <p>to apply to the court for an order authorising the Council, or a person authorised in writing by the Council, to take the PDI Action or actions and to authorise a person in writing to take the PDI Action or actions.</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s223(6)	<p>53. Adverse Publicity Orders</p> <p>53.4 The power pursuant to Section 223(6) of the PDI Act, if the Council, or a person authorised in writing by the Council, takes an action or actions in accordance with Section 223(4) of the PDI Act or an order under Section 223(5) of the PDI Act, to recover from the offender an amount in relation to the reasonable expenses of taking the PDI Action or actions, as a debt, due to the Council.</p>	GM Development and Community Safety, Manager Development Services	
s225(1)	<p>54. Civil Penalties</p> <p>54.1 The power pursuant to Section 225(1) of the PDI Act, subject to Section 225 of the PDI Act, if the delegate is satisfied that a person has committed an offence by contravening a provision of the PDI Act, to, as an alternative to criminal proceedings, recover, by negotiation or by application to the Court, an amount as a civil penalty in respect of the contravention.</p>	GM Development and Community Safety, Manager Development Services	
s225(2)	54. Civil Penalties	GM Development and Community Safety, Manager Development	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	54.2 The power pursuant to Section 225(2) of the PDI Act, in respect of a contravention where the relevant offence does not require proof of intention or some other state of mind, to determine whether to initiate proceedings for an offence or take action under Section 225 of the PDI Act, having regard to the seriousness of the contravention, the previous record of the offender and any other relevant factors.	Services	
s225(3)	54. Civil Penalties 54.3 The power pursuant to Section 225(3) of the PDI Act to serve on the person a notice in the prescribed form advising the person that the person may, by written notice to the Council, elect to be prosecuted for the contravention.	GM Development and Community Safety, Manager Development Services	
s225(13)	54. Civil Penalties 54.4 The power pursuant to Section 225(13) of the PDI Act to seek the authorisation of the Attorney-General to the commencement of proceedings for an order under	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Section 225 of the PDI Act.		
s225(17)	<p>54. Civil Penalties</p> <p>54.5 The power pursuant to Section 225(17) of the PDI Act to seek an authorisation from the Commission for the Council to act under Section 225 of the PDI Act.</p>	GM Development and Community Safety, Manager Development Services	
s228(7)	<p>55. Make Good Order</p> <p>55.1 The power pursuant to Section 228(7) of the PDI Act to apply to the Court to vary or revoke an order under Section 228 of the PDI Act.</p>	GM Development and Community Safety, Manager Development Services	
s229(5)	<p>56. Recovery of Economic Benefit</p> <p>56.1 The power pursuant to Section 229(5) of the PDI Act to apply an amount paid to the Council in accordance with an order under Section 229(1) of the PDI Act for the purpose of acquiring or developing land as open space and to hold it in a fund established for the purposes of Section 198 of the PDI Act.</p>	GM Engineering and Horticulture, GM Development and Community Safety, General Manager Corporate Services and Innovation, Manager Finance and Rates, Manager Development Services, Senior Accountant, Manager Open Space	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s230(1)	<p>57. Enforceable Voluntary Undertakings</p> <p>57.1 The power pursuant to Section 230(1) of the PDI Act to accept (by written notice) a written undertaking given by a person in connection with a matter relating to a contravention or alleged contravention by the person of the PDI Act.</p>	GM Development and Community Safety, Manager Development Services	
s230(4)	<p>57. Enforceable Voluntary Undertakings</p> <p>57.2 The power pursuant to Section 230(4) of the PDI Act if the delegate considers that a person has contravened an undertaking accepted by the Council, to apply to the Court for enforcement of the undertaking.</p>	GM Development and Community Safety, Manager Development Services	
s230(7)	<p>57. Enforceable Voluntary Undertakings</p> <p>57.3 The power pursuant to Section 230(7) of the PDI Act to agree in writing with a person who has made an undertaking to:</p> <p>57.3.1 vary the undertaking; or</p>	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	57.3.2 withdraw the undertaking.		
s230(11)	57. Enforceable Voluntary Undertakings 57.4 The power pursuant to Section 230(11) of the PDI Act to accept an undertaking in respect of a contravention or alleged contravention before proceedings in respect of that contravention have been finalised.	GM Development and Community Safety, Manager Development Services	
s230(12)	57. Enforceable Voluntary Undertakings 57.5 The power pursuant to Section 230(12) of the PDI Act if the delegate accepts an undertaking before the proceedings are finalised, to take all reasonable steps to have the proceedings discontinued as soon as possible.	GM Development and Community Safety, Manager Development Services	
s230(14)	57. Enforceable Voluntary Undertakings 57.6 The power pursuant to Section 230(14) of the PDI Act to seek an authorisation from the Commission for the Council to act under Section 230 of the PDI Act.	GM Development and Community Safety, Manager Development Services	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s231(1)	<p>58. Advertisements</p> <p>58.1 The power pursuant to Section 231(1) of the PDI Act, if, in the opinion of the delegate, an advertisement or advertising hoarding:</p> <p>58.1.1 disfigures the natural beauty of a locality or otherwise detracts from the amenity of a locality; or</p> <p>58.1.2 is contrary to the character desired for a locality under the Planning and Design Code,</p> <p>to, by notice served in accordance with the regulations on the advertiser or the owner or occupier of the land on which the advertisement or advertising hoarding is situated, whether or not a development authorisation has been granted in respect of the advertisement or advertising hoarding, order that person to remove or obliterate the advertisement or to remove the advertising hoarding (or both) within a period specified in the notice (of at least 28 days from the date of service of the notice).</p>	<p>GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Planning Officer - 1, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners</p>	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s231(3)	<p>58. Advertisements</p> <p>58.2 The power pursuant to Section 231(3) of the PDI Act if a person on whom a notice is served under Section 231(1) of the PDI Act fails to comply with a notice within the time allowed in the notice to enter on the land and take the necessary steps for carrying out the requirements of the notice and to recover the costs of so doing, as a debt, from the person on whom the notice was served.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Senior Planners	
s235(1)	<p>59. Professional Advice to be Obtained in Relation to Certain Matters</p> <p>59.1 The power pursuant to Section 235(1) of the PDI Act, to, in the exercise of a prescribed function, rely on a certificate of a person with prescribed qualifications.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner,	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
		Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Planning Officers, Senior Planners	
s235(2)	<p>59. Professional Advice to be Obtained in Relation to Certain Matters</p> <p>59.2 The power pursuant to Section 235(2) of the PDI Act to seek and consider the advice of a person with prescribed qualifications, or a person approved by the Minister for that purpose, in relation to a matter arising under the PDI Act that is declared by regulation to be a matter on which such advice should be sought.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Planning Officers, Senior Planners	
s239(1)	60. Charges on Land	GM Engineering and Horticulture, GM	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	60.1 The power pursuant to Section 239(1) of the PDI Act if a charge on land is created under a provision of the PDI Act in favour of the Council, to deliver to the Registrar-General a notice in a form determined by the Registrar-General, setting out the amount of the charge and the land over which the charge is claimed.	Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	
s239(6)	60. Charges on Land 60.2 The power pursuant to Section 239(6) of the PDI Act if a charge in the Council's favour exists and the amount to which the charge relates is paid, to by notice to the appropriate authority in a form determined by the Registrar-General, apply for the discharge of the charge.	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	
s240(1)	61. Registering Authorities to Note Transfer 61.1 The power pursuant to Section 240(1) of the PDI Act to apply to the Registrar General or another authority required or authorised under a law of the State to register or record transactions affecting assets, rights or liabilities, or documents relating to such transactions, to register or	GM Engineering and Horticulture, GM Development and Community Safety, Group Manager City Operations, Manager Property and Facilities, Manager Development Services, Manager Engineering, Manager Open Space	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	record in an appropriate manner the transfer to the Council of an asset, right or liability by regulation, proclamation or notice under the PDI Act.	Space	
cl13(3)(b) sch2	62. Reporting 62.1 The power pursuant to Clause 13(3)(b) of Schedule 2 of the PDI Act to require a report under Clause 13(2) of Schedule 2 of the PDI Act to contain any other information or report required by the delegate.	No sub delegation	
cl3(3)	63. Review of Performance 63.1 The power pursuant to Clause 3(3) of Schedule 4 of the PDI Act to explain the Council's actions, and to make submissions (including, if relevant, an indication of undertakings that the Council is willing to give in order to take remedial action), to the Minister.	Compliance Officer, Building Officers	
cl3(16) sch4	63. Review of Performance 63.4 The power pursuant to Clause 3(16) of Schedule 4	No sub delegation	

**Instrument of Delegation under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice
Directions of Powers of a Council as a Council; a Designated Authority; a Designated Entity (Instrument A)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	of the PDI Act to comply with a direction under Clauses 3(13) or (15) of Schedule 4 of the PDI Act.		

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r11B(1)	<p>67. Mutual Liability Scheme – Rights of Indemnity</p> <p>67.1 The power pursuant to Regulation 11B(1) of the Planning, Development and Infrastructure (General) Regulations 2019 (the General Regulations) to:</p> <p>67.1.1 in being responsible under Section 83(1)(h)(ii) of the PDI Act for the costs and other liabilities associated with the activities of an assessment panel appointed by the Council; and</p> <p>67.1.2 in being responsible for the costs associated with the activities of a regional assessment panel in accordance with a scheme set out in a notice under Section 84(1)(a) and (i)</p>	No sub delegation	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>of the PDI Act,</p> <p>have arrangements in place to indemnify the members of any such panel in respect of a claim against a member of the panel arising out of the performance, exercise or discharge (or purported performance, exercise or discharge) in good faith of their functions, powers or duties under the PDI Act in their role as a member of the panel.</p>		
r11B(5)	<p>67. Mutual Liability Scheme – Rights of Indemnity</p> <p>67.2 The power pursuant to Regulation 11B(5) of the General Regulations to:</p> <p>67.2.1 in being responsible under Section 87(f) of the PDI Act for the costs and other liabilities associated with the activities of an assessment manager for an assessment panel appointed by the Council; and</p> <p>67.2.2 in being responsible for the costs associated with the activities of a regional assessment panel in accordance with a scheme set out in a notice under Section 87(1)(a) and (i) of the PDI Act,</p> <p>have arrangements in place to indemnify an assessment manager for any such panel in respect of a claim against</p>	No sub delegation	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	the assessment manager arising out of the performance, exercise or discharge (or purported performance, exercise or discharge) in good faith of their functions, powers or duties under the PDI Act in their role as an assessment manager.		
r47(4)(d)	<p>68. Performance Assessed Development and Restricted Development</p> <p>68.1 The power pursuant to Regulation 47(4)(d) of the General Regulations to determine the fee payable by the applicant as being appropriate to cover the reasonable costs of placing the notice on the land.</p>	No sub delegation	
r78(1)	<p>69. Underground Main Areas</p> <p>69.1 The power pursuant to Regulation 78(1) of the General Regulations if the delegate considers an area should be declared an underground mains area to seek a report from the relevant electricity authority in relation to the matter.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Manager Development Services, Manager Engineering, Assessment Manager	
r78(2)	69. Underground Main Areas	GM Engineering and Horticulture, GM	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	69.2 The power pursuant to Regulation 78(2) of the General Regulations after having received and considered a report from the electricity authority to declare the area to be an underground mains area.	Development and Community Safety	
r81(4)	<p>70. Width of Roads and Thoroughfares</p> <p>70.1 The power pursuant to Regulation 81(4) of the General Regulations to dispense with a width prescribed by Regulations 81(1) or (3) of the General Regulations (and specify a different width) if the delegate is of the opinion that the width so prescribed is not necessary for the safe and convenient movement of vehicles or pedestrians, or for underground services.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	
r81(5)	<p>70. Width of Roads and Thoroughfares</p> <p>70.2 The power pursuant to Regulation 81(5) of the General Regulations to subject to Regulation 81(6) of the General Regulations specify the width of the road at the head of every cul-de-sac in such dimensions as may be acceptable to the delegate.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r81(6)	<p>70. Width of Roads and Thoroughfares</p> <p>70.3 The power pursuant to Regulation 81(6) of the General Regulations to dispense with a requirement under Regulation 81(5) of the General Regulations if it appears to the delegate that the cul-de-sac is likely to become a through road.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	
r82(1)	<p>71. Road Widening</p> <p>71.1 The power pursuant to Regulation 82(1) of the PDI Act, subject to Regulation 82(2) of the General Regulations, if an existing road abuts land which is proposed to be divided, to form the view that the road should be widened in order to provide a road of adequate width having regard to existing and future requirements of the area.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	
r83(1)	<p>72. Requirement as to Forming of Roads</p> <p>72.1 The power pursuant to Regulation 83(1) of the General Regulations, subject to Regulation 83(2) of the General Regulations, to specify the width and manner of the formation of the roadway of every proposed road on a plan</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering,	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	of division.	Assessment Manager, Senior Planners	
r83(2)	<p>72. Requirement as to Forming of Roads</p> <p>72.2 The power pursuant to Regulation 83(2) of the General Regulations to form the opinion that it is necessary to specify a width for a roadway to be formed under Regulation 83(1) in excess of 7.4m, in view of the volume or type of traffic that is likely to traverse that road.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	
r83(4)	<p>72. Requirement as to Forming of Roads</p> <p>72.3 The power pursuant to Regulation 83(4) of the General Regulations, to dispense with the requirements under Regulation 83(3) of the General Regulations, if the delegate is of the opinion that the cul-de-sac is likely to become a through road.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	
r83(5)	<p>72. Requirement as to Forming of Roads</p> <p>72.4 The power pursuant to Regulation 83(5) of the General Regulations, subject to Regulation 83(6) of the General Regulations to require every footpath, water-table, kerbing,</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering,	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	culvert and drain of every proposed road to be formed in a manner satisfactory to the delegate.	Assessment Manager, Senior Planners	
r83(6)	72. Requirement as to Forming of Roads 72.5 The power pursuant to Regulation 83(6) of the General Regulations, to dispense with a requirement under Regulation 83(5) of the General Regulations.	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	
r84(1)	73. Construction of Roads, Bridges, Drains and Services 73.1 The power pursuant to Regulation 84(1) of the General Regulations to require the roadway of every proposed road within the relevant division to be constructed and paved and sealed with bitumen, tar or asphalt or other material approved by the delegate.	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	
r85(1)	74. Supplementary Provisions 74.1 The power pursuant to Regulation 85(1) of the General Regulations to approve the road location and grading plan for the manner of forming any proposed road, footpath,	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	water-table, kerbing, culvert or drain required under Division 6 of the General Regulations.	Services, Manager Engineering, Assessment Manager, Senior Planners	
r85(2)	<p>74. Supplementary Provisions</p> <p>74.2 The power pursuant to Regulation 85(2) of the General Regulations, subject to Regulation 85(4) of the General Regulations, to require all work referred to in Regulations 83 and 84 of the General Regulations to be carried out in a manner satisfactory to the delegate and in conformity with detailed construction plans and specifications signed by a professional engineer or, at the discretion of the delegate, a licensed surveyor, and approved by the delegate before the commencement of the work.</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	
r85(4)	<p>74. Supplementary Provisions</p> <p>74.3 The power pursuant to Regulation 85(4) of the General Regulations to form the opinion that all connections for water supply and sewerage services to any allotment delineated on the plan which, in the opinion of the Chief Executive of the South Australian Water Corporation are necessary and need to be laid under the surface of the</p>	GM Engineering and Horticulture, GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Manager Engineering, Assessment Manager, Senior Planners	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	proposed road, have been made.		
r89(1)	<p>75. General Provisions</p> <p>75.1 The power pursuant to Regulation 89(1) of the General Regulations to form the opinion that another form of arrangement is satisfactory for the purposes of Section 138(1) of the PDI Act.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Assessment Manager, Senior Planners	
r89(3)	<p>75. General Provisions</p> <p>75.2 The power pursuant to Regulation 89(3) of the General Regulations to provide a certificate which:</p> <p>75.2.1 evidences the consent of the Council to an encroachment by a building over other land; and</p> <p>75.2.2 sets out:</p> <p>75.2.2.1 the date on which any relevant building was erected (if known); and</p> <p>75.2.2.2 the postal address of the site.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Assessment Manager, Planning Officers, Senior Planners	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r89(6)(b)	<p>75. General Provisions</p> <p>75.3 The power pursuant to Regulation 89(6)(b) of the General Regulations to request a written copy of the certificate and plan (or certificates and plans) referred to in Regulation 89(3) of the General Regulations.</p>	<p>GM Development and Community Safety, Team Leader Planning and Business Support, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Assessment Manager, Planning Officers, Senior Planners</p>	
r93(1)(b)	<p>76. Notifications During Building Work</p> <p>76.1 The power pursuant to Regulation 93(1)(b) of the General Regulations to specify by notice to the building owner and to the licensed building work contractor responsible for carrying out the relevant building work (if any), when development approval is granted in respect of the work, any stage of the building work to which the periods and stages prescribed for the purposes of Section</p>	<p>GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance</p>	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	146(1) of the PDI Act relate.	Officer, Assessment Manager, Building Officers, Planning Officers, Senior Planners	
r93(1)(c)	<p>76. Notifications During Building Work</p> <p>76.2 The power pursuant to Regulation 93(1)(c) of the General Regulations to specify by notice in writing to the building owner on the granting of development approval in respect of the work any stage of the building work to which the periods and stages prescribed for the purposes of Section 146(1) of the PDI Act relate.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Planning Officers, Senior Planners	
r94(13)	<p>77. Essential Safety Provisions</p> <p>77.1 The power pursuant to Regulation 94(13) of the General Regulations to require compliance with Regulation 94(10) of the General Regulations if:</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>77.1.1 the essential safety provisions were installed</p> <p>77.1.1.1 under a condition attached to a consent or approval that is expressed to apply by virtue of a variance with the performance requirements of the Building Code; or</p> <p>77.1.1.2 as part of a performance solution under the Building Code; or</p> <p>77.1.2 the building has been the subject of a notice under Section 157 of the PDI Act.</p>	Officer, Building Officers	
r102(3)	<p>78. Classification of Buildings</p> <p>78.1 The power pursuant to Regulation 102(3) of the General Regulations to require an application under Regulation 102(1) or (2) of the General Regulations to be accompanied by:</p> <p>78.1.1 such details, particulars, plans, drawings, specifications, certificates and other documents as the delegate may reasonably require to determine the building's classification.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			<ul style="list-style-type: none"> - Senior Compliance Officer - Compliance Officer
r102(4)	<p>78. Classification of Buildings</p> <p>78.2 The power pursuant to Regulation 102(4) of the General Regulations, to subject to Regulation 102(5) of the General Regulations, assign the appropriate classification under the Building Code to a building if the delegate is satisfied, on the basis of the owner's application, and accompanying documentation, that the building, in respect of the classification applied for, possesses the attributes appropriate to its present or intended use.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
r102(5)	<p>78. Classification of Buildings</p> <p>78.3 The power pursuant to Regulation 102(5) of the General Regulations, if an application under Regulation 102 of the General Regulations is made in respect of an existing</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer,	<p>The following positions can only exercise this power on advice from an appropriately accredited building</p>

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Class 2 to Class 9 building, to require the applicant to satisfy the delegate that the provisions of any relevant Ministerial building standard relating to upgrading health and safety in existing buildings has been complied with (to the extent reasonably applicable to the building and its present or intended use).	Compliance Officer, Senior Compliance Officer, Building Officers	professional: - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
r102(6)	<p>78. Classification of Buildings</p> <p>78.4 The power pursuant to Regulation 102(6) of the General Regulations, on assigning a classification to a building (or part of a building) to, if relevant, determine and specify in the notice to the owner under Section 151(3) of the PDI Act:</p> <p>78.4.1 the maximum number of persons who may occupy the building (or part of the building); and</p> <p>78.4.2 if the building has more than 1 classification—the part or parts of the building to which each classification relates and the classifications currently assigned to the</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <p>- General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer</p>

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	other parts of the building.		- Compliance Officer
r103(2)	<p>64. Certificates of Occupancy</p> <p>64.1 The power pursuant to Regulation 103(2) of the General Regulations to, require the following documentation:</p> <p>64.1.1 if the development has been approved subject to conditions, such evidence as the delegate may reasonably require to show that the conditions have been satisfied;</p> <p>64.1.2 if the application relates to the construction or alteration of part of a building and further building work is envisaged in respect of the remainder of the building, such evidence as the delegate may reasonably require to show:</p> <p>64.1.2.1 in the case of a building more than 1 storey - that the requirements of any relevant Ministerial building standard have been complied with; or</p> <p>64.1.2.2 in any other case - that the building is suitable for occupation.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r103(3)	<p>64. Certificates of Occupancy</p> <p>64.2 The power pursuant to Regulation 103(3) of the General Regulations, to, other than in relation to a designated building on which building work involving the use of a designated building product is carried out after 12 March 2018, dispense with the requirement to provide a Statement of Compliance under Regulation 103(2)(a) of the General Regulations if:</p> <p>64.2.1 the delegate is satisfied that a person required to complete 1 or both parts of the statement has refused or failed to complete that part and that the person seeking the issuing of the certificate of occupancy has taken reasonable steps to obtain the relevant certification or certifications; and</p> <p>64.2.2 it appears to the delegate, after undertaking an inspection, that the relevant building is suitable for occupation.</p>	<p>GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer</p>	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r103(4)	<p>64. Certificates of Occupancy</p> <p>64.3 The power pursuant to Regulation 103(4) of the General Regulations if:</p> <p>64.3.1 a building is:</p> <p>64.3.1.1 to be equipped with a booster assembly for use by a fire authority; or</p> <p>64.3.1.2 to have installed a fire alarm that transmits a signal to a fire station or to a monitoring service approved by the relevant authority; and</p> <p>64.3.2 facilities for fire detection, fire fighting or the control of smoke must be installed in the building pursuant to an approval under the PDI Act,</p> <p>to not grant a certificate of occupancy unless or until the delegate has sought a report from the fire authority as to whether those facilities have been installed and operate satisfactorily and to seek such a report from the fire authority.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
r103(5)	64. Certificates of Occupancy	GM Development and Community Safety, Team Leader Building and	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	64.4 The power pursuant to Regulation 103(5) of the General Regulations if a report is not received from the fire authority within 15 business days, to presume that the fire authority does not desire to make a report.	Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer	
r103(6)	<p>64. Certificates of Occupancy</p> <p>64.5 The power pursuant to Regulation 103(6) of the General Regulations to have regard to any report received from a fire authority under Regulation 103(4) of the General Regulations before the delegate issues a certificate of occupancy.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
r103(6a)	<p>64. Certificates of Occupancy</p> <p>64.6 The power pursuant to Regulation 103(6a) of the</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	General Regulations, on receipt of a notification of intended completion of building work under Regulation 93(1)(f) of the General Regulations, to determine that building work will be inspected by an authorised officer.	Services, Senior Building Officer, Senior Compliance Officer	
r103(9)	<p>64. Certificates of Occupancy</p> <p>64.7 The power pursuant to Regulation 103(9) of the General Regulations to revoke a certificate of occupancy:</p> <p>64.7.1 if:</p> <p>64.7.1.1 there is a change in the use of the building; or</p> <p>64.7.1.2 the classification of the building changes; or</p> <p>64.7.1.3 building work involving an alteration or extension to the building that will increase the floor area of the building by more than 300m² is about to commence, or is being or has been carried out; or</p> <p>64.7.1.4 the building is about to undergo, or is undergoing or has undergone, major refurbishment,</p> <p>and the delegate considers that in the circumstances the certificate should be revoked and a new certificate sought;</p>	GM Development and Community Safety	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	or		
r103(9)	<p>64. Certificates of Occupancy</p> <p>64.7 The power pursuant to Regulation 103(9) of the General Regulations to revoke a certificate of occupancy:</p> <p>64.7.2 if the delegate considers that the building is no longer suitable for occupation because of building work undertaken, or being undertaken, on the building, or because of some other circumstance; or</p>	GM Development and Community Safety	
r103(9)	<p>64. Certificates of Occupancy</p> <p>64.7 The power pursuant to Regulation 103(9) of the General Regulations to revoke a certificate of occupancy:</p> <p>64.7.3 if a schedule of essential safety provisions has been issued in relation to the building and the owner of the building has failed to comply with the requirements of Regulation 94(10) of the General Regulations; or</p>	GM Development and Community Safety	
r103(9)	<p>64. Certificates of Occupancy</p> <p>64.7 The power pursuant to Regulation 103(9) of the</p>	GM Development and Community Safety	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>General Regulations to revoke a certificate of occupancy:</p> <p>64.7.4 if the delegate considers:</p> <p>64.7.4.1 that a condition attached to a relevant development authorisation has not been met, or has been contravened, and that, in the circumstances, the certificate should be revoked; or</p> <p>64.7.4.2 that a condition attached to the certificate of occupancy has not been met, or has been contravened, or is no longer appropriate.</p>		
r109(1)(b)	<p>65. Mining Production Tenements</p> <p>65.1 The power pursuant to Regulation 109(1)(b) of the General Regulations to make submissions to the appropriate Authority and object to the granting of the tenement.</p>	No sub delegation	
r111(2)	<p>66. Register of Land Management Agreements (Section 193)</p> <p>66.1 The power pursuant to Regulation 111(2) of the</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	General Regulations to establish a register of agreements entered into by the Council under Section 193 of the PDI Act.	and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Assessment Manager	
r111(3)	<p>66. Register of Land Management Agreements (Section 193)</p> <p>66.2 The power pursuant to Regulation 111(3) of the General Regulations to include in a register, or provide access to a copy of each agreement entered into by the Council under Section 193 of the PDI Act and such other information the delegate considers appropriate.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Assessment Manager	
r112(1)	<p>67. Authorised Officers and Inspections</p> <p>67.1 The power pursuant to Regulation 112(1) of the General Regulations to appoint at least 1 authorised officer under Section 210(1)(b) of the PDI Act:</p> <p>67.1.1 who is an accredited professional who is:</p>	GM Development and Community Safety	

Planning, Development and Infrastructure (General) Regulations 2017

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	67.1.1.1 an Accredited professional - building level 1; or 67.1.1.2 an Accredited professional - building level 2; or 67.1.1.3 an Accredited professional - building level 3; or 67.1.1.4 an Accredited professional - building level 4; or 67.1.2 who holds a current accreditation recognised by the Chief Executive for the purposes of this Regulation; or 67.1.3 who holds an approval from the Chief Executive.		

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
r5(1)	87. Calculation of Assessment of Fees	GM Development and Community Safety, Team Leader Planning and Business Support,	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>87.1 The power pursuant to Regulation 5(1) of the Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019 (the Fees Regulations) in relation to an application which is duly lodged under a related set of regulations (including via the SA planning portal):</p> <p>87.1.1 to require the applicant to provide such information as the delegate may reasonably require to calculate any fee payable under the Fees Regulations or a related set of regulations; and</p> <p>87.1.2 to make any other determination for the purposes of the Fees Regulations or a related set of regulations (even if the Council is not a relevant authority).</p>	<p>Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Business Support Officer, Business Support Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Planning Officers, Senior Planners</p>	
r5(2)	<p>87. Calculation of Assessment of Fees</p> <p>87.2 The power pursuant to Regulation 5(2) of the Fees Regulations, if the delegate acting under Regulation 5(1) of the Fees Regulations, believes that any information provided by an applicant is incomplete or inaccurate, to calculate any fee on the basis of estimates made by the delegate.</p>	<p>GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Business Support Officer, Business Support Officer, Senior</p>	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
		Compliance Officer, Assessment Manager, Building Officers, Planning Officers, Senior Planners	
r5(3)	<p>87. Calculation or Assessment of Fees</p> <p>87.3 The power pursuant to Regulation 5(3) of the Fees Regulations to at any time, and despite an earlier calculation or acceptance of an amount in respect of the fee, reassess a fee payable under the Fees Regulations or a related set of Regulations.</p>	GM Development and Community Safety, Team Leader Planning and Business Support, Team Leader Building and Compliance, Manager Development Services, Business Partner Strategic Planning and Projects, Business Partner Transition Policy Planning, Policy Planner, Senior Building Officer, Compliance Officer, Senior Business Support Officer, Business Support Officer, Senior Compliance Officer, Assessment Manager, Building Officers, Planning Officers, Senior Planners	
r7	<p>69. Waiver or Refund of Fee</p> <p>69.1 The power pursuant to Regulation 7 of the Fees Regulations to, as the delegate considers appropriate to do so:</p>	GM Development and Community Safety, Manager Development Services	

Planning, Development and Infrastructure (Fees, Charges and Contributions) Regulations 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>69.1.1 waive the payment of the fee, or the payment of part of the fee; or</p> <p>69.1.2 refund the whole or a part of the fee.</p>		

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl5(1)	<p>70. Requirements in Relation to Preparing an Engagement Plan</p> <p>70.1 The power pursuant to clause 5(1) of the State Planning Commission Practice Direction – 2 Preparation and Amendment of Designated Instruments (PD2), to prepare an engagement plan that:</p> <p>70.1.1 meets the principles and performance outcomes of the Charter;</p> <p>70.1.2 describes the persons or bodies to be consulted on the proposed amendment of the Designated Instrument, which must include any persons or bodies:</p> <p>70.1.2.1 require to be consulted with under a condition imposed by the Minister under Section 73(5) of the PDI Act</p>	GM Development and Community Safety, Manager Development Services	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>70.1.2.2 specified by the Commission under Section 73(6)(e) of the PDI Act;</p> <p>70.1.2.3 who must be consulted with under the Charter;</p> <p>70.1.3 outlines any relevant previous engagement undertaken to inform the proposal;</p> <p>70.1.4 describes the evaluation framework for the engagement.</p>		
cl5(2)	<p>70. Requirements in Relation to Preparing an Engagement Plan</p> <p>70.2 The power pursuant to clause 5(2) of PD2 to submit all engagement plans which relate to proposed preparation of or amendment to a State Planning Policy or a Regional Plan to the Commission for approval prior to commencement of formal engagement on the proposal.</p>	GM Development and Community Safety, Manager Development Services	
cl6(2)	<p>71. Preparation of an Engagement Report (Following Consultation)</p> <p>71.1 The power pursuant to clause 6(2) of PD2 to set out in an engagement report:</p> <p>71.1.1 details of the engagement undertaken and how that engagement met the engagement plan, and reasons for variations, if any to the engagement plan;</p> <p>71.1.2 the outcome of the engagement including a summary of the written submission or feedback made;</p> <p>71.1.3 any proposed changes to the proposal to prepare or amend a Designated Instrument (when compared with the proposal that was engaged on) and the reasons</p>	No sub delegation	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>for those proposed changes which specifically indicates:</p> <p>71.1.3.1 where changes are proposed to the Designated Instrument based on or as a result of the engagement; and</p> <p>71.1.3.2 any other changes which are proposed based on or as a result of additional investigations or information which was not available when the proposal was released for engagement.</p>		
cl6(3)	<p>71. Requirements in Relation to Preparing an Engagement Report Following Consultation</p> <p>71.2 The power pursuant to clause 6(3) of PD2 to, in the engagement report also include an evaluation of the effectiveness of the engagement that considers whether:</p> <p>71.2.1 the principles of the Charter have been achieved; and</p> <p>71.2.2 all mandatory requirements identified in the Charter have been met (where the consultation category is applicable).</p>	No sub delegation	
cl7(1)	<p>72. Initiating a Code Amendment</p> <p>72.1 The power pursuant to clauses 7(1) and (2) of PD2 to lodge a Proposal to initiate with the Department via the SA Planning Portal that sets out:</p> <p>72.1.1 Code Policy – an outline of:</p>	GM Development and Community Safety, Manager Development Services	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>72.1.1.1 any overlay, general policy, zone or subzones in the Code being proposed for amendment; and/or</p> <p>72.1.1.2 the intended spatial application of an overlay, general policy, zone or subzone in the Code over an identified area;</p> <p>72.1.2 Affected Area</p> <p>72.1.2.1 a map or description of the Affected Area;</p> <p>72.1.3 State Planning Policies</p> <p>72.1.3.1 identification of the relevant principles or objectives of the State Planning Policies and an assessment of the proposed Code Amendment's alignment with those State Planning Policies;</p> <p>72.1.4 Regional Plan</p> <p>72.1.4.1 Identification of relevant regional plans and assessment of how the matters or issues proposed to be addressed by</p> <p>the proposed Code Amendment will relate to the relevant regional plan;</p> <p>72.1.5 Consultation -</p> <p>72.1.5.1 information regarding any consultation that has already occurred with respect to the proposed Code Amendment;</p> <p>72.1.5.2 details of further consultation proposed to be undertaken with respect to the</p>		

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>proposed code Amendment;</p> <p>72.1.6 Investigations -</p> <p>72.1.6.1 information regarding any investigations which have already been undertaken with respect to the proposed Code Amendment</p> <p>72.1.6.2 an outline of the further investigations that will be undertaken to support the proposed Code Amendment;</p> <p>72.1.6.3 details of any infrastructure required to support development arising through proposed Code Amendment and how the infrastructure will be provided;</p> <p>72.1.6.4 details of any infrastructure agreement (or agreements) or infrastructure scheme which will need to be established or entered into in connection with the proposed Code Amendment</p> <p>72.1.7 Timetable</p> <p>72.1.7.1 an outline of the proposed timetable for each step of the Code Amendment process (ensuring that the process is completed within reasonable time limits), and a commitment from the Proponent (where it is also the Designated Entity) that it will take steps to update the timetable and seek approval from the Department if it appears that timeframes will not be met.</p>		
cl7(3)	72. Initiating a Code Amendment	GM Development and	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>The power pursuant to clause 7(3) of PD2, in addition to a Code Amendment which is intended to designate a place as a place of local heritage value, to provide a report which:</p> <p>72.2.1 includes a heritage datasheet for each proposed Local Heritage Place, which includes:</p> <p>72.2.1.1 all relevant property details and descriptions (including images);</p> <p>72.2.1.2 historical background and thematic analysis;</p> <p>72.2.1.3 a statement of heritage value;</p> <p>72.2.1.4 an assessment against the Local Heritage Criteria; and</p> <p>72.2.1.5 the extent of listing (including any exclusions);</p> <p>72.2.2 includes an analysis of historic themes of importance to the area;</p> <p>72.2.3 is prepared by a heritage architect, historian or person with similar qualifications, skills or experience; and</p> <p>72.2.4 is otherwise prepared in accordance with any guidelines prepared and published by the Commission under Section 67(2)(c) of the PDI Act.</p>	Community Safety, Manager Development Services	
cl 7(4)	<p>72. Initiating a Code Amendment</p> <p>72.3 The power pursuant to clause 7(4) of PD2 in relation to a Code Amendment which is intended to designate a tree (or stand of trees) as a significant tree (or</p>	GM Development and Community Safety, Manager Development	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>trees), to provide a report which:</p> <p>72.3.1 includes relevant details and descriptions of the tree or stand of trees (including images as necessary)</p> <p>72.3.2 includes an assessment of the tree (or stand of trees) against the Significant Tree Criteria;</p> <p>72.3.3 is prepared by an urban planner, arborist or person with qualifications, skills or experience relevant to the assessment in the report.</p>	Services	
cl8(1)	<p>73. Preparation of a Draft Proposal Code Amendment (Prior to Consultation)</p> <p>73.1 The power pursuant to clause 8(1) of PD 2 to, prior to consultation occurring on a draft Code Amendment, to:</p> <p>73.1.1 carry out investigations and obtain such information:</p> <p>73.1.1.1 as provided in the Proposal to Initiate approved by the Minister;</p> <p>73.1.1.2 as required under any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act; and</p> <p>73.1.1.3 as specified by the Commission under Sections 73(6)(e) or 73(6)(f) of the PDI Act;</p> <p>73.1.2 provide the Department with:</p>	GM Development and Community Safety, Manager Development Services	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>73.1.2.1 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Code Amendment; and</p> <p>73.1.2.2 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable</p> <p>the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Code Amendment;</p> <p>73.1.3 prepare the draft Code Amendment in accordance with the approved Proposal to Initiate and any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act and the requirements of this Practice Direction;</p> <p>73.1.4 provide the Department with written instructions (in a form acceptable to the Department) to prepare the SA Planning Portal for consultation on the draft Code Amendment; and</p> <p>73.1.5 provide the Department with the engagement plan prepared (and approved, if required) under these Practice Directions, for the purpose of the Department publishing the engagement plan on the SA Planning Portal.</p>		
cl8(2)	<p>73. Preparation of a Draft Proposal Code Amendment (Prior to Consultation)</p> <p>73.2 The power pursuant to clause 8(2) of PD2, where an engagement plan is amended during any period of consultation or at any time prior to finalisation of the</p>	GM Development and Community Safety, Manager Development	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	engagement report under the Practice Directions, to provide the Department with the engagement plan (as updated) for the purpose of the Department publishing the updated engagement plan on the SA Planning Portal	Services	
cl9(1)	<p>74. Requirements For a Draft Code Amendment</p> <p>74.1 The power pursuant to clause 9(1) of PD2 to support a draft Code Amendment by the following information:</p> <p>74.1.1 an explanation of the current code policy as it applies to the Affected Area (at the time of preparation of the draft Code Amendment)</p> <p>74.1.2 an explanation of the amendments to the Code policy proposed for the Affected Area;</p> <p>74.1.3 an assessment of the strategic planning outcomes intended to be achieved through the draft Code Amendment, including an analysis of the consistency of the draft Code Amendment with the relevant provisions of State Planning Policies, the Regional Plan and any other relevant strategic plans;</p> <p>74.1.4 a summary and explanation of the investigations undertaken and how these support the draft Code Amendment; and</p> <p>74.1.5 an explanation of any infrastructure or services required to support development facilitated by the proposed Code Amendment, and an explanation of how and when the infrastructure will be provided.</p>	GM Development and Community Safety, Manager Development Services	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl11(1)	<p>75. Complying Changes to the Code</p> <p>75.1 The power pursuant to clause 11(1) of PD2, in relation to a proposal to agree to a complying change to the Code under Section 75 of the PDI Act, to provide the following information to the Department:</p> <p>75.1.1 description of the relevant recommendations in the Regional Plan which relate to the proposed Code Amendment, including any specific maps or other specific information which clearly and expressly identify the changes relevant to the proposed Code Amendment;</p> <p>75.1.2 a summary of any consultation which has occurred in accordance with the Charter in relation to the proposed Code Amendment or the relevant Regional Plan, including a copy of the engagement report prepared for the relevant Regional Plan and any additional consultation that has occurred for the proposed Code Amendment;</p> <p>75.1.3 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Code Amendment; and</p> <p>75.1.4 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft</p>	GM Development and Community Safety, Manager Development Services	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Code Amendment		
cl12(1)	<p>76. Early Commencement of a Code Amendment</p> <p>76.1 The power pursuant to clause 12(1) of PD2, in relation to a request for early commencement of a Code Amendment under Section 78 of the PDI Act to provide to the Department:</p> <p>76.1.1 explanation, justification and evidence as necessary to demonstrate how early commencement of the Code Amendment is:</p> <p>76.1.1.1 necessary in the interest of the orderly and proper development of an area of the state; and</p> <p>76.1.1.2 required in order to counter applications for undesirable development (which should identify possible future development that would detract from or negate the object of the proposed Code Amendment) ahead of the outcome of consideration of the Code Amendment;</p> <p>76.1.2 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Code Amendment; and</p> <p>76.1.3 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft</p>	GM Development and Community Safety, Manager Development Services	

State Planning Commission Practice Direction - 2 Preparation and Amendment of Designated Instruments

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Code Amendment		

State Planning Commission Practice Direction - 3 (Notification of Performance Assessed Development Applications) 2019

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl6(3)(b)	<p>77. Responsibility to Undertake Notification</p> <p>77.1 The power pursuant to clause 6(3)(b) of the State Planning Commission Practice Direction – 3 (Notification of Performance Assessed Development Applications) 2019 (PD3) to determine the relevant fee as being appropriate to cover the relevant authority's reasonable costs in giving public notice of the application under Section 107(3)(a)(i) of the PDI Act.</p>	No sub delegation	

State Planning Commission Practice Direction (Council Inspections) 2020

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
-----------	-------------------------------	----------	----------------------------

State Planning Commission Practice Direction (Council Inspections) 2020

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl2(2)	<p>97. Mandatory Inspections</p> <p>97.1 The power pursuant to clause 2(2) of Part 2 of the State Planning Commission Practice Direction (Council Inspections) 2020 (PD9) to, in carrying out an inspection under PD9, take all reasonable steps to ensure each inspection includes an inspection and assessment of the following elements (elements), as may be present at the time of inspection:</p> <p>97.1.1 primary structural elements;</p> <p>97.1.2 structural framing and roof trusses;</p> <p>97.1.3 wet areas and waterproofing;</p> <p>97.1.4 barriers to prevent falls;</p> <p>97.1.5 cladding;</p> <p>97.1.6 egress provisions;</p> <p>97.1.7 bushfire protection systems;</p> <p>97.1.8 passive and active fire safety elements;</p> <p>97.1.9 private bushfire shelters; and</p> <p>97.1.10 performance solutions.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer

State Planning Commission Practice Direction (Council Inspections) 2020

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl3(2)	<p>98. Additional Inspections</p> <p>98.1 The power pursuant to clause 3(2) of Part 2 of PD9 to consider carrying out an inspection in addition to any specified in clause 2 of Part 2 of PD9 (additional inspections) if the delegate has information to indicate that the circumstances warrant it, having regard to the objects of PD9.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
cl4(3)	<p>99. Inspections Generally</p> <p>99.1 The power pursuant to clause 4(3) of Part 2 of PD9, in relation to building work listed in Schedule 7 of the General Regulations to consider if an additional inspection may be appropriate.</p>	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<p>The following positions can only exercise this power on advice from an appropriately accredited building professional:</p> <ul style="list-style-type: none"> - General Manager Development

State Planning Commission Practice Direction (Council Inspections) 2020

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer
cl1(2)	100. General Requirements 100.1 The power pursuant to clause 1(2) of Part 3 of PD9 to ensure that an inspection under PD9 and subsequent assessment of each of the applicable elements in clause 2(2) of Part 2 of PD9 is carried out by a person who has the appropriate qualifications, skills, knowledge and experience to carry out an inspection assigned to that officer under PD9.	GM Development and Community Safety, Team Leader Building and Compliance, Manager Development Services, Senior Building Officer, Compliance Officer, Senior Compliance Officer, Building Officers	<hr/> The following positions can only exercise this power on advice from an appropriately accredited building professional: - General Manager Development Services & Community Safety - Manager Development Services - Senior Compliance Officer - Compliance Officer

State Planning Commission Practice Direction 10 (Staged Occupation of Multi-Storey Buildings) 2020

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl5(2)	<p>82. Conditions that Must be Met for the Staged Occupation of a Partially Completed Building</p> <p>82.1 The power pursuant to clause 5(2) of the State Planning Commission Practice Direction 10 (Staged Occupation of Multi-Storey Buildings 2020 (PD10) to, agree to partial occupancy of a partially completed multistorey building.</p>	GM Development and Community Safety, Manager Development Services	

Urban Tree Canopy Off-set Scheme

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
cl 9	<p>83. Use of Money from Fund</p> <p>83.1 The power pursuant to clause 9 of the Urban Tree Canopy Off-set Scheme (UTCOS) to use money distributed from the fund for any of the following purposes (and for no other purpose):</p> <p>83.1.1 to provide for the planting, establishment and maintenance of trees within reserves or public land anywhere within a designated local government area; or</p> <p>83.1.2 the purchase of land within a designated local government area</p>	GM Engineering and Horticulture, GM Development and Community Safety, Manager Development Services	

Urban Tree Canopy Off-set Scheme

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>to ensure:</p> <p>83.1.2.1 the preservation of trees; or</p> <p>83.1.2.2 that trees can be established in an area with a low urban tree canopy level or a demonstrated urban tree canopy loss.</p>		