

INSTRUMENT OF DELEGATION

INSTRUMENT OF DELEGATION UNDER THE SOUTH AUSTRALIA PUBLIC HEALTH (WASTEWATER) REGULATIONS 2013

01 NOVEMBER 2022



CITY OF
MITCHAM

Delegation Sources

- South Australia Public Health (Wastewater) Regulations 2013

Positions

Abbreviation	Position	Name
Environmental Health Officer	Environmental Health Officer	
GM Development and Community Safety	General Manager Development and Community Safety	
Manager Environmental Services and Community Safety	Manager Environmental Services and Community Safety	
Manager Finance and Rates	Manager Finance and Rates	
No sub delegation	No sub delegation	
Team Leader Environmental Health Services - 1	Team Leader Environmental Health Services - 1	
Team Leader Environmental Health Services - 2	Team Leader Environmental Health Services - 2	

Positions Groups

Positions Group	Position	Positions
Team Leader Environmental Health Services	Team Leader Environmental Health Services	Team Leader Environmental Health Services - 1, Team Leader Environmental Health Services - 2

Instrument of Delegation under the South Australia Public Health (Wastewater) Regulations 2013

South Australia Public Health (Wastewater) Regulations 2013				
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 6(1)(b)	Agree to act as a relevant authority in respect of a wastewater systems or wastewater works being undertaken by another council or a person in conjunction with another council	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		council
regulation 8(1)	Give notice to the owners of land in the area affected by the proposed establishment of a community wastewater management system by the council	No sub delegation		council
regulation 9(1)	Require the operator of an on-site wastewater system to connect the system to a community wastewater management system and submit an application for the connection to the relevant	No sub delegation		council

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
	authority			
regulation 9(4)	Grant approval for wastewater works for the connection of an on-site wastewater system to a community wastewater management system	No sub delegation		relevant authority
regulation 9(6)	Cause the requirements of an approval under regulation 9 for wastewater works to be carried out	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		relevant authority
regulation 9(7)	Recover the costs and expenses reasonably incurred in exercising power under regulation 9(6) and the application fee which would have been payable	GM Development and Community Safety, Manager Finance and Rates, Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader		relevant authority

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
		Environmental Health Services		
regulation 10(3)	Impose conditions on an exemption from regulation 9	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		council
regulation 10(4)	Vary or revoke an exemption granted under regulation 10(3)	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		council
regulation 15(3)	Determine conditions to apply to an exemption from a prescribed code	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health		relevant authority

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
		Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		
regulation 15(5)	Vary or revoke an exemption from a prescribed code	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		relevant authority
regulation 23(2)	Request applicant for a wastewater works approval to provide further technical specifications, information or documents	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		relevant authority
regulation	Refuse to grant a wastewater approval	Manager Environmental Services and Community Safety, Team		relevant authority

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
24(1)		Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		
regulation 24(2)	Provide SA Water with a reasonable opportunity to comment on an application for a wastewater works approval involving the connection of a community wastewater management system to SA Water sewerage infrastructure	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		relevant authority
regulation 25(6)	Vary or revoke a condition of a wastewater approval	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		relevant authority

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 25(7)	Vary or revoke a condition of a wastewater approval or impose a further condition	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		relevant authority
regulation 25(7)	Consent to the variation or revocation of a condition of a wastewater approval or the imposition of a further condition	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		CWMS operator
regulation 26(2)	Postpone the expiry of a wastewater approval	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader		relevant authority

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
		Environmental Health Services		
regulation 29(1)	Notify the operator of a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health to provide a report from an independent wastewater engineer	Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		council
regulation 29(3)	Recover the costs and expenses reasonably incurred in obtaining a report from an independent wastewater engineer	GM Development and Community Safety, Manager Finance and Rates, Manager Environmental Services and Community Safety, Team Leader Environmental Health Services - 1, Environmental Health Officer, Team Leader Environmental Health Services - 2 , Team Leader Environmental Health Services		council