

**Stonnington City Council**

**Instrument of Sub-Delegation**

**by**

**the Chief Executive Officer**

## Instrument of Sub-Delegation

By this Instrument of Sub-delegation, in exercise of the power conferred by section 47(2) of the *Local Government Act 2020* I, Dale Dickson as Chief Executive Officer of Stonnington City Council:

1. delegate each duty and/or function and/or power described in column 1 of the Schedule (and summarised in column 2 of the Schedule) to the member of Council staff or contractor holding, acting in or performing the duties of the office or position described in Column 3 of the Schedule each corresponding duty and/or function and/or power in column 4 of the Schedule;
2. records that a reference in the Schedule to:

Acronym	means	Title
AMC	means	Animal Management Coordinator
AMO	means	Animal Management Officer(s)
AOB	means	Administration Officer Building
APC	means	Asset Protection Coordinator
ASC	means	Assessment Services Coordinator
BCC	means	Building Compliance Coordinator
BI	means	Building Inspector
CCI	means	Coordinator Corporate Information
CSCO	means	Child Safety Compliance Officer
CD&D	means	Coordinator Drainage & Development
CEO	means	Chief Executive Officer
CFE	means	Coordinator Festivals & Events
CFO	means	Chief Financial Officer
CivSO	means	Civic Support Officer
CompOffr	means	Compliance Officer
CoordCS	means	Coordinator Community Support
CoordInf	means	Coordinator Infrastructure
CoordPI	means	Coordinator Planning Investigations
CoordR	means	Coordinator Risk
CoordParks	means	Parks Coordinator

CoordP	means	Coordinator Payroll
MCSPR	means	Manager Corporate Strategy Performance and Risk
CoordRecS	means	Coordinator Sport and Active Recreation
CoordStatP	means	Coordinator Statutory Planning
<b>Acronym</b>		<b>Title</b>
CoordStrP	means	Coordinator Strategic Planning
T&PCoord	means	Traffic & Parking Coordinator
MPC		Manager People and Culture
CSC	means	Customer Operations Coordinator
CSO	means	Customer Service Officer
CSP	means	Customer Service Planner
DEI	means	Director Environment & Infrastructure
DCW	means	Director Community & Wellbeing
DOC	means	Director Organisation Capability
Directors	means	Second level appointees reporting to the CEO
DMBS	means	Deputy Municipal Building Surveyor
DPP	means	Director Planning & Place
EHC	means	Coordinator Public Health and Immunisation
EHTL	means	Public Health Team Leader
EHO	means	Environmental Health Officer
MG	means	Manager Governance
FAC	means	Financial Accounting Coordinator
FinAcct	means	Financial Accountant
FOIPO	means	Freedom of Information & Privacy Officer
GC	means	Governance Coordinator
GenCounsel	means	General Counsel
LLCC	means	Local Laws Compliance Coordinator
MADCP	means	Manager Aged, Diversity & Community Planning
MAMP		Manager Asset Management
Managers	means	<ul style="list-style-type: none"> <li>Third level Managers reporting to Directors</li> </ul>
MBS	means	Municipal Building Surveyor
MCE	means	Manager Communications & Engagement
CoordMCH CoordMCH		Coordinator Maternal & Child Health
MCHNurse	means	Maternal & Child Health Nurse
MCO	means	Manager City Operations
MCommS	means	Manager Community Services
MEAC	means	Manager Events, Arts & Culture

MEMO	means	Municipal Emergency Management Officer
MLC	means	Manager Liveability & Compliance
MOSE	means	Manager City Environment
MCP		Manager City Projects
MSP	means	Manager Statutory Planning
MCF	means	Manager City Futures
MTP	means	Manager Transport and Parking
PAC	means	Planning Appeals Coordinator
<b>Acronym</b>		<b>Title</b>
PCoord	means	Parks Coordinator
PO	means	Parking Operations Officer
PIO	means	Planning Investigations Officer
PP	means	Principal Planner
PropCoord	means	Property Coordinator
PSA	means	Parking Services Administrator
PSC	means	Parking Services Coordinator
PSO	means	Planning Support Officer
PSP	means	Principal Strategic Planner
RevCoord	means	Revenue Coordinator
RRO	means	Rapid Response Officer
WC&RTWO	means	Workers Compensation and Return to Work Officer
SBS	means	Senior Building Surveyor
SO	means	Subdivisions Officer
SP&OO	means	Senior Productions and Operations Officer
SPSA	means	Senior Parking Services Administrator
TPLC	means	Transport Planning Coordinator
SRO	means	Senior Revenue Officer
SStatP	means	Senior Statutory Planner
StatP	means	Statutory Planners
TLPP	Means	Team Leader Parking & Prosecution
TLPS	means	Team Leader Planning Support
VO	means	Valuations Officer
WMCoord	means	Waste Management Coordinator

4. declare that this Instrument of Sub-Delegation:
  - 4.1 comes into force immediately upon its execution;
  - 4.2 remains in force until varied or revoked;
  - 4.3 is subject to any conditions and limitations set out in paragraph 5 and in the Schedule;
  - 4.4 must be read in accordance with any guidelines or policies which Council from time to time adopts; and
  
5. declare that the delegate must not determine the issue, take the action or do the act or thing if:
  - 5.1 the issue, action, act or thing is an issue, action or thing which Council has previously designated as an issue, action, act or thing which must be the subject of a resolution of Council; or

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

a) policy; or

b) strategy

adopted by Council; or

5.3 the determining of the issue, the taking of the action or the doing of the act or thing cannot be the subject of a lawful delegation, whether on account of sections 11(2)(a) – (n) and 47(2) (inclusive) of the Act or otherwise.

This Instrument of Sub-delegation is dated 16 September 2024, revokes the Instrument of Sub Delegation dated Friday 2 February 2024 and is made by me under authority of an Instrument of Delegation authorised by resolution of Council made on Monday 20 September 2021.

<b>SIGNED</b> by Dale Dickson, Chief Executive Officer of Council in the presence of:	) ) ) ) ) )
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Witness

# **SCHEDULE**

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<b>ABORIGINAL HERITAGE ACT 2006</b>			
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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
Parts 4, 6 and 8	Powers, functions and duties of a sponsor of a cultural heritage management plan under Parts 4, 6 and 8 of the <i>Aboriginal Heritage Act 2006</i> .	Not delegated.	The powers, functions and duties remain with the CEO.
s.74A(1)	Power to enter into an Aboriginal cultural heritage land management agreement with a registered Aboriginal party.	Not delegated.	The power remains with the CEO.
s.74E(1)	Duty to give a copy of an Aboriginal cultural heritage land management agreement to the Secretary of the Department of Premier and Cabinet.	DPP.	

<b>ASSOCIATIONS INCORPORATION REFORM ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.132	Power to nominate a body to which assets should be returned.	Not delegated.	Where a wound up incorporated association has assets consisting of property supplied by Council (which includes the unexpended portion of a grant). The power remains with the CEO.

<b>AUDIT ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.13(1)	Duty to pay, to the Consolidated Fund, an amount determined by the Auditor-General to defray the reasonable costs and expenses incurred by or on behalf of the Auditor-General in conducting an audit of the financial statements of the public body and expressing an audit opinion on Council under section 11.	CFO.	
s.13(4)	Power to dispute the reasonableness of an amount to be paid.	CFO.	
s.17(1)	Function of being consulted by the Auditor-General.	CFO.	
s.18(1)	Function of receiving a final specification of a performance audit.	CFO.	
s.18(4)(a)	Function of receiving an amended specification.	CFO.	
s.18(4)(b)	Function of being consulted by the Auditor-General.	CFO.	
s.23(1)	Power to enter into an agreement with the Auditor-General for the provision of other auditing services.	CFO.	
s.44	Function of receiving a written notice and power to give consent to entry.	CFO.	<i>Note – “entry” refers to entry to Council premises.</i>
s.45	Power to consent to earlier entry.	CFO.	
s.46(1)	Power to request that the Auditor-General, or authorised person, produce proof of identity.	CFO.	

<b>AUDIT ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.47	Duty to provide all reasonable assistance necessary to each of the people listed in section 47(a) – (c) who attend for the purposes of the Auditor-General, or authorised person, exercising the power to enter and inspect Council's premises.	CFO.	
s.48	Power to request that the Auditor-General or authorised person serve an information gathering notice.	CFO.	
s.58(2)(a)(i) & (ii)	Function of receiving a copy of the report or part of the proposed report and the power to make comment.	CFO.	
s.65(2)	Duty to give Council officers or employees a reasonable opportunity to respond in relation to the adverse material.	CFO.	
s.68(1)	Function of receiving information acquired by the Auditor-General.	CFO.	Where Council is a specified entity.

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.3(1)	Power to appoint a municipal building surveyor.	Not delegated.	The person must be a registered building surveyor (unlimited) as required by section 213. The power remains with the CEO.
s.11(2)	Duty to publish notice in a newspaper if a regulation under Part 2 ceases to have effect.	MBS.	
s.25AD(1)	Function of receiving written notice of the occurrence of each prescribed event and the prescribed information relating to that event.	MBS, DMBS & SBS.	
s.25BE	Function of receiving the building permit number and the information given to the Victorian Building Authority (VBA) by the relevant building surveyor under section 18AA in relation to the application for the building permit number.	MBS, DMBS & SBS.	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.29A	Function of giving consent to a building permit for demolition in its capacity as responsible authority under the <i>Planning and Environment Act 1987</i> .	DPP & MSP.	<p><i>Note – section 29A of the Act (application for building permit for demolition) provides that if an application is made to the relevant building surveyor under the Act for a building permit for the demolition of a building on land and:</i></p> <p><i>(a) the demolition and all other demolitions completed or permitted in respect of the building within the period of three years immediately preceding the date of the application would together amount to the demolition of more than one half of the volume of the building as it existed at the date of the first building permit to be issued within that period for the demolition of any part of the building; or</i></p> <p><i>(b) the demolition is of any part of the facade of a building</i></p> <p><i>then the report and consent of the responsible authority under the Planning and Environment Act 1987 for the planning scheme relating to that land must be obtained to that application.</i></p>



<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.29B(1)	Duty to give notice where amendment of a planning scheme is sought in its capacity as the responsible authority under the <i>Planning and Environment Act 1987</i> .	DPP & MSP.	Subject to consultation with the MBS.  <i>Note – section 29B refers to the suspension of a demolition permit pending amendment of the planning scheme.</i>
s.29B(3)	Duty to give notice where a request for an amendment is withdrawn, refused etc. in its capacity as responsible authority under the <i>Planning and Environment Act 1987</i> .	DPP & MSP.	
s.30	Function of receiving a copy of a permit, plans and other documents.	MBS, DMBS, SBS, BI, TO & AOB.	
s.30B	Function of receiving a checklist confirming all relevant documents to be provided by the building surveyor.	MBS, DMBS, SBS, BI, TO & AOB.	
s.31(1)	Duty to keep a register of building permits.	MBS.	
s.31(2)	Duty to make the register available for inspection.	MBS, DMBS, SBS, BI, TO & AOB.	
s.32	Duty to keep documents.	CCI, MBS, DMBS, SBS, BI, TO & AOB.	
s.32A(2)	Duty to provide Development Victoria with a notice setting out information in section 32A(3) and a copy of any relevant planning permit within 14 days after being given a copy of a building permit under section 30(1), in certain circumstances where section 32A(1) applies.	Not applicable.	
s.66(b)(i)	Function of determining fees.	Not delegated.	Fees are determined in the Council's annual budget process.

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.73	Function of receiving a copy of permits, plans and other documents.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.74(1)	Duty to keep a register of occupancy permits, temporary approvals and amendments.	MBS & DMBS.	
s.74(2)	Duty to make the register available.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.75	Duty to keep documents.	CCI & MBS.	
s.80	Function of receiving notification of appointment.	MBS, DMBS, SBS, BS, BI, TO & AOB.	<i>Note – the section provides that a private building surveyor must, within seven days after accepting an appointment under this Part, notify the relevant council in writing of the appointment and the building or building work in respect of which the private building surveyor is appointed.</i>
s.80(3)(a)(	Function of receiving written notice of a designated building surveyor referred to in section 80A (2).	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.80A(4)(a)	Function of receiving notice of the new designated building surveyor.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.80C(4)(c)	Function of receiving a copy of the transfer form.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.80D(6)(b)	Function of receiving notification of functions being transferred from an employee building surveyor or a designated building surveyor in accordance with a direction under section 80D (1) or (2).	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.81(2)	Function of receiving notification for work terminated.	MBS, DMBS, SBS, BS, BI, TO & AOB.	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.83F	Function of receiving notice of the appointment of a manager for a private building surveyor's business from the VBA.	MBS.	
s.101(2)	Function of receiving a copy of documents.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.120(2)(a)	Function of receiving notification that an order is complied with.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.123(1)	Power to determine whether to recover from the owner the costs of work carried out or action taken under Part 8 Division 3 of the Act by the municipal building surveyor as a debt due to Council pursuant to sub-section 123(1) of the Act.	MBS.	
s.123(2)	Power to determine whether to apply any sum or part of any sum for which a bond or undertaking is deposited with Council under a condition imposed on a permit under section 22 of the Act towards the costs of carrying out work or taking action pursuant to sub-section 123(2) of the Act.	MBS.	
s.125(1)	Function of receiving a copy of a notice or order.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.125(2)	Function of receiving written notice of the compliance, amendment or cancellation.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.126(1)	Duty to keep a register of emergency orders, building notices and building orders.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.126(2)	Duty to make the register available for inspection.	MBS, DMBS, SBS, BS, BI, TO & AOB.	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.138(5)(l)	Power to appeal to the Building Appeals Board.	MBS.	Where Council is a 'prescribed reporting authority'.
s.160(3)(d)	Power to make application to the Building Appeals Board.	MBS.	
s.162(1)(a)(i)	Function of being consulted by the Building Appeals Board.	MBS.	
s.162(4)(b)	Function of entering into an agreement when directed by the Building Appeals Board.	MBS.	<i>Note - Division 5 of the Act refers to powers concerning disputes and other proceedings and provides for the making of agreements.</i>
s.164(1)	Power to agree to terminate or vary an agreement.	MBS.	
s.164(2)	Power to terminate or vary an agreement.	MBS.	
s.164(4)	Power to apply for approval of an agreement.	MBS.	
s.165(1)(a)	Duty to lodge a copy of the agreement or give notice of a termination to the Building Appeals Board.	MBS.	
s.165(1)(b)	Duty to apply to have a recording of the agreement or the variation or termination of the agreement made in the Register.	MBS.	
s.192A(7)	Function of receiving a copy of the map prepared by the Minister.	MBS, DMBS & SBS.	<i>Section 192A refers to designated bushfire prone areas.</i>
s.192A(8)	Duty to make a copy of the most recent map available for inspection by members of the public without charge, during business hours, at Council's offices.	MBS, DMBS & SBS.	<i>See above.</i>

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.214(1)	Power to enter into an agreement.	Not delegated.	<i>Note – section 214(1) provides that despite anything to the contrary in the Local Government Act 2020, a council may enter into an agreement with any other council or with the Commission in respect of the carrying out by the Commission or the municipal building surveyor of the second council of any of the functions under this Act or the regulations of the municipal building surveyor of the first council.</i>  <i>The power remains with the CEO.</i>
s.215(1)	Power to enter into agreements with a private building surveyor.	DPP.	Subject to compliance with the Council's Procurement Policy and the <i>Local Government Act 2020</i> .
s.216A	Power to apply to the Minister for exemption.	Not delegated.	<i>Note – section 216A provides that a council may apply to the Minister to exempt its municipal building surveyor from any requirement to consider applications for building permits for building work other than prescribed domestic building work.</i>  <i>The power remains with the CEO.</i>
s.216C	Power to appoint a municipal building surveyor to carry out certain functions outside the municipal district.	Not delegated.	<i>The power remains with the CEO.</i>
s.216D(2)	Duty to establish and maintain a register of swimming pools located in Council's municipal district.	MBS, DMBS, SBS, BS, BI, TO & AOB.	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.216D(5)(a)	Duty to submit, on request, all or any part of the information record and document in the register to the VBA.	MBS, SBS, BS, BI, TO & AOB.	
s.216D(5)(b)	Duty to submit, on request, all or any part of the information record and document in the register to any other prescribed person, agency or body.	MBS, DMBS, SBS, BS, BI, TO & AOB.	
s.222	Function of receiving an order from the Minister.	Not delegated.	<p><i>Note – section 222 provides that if, after due inquiry, the Minister considers that a council or municipal building surveyor has not satisfactorily carried out any function given to the council or building surveyor under this Act or the regulations, the Minister may, by order, direct the council—</i></p> <p><i>(a) to carry out the function within a specified time; or</i></p> <p><i>(b) to cause the building surveyor to carry out the function within a specified time, as the case requires.</i></p> <p>The function remains with the CEO.</p>
s.230(2)	Duty to keep a register containing the prescribed information relating to the exercise of a power of entry under Subdivision 5 by any of the authorised persons referred to in ss 230(2)(a) and 230(2)(b).	MBS.	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.230(7)(a)	Duty to keep the prescribed information relating to each exercise of a power of entry under Subdivision 5 for 10 years after the date of the entry.	MBS.	
s.230(7)(b)	Duty to make the register required under section 230(2) available for inspection by the Authority on request, and at a time agreed to between Council and the Authority.	MBS.	
s.230(7)(c)	Duty to provide an extract under section 230(6), if requested.	MBS.	
s.232	Power to receive complaints about the exercise of a power under Part 13 Division 2 by Council's municipal building surveyor or a person authorised by Council's municipal building surveyor to act on behalf of the municipal building surveyor.	DPP	
s.234A	Duty to consider the complaint and give a written report to the complainant of the person's consideration of the complaint.	DPP	If the complaint is brought under Part 12 Division 2 of the Act.
s.236(7)	Power to consent to remove or deface an order or notice put up under sub-sections 236(4) or 236(4A).	MBS, DMBS & SBS.	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.241(1)&(4)	Power to authorise a person or persons to bring proceedings for a summary offence against Part 3, 4, 5, 7 or 8 of the Act or the <i>Building Regulations 2018</i> within Council's municipal district pursuant to sub-sections 241(1) and 241(4).	Not delegated.	The power remains with the CEO.
s.242	Function of receiving funds recovered through prosecution.	MBS.	
s.252(1)	Power to determine whether to apply to the Magistrates' Court for a warrant under section 252 of the Act if a person refuses to vacate a building or land when required to do so by order under the Act pursuant to sub-section 252(1) of the Act.	Not delegated.	<i>Note – refers to the power of a council apply to the Magistrates' Court for a warrant if a person refuses to vacate a building or land when required by order under the Act.</i> The power remains with the CEO.
s.259AB(1)	Function of entering an information sharing arrangement with the Authority.	Not delegated.	Subject to sub-section 259AB (2). Where Council is the relevant agency.
s.259AB(3)	Power to request and receive information held by the Authority, and power to disclose information to the Authority.	MBS.	Only to the extent that the information is reasonably necessary to assist in the exercise of functions under this Act, or the functions of Council.
s.259AB(4)(a)	Function of being referred, by the Authority, any matter (including any complaint) with respect to building work, plumbing work or architectural services.	MBS.	Where Council is a building regulator.
s.259AB(4)(b)	Function of receiving from the Authority any matter of a type described in sub-section 259 AB (4)(a).	MBS.	Where Council is a building regulator.



<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.259AB(4)(c)	Function of conducting a joint investigation with the Authority into any matter of a type described in sub-section 259 AB (4)(a).	MBS.	Where Council is a building regulator.
s.259AB(5)	Power to, despite any other Act or law of the State, refer a matter referred to in sub-sections 259 AB (4) to the VBA, or to conduct an investigation into the matter jointly with the VBA.	MBS.	Where Council is a building regulator.
sch 2 cl.1(c)(i)	Function of determining fees.	Not delegated.	Fees are determined in the Council's annual budget process.
sch 2 cl.4(2)	Function of receiving a copy of an application.	MBS, DMBS & SBS.	
sch 2 cl.4(3)	Function of receiving fees.	MBS, DMBS & SBS.	
sch 2 cl.4(4)	Power to fix fees in accordance with clause 4 (5).	Not delegated.	<i>Note – the Schedule provides that Council may fix fees (not exceeding the maximum fees prescribed) for applications or classes of applications referred to it under the Act or the Regulations.</i>  Fees are determined in the Council's annual budget process.
sch 2 cl 4A(2)(b)	Duty to give the owner of the allotment an opportunity to make a submission in respect of the possible detriment.	MBS, DMBS & SBS.	Where Council is the 'reporting authority'.

<b>CATCHMENT AND LAND PROTECTION ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.22A(4)	Function of receiving a copy of the Minister's declaration.	Not applicable.	<i>Staff of the Department of Environment, Land, Water and Planning have indicated it is highly unlikely the Act would be relevant to Stonnington.</i>
s.22B	Duty to prepare a roadside weed and pest animal management plan.	Not applicable.	Where a declaration has been made in respect of council's municipal district, under section 22A.

<b>CHILD WELLBEING AND SAFETY ACT 2005</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS AND LIMITATIONS</b>
			<p>The main purposes of this Act are:</p> <ul style="list-style-type: none"> <li>a) to establish principles for the wellbeing of children;</li> <li>a) to establish the Victorian Children's Council; and</li> <li>b) to establish the Children's Services Co-ordination Board; and</li> <li>c) to provide for the Minister to make standards in relation to child safety with which certain entities must comply; and</li> <li>d) to provide for the notification of births to municipal councils.</li> </ul>
ss.19 & 23A	Duty to comply with the Child Safe Standards.	MPC, CSCO & ERL.& DOC	Where Council is a Schedule 1 entity

<b>CHILD WELLBEING AND SAFETY ACT 2005</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25	Function of receiving education, information and advice from the Commission for Children and Young People regarding the Child Safe Standards.	MPC, CSCO & ERL & DOC	
S 29A(2)(a)	Function of receiving a notice of inspection of the relevant premises by an authorised officer	MPC, CSCO & ERL DOC	
s.30	Duty to comply with a notice to provide documents given under s 30(1A)	MPC, CSCO & ERL DOC	
s.31	Duty to comply with a notice to comply given under subsection (1).	MPC, CSCO & ERL DOC	

<b>CHILD WELLBEING AND SAFETY ACT 2005</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 34C	Duty to comply with an adverse publicity order	MPC, CSCO & ERL DOC	
s.36	Duty to ensure that the sector regulator or authorised person is given any assistance reasonably required to perform functions.	& MPC. CSCO & ERL DOC	
s 36A	Function of receiving an official warning from the sector regulator	MPC, CSCO & ERL DOC	
s 36B	Function of receiving infringement notice	MPC, CSCO & ERL DOC	
S 36C(1)	Power to make an enforceable undertaking	MPC, CSCO & ERL DOC	Must be in writing
s.41I	Power to seek a review by the sector regulator of decision by the Commission to issue a notice to produce or a notice to comply, or to issue an official warning or to publish information.	MPC, CSCO & ERL & DOC	
s.41J	Power to apply to VCAT for a review of the sector regulator to issue a notice to comply or to publish information.	MPC, CSCO & ERL & DOC	The delegate must have first exhausted all available avenues for review under section 41I.
s.41M	Function of being given the opportunity to comment on adverse comments or opinion to be included in the Commission's annual report or further report.	MPC, CSCO & ERL & DOC	

s.41V	Power to, on Council's own initiative, disclose confidential information, other than excluded information, to another information sharing entity.	, MCommS & . MPC, CSCO & ERL & DOC	Where Council is an 'information sharing entity' and a 'disclosing entity'.
s.41V	Function of receiving confidential information, other than excluded information.	MCommS. MPC, CSCO & ERL & DOC	Where Council is an 'information sharing entity' and a 'receiving entity'.
s.41W(1)	Power to request another information sharing entity to disclose confidential information, other than excluded information.	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity' and a 'requesting entity'.
s.41W(1)	Function of receiving confidential information, other than excluded information.	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity' and a 'requesting entity'.

<b>CHILD WELLBEING AND SAFETY ACT 2005</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.41W(1)	Function of receiving a request for confidential information, other than excluded information.	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity' and a 'responding entity'.
s.41W(2)	Power to disclose to the responding entity any confidential information that may assist the responding entity.	DOC, MCommS & CoordMCH. MPC, CSCO & ERL	Where Council is an 'information sharing entity' and a 'requesting entity'.
s.41W(2)	Function of receiving confidential information from an information sharing entity.	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity' and a 'responding entity'.
s.41W(3)	Duty to comply with a request made under section 41W(1).	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity' and a 'responding entity'.
s.41W(4)	Duty to provide reasons, in writing, as to why Council cannot comply with a request made under section 41W(1).	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity' and a 'responding entity'.
s.41W(4)	Function of receiving reasons from a responding entity as to why it cannot comply with a request made under section 41W(1).	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity' and a 'requesting entity'.
s.41Y	Power to disclose confidential information, other than excluded information, to any person set out in section 41Y(1)(a) – (c).	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity'.
s.41Z	Power to collect and use any confidential information disclosed to Council under Part 6A.	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity'.
s.41ZC	Duty to record prescribed information in respect of its collection, use and disclosure of confidential information.	DOC MCommS. MPC, CSCO & ERL	Where Council is an 'information sharing entity'.

s.41ZD(2)	Power to collect, use or disclose confidential information.	DOC MComms. MPC, CSCO & ERL	Where Council is an 'information sharing entity' within the meaning of Part 5A of the <i>Family Violence Protection Act 2008</i> .
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<b>CHILD WELLBEING AND SAFETY ACT 2005</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.41ZF	Power to refuse to give an individual access to their confidential information under a relevant privacy law.	DOC MComms. MPC, CSCO & ERL	Where Council is an 'information sharing entity'.
s.43(1)(a)	Function of receiving notice of the birth of a child.	CoordMCH& MCHNurse.	Where the mother of the child usually resides in Council's municipal district.
s.43(1)(b)	Function of receiving notice of the birth of a child.	CoordMCH & MCHNurse.	When the municipal district in which the mother usually resides is unknown and the birth occurs in Council's municipal district

<b>CHILDREN YOUTH AND FAMILIES ACT 2005</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.23 (1)	Function of being allocated money by the Secretary (*) for the purposes of Part 3.1.	DCW.	<i>(*) Note - Secretary means the Department Head within the meaning of the Public Administration Act 2004.</i>
s.25	Power to use land or property for the purposes of the Department of Health and Human Services.	DCW.	Where authorised by the Secretary.
s.26	Function of entering into an agreement with the Secretary.	Not delegated.	The function remains with the CEO.

<b>CHILDREN YOUTH AND FAMILIES ACT 2005</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.30	Function of having matters referred to it by the Secretary to provide advice, services and support to the child, family of the child or mother of the unborn child.	DCW & MCommS.	Where Council is not registered as a community service but is established to provide services to meet the needs of children requiring care, support, protection or accommodation and of families requiring support.
s.192	Power to provide information to the Secretary.	DCW & MCommS.	Where Council is an information holder under the Act.
s.196	Function of receiving written direction from an authorised officer in relation to disclosure of information.	DCW & MCommS.	Where Council is an information holder under the Act.
s.197	Duty to comply with a written direction from an authorised officer.	DCW & MCommS.	Where Council is an information holder under the Act.

<b>CHILDREN'S SERVICES ACT 1996</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.166(1)	Function of receiving, from the Regulatory Authority, information in respect of a children's service for a purpose listed in section 166(2).	DCW & MCommS.	

<b>CIRCULAR ECONOMY (WASTE REDUCTION AND RECYCLING) ACT 2021</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
S 50(2)	Function and power of sharing information or data with the Head, Recycling Victoria where permitted	DEI,	
S 56	Power to enter into an agreement with the Head, Recycling Victoria	DEI,	
S 57	Function of receiving advice and support from the Head, Recycling Victoria	DEI,	
S 58	Duty to have regard to guidelines issued by the Head, Recycling Victoria	DEI,	
S 60	Duty to provide municipal residual waste and municipal recycling services	DEI,	

<b>CLIMATE CHANGE ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.50(1)	Function of receiving notice of a proposed carbon sequestration agreement.	MOSE.	<p>Where Council is the public land manager.</p> <p><i>Note - a carbon sequestration agreement may, among other matters:</i></p> <ul style="list-style-type: none"> <li>a) <i>grant a person a carbon sequestration right or soil carbon right in relation to Crown land for a specified term;</i></li> <li>b) <i>authorise a person to do all or any of the following—</i> <ul style="list-style-type: none"> <li>(i) <i>access Crown land;</i></li> <li>(ii) <i>plant and maintain vegetation on Crown land for the purposes of carbon sequestration;</i></li> <li>(iii) <i>control and exploit carbon sequestered or to be sequestered within vegetation or soil on Crown land;</i></li> <li>(iv) <i>manage the land for the purpose of carbon sequestration;</i></li> </ul> </li> <li>c) <i>set out agreements in relation to related matters, including management objectives, harvesting and ownership of harvested material;</i></li> </ul>

<b>CLIMATE CHANGE ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
		MOSE.	<p>d) <i>impose obligations on a person in relation to fire management, fire prevention and fire suppression on the Crown land to which the agreement applies;</i></p> <p>e) <i>provide for the following:</i></p> <p><i>(i) the ending of the agreement and for the rights of the parties if the Minister ends the agreement under section 55;</i></p> <p><i>(ii) the periodic review of any provisions of the agreement;</i></p> <p><i>(iii) the manner of varying the agreement;</i></p> <p><i>(iv) the circumstances in which compensation is payable under the agreement; and</i></p> <p><i>(v) the rehabilitation or reinstatement of land to which the agreement applies.</i></p>

<b>CLIMATE CHANGE ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.46	Power to make statement (a council pledge) in respect of greenhouse gas emissions reductions.	Not delegated.	Council must consider factors, and include details prescribed, in section 47.
s.48	Duty to give a copy of the Council pledge to the Minister as soon as practicable following preparation.	DEI.	
s.49(3)	Duty to have regard to any directions of the Minister regarding preparation of an emissions reduction pledge.	DEI & MOSE.	
s.82(1)	Function of receiving notice of a proposed Carbon Sequestration Agreement.	MOSE.	Where Council is the public land manager.

<b>CONSERVATION, FORESTS AND LAND ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.66(1)	Duty to submit plans to the Secretary to the Department of Environment, Land, Water and Planning of specified works prior to their commencement.	Not relevant.	<i>Note - "Works" means works referred to in Schedule 3 to the Act including soil and vegetation disturbance above 1,200m the annual works programme of authorities under the Water Act 1989 and construction of dams and developments with a habitat under the Flora and Fauna Guarantee Act 1988. The section does not apply to Stonnington.</i>
s.67	Power to take action contrary to a Code of Practice if paragraphs (a) and (b) apply.	Not delegated.	Sections (a) and (b) are where: <ul style="list-style-type: none"> <li>a) the Authority is satisfied that there is no feasible and prudent alternative; and</li> <li>b) all measures that can reasonably be take to minimise the adverse effect of the action are taken.</li> </ul>

<b>CULTURAL AND RECREATIONAL LANDS ACT 1963</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.4	Function of receiving rates.	RevCoord & SRO.	<i>Note – the Act makes various provisions for the rating of land used for sporting and recreational purposes.</i>

<b>DANGEROUS GOODS ACT 1985</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.29	Function of receiving a statement from the Victorian WorkCover Authority about details of dangerous goods on licensed premises (*).	MLC & MEMO.	<i>Note - (*) refers to premises where a licence has been issued to store dangerous goods such as explosives and certain combustible liquids.</i>



<b>DEVELOPMENT VICTORIA ACT 2003</b>			
<b>Column 1</b>	<b>Column 2</b>		<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p>The main purpose of this Act is to establish Development Victoria to carry out, manage or co-ordinate the carrying out of property development and social and economic capital works projects that have the objective of optimising the social and economic value of:</p> <ul style="list-style-type: none"> <li>a) surplus and underutilised Crown land; and</li> <li>b) other Crown land or public land.</li> </ul>
s.13(1)	Function of entering into an agreement with Development Victoria concerning particular issues.	Not delegated.	Function of a public statutory body.
s.39(2)	Duty to comply with an Order in Council issued under section 39(1) to surrender land in a project area.	DPP.	Duty of a public statutory body.
s.51I(3)(b)	Function of receiving notice of a resolution levying a general charge from Development Victoria.	DPP, MSP & MCF.	
s.51Q(3)(b)	Function of receiving notice of a resolution levying an infrastructure recovery charge from Development Victoria.	DPP, MSP & MCF.	
s.51ZA	Function of receiving written notice of a charge from Development Victoria, where Council has submitted notice to the Authority pursuant to section 21(2A) of the <i>Subdivision Act 1988</i> .	DPP, MSP & MCF.	

<b>DEVELOPMENT VICTORIA ACT 2003</b>			
<b>Column 1</b>	<b>Column 2</b>		<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.56D(1)	Duty to give relevant Ministers and the Treasurer a statement allocating the property, rights and liabilities of Council in relation to a designated project to Development Victoria.	Not delegated.	Duty of a nominated agency.
s.56D(4)	Function of complying with a request from the Treasurer and the relevant Minister to amend a statement under section 56D (1).	Not delegated.	Function of a nominated agency.
s.56E(1)	Function of issuing a certificate certifying that property, rights or liabilities of the Council have been allocated to Development Victoria.	Not delegated.	Function of a nominated agency.
s.56E(2)	Duty to revoke a certificate given under section 56E (1) and replacing it with a new certificate, if directed by the Treasurer and the relevant Minister.	Not delegated.	Duty of nominated agency.
s.56E(3)	Duty to keep a register of certificates issued under section 56E and make the register reasonably available for inspection.	CFO.	Duty of nominated agency.

<b>DISABILITY ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.38(4)	Power to prepare a Disability Action Plan, in accordance with section 38.	MADCP.	<i>Stonnington has an Access and Inclusion Plan (Disability Action Plan) 2019-2022.</i>
s.38(5)	Duty to report on the implementation of the Disability Action plan in Council's annual report.	MADCP.	If a plan is prepared under section 38(4) or is taken to be prepared under section 38(2).
s.38(5A)	Duty to ensure certain disability matters are addressed in the Council Plan.	Not applicable.	If Council has not determined to prepare a plan under section 38(4) or are not taken to have prepared a plan under section 38(2).

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.10	Function of receiving applications for registration of cats and dogs.	AMC & AMO.	
s.10A(4)	Duty to not register or renew the registration of a dangerous dog or a restricted breed dog unless the dog is: <ul style="list-style-type: none"> <li>a) de-sexed; or</li> <li>b) a dangerous dog that is not a restricted breed dog and is exempt under section 10B(1)(c), 10B(1)(d) or 10B(1)(e) from the requirement to be de-sexed; or</li> <li>c) a restricted breed dog that is not a dangerous dog and is exempt under section 10B(1)(e) from the requirement to be de-sexed.</li> </ul>	MLC & AMC.	
s.10C(1)	Duty to not register a dog or cat unless the dog or cat: <ul style="list-style-type: none"> <li>a) has been implanted with prescribed permanent identification device; or</li> <li>b) is of a class of dogs exempt under a resolution made under section 10D(3), from the requirement to be implanted with such a device; or</li> <li>c) is otherwise exempted under the Act from the requirement to be implanted with such a device; or</li> <li>d) subject to subsection (2), has previously been registered with Council at any time in the 12 month period immediately before the application for registration was lodged.</li> </ul>	AMC & AMO.	

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<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.10C(5)	Duty to cause to be published a copy of the resolution.	MLC & AMC.	<i>Note – refers to a resolution of the Council regarding refusal to register dogs and cats unless permanently identified.</i>
s.10C(6)	Duty to not register or renew registration of a dangerous dog, menacing dog or restricted breed dog unless dog has been implanted with a permanent identification device.	MLC & AMC.	
s.10D(6)	Duty to cause to be published a copy of the resolution.	MLC & AMC.	<i>Note – refers to dogs that may be exempted from permanent identification but does not apply to a dangerous dog, menacing dog or restricted breed dog.</i>
s.12(1)	Power to appoint an agent for Council in the registration of cats and dogs.	DPP.	<i>Note – at present, Council's only agent is the Save a Dog Scheme Inc. Other agents such as animal shelters and veterinarians can be appointed.</i>
s.13	Function of receiving notification of the sale by domestic animal business or foster carer (including where the animal was not registered).	AMC.	
s.14(b)	Power to approve the form of registration or renewal of registration of dogs and cats.	MLC.	
s.15(2)	Power to permit pro-rata fees for dogs or cats registered for part of a year.	AMC.	

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<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.15(6)	Duty to waive 50% of a registration fee of dogs or cats if paragraphs (a) or (b) apply.	AMC & AMO.	<i>Note – the section refers to owners of dogs and cats who are “eligible recipients” pursuant to the State Concessions Act 2004.</i>
s.16	Duty to register or renew the registration of a dog or cat (other than a dangerous or restricted breed dog in certain circumstances).	AMC & AMO.	
s.17(1)	Power to register/renew the registration of a dangerous dog and impose conditions upon the registration.	MLC.	
s.17(1A)(a)	Power to register or renew the registration of a restricted breed dog.	MLC.	Under sections 10A (4) and 10C (6), a Council cannot register a restricted breed dog unless the dog is desexed (subject to the exception under section 10B (1)(e)) and the dog has been implanted with a prescribed permanent identification device.
s.17(1A)(b)	Power to impose conditions on the registration or the renewal of the registration of a restricted breed dog.	AMC & AMO.	Under sections 10A (4) and 10C (6), a Council cannot register a restricted breed dog unless the dog is desexed (subject to the exception under section 10B (1)(e)) and the dog has been implanted with a prescribed permanent identification device.

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s.17(2)	Duty to notify the owner and the allow owner the opportunity to make submissions if Council proposes not to register or renew the registration of a dangerous dog or restricted breed dog.	AMC.	
s.17(3)	Duty to consider submissions in relation to the registration or renewal of registrations of a dangerous dog before making decision.	MLC.	
s.17(4)	Duty to serve written notice of a decision not to register or renew the registration of a dangerous dog or restricted breed dog.	AMC.	
s.18(1)	Duty to keep register and allow inspection of a register of all registered dogs and cats.	AMC & AMO.	
s.18(2)(b)	Power to fix the fee for inspection of the registrations of dogs and cats in the municipality.	Not delegated.	Fees are fixed in the Council's annual budget process.
s.18(3)	Power to fix fees for making of records or obtaining certificates.	Not delegated.	
s.19(1)(a)	Duty to allocate a registration number to every dog and cat which is registered.	AMC & AMO.	
s.19(1)(b)	Duty to give or send the owner a registration certificate.	AMC & AMO.	
s.19(1)(c)	Duty to issue to the owner an identification marker.	AMC & AMO.	

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s.23(6)	Duty to give the owner or occupier of the private property a copy of a notice served under section 23(3).	AMC & AMO.	
s.25(3)	Duty to cause to be published any orders made by Council under section 25.	MLC & AMC.	Section 25 refers to cats found at large.
s.26(2A)	Duty to obtain the agreement of the owner or occupier of private property, where Council proposes to make, by resolution, an order under section 26(2).	MLC.	
s.26(3)	Duty to cause to be published any orders made by Council under section 26.	MLC & AMC.	
s.33A(1)	Duty to accept any dog or cat kept surrendered to Council by the owner of the animal.	AMC & AMO.	
S.33A(2)(B)	Duty to give the Secretary certain information about a dog under its control if the dog exhibits aggressive behaviour, may have been involved in a dog attack or may be a restricted breed dog.	MLC.	The information must be given to the Secretary in the time specified in section 33A (4).
s.33A(2)(b)	Duty to deal with a surrendered dog or cat in accordance with the Act, the regulations and relevant Codes of Practice.	AMC & AMO.	
s.34(1)	Power to declare a dog dangerous.	MLC.	MLC may only exercise the power after consulting the DPP.
s.34(2)	Duty not to declare a dog dangerous in certain circumstances.	MLC.	MLC may only exercise the power after consulting the DPP.



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s.35(2)	Duty to notify the owner and receive written and oral submissions from the owner if proposing that a dog be declared dangerous.	AMC & AMO.	
s.35(3)	Duty to consider materials submitted before making a declaration.	MLC.	
s.36	Duty to give written notice of a declaration to the owner.	AMC & AMO.	
s.37	Function of receiving notification from the owners of certain dogs.	AMC.	The section refers to: a) dogs that have been trained to attack or bite persons or things; b) dogs that are being trained to attack or bite persons or things; and c) guard dogs.
s.41(B(1))	Duty to notify the owner and allow it the opportunity to make submissions to Council.	AMC.	
s.41C	Duty to give notice of a menacing dog declaration to the owner.	AMC & AMO.	
s.41D	Function of receiving notification in relation to a menacing dog.	AMC & AMO.	
s.41F	Function of receiving notification from the owners of restricted breed dogs.	AMC & AMO.	

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s.41J(2)(a)	Power to issue a permit to own more than two restricted breed dogs to any person who has applied to the Council for such a permit.	MLC.	
s.41J(2)(b)	Power to issue a permit to keep more than two restricted breed dogs at premises to any person who has applied to the Council for such a permit.	MLC.	
s.41J(3)	Power to fix the fee for application for a permit.	Not delegated.	Fees are fixed during the Council's annual budget process.
s.44(1)	Power to require restraint of animals.	Not applicable.	The section applies if Council has made a local law prohibiting the keeping of any dog or cat in a specified area of the municipal district. There is no such provision in Stonnington's local law.
s.44(2)	Duty to give written notice of a requirement in section 44(1).	Not applicable.	
s.44AC(1)(c)	Power to inspect information kept on register of dangerous, menacing and restricted breed dogs, in accordance with the regulations.	MLC, AMC & AMO.	
s.44AE	Duty to provide details of dangerous, menacing or restricted breed dogs to the Secretary.	MLC & AMC.	<i>(*) Note - Secretary means the Secretary of the Department of Environment Land, Water and Planning.</i>
s.44AEA	Duty to provide the Secretary with information relating to a dog destroyed under section 84TA, 84TB or 84TC.	MLC & AMC.	

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<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.44AF	Duty to provide the Secretary with information relating to dangerous, menacing or restricted breed dogs.	MLC & AMC.	
s.44AG	Duty to provide to the Secretary information about owners of dangerous, menacing or restricted breed dogs.	MLC & AMC.	
s.44AH	Duty to provide, when requested under sub section (1) a statement to the Secretary confirming that information previously provided by Council is accurate.	MLC & AMC.	
s.46(1)	Function of receiving applications to register premises as a domestic animals business.	AMC & AMO.	
s.46(2)	Power to approve the form of registration of domestic animal businesses and the information required.	MLC.	
s.46(3)	Function of requiring and receiving any further information relating to an application to Council.	AMC & AMO.	
s.47(1) & (2)	Power to register and impose any terms, conditions, limitations or restrictions on the registration of premises for the purposes of a domestic animal business.	MLC.	
s.48(2)	Power to approve form of renewal of registration.	MLC.	
s.48(3)	Power to approve the form of renewal of registration and information required.	MLC.	

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<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.48(4)	Function of requiring and receiving any further information relating to the application to Council.	AMC & AMO.	
s.49(1)	Power to fix fees for registration or renewal of registration of domestic animal premises.	Not delegated.	Fees are determined in the Council's annual budget process.
s.49(2)	Power to refund all or part of an application fee.	AMC.	
s.52(1)	Function of receiving an application for a transfer of registration to new premises.	AMC & AMO.	
s.52(2)(a)	Power to approve the form of application to transfer registration.	MLC & AMC.	
s.52(2)(c)	Power to fix the fee for a transfer of registration and information required.	Not delegated.	Fees are determined in the Council's annual budget process.
s.52(3)	Function of requiring and receiving any further information relating to the transfer of registration.	AMC & AMO.	
s.52(4)	Power to register new (transferred) premises as a domestic animal business and impose any terms, conditions, limitations or restrictions on that registration.	MLC.	

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<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.54(1)	Power to refuse to register or renew the registration, refuse to transfer registration, suspend registration and revoke the registration of premises.	MLC.	<p><i>Note – refers to the power to:</i></p> <ul style="list-style-type: none"> <li><i>a) refuse to register or renew the registration of premises;</i></li> <li><i>b) refuse a transfer of registration;</i></li> <li><i>c) suspend registration;</i></li> <li><i>d) revoke a registration</i></li> </ul> <p><i>in the circumstances set out in section 54(2) (including where the proprietor of the premises has been found guilty of an offence under the Prevention of Cruelty to Animals Act 1986).</i></p>
s.54(2)	Power to act in accordance with section 54(1) if satisfied that the circumstances of section 54(2) (a) or (b) are in existence.	MLC.	
s.54(3)	Duty to refuse to register or renew the registration of premises in relation to a breeding domestic animal business in certain circumstances.	MLC.	
s.54(3A)	Duty to refuse to register, renew the registration of, or transfer the registration of a premises on which a domestic animal business is, or is proposed to be conducted, that is an animal shelter, a pet shop or a pound in certain circumstances.	MLC.	

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s.54(3B)	Duty to refuse to register, renew the registration of, or transfer the registration of a premises on which a domestic animal business is, or is proposed to be conducted, that is a breeding domestic animal business in certain circumstances.	MLC.	
s.54A(1)	Duty to refuse to register the premises in respect of which the application is made if section 54A (a), (b) or (c) applies.	MLC.	
s.54A(2)	Duty to refuse to register the premises in respect of which the application is made if a breeding domestic animal business or a pet shop is being conducted, or is proposed to be conducted, on the rateable property on which the premises is located.	MLC.	
s.54A(3)	Duty to refuse to register the premises in respect of which the application is made if a breeding domestic animal business or an animal shelter is being conducted, or is proposed to be conducted, on the rateable property on which the premises is located.	MLC.	
s.54B	Duty to refuse to register the premises on which a breeding domestic animal business is proposed to be conducted.	MLC.	
s.54C	Duty to refuse to transfer the registration of premises on which a breeding domestic animal business is being conducted to another premises.	MLC.	

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s.54D	Duty to refuse to renew the registration of premises on which a breeding domestic animal business is being conducted.	MLC.	
s.55	Duty to give notice if it is proposed that the powers under sections 54, 54A, 54B, 54C, 54D or 54E will be exercised.	AMC.	<i>Note - the section refers to the refusal to register or transfer registration, suspend registration or revoke registration.</i>
s.56	Duty to receive both oral and written submissions and take into account any submissions.	AMC.	
s.57(1) & (2)	Duty to serve notice of a decision and give reasons for the decision.	AMC.	
s.58AD(1)(a)	Function of receiving a request from the chief veterinary officer for a report on the premises on which the domestic animal business is conducted.	MLC & AMC.	
s.58AD(2)	Duty to include a copy of any report from an entry and search of the premises under Part 7 carried out in the five years preceding the application for grant or renewal of approval.	MLC & AMC.	
s.58AI(1)(a)	Power to cancel or not renew a commercial dog breeder approval.	MLC.	Where Council is the 'relevant Council'.
s.58AI(1)(b)	Power to suspend a commercial dog breeder approval.	MLC.	Where Council is the 'relevant Council'.
s.58AI(2)	Duty to give the Minister notice of any suspension, cancellation or refusal to renew.	DPP.	

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s.58AL	Function of receiving notice of the Minister's grant, renewal, revocation or cancellation of a commercial dog breeder approval as soon as possible after it occurs.	MLC.	Where Council is the 'relevant Council'.
s.58B	Power to apply to the Minister to register premises as premises on which a domestic animal business is conducted.	Not applicable	<i>Council does not currently operate a domestic animals business.</i>
s.58(C(3))	Duty to comply with the terms, conditions, limitations and restrictions on the registration of premises under section 58C.	Not applicable.	
s.58D(2)	Power to apply to the Minister for renewal of registration of premises.	Not applicable.	<i>Council does not currently operate a domestic animals business.</i>
s.58E	Duty to pay the fee with an application for registration or renewal of registration of premises.	Not applicable.	
s.58F	Power to surrender registration of premises on which a domestic animal business conducted by notice to the Minister.	Not applicable.	
s.58G	Duty to notify the Minister of a transfer of registration.	Not applicable.	



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s.58J	Power to make a submission to the Minister regarding the Minister's exercise of power under section 58H.	Not applicable.	
s.58K	Function of receiving notice of the Minister's decision.	Not applicable.	
s.58P	Function of receiving, from the Minister, a copy of the permit (including any conditions imposed on the permit).	MLC.	Where Council is the 'relevant Council'.
s.58Q(3)	Function of receiving, from an authorised officer who has given a direction under section 58Q (1), notification of the closure of the sale.	MLC & AMC.	Where Council is the 'relevant Council'.
s.58R(3)	Function of receiving, from the Minister, a copy of a report under section 58R as soon as practicable after receiving the report.	MLC & AMC.	
s.68A(1)	Duty to, in consultation with Secretary, to prepare a domestic animal management plan ("DAMP").	MLC.	Subject to section 68A (1A). Note: the first plan does not need to be prepared until 4 December 2021.
s.68A(3)(a)	Duty to review the domestic animal management plan annually and, if appropriate, amend the DAMP.	MLC.	
s.68A(3)(b)	Duty to provide the Secretary with a copy of the DAMP and any amendments to the plan.	DPP & MLC.	

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s.68A(3)(c)	Duty to prepare an evaluation of its implementation of the DAMP for publication in Council's annual report.	MLC.	
s.68A(1A)	Power to apply to the Secretary for an extension of time within which to prepare a domestic animal management plan.	DPP.	
s.68B	Power, on application under section 68C, to register a person to provide foster care on premises in the municipal district of the Council, if the person provides or intends to provide foster care on that premises.	MLC & AMC.	
s.68C	Function of receiving an application for foster carer registration.	MLC & AMC.	
s.68D(1)	Power to renew registrations.	MLC & AMC.	
s.68D(2)	Function of receiving an application for foster carer registration renewal.	MLC & AMC.	
s.68E	Duty to have regard to the matters set out in section 68E (a) – (e) when deciding whether or not to grant or renew a foster carer registration.	MLC & AMC.	
s.68G(a)	Power to approve the form of applications under section 68C or 68D (2).	MLC.	
s.68G(b)	Power to require information in applications under section 68C or 68D (2).	AMC.	

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s.68G(c)	Power to fix the fee for applications under section 68C or 68D (2).	Not delegated.	Fees are determined by Council in the annual budget process.
s.68H(2)	Power to permit a pro rata fee to be paid where a foster carer registration only applies for part of a year.	AMC.	
s.68I(1)(b)	Power to impose conditions on a foster carer registration.	AMC.	
s.68J(1)	Power to suspend or cancel a foster carer registration where the criteria in section 68J (1) (a) or (b) apply.	MLC & AMC.	
s.68J(2)	Duty to notify the registered foster carer of a suspension or cancellation under section 68J (1).	AMC.	
s.68K(1)	Duty to notify the holder of a foster carer, in writing, if the Council proposes to suspend, cancel or not renew a foster carer registration.	AMC.	
s.68K(2)	Function of receiving written submissions from the holder of the registration.	AMC.	
s.68K(3)	Duty to consider any submission made under section 68K (2) before deciding to suspend, cancel or not renew the registration.	MLC.	
s.68N(1)	Duty to give to the Secretary the information set out in section 68Q (1) and (2) relating to each registration of premises by the Council under Part 4.	AMC.	

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s.68O(1)	Duty to give to the Secretary the information set out in section 68Q(1)(a), (c)(ii) and (iii), (d)(ii), (h), (i) and (j), relating to each registration of a foster carer by the Council under Part 5B.	AMC.	
s.68R(1)(a)(i)	Duty to give the information set out in section 68R(2) to the Secretary within 7 days after making a decision under Part 4 to refuse to grant, renew or transfer a registration under that Part.	AMC.	
s.68R(1)(a)(ii)	Duty to give the information set out in section 68R(2) to the Secretary within 7 days after making a decision under Part 4 to suspend or revoke a registration under that Part.	MLC & AMC.	
s.68R(1)(b)(i)	Duty to give the information set out in section 68R (3) to the Secretary within 7 days of making a decision under Part 5B not to grant or renew a registration under that Part.	MLC & AMC.	
s.68R(1)(b)(ii)	Duty to give the information set out in section 68R(3) to the Secretary within 7 days of making a decision under Part 5B to suspend or cancel a registration under that Part.	MLC & AMC.	
s.68Y(3)	Function of receiving, from the Secretary, the source number issued under section 68Y.	AMC.	

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s.68Z(3)	Function of receiving, from the Secretary, the source number issued under section 68Z.	AMC	
s.69(1)	Duty to make payment to the Treasurer of specified amounts in respect of registration of cats, dogs or registered animal business.	MLC.	
s.69(1A)	Duty to make payment to the Treasurer in respect of each registration fee collected by the Council for the registration or renewal of registration of a dog or cat in each financial year.	CFO.	
s.72	Power to appoint, by instrument, employees to be authorised officers.	Not delegated.	The power remains with the CEO.
s.72A(1)	Power to appoint a person who is not employee of Council as an authorised officer.	Not delegated.	The person appointed must have qualifications and experience prescribed by the Secretary. The power remains with the CEO.
s.73(1)	Duty to issue identity cards to authorised officers.	Not delegated.	The duty remains with the CEO
s.84J	Power to retain custody of dog or cat until the animal is recovered under division 5 or destroyed under division 6.	AMC & AMO.	

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s.84L(1)	Power to retain custody of a dog the subject of a declaration under section 98A until a review of the declaration is determined under Part 7E or the dog is recovered under division 5 or destroyed under division 6.	MLC, AMC & AMO.	<i>Note – the declaration must have been made by an authorised officer.</i>
s.84L(2)	Power to retain custody of a dog before destruction under division 6 where the dog is seized under section 80 and the officer cannot serve the declaration because the owner cannot be identified.	MLC, AMC & AMO.	<i>Note – the declaration must have been made by an authorised officer.</i>
s.84M(1)	Power to decide not to retain custody of dog or cat seized under section 23 (1), 82, 82B, 83, 84, 84A, 84B or 84C.	MLC.	
s.84N(1)(c)	Power to require custody of a restricted breed dog until the outcome of a prosecution under the Act or Regulations in relation to the dog.	MLC & AMC	
s.84N(1)(d)	Power to fix an amount payable for the reasonable costs and expenses incurred by the Council in seizing the dog and retaining custody of it until its recovery.	Not delegated.	Fees are determined in the Council's annual budget process.
s.84O(1)	Power to destroy a cat seized under Part 7A if the cat does not bear an identification marker or device or the cat is wild, uncontrollable or diseased.	AMC & AMO.	

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.84O(2)	Duty to destroy a dangerous dog or restricted breed dog as soon as possible where the owner is entitled to recover the dog under division 5 but does not recover the dog in accordance with the time period in that division.	MLC.	
s.84O(3)	Duty to sell or destroy a cat or dog (other than a dangerous or restricted breed dog) as soon as possible where the owner is entitled to recover the dog under division 5 but does not recover the dog in accordance with the time period in that division.	MLC & AMC.	In accordance with any relevant business code of practice or greyhound code of practice.
s.84P	Power to destroy a dog seized under Part 7A in certain circumstances listed in paragraphs (a), (c), (d), (e) and (f).	MLC.	MLC may only exercise the power after consulting the DPP.
s.84Q(1)	Duty to commence prosecution of a person as soon as possible after seizure under Part 7A, if the authorised officer reasonably suspects that the person has committed an offence listed in subsection 84Q (2) with respect to a dog or cat seized under that part and power to retain custody of animal seized under section 84 B and in any other case, duty to retain custody until the outcome of the prosecution in section 84 Q is known.	AMC & AMOs.	Subject to prior consultation with the EHC.
s.84Q(2A)(a)	Duty to commence prosecution of the owner of the dog or cat as soon as possible after the seizure and after sufficient information is available to enable the commencement of the prosecution.	MLC & AMC.	

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.84Q(2A)(b)	Duty to retain custody of the dog or cat and any offspring of the dog or cat until the outcome of the prosecution is known.	MLC & AMC.	
s.84Q(3)(a)	Duty to serve a declaration on an owner.	AMC.	
s.84R	Power to require the owner to provide his or her current address to Council in certain circumstances.	AMC & AMOs.	
s.84S	Power to destroy a dog seized under Part 7A, in the time periods listed if owner is suspected of committing an offence set out in paragraph (a), (b) or (c) of section 84Q (2) and cannot be identified.	MLC.	
s.84T(1)	Duty to destroy a dog seized under section 80 within eight days after seizure if the owner cannot be identified and the authorised officer reasonably believes the dog is a restricted breed dog.	MLC & AMC.	
S84T(2)	Duty to notify the Secretary of certain information after destroying a dog under section 84T(1)	MLC.	The notice must comply with the requirements of section 84T (3).



<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.84TA(1)	Power to destroy a dog seized under Part 7A in circumstances listed (a) to (c).	MLC.	<p>Pursuant to section 85TA (4) &amp; (5), Council must make the decision within 48 hours and record the time of the decision.</p> <p>Section 84TA(1) (a) to (c) refers to situations where:</p> <ul style="list-style-type: none"> <li>a) the Council's authorised officer holds a reasonable belief that the owner of the dog would be guilty of an offence;</li> <li>b) the dog is unregistered and the owner is not able to be identified from a marker or device (such as an implant); and</li> <li>c) the Council's authorised officer reasonably believes the behaviour of the dog has resulted, or is likely to result in, the commission of an offence under section 29.</li> </ul>

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.84TC(1)	Power to destroy a dangerous dog of the dog was declared a dangerous dog and it is believed that the owner of the dog is guilty of an offence under section 24 or section 26.	MLC.	Pursuant to section 85TC (4) & (5), Council must make the decision within 48 hours and record the time of the decision.
s.84U	Duty to ensure a seized animal is de-sexed before selling it.	AMC & AMO.	
s.84V(2)	Power to give the animal to an approved person or body.	AMC & AMO.	Where Council is authorised under the Act to destroy the animal.
s.84VA(1)	Power to recover any reasonable cost incurred by the Council for the care, transport, maintenance and disposal of the dog or cat for the whole or any part of the time from when the dog or cat is seized under Division 2 until the time when the dog or cat is disposed of under section 84TD.	AMC.	
s.84VA(2)	Power to recover costs under section 84VA (1) from the owner, or person in charge of the dog or cat when the dog or cat was seized.	AMC.	

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.84Y	Power to enter a written agreement to seize, retain, sell and/or destroy dogs or cats, as well as the power to give a seized dog or cat to a community foster care network, give a seized dog or cat to an animal shelter and/or charge fees for doing any of the things under the written agreement.	DPP.	Council's current arrangement with the contractor was subject to a tendering process.
s.95	Function of receiving payment of fines.	AMC.	
s.98(1A)	Power to apply to VCAT for a review of a decision by the Minister in relation to the registration of a domestic animal business.	Not applicable.	<i>Note – Section 98(1A) provides that a Council conducting a domestic animal business (such as a pound) on a premises registered under Part 4 or a Council applying for registration of premises under Part 4 to conduct a domestic animal business may apply to the Victorian Civil and Administrative Tribunal for review of a decision by the Minister to refuse or suspend the registration etc. In this case, Council does not operate a pound as all stray animals are taken to the pound currently operated by Save a Dog Inc.</i>
S100A	Duty to notify the Secretary where the VCAT or the Supreme Court sets aside a decision to declare a dog to be a dangerous dog, menacing dog or restricted breed dog.	MLC.	The notice must comply with section 100A (2) and (3).
s.100C	Function of receiving disclosed information from a person who is or was engaged in the administration of Part 5B or 5C.	AMC.	

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.100D	Power to disclose information held by Council to another Council, a restricted authorised officer or a Departmental authorised officer for the purpose of the performance of functions under Part 4 or Part 4AA or regulations under those Parts by that person.	AMC.	

<b>DOMESTIC BUILDING CONTRACTS ACT 1995</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.48R	Function of receiving details of alleged contraventions of building legislation.	MBS & SBS.	

<b>EDUCATION AND CARE SERVICES NATIONAL LAW ACT 2010</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.271	Function of receiving information from the National Authority in respect of education and care services.	DCW & MCommS.	<i>Note – the purpose of the Act is to create a National Law to regulate education and care services for children. A “local authority” as defined in the Act includes a municipal council.</i>
s.271(2)	Function of receiving information from a Regulatory Authority in respect of education and care services.	DCW & MCommS.	
s.271(3)	Power to disclose information to authorities or government departments in respect of education and care services.	DCW & MCommS.	

<b>EDUCATION AND TRAINING REFORM ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.2.3.13	Power to enter into and carry out a contract with the school council.	Not delegated.	The power remains with the CEO.
s.2.6.21B(1)	Function of receiving information from the Victorian Institute of Teaching in respect of a registered teacher or former registered teacher, or a provider of a program, unit or course of study, for a purpose specified in subsection (4).	DCW.	
s.2.6.21B(2)	Power to provide information to the Victorian Institute of Teaching in respect of a registered teacher or former registered teacher or a provider of a program, unit or course of study for a purpose specified in subsection (4).	DCW.	
s.4.9.4(1AAA)	Function of responding to requests by the Victorian Registration and Qualifications Authority for information under section 4.9.4	DCW.	<i>Note: section 4.9.4(1AAA) provides that “the Authority may ask a prescribed person or body to give the Authority information that may assist the Authority in determining whether or not a school complies with any of the prescribed minimum standards for registration of schools”.</i>
s 4.2.2(1)(g)	Function of receiving education, information and advice on Child Safe Standards	DCW & DOC	
s 5.8.18	Function of receiving notice to comply with the Victorian Registration and Qualifications Authority	DCW & DOC	
s 5.8.24	Function of receiving official warning from the Victorian Registration and Qualifications Authority	DCW & DOC	

s 5.8.26(1)	Power to make an enforceable undertaking	DCW & DOC	
s 5.8.26(4)	Power to withdraw or vary an undertaking	DCW & DOC	
S 5.8.30	Duty to comply with an adverse publicity order	MPC	

<b><i>ELECTORAL ACT 2002</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.108(1)(d)(ii)	Power to enable identification of a person.	SRO & RevCoord.	Relates to the conduct of state elections.

<b><i>ELECTRICITY SAFETY ACT 1998</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.84c	Duty to keep trees clear of electrical lines on public land managed by Council.	MOSE.	

<b>EMERGENCY MANAGEMENT ACT 2013</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.59	Duty to establish a Municipal Emergency Management Planning Committee (MEMPC).	DEI.	
s.59B(1)	Duty to nominate a chairperson of the MEMPC.	DEI.	
s.59B(1)(a)	Power to nominate a member of Council staff to be the chairperson of the MEMPC.	DEI.	



<b>EMERGENCY MANAGEMENT ACT 2013</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.59F(b)	Function of, in collaboration with other agencies and by the establishment of a MEMPC, enabling community participation in emergency preparedness, including mitigation, response and recovery activities.	MEMO.	
s.59G(1)	Duty to appoint one or more municipal emergency management officers.	MEMO.	
s.60AI(1)(ab)	Duty to appoint one or more municipal recovery managers	MEMO.	
s.60AI(1)(ab)	Function of receiving a copy of the plan in a form suitable for publication on the municipal council's Internet site on behalf of the relevant MEMC.	MEMO.	
s.69	Duty to comply with an information gathering notice issued by the Inspector-General for Emergency Management.	MEMO.	
s.70	Function of receiving a draft review or report and providing comment or response to the Inspector-General for Emergency Management.	MEMO.	
s.70A(2)	Power to consent to the entry of a vessel, premises or vehicle.	MEMO.	
s.70A(3)	Duty to provide the Inspector-General with a written response to a request for consent under section 70A (2).	MEMO.	

<b>EMERGENCY MANAGEMENT ACT 2013</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.70B	Function of giving reasonable assistance to the Inspector-General for Emergency Management.	MEMO.	

<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p><i>Explanatory notes.</i></p> <p><i>“Permission” means:</i></p> <ul style="list-style-type: none"> <li>• a development licence;</li> <li>• an operating licence;</li> <li>• a permit; or</li> <li>• a registration.</li> </ul> <p><i>Development licence means a licence issued under section 69.</i></p> <p><i>Licence means</i></p> <ul style="list-style-type: none"> <li>• a development licence; and</li> <li>• an operating licence</li> </ul>
s.50(1)(ii)	Function of receiving applications for a permission.	DEI, DPP, DCW, MCO, MSP & EHC.	<i>In relation to the delegate’s area of responsibility.</i>
s.50(2)	Duty of advising the applicant that the application does not comply with section 50.	DEI, DPP, DCW, MCO, MSP & EHC.	
s 50(3)	Power to require the applicant to provide necessary information relating to the application	DEI, DPP, DCW, MCO, MSP & EHC.	

<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
S 50(4)(b)	Power to agree time period	DEI, DPP, DCW, MCO, MSP & EHC.	
S 50A(1)	Power to require an applicant to pay a fee	DEI, DPP, DCW, MCO, MSP & EHC.	
S 50A(3)	Duty to give notice	DEI, DPP, DCW, MCO, MSP & EHC.	
S 51A	Power to require an applicant to provide information	DEI, DPP, DCW, MCO, MSP & EHC.	
s.54(1)	Power to issue permission subject to conditions specified in the permission.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.56(2)(b)	Function of receiving an application for the transfer of a permit issued by Council.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.56(4)	Duty to either refuse or transfer the permit subject to any conditions within 20 business days after receiving an application.	DEI, DPP, DCW, MCO, MSP & EHC.	

<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.56(5)	Duty to refuse to transfer a permit if Council considers the applicant is not a fit and proper person to hold a permit.	DEI, DPP, DCW, MCO, MSP & EHC.	<i>Consider section 66</i>
s.56(6)	Duty to, as soon as practicable after making a decision, to give the applicant and holder of the permit written notice.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.57(2)(b)	Function of receiving applications for amendment of permits.	DEI, DPP, DCW, MCO, MSP & EHC.	

<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.57(4)	Duty to either refuse or amend a permit subject to any conditions.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.57(8)	Duty to, as soon as practicable after making a decision, give the holder of a permit written notice.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.58(1)	Power to amend a permission issued on the Council's own initiative.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.58(3)	Duty to, as soon as practicable after making a decision, give the permission holder written notice.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.59(2)(b)	Function of receiving applications to surrender or revoke a permit.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.59(4)	Duty to either consent to the surrender application subject to any conditions or refuse to consent to the surrender within 20 business days after receiving an application.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.59(7)	Duty to, as soon as practicable after making a decision, give the permit holder a written notice.	DEI, DPP, DCW, MCO, MSP & EHC.	

<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.59(9) & (10)	Duty to revoke the permissions if request received in writing and give the permit holder written notice.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.60(1)	Power to suspend a permission.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.60(2)	Duty to give the permit holder written notice if proposing to suspend a permission.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.60(3)	Duty to consider submissions.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.60(4)	Duty to, as soon as practicable after making a decision, give the permit holder with written notice.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.60(6)	Power to remove a period of suspension.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.60(7)	Power to extend a period of suspension.	DEI, DPP, DCW, MCO, MSP & EHC.	

<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.60(8)	Duty to give the permit holder written notice of a decision to extend the period of suspension.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.61(1) & (2)	Power to revoke permission on own initiative.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.61(3)	Duty to give a permit holder written notice if proposing to revoke a permission.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.61(4)	Duty to consider submissions.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.61(5) & (6)	Duty to, as soon as practicable, give the permission holder written notice.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.81(1)	Duty to issue a permit subject to any conditions or refuse to issue a permit upon receiving an application under section 50.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.81(4)	Duty to refuse to issue a permit in the circumstances specified.	DEI, DPP, DCW, MCO, MSP & EHC.	



<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.83(1)	Function of receiving applications for exemption.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.83(3)	Duty to grant the exemption subject to any conditions or refuse to grant the exemption within 10 business days upon receiving application.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.84(1)(b)	Function of receiving renewal applications.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.84(4)	Duty to renew or refuse to renew the permit.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.84(8)	Power to renew permit for (a) a period of not more than 5 years or (b) any shorter period prescribed.	DEI, DPP, DCW, MCO, MSP & EHC.	
s.84(9)	Power to renew a permit more than once.	DEI, DPP, DCW, MCO, MSP & EHC.	
			Note - Part 6.3 (sections 112 to 152) refers to litter and other waste.
s.114(2)	Power to appoint litter enforcement officer.	Not delegated	Where Council is a litter authority.

<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.118(1)(b)	Function of receiving a written statement.	MLC, BCC, LLCC, CompOffr, EHC, EHTL & EHO.	Where Council is a litter authority.
s.121(1)	Power to issue a waste abatement notice.	MLC, BCC, LLCC, CompOffr, EHC, EHTL & EHO.	Where Council is a litter authority.
s.121(6)	Power to direct the occupier of the place or premises to remove or dispose of the waste within the time specified in a waste abatement notice.	MLC, BCC, LLCC, CompOffr, EHC, EHTL & EHO.	Where Council is a litter authority.
s.121(8)	Power to vary or revoke a waste abatement notice.	MLC, BCC, LLCC, CompOffr, EHC, EHTL & EHO.	Where Council is a litter authority.
S 122(1)	Power to remove or dispose of waste or object or thing.	MLC, BCC, LLCC, CompOffr, EHC, EHTL & EHO.	Where Council is a litter authority.
s.22(2)	Power to recover any reasonable costs incurred in taking action under this section.	MLC, BCC, LLCC, CompOffr, EHC, EHTL & EHO.	Where Council is a litter authority

<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.131(1)	Function of receiving signed written report.	MLC, BCC, LLCC, CompOffr, EHC, EHTL & EHO.	
s.131(2)	Power to take further function.	MLC, BCC, LLCC, CompOffr, EHC, EHTL & EHO.	
s.156(1)	Duty to comply with an Order of the Governor in Council.	MLC, BCC, LLCC, CompOffr, EHC, EHTL & EHO.	
			<i>Part 7.6 of the Act deals with unreasonable and aggravated noise.</i>
s.171(1)	Power to appoint a residential noise enforcement officer.	Not delegated	
s.172(1)	Power to issue a residential noise improvement notice.	MLC, BCC, LLCC,CompOffr, EHC, EHTL, EHO	
s.172(5)(a)	Power to extend the time to comply with a residential noise improvement notice.	MLC, BCC, LLCC,CompOffr, EHC, EHTL, EHO	

<b>ENVIRONMENT PROTECTION ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.172(5)(b)	Power to revoke or amend any requirement specified in a residential noise improvement notice.	MLC, BCC, LLCC, CompOffr, EHC, EHTL, EHO	
s.174(1)	Power to apply for injunctions relating to residential noise.	DPP & MLC, EHC.	
s 242(2)	Power to appoint an employee or class of employee as an authorised officer for the purposes of the power or function delegated to council	DPP & MLC, EHC.	
s 242(2A)	Power to appoint a specified person or each member of a specified class of person as an authorised officer for the purposes of the power or function delegated to council	DPP & MLC, EHC.	
s 242(2B)	Duty to prepare and give to the Authority a written report	DPP & MLC, EHC.	
s.347(4)	Power to take proceedings for an offence against a provision of Part 6.3.	MLC, BCC, LLCC & CompOffr, EHC, EHTL, EHO	Where Council is a litter authority
S 347(7)	Power to appoint a person who is an employee or an officer of Council to take proceedings for offences under ss 25, 27, 286, 287 and 288	MLC, BCC, LLCC & CompOffr EHC, EHTL, EHO	
s 347(7)	Power to appoint a person who is an employee or an officer of council to take proceedings for offences under ss25, 27, 286, 287 and 288	DPP & MLC, EHC.	

<b>ESTATE AGENTS ACT 1980</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.70E(3)	Duty to comply with a request of the Director (*) or Inspector under section 70E (1) to provide answers or supply information.	RevCoord.	<i>(*) Note – Relates to the conduct of business by estate agents. The term “Director” refers to the Executive Director of Consumer Affairs.</i>

<b>FAMILY VIOLENCE PROTECTION ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.144D(3)	Duty to only share confidential information to the extent permitted by Part 5A, or the Regulations.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity'.
s.144KA	Power to disclose confidential information to a risk assessment entity for a family violence assessment purpose.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity'.
s.144KB(1)	Function of receiving a request from a risk assessment entity for confidential information for a family violence assessment purpose.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity'.
s.144KB(2)	Function of receiving confidential information from a risk assessment entity to assist with identifying the confidential information that is relevant to the request and determining whether to disclose confidential information.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'responding entity'.
s.144KB(3)	Duty to provide to the risk assessment entity written reasons for its failure to comply with the request.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'responding entity'.
s.144KC(1)	Duty to disclose confidential information to a risk assessment entity that has requested the information for a family violence assessment purpose.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity'.
s.144LA	Power to disclose confidential information to another information sharing entity for a family violence protection purpose.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity'.
s.144LB(1)	Power to request confidential information from another information sharing entity for a family violence protection purpose.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'requesting entity'.
s.144LB(1)	Function of receiving a request for confidential information from another information sharing entity for a family violence protection purpose.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'responding entity'.

<b>FAMILY VIOLENCE PROTECTION ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.144LB(2)	Power to provide the responding entity with any confidential information that may assist the responding entity to identify the confidential information relevant to the request or determine whether to disclose the confidential information.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'requesting entity'.
s.144LB(2)	Function of receiving confidential information from the requesting entity to assist with identifying the confidential information relevant to the request or determining whether to disclose the confidential information.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'responding entity'.
s.144LB(3)	Duty to provide to the requesting entity written reasons for Council's failure to comply with the request.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'responding entity'.
s.144LB(3)	Function of receiving from the responding entity written reasons for failure to comply with the request.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'requesting entity'.
s.144LC(1)	Duty to disclose confidential information to another information sharing entity that has requested the confidential information for a family violence protection purpose.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'responding entity'.
s.144LC(1)	Function of receiving a request for confidential information from another information sharing entity where the information is for a family violence protection purpose.	DCW, MCommS & CoordMCH&IS.	Where Council is an 'information sharing entity' and a 'responding entity'.
s.144LD	Power to collect or use any confidential information disclosed to it for a family violence protection purpose.	DCW, MCommS, CoordMCH&IS & MCHNurse.	Where Council is an 'information sharing entity'.
s.144M(1)	Power to disclose confidential information about a person of concern to a primary person for a family violence protection purpose if the confidential information is not excluded information.	DCW, MCommS, CoordMCH&IS & MCHNurse.	Where Council is an 'information sharing entity'.

<b>FAMILY VIOLENCE PROTECTION ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.144M(2)	Power to disclose confidential information about a person of concern to the persons set out in s 144M(2)(a) and (b) if the primary person is a child and the confidential information is not excluded information	DCW, MCommS, CoordMCH&IS & MCHNurse.	Where Council is an 'information sharing entity'
s.144N	Power to collect, use and disclose confidential information about a relevant person without consent.	DCW, MCommS, CoordMCH&IS & MCHNurse.	
s.144NA	Duty not to collect, use or disclose confidential information about a primary person who is an adult unless section 144NA (a) or (b) applies.	DCW, MCommS, CoordMCH&IS & MCHNurse.	
s.144NB	Duty not to collect, use or disclose confidential information about a linked person unless section 144NB (a) or (b) applies.	DCW, MCommS, CoordMCH&IS & MCHNurse.	
s.144NC(1)	Power to collect, use and disclose confidential information about a primary person who is a child without the consent of any person if section 144NC (1)(a) or (b) applies.	DCW, MCommS, CoordMCH&IS & MCHNurse.	
s.144NC(2)	Power to collect, use and disclose confidential information about a primary person who is an adult or a linked person without the consent of the linked person if the information relates to confidential information set out in section 144NC(1)(a) and (b).	DCW, MCommS, CoordMCH&IS & MCHNurse.	
s.144ND(1)	Power to obtain consent from the primary or linked person's authorised representatives, unless the authorised representative is a person of concern or is alleged to pose a risk of family violence.	DCW, MCommS, CoordMCH&IS & MCHNurse.	
s.144P(5)	Duty to comply with any guidelines issued under section 144P when handling confidential information in accordance with Part 5A.	DCW, MCommS, CoordMCH&IS & MCHNurse.	



<b>FAMILY VIOLENCE PROTECTION ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.144PB	Duty to record the prescribed information in respect of the information sharing entity's collection, use and disclosure of confidential information in accordance with Part 5A, and the Regulations.	DCW, MCommS, CoordMCH&IS & MCHNurse.	Where Council is an 'information sharing entity'.
s.144QA	Power to refuse to give an individual access to their confidential information under a relevant privacy law if section 144QA (1)(a) and (b) apply.	DCW, MCommS, CoordMCH&IS & MCHNurse.	
s 190	Duty to ensure that Council's relevant policies, procedures, practice guidance and tools align with the Framework.	DCW, MCommS, CoordMCH&IS & MCHNurse.	Where Council is a 'framework organisation' that provides services relevant to family violence risk assessment and family violence risk management.

<b>FENCES ACT 1968</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.14(2)	Function of providing certain information to assist an owner of land to give a fencing notice.	MOSE, MTP, CoordTP, CoordParks & PropCoord.	
s.16(1)	Power to agree with the adjoining owner of land on a fence line other than the common boundary.	MOSE, MTP, CoordTP, CoordParks & PropCoord.	With respect to land owned by or under the control of council

<b>FILMING APPROVAL ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p>Purpose – the purposes of this Act are:</p> <ul style="list-style-type: none"> <li>(a) to establish and promote film friendly principles for the issuing of film permits by public agencies; and</li> <li>(b) to reduce red tape by establishing a consistent approach to the approval of film permits; and</li> <li>(c) to provide for the making of film friendly guidelines; and</li> <li>(d) to facilitate the approval of film permits by public agencies.</li> </ul>

<b>FILMING APPROVAL ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
sch 1. Principle 1	Duty to not unreasonably withhold the approval of an application for a film permit, subject to this Act and any other Act.	CFE & SP&OO.	<i>Note – following the organisational re-structure the responsibility is that of the Events, Arts and Culture Branch</i>
	Power to consider operational requirements such as commercial agreements and the maintenance of any land or facilities or to consider public amenity, safety and security, and environmental and heritage impacts when approving a permit application.	CFE & SP&OO.	
sch 1. Principle 2	Duty to approve or refuse an application for a film permit in a timely manner and to take reasonable steps to respond to an applicant within five business days.	CFE & SP&OO.	
sch 1. Principle 3	Duty to give reasons for refusal of a film permit application.	CFE & SP&OO.	
sch 1. Principle 4	Duty to take reasonable steps to provide a single point of contact to deal with commercial filming on public land.	CFE & SP&OO.	
sch 1. Principle 5	Duty to ensure that any application forms and other documents required to consider an application for a film permit are consistent with any standard forms or documents issued by Film Victoria.	CFE & SP&OO.	

<b>FILMING APPROVAL ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
sch 1. Principle 6	Duty for fees charged for applications for film permits and issuing film permits not to exceed cost recovery.	Not delegated.	Fees are determined by Council in the annual budget process.
sch 1. Principle 7	Duty to publish information about how a person may apply for a film permit on its website or on a website approved by Film Victoria.	MEAC.	Subject to any Council policy and Filming Guidelines approved by the CEO.
sch 1. Principle 8	Duty to take reasonable steps to ensure that staff responsible for considering and issuing film permits are given appropriate information regarding the film industry.	MEAC.	

<b>FINES REFORM ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p>The main purposes of this Act are:</p> <p>(a) to provide for the appointment, powers and functions of the Director, Fines Victoria;</p> <p>(b) to provide for the collection of court fines and infringement fines by the Director, Fines Victoria;</p> <p>(c) to provide for the enforcement of court fines and infringement fines under one Act; and</p> <p>(d) to make amendments to the <i>Infringements Act 2006</i> and the <i>Sheriff Act 2009</i> and to make consequential amendments to other Acts.</p> <p>“<i>Fine</i>” means either or both of the following:</p> <p>(a) an infringement fine; or</p> <p>(b) a court fine.</p>

<b>FINES REFORM ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.10D(3)	Power to take action where a work and development permit is cancelled or partially completed.	BCC, LLCC, PSC, TLPP, TLPP, SPSA, PO & PSA.	
s.10F(4)	Function of receiving notice from the Secretary regarding where an infringement notice is waived	BCC, LLCC, PSC, TLPP, TLPP, SPSA, PO & PSA.	
s.10S(1)	Function of receiving a direction to suspend any enforcement action.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	
s.10S(4)	Function of receiving notice of family violence scheme (FVS) applications.	BCC, LLCC, PSC, TLPP TLPP, SPSA, PO & PSA.	
s.10U(1)(c)	Function of receiving a direction to withdraw an infringement notice and take no further action in relation to the relevant offence.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	
s.10U(2)(a)	Duty to withdraw an infringement notice.	BCC, LLCC, CoordPI, PSC, TLPPTLPP, SPSA, PO & PSA.	If directed by the Director of Fines Victoria and within 28 days of the direction.  By issuing a withdrawal notice that complies with section 19(a) and (b) (iii) of the <i>Infringements Act 2006</i> .
s.10U(2)(b)	Duty to notify the Director and the FVS eligible person of the withdrawal of the infringement notice.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	

<b>FINES REFORM ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.10V(4)	Function of receiving a direction to, and a duty to, take no enforcement action during the enforcement suspension period.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	
s.10V(6)	Power to take any action referred to in section 38(1)(a) with respect to the FVS eligible offence.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	If an effective known user statement is cancelled under section 84BF of the <i>Road Safety Act</i> 1986 and the FVS eligible offence is referred to council.
s.10V(7)(c)	Function of receiving a direction to withdraw an infringement notice and take no further action in relation to the relevant offence.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	
s.10V(9)(a)	Duty to withdraw an infringement notice.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	If directed by the Director of Fines Victoria and within 28 days of the direction.  By issuing a withdrawal notice that complies with section 19(a) and (b)(iii) of the <i>Infringements Act</i> 2006.
s.10V(9)(b)	Duty to notify the Director and the FVS eligible person of the withdrawal of the infringement notice.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	
s.10W(1)	Function of receiving a written notice of the Director of Fines Victoria's determination.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	If the Director of Fines Victoria determines that an FVS applicant is not an FVS eligible person in respect of an FVS eligible offence.
s.10W(4)	Power to immediately resume enforcement action.	BCC, LLCC, CoordPI, PSC, TLPPTLPP, SPSA, PO & PSA.	If the Director of Fines Victoria determines that an FVS applicant is not an FVS eligible person in respect of the relevant FVS eligible offence under section 10T.



<b>FINES REFORM ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.10X(2)	Function of receiving referred matters from the Director of Fines Victoria.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.10Y(1)(a)	Power to withdraw an infringement notice and take no further action or issue an official warning.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	Where the Director of Fines Victoria refers an infringement offence under section 10X (2). By issuing a withdrawal notice under section 19 of the <i>Infringements Act 2006</i> .
s.10Y(1)(b)	Power to file a charge-sheet charging the offence.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.16	Function of registering infringement fines with the Director of Fines Victoria and paying the prescribed fee.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.20	Function of being advised by the Director of Fines Victoria of a determination.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.21	Power to withdraw infringement notices, issue official warnings or file a charge-sheet upon receipt of a notice under section 20.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.21A	Duty to notify the Director of Fines Victoria of the commencement of proceedings by filing a charge-sheet under section 21(1) (c) in writing.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.22	Power to request the Director of Fines Victoria not to issue or serve a notice of final demand.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.37(2)	Function of receiving written notice of an enforcement cancellation from the Director of Fines Victoria.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	

<b>FINES REFORM ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.38	Duty, once served notice of an enforcement cancellation notice, to withdraw the notice, withdraw the notice and issue a written warning or withdraw notice and commence proceeding.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.38A	Duty to notify the Director of Fines of commencement of proceeding by filing a charge-sheet under section 38(1) (a)(iii) in writing.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.43	Power to refer an infringement fine to the Director of Fines Victoria for management by payment arrangement upon request.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.44	Function of receiving notice of notification of refusal of an application under section 43.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.48(2)	Duty to request the Director of Fines Victoria to remove an infringement fine if an infringement notice is withdrawn.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.54(1)	Duty to provide the Director of Fines Victoria with the most up-to-date contact details of persons where referring an infringement fine.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.54(5)	Function of receiving notice from Director of Fines Victoria where a fine recipient makes certain requests.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	
s.174	Function of receiving a request from the Director of Fines Victoria or the Sheriff.	BCC, LLCC, PSC, TLPPTLPP, SPSA,PO & PSA.	Where Council is a specified body.

<b>FINES REFORM ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.175	Duty to comply with a request from the Director of Fines Victoria or the Sheriff for the supply of information for the purpose of enforcing registered fines.	BCC, LLCC, PSC, TLPPTLPP, SPSA, PO & PSA.	Where Council is a specified body. Unless the CEO of the Council certifies in writing that exceptional circumstances apply.

<b><i>FIRE RESCUE ACT 1958 FORMERLY KNOWN AS THE METROPOLITAN FIRE BRIGADES ACT 1958</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.4J(4)	Function of consulting with the Fire District Review Panel.	MEMO.	
s.5	Duty to take all practicable steps to prevent fire and minimise the spread of fires.	MLC.	
s.5(2)	Power to acquire equipment and do anything necessary to fulfil duty under section 5(1) and pay for it from the municipal fund.	MLC.	
s.5A(1)(a)	Duty to appoint a fire prevention officer.	Not delegated.	The duty remains with the CEO.
s.5A(1)(b)	Power to appoint assistant fire prevention officers.	Not delegated.	The power remains with the CEO.
s.72(1)	Power to request the Fire Rescue Victoria to carry out fire prevention works.	MEMO.	
s.72(2)	Duty to pay for any fire prevention work carried out.	MLC.	
s.72(3)	Power to consent to carrying out fire prevention work.	MLC.	
s.77(3)	Function of receiving penalties recovered for offences committed against section 91.	MLC	If the fire prevention notice was issued by a fire prevention officer.

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p>The purpose of the Act is to:</p> <ul style="list-style-type: none"> <li>a) impose a fire services property levy on all land in Victoria, unless specifically exempted, to fund Fire Rescue Victoria and the Country Fire Authority; and</li> <li>b) provide for the appointment of each Council as a collection agency in respect of its municipal district; and</li> <li>c) enable the Minister to direct a Council to be a collection agency in respect of land not located in its municipal district; and</li> <li>d) enable a collection agency to collect the fire services property levy; and</li> <li>e) to provide for the Commissioner of State Revenue— <ul style="list-style-type: none"> <li>(i) to receive the fire services property levy collected by collection agencies and pay it into the Consolidated Fund; and</li> <li>(ii) to generally monitor the performance of collection agencies; and</li> </ul> </li> <li>f) empower the Essential Services Commission to review the movement in the cost of insurance premiums following the enactment of the Act; and</li> <li>g) make consequential amendments to various related Acts.</li> </ul>

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p><i>Note - definitions in this Act:</i></p> <ul style="list-style-type: none"> <li>a) <i>AVPCC means an Australian Valuation Property Classification Code based on the Valuation Best Practice Specifications Guidelines;</i></li> <li>b) <i>collection agency means a Council:</i> <ul style="list-style-type: none"> <li>• <i>appointed to collect levy in respect of leviable land in its municipal district including leviable land owned by the Council;</i></li> <li>• <i>directed by the Minister to be the collection agency in respect of non-rateable leviable land outside the municipal district of the Council;</i></li> </ul> </li> <li>c) <i>fixed charge means the part of the levy amount that is fixed in accordance with section 11;</i></li> <li>d) <i>levy means the levy payable in respect of leviable land in accordance with Part 2 and is comprised of:</i> <ul style="list-style-type: none"> <li>• <i>the levy amount; and</i></li> <li>• <i>any levy interest that may be payable in respect of an unpaid levy amount;</i></li> </ul> </li> <li>e) <i>levy amount means the amount of levy payable by an owner as assessed and calculated in accordance with Part 2;</i></li> </ul>

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p><i>f) non-rateable leviable land means leviable land:</i></p> <ul style="list-style-type: none"> <li>• <i>that is located in a municipal district but is not rateable land; and</i></li> <li>• <i>that is not located in a municipal district.</i></li> </ul>
s.9(9)	Power to apportion any levy amount.	Not applicable.	For two or more parcels of land which have a combined valuation and are owned separately.
s.9A(1)	Function of receiving application for a single farm enterprise exemption.	Not applicable.	<i>Refers to farm land.</i>
s.9A(2)(b)	Power to specify the form and timeframe for making applications under section 9A (1).	Not applicable.	
s.9A(3)	Power to require further particulars or for an applicant to verify particulars regarding an application.	Not applicable.	
s.9A(4)	Function of receiving notice of changes in certain circumstances.	Not applicable.	

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.19 and 20	Duty to pay the levy amount in respect of leviable land owned by Council.	CFO.	<p><i>Note:</i></p> <ul style="list-style-type: none"> <li>a) <i>Council is only liable to pay the relevant fixed charge in respect of land described in section 20 (1); and</i></li> <li>b) <i>the fixed charge payable is \$100.00 in respect of residential land and \$200.00 in respect of commercial land, industrial land, public benefit land and vacant land (excluding vacant residential land).</i></li> </ul> <p><i>Section 20 (1) applies to leviable land that:</i></p> <ul style="list-style-type: none"> <li>a) <i>is vested in, occupied by or under the care, control and management of a Council; and</i></li> <li>b) <i>is not used for commercial or business purposes; and</i></li> <li>c) <i>is taken to have a public benefit land use classification in accordance with section 15 and is allocated a particular AVPCC.</i></li> </ul>
s.21(3)(a)	Function of assessing the amount of levy payable.	RevCoord.	
s.21(3)(b)	Function of collecting the levy payable.	RevCoord & SRO.	



<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.21(4)(a)	Function of assessing the amount of levy payable.	Not applicable.	If council has been directed to be a collection agency in respect of non-rateable leviable land <i>not</i> located within its municipal district boundaries (eg: there are some areas of national parks that are not within a municipality).
s.21(4)(b)	Function of collecting the levy payable.	Not applicable.	
s.22	Power to exercise powers and functions under section 121 of the <i>Local Government Act 2020</i> (issuing land information certificates) and section 313 of the <i>Local Government Act 2020</i> (instituting proceedings).	RevCoord.	
s.24	Duty to keep levy records in accordance with section 24.	RevCoord & SRO.	
s.25(1)	Duty to give a written notice to the owner of leviable land or to another specified person if requested by the owner.	RevCoord & SRO.	
s.25(6)	Duty to transfer the amount of levy collected to the Commissioner.	CFO.	<i>Note – “Commissioner” refers to the Commissioner of State Revenue.</i>
s.27(1)	Power to defer payment of the levy in respect of rateable leviable land where the applicant shows hardship.	RevCoord.	Section 170 of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 27.  <i>Note: may only defer the levy if rates or charges under section 170 of the <i>Local Government Act 1989</i> have been deferred for that land.</i>

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.27(1)	Power to require payment of the levy in respect of rateable leviable land where the applicant is no longer in hardship or no longer occupies the land.	RevCoord & SRO.	Section 170 of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 27.
s.27(1)	Power to waive the levy in respect of rateable leviable land.	Not applicable.	Section 171 of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 27(4).  Note: may only the waive levy if rates or charges have been waived under section 171 of the <i>Local Government Act 1989</i> for that land.
s.27(1)	Duty to waive the levy upon receipt of an application which complies with section 171(4) of the <i>Local Government Act 1989</i> , in respect of rateable leviable land.	RevCoord.	Section 171 of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 27(4).  Note: may only waive the levy (currently \$50.00) if have rates or charges have been waived under section 171 of the <i>Local Government Act 1989</i> for that land.  Section 171 (4) of the <i>Local Government Act 1989</i> refers to rate concessions to “eligible recipients” (generally pensioners) pursuant to the <i>State Concessions Act 2004</i> .

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.27(1)	Power to decide to treat a person to whom a waiver is granted as having made a continuing application or waiver in respect of rateable leviable land, in accordance with section 171(4) (f) of the <i>Local Government Act 1989</i> .	RevCoord & SRO.	<p>Section 171 of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 27(4).</p> <p>Note: may only waive the levy if rates or charges have been waived under section 171 of the <i>Local Government Act 1989</i> for that land.</p> <p>Section 171 (4) of the <i>Local Government Act 1989</i> refers to rate concessions to “eligible recipients” (generally pensioners) pursuant to the <i>State Concessions Act 2004</i>.</p>
s.27(1)	Function of receiving an application for a waiver of the levy in respect of rateable leviable land.	RevCoord & SRO.	<p>Section 171A of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 27(4),</p> <p>Note: may only waive the levy if have rates or charges have been waived under section 171A of the <i>Local Government Act 1989</i> for that land.</p> <p>Section 171A of the <i>Local Government Act 1989</i> refers to waivers of rates in relation to a person suffering financial hardship.</p>

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.27(1)	Power to require information or verification in respect of rateable leviable land.	RevCoord & SRO.	<p>Section 171A of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 27(4).</p> <p>Note: may only waive the levy if have rates or charges have been waived under section 171A of the <i>Local Government Act 1989</i> for that land.</p> <p>Section 171A of the <i>Local Government Act 1989</i> refers to waivers of rates in relation to a person suffering financial hardship.</p>
s.27(1)	Power to waive the levy or levy interest in respect of rateable leviable land.	Not delegated.	<p>Section 171A of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 27(4).</p> <p>Note: may only waive the levy if have rates or charges have been waived under section 171A of the <i>Local Government Act 1989</i> for that land.</p> <p>Section 171A of the <i>Local Government Act 1989</i> refers to waivers of rates in relation to a person suffering financial hardship.</p>

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.28(1)	Power to defer payment of levy in respect of non-rateable leviable land where the applicant shows hardship.	RevCoord.	Section 170 of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 28. Section 170 provides that a council may defer in whole or in part the payment by a person of any rate or charge which is due and payable for a specified period and subject to any conditions determined by the Council if it considers that an application by that person shows that the payment would cause hardship to the person.
s.28(1)	Power to require payment of the levy in respect of non-rateable leviable land where the applicant is no longer in hardship or no longer occupies land.	RevCoord.	Section 170 of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 28.
s.28(1)	Power to waive the levy in respect of non-rateable leviable land.	Not applicable.	Section 171 of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 28(4).

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.28(1)	Duty to waive the levy upon receipt of an application which complies with section 171 (4) of the <i>Local Government Act</i> 1989, in respect of non-rateable leviable land.	RevCoord.	Section 171 of the <i>Local Government Act</i> 1989 applies, subject to the modifications set out in section 28(4).  Section 171 (4) of the <i>Local Government Act</i> 1989 refers to rate concessions to “eligible recipients” (generally pensioners) pursuant to the <i>State Concessions Act</i> 2004.
s.28(1)	Power to decide to treat a person to whom a waiver is granted as having made a continuing application or waiver in respect of non-rateable leviable land, in accordance with section 171(4)(f) of the <i>Local Government Act</i> 1989.	RevCoord.	Section 171 of the <i>Local Government Act</i> 1989 applies, subject to the modifications set out in section 28(4).  Section 171 (4) of the <i>Local Government Act</i> 1989 refers to rate concessions to “eligible recipients” (generally pensioners) pursuant to the <i>State Concessions Act</i> 2004.
s.28(1)	Function of receiving an application for a waiver of the levy in respect of non- rateable leviable land.	RevCoord.	Section 171A of the <i>Local Government Act</i> 1989 applies, subject to the modifications set out in section 28(4).  Section 171A of the <i>Local Government Act</i> 1989 refers to waivers of rates in relation to a person suffering financial hardship.

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.28(1)	Power to require information or verification in respect of non-rateable leviable land.	RevCoord.	Section 171A of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 28(4).  Section 171A of the <i>Local Government Act 1989</i> refers to waivers of rates in relation to a person suffering financial hardship.
s.28(1)	Power to waive a levy or levy interest in respect of non-rateable leviable land.	Not delegated.	Section 171A of the <i>Local Government Act 1989</i> applies, subject to the modifications set out in section 28(4).  Section 171A of the <i>Local Government Act 1989</i> refers to waivers of rates in relation to a person suffering financial hardship.
s.29(1)	Duty to give a concession.	RevCoord.	<i>Note - Subject to subsection (2), an owner of leviable land who holds a concession card is entitled to receive a discount of \$50.00 off the total levy amount due in respect of leviable land which is used exclusively for residential purposes by the owner and is the owner's sole or principal place of residence.</i>  <i>The \$50.00 is not subject to indexation.</i>
s.30(1)	Duty to require a person to pay levy interest.	RevCoord & SRO.	
s.30(3)	Power to obtain a court order requiring payment of a levy.	RevCoord.	

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.30(4)	Power to waive levy interest where a court order has been obtained under section 30(3).	RevCoord.	
s.30(5)	Power to exempt any person from paying the whole or part of levy interest, in accordance with section 30(5) (a) or (b).	Not delegated.	
s.30(6)	Power to recover levy interest due in the same way as Council recovers the levy amount.	RevCoord.	
s.31(1)	Power to recover the whole of the levy from either, all, any or one persons jointly liable to pay levy.	RevCoord.	Where two or more persons are jointly liable to pay the levy.
s.31A(2)(a)	Duty to refund the amount of levy proportionate to the part of levy year remaining where land ceases to be leviable land and the levy payment has already been made.	RevCoord & SRO.	
s.31A(2)(b)	Duty to only require the proportionate amount of levy to be paid where land ceases to be leviable land and the levy payment has not already been made.	RevCoord & SRO.	
s.32(7)	Power to recover amount in arrears, in accordance with section 32(7).	RevCoord.	
s.33(1)	Power to send a notice where the levy is due and unpaid.	RevCoord & SRO.	
s.33(5)	Power to recover any unpaid amount due.	RevCoord.	



<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.34	Duty to make an adjustment and apply or refund an overpayment in accordance with section 34 and give a revised assessment notice to the owner or specified person.	RevCoord & SRO.	Where an objection, review or appeal results in the alteration of a valuation or a decision to attribute a different AVPCC.
s.35(1)	Power to recover an unpaid levy amount.	RevCoord.	
s.35(4)(b)	Power to request the occupier to disclose the amount of rent and name and address of the person to whom rent is payable.	RevCoord & SRO.	
s.36(1)	Function of receiving an application for a refund of amounts overpaid.	RevCoord & SRO.	
s.36(4)	Duty to refund an overpayment, if it is determined that the payment was in excess of the amount owed.	RevCoord & SRO.	
s.36(5)	Power to refund an overpayment, if it is determined that the payment was in excess of the amount owed.	RevCoord & SRO.	
s.37(1)	Duty to separately account for levy amounts and levy interest collected.	CFO.	
s.37(3)	Power to retain any interest earned on levy amounts and levy interest.	CFO.	<i>Note – Council may retain levy interest.</i>
s.37(5)	Duty to refund an overpayment.	RevCoord.	

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.38(1)	Power to cancel the assessment of a person's liability to pay the levy if satisfied that an assessment has been made in error.	RevCoord & SRO.	
s.38(2)	Duty to comply with the requirements in section 38 (2) where Council has made an assessment in error.	RevCoord & SRO.	
s.39(2)	Duty to conduct another assessment of the levy amount and, if applicable, give the owner or specified person a revised assessment notice, in accordance with section 39 (2).	RevCoord & SRO.	
s.39(3)	Duty to refund payment in excess of the amount owed and any interest accrued.	RevCoord & SRO.	
s.40	Duty to submit a return to the Commissioner.	CFO.	In a form approved by the Commissioner and in accordance with any directions issued by the Minister.
s.41(1)	Duty to pay all levy amounts and levy interest received to the Commissioner in four instalments.	CFO.	
s.41(4)	Power to decide to forward late payments of levy amounts and levy interest to the Commissioner at the same time as the next instalment is payable.	CFO.	
s.71(1)	Function of receiving an application for alteration of levy records.	RevCoord & SRO.	

<b>FIRE SERVICES PROPERTY LEVY ACT 2012</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.71(2)	Power to specify the manner and form of applications under section 71 (1).	RevCoord.	<i>Note – refers to instances where the property owner considers the Council records contain false information.</i>
s.72	Duty to comply with any Ministerial directions issued under section 72.	CFO.	

<b>FLORA AND FAUNA GUARANTEE ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.4C(1)	Function of receiving a request for information from the Minister.	DEI & MOSE.	Where Council is a public authority.
s.4C(2)	Duty to comply with a Minister's request for information under section 4C(1).	DEI & MOSE.	Where Council is a public authority.

<b>FLORA AND FAUNA GUARANTEE ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.7(2)	Function of consulting with the Secretary either before the action starts or, if the action has already started, within 15 days of the request being made.	DEI & MOSE.	Where Council is a public authority.  If the Secretary is of the opinion that an action taken or to be taken by Council is likely to threaten the survival of a listed taxon or community of flora or fauna or a critical habitat.
s.20B(1)(a)	Function of receiving written notice from the Secretary.	DEI & MOSE.	Where Council is a landholder of any land that is within the area of the proposed determination.
s.20B(1)(b)	Function of receiving written notice from the Secretary.	DEI & MOSE.	Where Council is a public authority that performs a function or exercises a power in the area of the proposed determination.
s 20B(5)	Power to request that the information set out in section 20B (3) be withheld.	DEI & MOSE.	Where Council is a landholder.
s.25(1)	Function of being party to an agreement for management of flora and fauna.	DEI.	
s.29(1)(a)	Function of receiving notice of the making of a habitat conservation order from the Minister in relation to land within the critical habitat.	DEI & MOSE.	Where Council is a landholder.

<b>FLORA AND FAUNA GUARANTEE ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.29(1)(b)	Function of receiving notice of the making of a habitat conservation order from the Minister.	DEI & MOSE.	Where Council is a public authority that performs a function or exercises a power in the critical habitat.
s.57(2)(h)	Function of giving, to an authorised officer, samples of any thing in respect of which the authorised officer suspects that there has been a contravention of the <i>Flora and Fauna Guarantee Act 1988</i> or an instrument referred to in section 57(1) that is found at the land, building or vehicle.	DEI & MOSE.	Where Council is the landholder of the land or is apparently in charge of the building or vehicle (as the case requires).
s.57(2)(k)	Function of receiving notice from an authorised officer.	DEI & MOSE.	Where Council is the landholder of the land.

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.7D(3)	Duty to comply with a declaration made by the Secretary (*) under subsection (1).	DCW, EHC, EHTL	(*) – Note – “Secretary” refers to the Secretary of the Department of Health.
s.7E(6)	Duty to publish a copy of a direction given by the Minister under subsection (1) in the annual report.	EHC	Note – section 7E(1) provides that the Minister may give a written direction to a council or the chief executive officer of the council in relation to any matter concerning the administration of the Act by the Council.
s.19(4)(b)	Duty to notify the Secretary of the making of the order.	EHC.	If section 19(1) applies.
s.19(4)(c)	Duty to notify the registration authority of the making of the order and any appeal and the outcome of the appeal.	EHC.	If section 19(1) applies and if council is not the registration authority.
s.19A(4)(b)	Function of receiving notice from authorised officer.	EHC.	Where Council is the registration authority.
s.19BA(3)	Duty to give notice of the variation or revocation of the order to the general public in the same manner as the original notice.	EHC.	Must be done by the same person as gave the original notice.
s.19EA(3)	Function of receiving a copy of any significant revision made to the food safety program.	EHC, EHTL & EHOs.	Where Council is the registration authority.
s.19H(5)(a) & (5)(b)	Duty to take into account (a) the food safety performance of the food business; and (b) any guidelines issued by the Secretary in determining the frequency and intervals of the assessments and audits.	EHC, EHTL & EHOs.	

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.19I	Duty to conduct a food safety assessment as required under section 19H.	EHC, EHTL & EHOs.	Subject to section 19J. Where council is the registration authority.
s.19IA(2)	Duty to give written notice to proprietor if food safety requirements or section 19DC (2) have not been complied with unless subsection (3) applies.	EHC, EHTL & EHOs.	Where council is the registration authority.
s.19N	Function of receiving information from a food safety auditor.	EHC, EHTL & EHOs.	
s.19U(4)	Duty to ensure that information relating to costs of food safety audits are available for inspection by the public.	Not applicable.	Stonnington does not conduct food safety audits.
s.19UA(4)	Duty to consider proprietor's history of compliance in deciding whether to charge the fee.	, EHC, EHTL & EHOs.	
s.19UA(5)	Duty to ensure that the method of determining a fee under subsection (3) (a) and the considerations that apply under subsection (4) are available for inspection by the public.	Not applicable.	Fees are not currently charged.
s.20(1C)	Duty to ensure authorized officers are suitably qualified or trained.	EHC & EHTL	
s.20(2)	Power to limit or impose conditions on the authority granted to an authorized officer.	EHC, EHTL	

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.26(5)	Duty to destroy or dispose of article.	EHC, EHTL & EHOs.	
s.32(1)	Duty to submit samples of food for analysis.	EHC, EHTL & EHOs.	
s.32(3)	Function of receiving a report by an analyst.	EHC, EHTL & EHOs.	
s.35A(2)	Function of receiving notice of operation from the proprietor of a food premises.	EHC, EHTL & EHOs.	Where Council is the registration authority. The section refers to temporary food premises, mobile food premises or food vending machines or fixed premises that are the principal premises in relation to temporary food premises, mobile food premises or food vending machines.
s.37	Function of receiving application, information and documents required under section 36 from the proprietor of a food business.	EHC, EHTL & EHOs.	<i>Note – refers to the Food Standards Code.</i>
s.38(3)	Duty to consult with the Secretary about the proposed exemption under section 38(2).	DCW & EHC	
s.38AA(2)	Function of being notified of the operation of a food business which the proprietor is of the opinion is exempt from registration.	EHC, EHTL & EHOs.	Where Council is the registration authority.
s.38AA(4)	Duty to determine whether the food premises are exempt from the requirement of registration.	EHC, EHTL & EHOs.	



<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.38A(5) & (6)	Function of receiving a food safety audit certificate from a proprietor.	EHC, EHTL & EHOs.	Where Council is the registration authority.
s.38B(1)(c)	Duty to inspect premises.	EHC, EHTL & EHOs.	
s.38E(1)(c)	Function of assessing the requirement for a food safety program.	EHC, EHTL & EHOs.	
s.38E(3)(a)	Function of receiving certificates.	EHC, EHTL & EHOs.	
s.38F(3)(a)	Duty to note the change to the classification of the food premises on the certificate of registration.	EHC, EHTL & EHOs..	
s.39(2)	Duty to inspect within 12 months before renewal of registration.	EHC, EHTL & EHOs.	
s.39(3)	Duty to inspect within three months before renewal of registration if circumstances in section 39(3) (a)-(d) apply.	EHC, EHTL & EHOs.	
s.39A(6)	Duty to comply with a direction of the Secretary.	EHC, EHTL & EHOs.	
s.40(1)	Duty to issue a certificate of registration in the prescribed form.	EHC, EHTL & EHOs.	Where Council is the registration authority.
s.40D(2)	Duty to specify how long a suspension is to last under section 40D (1).	EHC, EHTL & EHOs.	

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.40E(4)	Duty to comply with a direction of the Secretary.	EHC, EHTL & EHOs.	
s.43(1) and (2)	Duty to maintain records of the prescribed particulars and orders in force under Part III.	EHC, EHTL & EHOs.	Where Council is the registration authority.
s.43(3)	Duty to make available information held in records, free of charge, on request.	EHC, EHTL & EHOs.	
s.43I	Function of receiving a statement of trade of a proprietor of a food business.	EHC, EHTL & EHOs.	
s.45AA	Power to act in proceedings against the Crown.	Not delegated.	Power of the responsible agency. The power remains with the CEO.
s.45AC	Power to bring proceedings for an offence under the Act.	DCW, EHC, EHTL & EHOs.	
s.53G(1)	Duty to provide information in subsection (1) to the Secretary as soon as practicable after a person is convicted by a court for an offence under this Act.	EHC & EHTL	Where Council is the "relevant Council" under subsection (6).
s.53G(2)	Duty to advise the Secretary that a person has not appealed a conviction within the time allowed.	EHC & EHTL	
s.53G(3)	Duty to inform the Secretary of the fact that an appeal or application for leave is lodged against the conviction and of other matters in this subsection.	EHC & EHTL	

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.53G(4)	Duty to inform the Secretary of the outcome of the appeal or application.	DCW &EHC.	Where Council is the "relevant Council" under subsection (6).
s.58(1)	Duty to notify the Victorian Commission for Gambling and Liquor Regulation (the Commission) of liquor licensing where an order is made under section 19 of the Act and a licence/permit under the <i>Liquor Control Reform Act 1998</i> is in force.	EHC &EHTL	Where Council is the registration authority.
s.58(2)	Duty to notify the Commission when a holder of a permit/licence under the <i>Liquor Control Reform Act 1998</i> is found guilty or pleads guilty and in respect of which no conviction is recorded.	EHC &EHTL	
s.58B(1)	Power to take action in relation to a thing done or omitted at the food premises.	EHC, EHTL & EHOs.	Where Council is the registration authority for the temporary or mobile food premises.
s.58B(2)	Power to take into account results of inspection, assessment, audit or other action taken by another registration authority in relation to temporary or mobile food premises.	EHC, EHTL & EHOs.	Where Council is the registration authority for the temporary or mobile food premises.
s.59C(2)	Power to take actions necessary to ensure compliance with direction under Part III or Part VII.	EHC & EHTL	<p><i>Note:</i></p> <p>a) <i>Sections 19 and 19B relate to the registration of food premises; and</i></p> <p>b) <i>Part VII relates to emergency powers.</i></p>

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.59C(7)(b)	Power to recover costs incurred under subsection (2) or (3).	EHC & EHTL	
s.71(a)	Power to revoke or suspend the registration of the food premises under Part IIIB or section 40D in certain circumstances.	EHC.	<i>Note – section 71 refers to the commencement date of the Act and proceedings which were in progress at that time.</i>

<b>FREEDOM OF INFORMATION ACT 1982</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.7	Duty to publish information.	MG, FOIPO & GC.	
s.41	Power to amend the record of information.	MG, GC, FOIPO & GenCounsel.	Where a request has been made to the Council under section 39 which refers to information regarding the personal affairs of a person.
s.49D(3)	Power to request a copy of the application from the Information Commissioner.	MG, GC, FOIPO & GenCounsel.	
s.49I	Duty to assist the Information Commissioner to undertake a review.	MG, GC, FOIPO & GenCounsel.	
s.49K	Function of consulting with the Information Commissioner.	MG, GC, FOIPO & GenCounsel.	

<b>FREEDOM OF INFORMATION ACT 1982</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.49KA(2)(a)	Function of processing or identifying a reasonable sample of the documents upon notice from the Information Commissioner.	MG, GC, FOIPO & GenCounsel.	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1
s.49KA(2)(b)	Function to undertake a further search, or to cause a further search to be undertaken, for documents in the possession, custody or control of the agency or Minister, upon notice from the Information Commissioner.	MG, GC, FOIPO & GenCounsel.	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1.
s.49KA(3)	Duty to comply with requests under section 49KA (2) within the reasonable time stated in the Information Commissioner's notice, being not less than 10 business days.	MG, GC, FOIPO & GenCounsel.	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1.
s.49KA(4)	Power to apply for an extension.	MG, GC, FOIPO & GenCounsel.	
s.49KA(7)	Duty to notify the Information Commissioner within three business days after the end of the period referred to in section 49KA 2) or section 49KA (3) of the information contained in section 49KA (7)(a)-(b).	MG, GC, FOIPO & GenCounsel.	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1

<b>FREEDOM OF INFORMATION ACT 1982</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.49KA(8)	Function to have the matter referred from the Information Commissioner in accordance with section 49L.	MG, GC, FOIPO & GenCounsel.	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1.
S.49L(1A)	Duty to make a fresh decision where a matter is referred back to Council by the Information Commissioner.	MG, GC, FOIPO & GenCounsel.	The decision must be made within 28 days of referral, unless another time period is agreed under section 49L (2).
s.49L(2)	Power to agree with the Information Commissioner to another time period for making the fresh decision under section 49L (1).	MG, GC, FOIPO & GenCounsel.	
s.49L(4)	Duty to notify the Information Commissioner that a fresh decision has been made or has not been made.	MG, GC, FOIPO & GenCounsel.	
s.49L(5)	Duty to revoke the earlier decision where a fresh decision has been made and to inform the applicant of the requirements of section 49L (6) and the effect of section 49 (7).	MG, GC, FOIPO & GenCounsel.	
s.49M(1)	Power to revoke exercise a choice to reconsider the subject matter of an application for review and make a fresh decision.	MG, GC, FOIPO & GenCounsel.	<p>Must advise the Information Commissioner and the applicant in writing.</p> <p>The decision must be made within 28 days of referral, unless another time period is agreed under section 49M (2).</p> <p>May make a fresh decision only once during a review under this part section 49M (8).</p>

<b>FREEDOM OF INFORMATION ACT 1982</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.49M(2)	Duty to notify the Information Commissioner in writing of a whether a fresh decision has or has not been made.	MG, GC, FOIPO & GenCounsel.	Power to agree with the Freedom of Information Commissioner to another time period for making a fresh decision.
s.49M(5)	Duty to revoke the earlier decision where a fresh decision has been made and to inform the applicant of the requirements of section 49M (6) and the effect of section 49M (7).	MG, GC, FOIPO & GenCounsel.	
s.49N	Function of entering into an agreement in relation to a decision that is the subject of a review.	MG, GC, FOIPO & GenCounsel.	“Agreement” means an agreement between the parties facilitated by the Information Commissioner.
s.50(3D)	Power to apply to the Tribunal for review of a decision of the Information Commissioner under section 49P.	Not delegated.	The power remains with the CEO.
s.50(3F)	Duty to notify the Information Commissioner of an application for review under section 50(3D).	MG, GC, FOIPO & GenCounsel.	
s.50(3FA)	Duty to notify the Information Commissioner of an application for review under section 50(1)(a), (b), (c), (d) or (g).	MG, GC, FOIPO & GenCounsel.	
s.53(6)	Power to make an application to the Tribunal for an extension of time	Not delegated	The power remains with the CEO.
s.53A(1)	Duty to, if practicable, give written notice in accordance with section 53A (2).	MG, GC, FOIPO & GenCounsel.	

<b>FREEDOM OF INFORMATION ACT 1982</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.61E	Duty to co-operate with Information Commissioner where a complaint relates to the agency.	MG, GC, FOIPO & GenCounsel.	
s.61G	Function of consulting with the Information Commissioner.	MG, GC, FOIPO & GenCounsel.	
s.61GA(1)(a)	Function of processing or identifying a reasonable sample of the documents upon notice from the Information Commissioner.	MG, GC, FOIPO & GenCounsel.	Where the Information Commissioner believes that an agency, principal officer or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of the complaint under section 25A (1) or section 25A (5).
s.61GA(1)(b)	Function to undertake a further search, or to cause a further search to be undertaken, for documents in the possession, custody or control of the agency or Minister, upon notice from the Information Commissioner.	MG, GC, FOIPO & GenCounsel.	Where the Information Commissioner believes that an agency, principal officer or Minister has failed to undertake an adequate search for documents that relate to a decision.
s.61GA(2)	Duty to comply with requests under section 61GA (1) within the reasonable time stated in Information Commissioner's notice, being not less than 10 business days.	MG, GC, FOIPO & GenCounsel.	
s.61GA(3)	Power to apply for an extension.	MG, GC, FOIPO & GenCounsel.	



<b>FREEDOM OF INFORMATION ACT 1982</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.61H	Power to reach an agreement with a complainant.	MG, GC & GenCounsel.	
s.61I(2)	Power to make submissions to the Information Commissioner in relation to a complaint.	MG, GC & GenCounsel	
s.61IL(45)	Power to comment on, and respond to, a document or provide information draft recommendation.	MG, GC, FOIPO & GenCounsel.	
s.63BA(1)	Power to apply to the Supreme Court to determine whether the Information Commissioner, or the Public Access Deputy Commissioner, has jurisdiction to serve a notice to produce or attend.	Not delegated.	Subject to section 63BA (2).
s.64B	Duty to provide the Information Commissioner any information referred to in section 64(2).	MG, GC, FOIPO & GenCounsel.	
s.65AB	Duty to notify the responsible Minister if Council seeks leave to appeal.	Not delegated.	

<b>GAMBLING REGULATION ACT 2003</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.3.3.5	Function of receiving a copy of proposed applications.	DPP, DCW, MSP, MCF, CoordStatP, CoordPI, PAC, CoordStrP, PM & StatP.	<i>The Stonnington Planning Scheme prohibits gaming machines in much of the municipality.</i>
s.3.3.5AA	Function of receiving notification from the Commission.	DPP, DCW, MSP, MCF, CoordStatP, CoordPI, PAC, CoordStrP, PM & StatP.	
s.3.3.5AB(2)	Function of receiving a copy of the amended application.	DPP, DCW, MSP, MCF, CoordStatP, CoordPI, PAC, CoordStrP, , PM & StatP.	
s.3.3.5B	Duty to notify the Commission in writing as to whether it intends to make a submission under section 3.3.6.	Not delegated.	
s.3.3.6	Power to make a submission to Commission on application for approval of premises.	DPP, DCW, MSP & MCF.	

<b>GAMBLING REGULATION ACT 2003</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.3.3.8(4)	Function of receiving notification from the Commission of its decision.	DPP, DCW, MSP, MCF, CoordStatP, CoordPI, PAC, CoordStrP, , PM & StatP.	<i>Note – “Commission” means the Victorian Commission for Gambling Regulation.</i>
s.3.3.14	Power to apply to the Tribunal for a review of Commission's decision granting approval of premises.	Not delegated.	Where Council is a responsible authority under the <i>Planning and Environment Act 1987</i> .
s.3.4.18(2)	Function of receiving a copy of a proposed request.	DPP, DCW, MSP, MCF, CoordStatP, CoordPI, PAC, CoordStrP, , PM & StatP.	
s.3.4.18A	Function of receiving notification from the Commission that it has received a request.	DPP, DCW, MSP, MCF, CoordStatP, CoordPI, PAC, CoordStrP, , PM & StatP.	

<b>GAMBLING REGULATION ACT 2003</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.3.4.18B(2)	Function of receiving amended copies of a proposed request.	DPP, DCW, MSP, MCF, CoordStatP, CoordPI, PAC, CoordStrP, , PM & StatP.	
s.3.4.18C	Duty to notify the Commission as to whether the Council intends to make a submission under section 3.1.19.	Not delegated.	The duty remains with the CEO.
s.3.4.19	Power to make submission to the Commission addressing the economic and social impact of a proposed licence amendment on the wellbeing of the community of the municipal district in which the approved venue (or venue whose approval under Part3 is suspended) is located and taking into account the impact of the proposed amendment on surrounding municipal districts.	DPP, DCW, MSP & MCF.	
s.3.4.21(2)	Power to apply to the Tribunal for a review of the Commission's decision relating to amendment increasing number of gaming machines.	DPP, DCW, MSP & MCF.	
s.8.5.3(2)	Function of receiving a copy of an application for a bingo centre.	DPP, DCW, MSP, MCF, CoordStatP, CoordPI, PAC, CoordStrP, , PM & StatP.	<i>Note – does not apply to premises used occasionally for bingo – ie: where the usage is ancillary to the principal usage.</i>

<b>GAMBLING REGULATION ACT 2003</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.8.5.5	Power to submit a report to the Commission on applications received under section 8.5.3 (3) (a).	DPP, DCW & MSP.	

<b>GENDER EQUALITY ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p><i>The main purposes of the Act are</i></p> <ul style="list-style-type: none"> <li><i>a) to require the public sector, Councils and universities to take positive action towards achieving workplace gender equality; and</i></li> <li><i>b) to require the public sector, Councils and universities to promote gender equality in their policies, programs and services;</i></li> </ul>
s.7(a)	Duty to consider and promote gender equality.	DCW, MPC, MADCP & CoordCS.	Note: these provisions commenced on 31 March 2021.
s.7(b)	Duty to take the necessary and proportionate action towards achieving gender equality.	DCW, MPC, MADCP & CoordCS	
s.9(1)	Duty to undertake a gender impact assessment.	DCW, MPC, MADCP & CoordCS	
s.10(1)	Duty to prepare a Gender Equality Action Plan (GEAP).	MPC.	
s.10(2)(a)	Duty to take into account the gender equality principles in preparing a GEAP.	MPC.	

<b>GENDER EQUALITY ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.10(2)(b)	Duty to consult in preparing a GEAP.	MPC.	Note: these provisions commenced on 31 March 2021
s.10(3)	Duty to ensure adequate resources are allocated to developing and implementing the GEAP.	Not delegated.	
s.11(1)	Duty to undertake a workplace gender audit before developing a GEAP.	MPC.	
s.11(2)(d)	Power to determine any other matters that are relevant.	MPC.	
s.12(1)	Duty to submit a GEAP to the Commissioner.	MPC.	
s.12(2)	Power to request an extension of time to submit the GEAP.	Not delegated.	
s.12(3)(a)	Duty to, within a reasonable time after submitting the GEAP to the Commissioner, publish the completed GEAP on Council's website.	MPC & MCE.	
s.12(3)(b)	Duty to, within a reasonable time after submitting the GEAP to the Commissioner, notify the councillors, employees and employee representatives of the publication.	MPC.	
s.13(1)	Power to submit to the Commissioner a report or document prepared by Council for another purpose and request that it be taken to be a GEAP.	MPC.	
s.13(3)	Duty to, if a report or other document is taken to be a GEAP, publish it on Council's website, and notify the councillors, employees and employee representatives of the publication.	MPC & MCE.	

<b>GENDER EQUALITY ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.15(1)	Power to amend its GEAP at any time if considers the amendment is considered necessary.	MPC.	Note: these provisions commenced on 31 March 2021
s.15(2)(a)	Duty to submit the amended GEAP to the Commissioner.	MPC.	
s.15(2)(b)	Duty to, within a reasonable time after submitting the amended GEAP to the Commissioner, publish the amended plan on Council's website, and notify the councillors, employees and employee representatives of the publication.	MPC & MCE.	
s.16(1)	Duty to make reasonable and material progress in relation to the workplace gender equality indicators.	MPC.	
s.18(1)	Duty to make reasonable and material progress towards meeting gender equality targets prescribed.	MPC.	
s.18(2)	Duty to make reasonable and material progress towards meeting gender equality quotas prescribed.	MPC.	
s.19(1)	Duty to submit a progress report to the Commissioner.	MPC.	
s.19(2)	Power to request an extension of time to submit a progress report.	MPC.	
s.19(4)	Duty not to identify or report on a policy, program or service if it would disclose any of the information set out in section 19(4)(a) – (c).	MPC.	



<b>GENDER EQUALITY ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.20	Duty to publish Council's progress report on its website as soon as reasonably practicable after it is submitted under section 19(1).	MPC & MCE.	Note: these provisions commenced on 31 March 2021.
s.22(1)	Function of being issued with a compliance notice from the Commissioner.	MPC.	
s.22(2)	Duty to comply with the compliance notice.	MPC.	
s.24(1)	Power to, 14 days after receiving a compliance notice, give a written response to the Commissioner outlining Council's reasons for disagreeing with the compliance notice.	MPC.	
s.25(1)	Power to apply to the Tribunal for review of the Commissioner's decision to confirm a compliance notice under section 24(2)(c).	Not delegated.	
s.26(a)	Power to provide the Commissioner with a written undertaking.	MPC.	
s.27(2)	Power to, with the consent of the Commissioner, withdraw or vary the undertaking.	MPC.	
s.47(2)	Duty to have regard to any guidelines issued under section 47(1).	MPC.	
s.48(2)	Duty to have regard to the guidelines.	MPC.	
s.49(2)	Duty to have regard to the guidelines.	MPC.	

<b>GENDER EQUALITY ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.51(1)	Duty to, before publication, remove any personal information from a GEAP and progress report.	MPC.	
s.51(2)	Duty to, when submitting to the Commissioner material that is likely to be published, advise the Commissioner whether the material contains any personal information.	MPC.	

<b>GRAFFITI PREVENTION ACT 2007</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.18(1)	Power to take action necessary to remove or obliterate graffiti from private premises where graffiti is visible from a public place, in accordance with section 18.	MCO.	
s.18(2)	Power to enter private property for the purpose of section 18(1) if notice is provided and the owner has given written consent to removal of graffiti and entry.	MCO.	
s.18(2)(a)	Power to serve notice regarding a proposal to remove or obliterate graffiti at least 28 days before the action is proposed to be taken.	MCO.	
s.18(3)(a)	Duty to serve notice regarding proposal to remove or obliterate graffiti at least 10 days before it is proposed to take action to remove or obliterate graffiti (where entry to private premises not necessary).	MCO.	
s.18(3)(b)	Power to remove or obliterate graffiti (where entry not necessary) where written notice of proposed action given and owner gives consent or does not object in accordance with notice.	MCO.	
s.18(3A)	Power to take further action to remove or obliterate graffiti.	MCO.	Within 3 months after Council has taken action under subsection (3).
s.18(8)(a)	Duty to take reasonable steps to consult with the owner or occupier in relation to the manner of taking action to remove or obliterate graffiti.	MCO.	

<b>GRAFFITI PREVENTION ACT 2007</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.18(8)(b)	Duty to ensure that work is done by an authorised person, where entry to the property is necessary under section 18 (1).	MCO.	
s.18(8)(c)	Duty to ensure that work is carried out expeditiously and to avoid unnecessary inconvenience and disruption and with reasonable care and to reasonable standards.	MCO.	
s.19(1)	Power to authorise a person to carry out Council's functions under section 18.	Not delegated.	<i>Note – section 18 refers to the removal of graffiti from private property. The power to appoint authorised officers remains with the CEO.</i>
s.19(2)(c)	Power to authorise performance criteria for authorised persons.	MCO.	
s.20(1)	Duty to issue an identity card to an authorised person.	Not delegated	The duty remains with the CEO

<b>HEALTH RECORDS ACT 2001</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p><i>The purpose of the Act is to promote fair and responsible handling of health information by:</i></p> <ul style="list-style-type: none"> <li><i>a) protecting the privacy of an individual's health information that is held in the public and private sectors; and</i></li> <li><i>b) providing individuals with a right of access to their health information; and</i></li> <li><i>c) providing an accessible framework for the resolution of complaints regarding the handling of health information.</i></li> </ul>
s.48	Function of receiving notice of a complaint from the Health Complaints Commissioner (HCC).	MG, GC & GenCounsel.	
s.51(1)	Function of receiving notice that the HCC has declined to entertain a complaint.	MG, GC & GenCounsel.	
s.51(3)	Function of receiving notice that the HCC referred a complaint.	MG, GC & GenCounsel.	
s.52(2)	Function of receiving notice that the HCC referred a complaint to the registration board.	MG, GC & GenCounsel.	
s.53(2)	Function of receiving notice that the HCC has dismissed a stale complaint.	MG, GC & GenCounsel.	
s.56(3)	Power to indicate wishes with respect to whether conciliation is appropriate.	MG, GC & GenCounsel	

<b>HEALTH RECORDS ACT 2001</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.56(4)	Function of receiving notice of the HCC's decision under section 56 (1).	MG, GC & GenCounsel.	
s.57(4)	Function of receiving notice that the HCC has dismissed the complaint after deciding conciliation is inappropriate.	MG, GC & GenCounsel.	
s.61(1)(b)	Power to sign the record of a conciliation agreement.	MG, GC & GenCounsel.	
s.61(2)	Power to lodge a copy of the record with the Tribunal.	MG, GC & GenCounsel.	
s.63(1)	Function of receiving notice that conciliation has failed.	MG, GC & GenCounsel.	
s.63(8)	Function of receiving notice that HCC has dismissed the complaint following a failed conciliation.	MG, GC & GenCounsel.	
s.63(10)	Function of receiving notice that HCC is to conduct an investigation of the complaint.	MG, GC & GenCounsel.	
s.64(2)	Function of receiving notice of the HCC's ruling.	MG, GC & GenCounsel.	
s.64(7)	Duty to report on action taken following notice of a ruling requiring specified action.	MG, GC & GenCounsel.	

<b>HEALTH RECORDS ACT 2001</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.65(1)	Power to require the HCC to refer the complaint to the Tribunal.	Not delegated.	The power remains with the CEO.
s.72	Power to apply to the Tribunal for review of a decision to serve a compliance notice.	Not delegated.	The power remains with the CEO.
s.73(1)	Power to apply to the Tribunal for an interim order.	Not delegated.	The power remains with the CEO.

<b>HEAVY VEHICLE NATIONAL LAW 2012 (applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<i>Note – The Heavy Vehicle National Law will ensure that all States and territories move to a uniform system of heavy vehicle laws, replacing all the separate and differing laws previously applying across Australia.</i>
s.118(1)(b)	Duty to give or not give consent to the grant of a mass or dimension exemption notice for a category of heavy vehicles.	DEI, MTP, MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager. Must comply with requirements of section 156.
s.124(1)(b)	Duty to give or not give consent to the grant of a mass or dimension exemption permit for a heavy vehicle.	DEI, MTP, MAMP, APC & T&PCoord. CD & D	
s.139(1)(b)	Duty to give or not give consent to the grant of a class 2 heavy vehicle authorisation notice.	DEI, MTP, MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager.
s.145(1)(b)	Duty to give or not give consent to the grant of a class 2 heavy vehicle permit.	DEI, MTP, MAMP, APC & T&PCoord. CD & D	
s.156(1)	Duty to give or not give consent.	DEI, MTP, MAMP, APC & T&PCoord. CD & D	
s.156(2)	Power to request the Regulator to allow a longer period to decide to give or not give consent under section 156(1)	DEI, MTP, MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager. <i>Note – “Regulator: means the National Heavy Vehicle Regulator.</i>
s.156(6)	Function of giving the Regulator a written statement explaining its decision not to give consent	DEI, MTP, MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager. The statement must comply with section 172.



<b>HEAVY VEHICLE NATIONAL LAW 2012 (applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.157(2)	Function of receiving notice from the Regulator that an applicant has been notified of the third party consultation requirement.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager.
s.158(2)	Duty to, as far as practicable, deal with the request for consent, where consultation with the other entity is not yet completed.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager. <i>Note - "Other entity" refers to situations where consultation with another entity is required by law.</i>
s.158(4)	Power to decide to give or not give the consent in the circumstances.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager. <i>Note – "Circumstances" refers to various situations including consultation with another entity.</i>
s.159	Power to notify the Regulator that a route assessment is required and the fee payable for the route assessment.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager.
s.159(4)	Power to stop considering whether to give or not to give consent until the route assessment fee is paid.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.160(1)	Power to consent to the grant of a mass or dimension authority subject to a road condition listed in (a) or (b).	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.160(2)	Duty to give the Regulator a written statement explaining the decision to consent subject to conditions.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager. The statement must comply with section 172.

<b>HEAVY VEHICLE NATIONAL LAW 2012 (applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.161(1)	Power to consent to the grant of a mass or dimension authority subject to a travel condition.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager.
s.161(2)	Duty to give the Regulator a written statement explaining the decision to consent subject to travel conditions.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager. The statement must comply with section 172.
s.162(1)	Power to request the Regulator to impose a stated vehicle condition on the authority.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager.
s.162(2)(b)	Function of being notified of the decision under section 162(2)(a).	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.163(3)	Duty to give or not give consent within three months or longer as agreed with Regulator.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.167(2)(b)	Power to give the Regulator a notice of objection to the application of section 167 to the proposed replacement authority.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.167(2)(c)	Function of receiving notice that the Regulator withdraws the proposed replacement authority from the expedited procedure.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.167(3)	Power to give written notice of consent or refusal.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	

<b>HEAVY VEHICLE NATIONAL LAW 2012 (applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.169	Power to give consent to the grant of a mass or dimension authority for a trial period.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.170(1)	Function of being notified by the Regulator of the renewal of mass or dimension authority for a trial period.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.170(3)	Power to give a written objection to the Regulator within the current trial period.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager.
s.174(2)(a)	Power to request the Regulator to amend the mass or dimension authority, where satisfied of matters in section 174(1).	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.174(2)(b)	Power to request the Regulator to cancel the mass or dimension authority, where satisfied of matters in section 174(1).	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.174(4)(c)	Function of receiving notice from the Regulator that the road authority must not comply with the request.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.176	Duty to give or not give consent to an amendment of a mass or dimension authority.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager. The provisions relating to a request for consent under Division 2 of the Act apply to the request for consent under section 176.
s.178(2)(a)	Power to request the Regulator to amend the mass or dimension authority, where satisfied of matters in section 178(1).	DEI, MTP , MAMP, APC & T&PCoord. CD & D	Where council is the relevant road manager.

<b>HEAVY VEHICLE NATIONAL LAW 2012 (applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.178(2)(b)	Power to request the Regulator to cancel the mass or dimension authority, where satisfied of matters in section 178(1).	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.178(4)(c)	Function of receiving notice from the Regulator that the road authority must not comply with the request.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.180(2)	Function of receiving notice from the Regulator.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.611(2)	Power to apply for a compensation order.	DEI.	<p><i>Note:</i></p> <p><i>(1) A court that convicts a person of an offence against this Law may make a compensation order requiring the convicted person to pay the road manager for a road, by way of compensation, an amount the court considers appropriate for loss incurred, or likely to be incurred, by the road manager for damage caused to road infrastructure as a result of the offence.</i></p> <p><i>(2) A compensation order may be made on the application of the prosecutor, the Regulator or the road manager.</i></p>
s.612	Function of preparing a certificate.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	<p><i>Note – “certificate” includes any certificate of the public authority stating that the authority is responsible for maintaining the road infrastructure in relation to which the order is sought.</i></p>

<b>HEAVY VEHICLE NATIONAL LAW 2012 (applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.613(1)	Duty to give a copy of a certificate referred to in section 612 to the defendant at least 28 days before a hearing.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.613(3)	Function of receiving notice that defendant intends to challenge the matter.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.643(2)	Function of receiving referral of a review application.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	
s.644	Duty to conduct an internal review of a reviewable decision and give the applicant a reasonable opportunity to make written or oral representations.	DEI.	Where council is the relevant road manager. <i>Note – If the DEI made the original decision, the internal review is to be conducted by the CEO.</i>
s.645(1)	Duty to either confirm or amend the decision or substitute another decision for the reviewable decision.	DEI, MTP &, MAMP, APC & T&PCoord.. CD & D	Where council is the relevant road manager.
s.645(5)	Duty to, as soon as practicable, give the Regulator notice of the review.	DEI, MTP , MAMP, APC & T&PCoord. CD & D	

<b>HEAVY VEHICLE NATIONAL LAW APPLICATION ACT 2013</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.18(2)	Power to enter into an arrangement to transfer a function.	Not delegated.	<p><i>Note – the section provides that an entity (e.g.: The Head, Transport for Victoria or the relevant responsible authority under section 37(1) (c) or (d) of the Road Management Act 2004 for a non-arterial state road) referred to in subsection (1) may enter into an arrangement with another such entity to transfer a function of the entity in relation to a road to that other entity.</i></p> <p>In respect of roads where council is the relevant road manager.</p> <p>The power remains with the CEO.</p>

<b>HERITAGE ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.29(4)	Function of receiving a statement refusing a nomination from the Executive-Director.	DPP, MSP & MCF.	
s.30(9)	Function of receiving written notice from the Heritage Council of the outcome of an application for review.	DPP, MSP & MCF.	
s.34(1)	Function of receiving notice of acceptance of a nomination from the Executive Director.	DPP, MSP & MCF.	
s.40(1)	Function of receiving a statement from the Executive Director of a recommendation not to include a place or object in the Heritage Register.	DPP, MSP & MCF.	
s.53(6)	Function of receiving a notice of amendment to the heritage register from the Executive Director.	DPP, MSP & MCF.	
s.63(2)	Function of receiving notice of an expedited amendment of the Heritage Register.	DPP, MSP & MCF.	
s.96(5)	Function of receiving a copy of an amended permit application.	DPP, MSP & MCF.	

<b>HERITAGE ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.100(1)	Function of receiving a copy of a permit application from the Executive Director.	DPP, MSP & MCF.	
s.100(2)	Power to make a written submission to the Executive Director in relation to an application received under section 100(1).	DPP, MSP & MCF.	
s.105(4)	Function of receiving notice of receipt from the Executive of an application to amend a permit.	DPP, MSP & MCF.	
s.106(5)	Function of receiving notice from the Heritage Council of an application for a review for a permit to carry out works.	DPP, MSP & MCF.	
s.108(4)	Power to request a hearing be held by the Heritage Council in relation to an application for review under section 107 of the Executive Director's determination.	DPP, MSP, MCF & PAC.	
s.108(5)	Power to appear and be heard or represented at a hearing into a review of the Executive Director's determination.	DPP, MSP & MCF.	
s.108(9)	Function of receiving written notice from the Executive Director of the Heritage Council's determination of a review.	DPP, MSP & MCF.	



<b>HERITAGE ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.110	Function of receiving notice from the Minister of the referral of a matter to VCAT under section 109(2)(b).	DPP, MSP & MCF.	
s.11	Function of receiving notice from the Executive Director of decision by VCAT under section 111.	DPP, MSP & MCF.	
s.114(2)	Function of receiving notice from the Executive Director of a decision by the Minister in relation to an application for review.	DPP, MSP & MCF.	
s.120	Function of receiving written notice of the removal of a site from the Heritage Inventory.	DPP, MSP & MCF.	
s.131(1)	Function of receiving notice of recommendations made under section 130 by the Executive Director.	DPP, MSP & MCF.	
s.133(3)	Function of receiving written notice from the Heritage Council of approval of recommendation for a site of archaeological value.	DPP, MSP & MCF.	
s.179	Function of receiving notice of approval of a World Heritage Strategy Plan.	DPP.	

<b>HOUSING ACT 1983</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.15(1)(d)	Function of consenting to any development, control, etc. of any land.	Not delegated.	<i>The Act deals with the development of public housing. The function remains with the CEO.</i>
s.34(1)	Function of entering into arrangements with Homes Victoria whereby Council carries out works.	Not delegated.	<i>Note – “Director” refers to the Director of Housing. The function remains with the CEO.</i>
s.34(3)	Power to enter into arrangements with Homes Victoria for the purposes of the Act.	Not delegated.	The power remains with the CEO.
s.67	Power to do all things to make a house comply with Regulations or to give effect to direction.	DPP & MLC.	
s.67(1)(b)	Power to demolish a house (where the case so requires).	DPP & MLC.	
s.67(2)	Power to recover expenses.	DPP & MLC.	
s.67(3)	Power to sell or dispose of material.	DPP & MLC.	
s.68(1)	Power to order that a house: (a) be and remain unoccupied; or (b) be vacated by the occupier.	DPP & MLC.	
s.68A	Power to revoke a declaration.	DPP & MLC.	

<b>HOUSING ACT 1983</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.71(1)	Power to authorise a person for the purposes of section 71.	Not delegated.	Authorisations are issued by the CEO in order to ensure that the Register of Authorisations is maintained.
Schedule 2 – clause 3(1)	Power to sell or give to Homes Victoria any land vested in it, other than Crown land.	Not delegated.	<i>Note – Schedule 2 of the Act comprises a range of provisions relating to the provisions of public housing including the power of municipalities to grant land to the Director of Housing and the sale of land subject to housing agreements. The provisions are, at present, unlikely to be used at Stonnington.</i>
Schedule 2 – clause 3(2)	Power to lease land, enter into agreements with Homes Victoria concerning land, or apply funds for carrying out such agreement.	Not delegated.	<i>See above.</i>
Schedule 6 – clause 1	Duty to lodge a signed certificate.	Not delegated.	<i>The clause refers to costs incurred by the Council in relation to alterations or demolition of a house and the provision of a certificate to the Registrar of Titles.</i>
Schedule 6 – clause 1	Power to authorise a staff member to sign a certificate for lodgement with the Registrar of Titles.	Not delegated.	
Schedule 6 - clause 2	Power to request recording in the register.	Not delegated.	
Schedule 6 – clause 7(1)	Power to require the occupier to pay the Council any money owing.	Not delegated.	

<b>HOUSING ACT 1983</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
Schedule 6 – clause 7(2)	Duty to forward a copy of any notice under clause 7(1) to the owner of the house concerned.	Not delegated.	<i>See above.</i>
Schedule 6 – clause 7(5)	Duty to notify the occupier of Council receives any payment.	Not delegated.	<i>See above.</i>

<b>IMPOUNDING OF LIVESTOCK ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.9(3)	Function of receiving notice from the owner or occupier of the whereabouts of livestock.	Not applicable.	
s.10	Power to give written permission to the owner or occupier of land to impound livestock on their land for longer than four days.	MLC.	
s.14	Duty to keep a record of impounded livestock.	AMC, AMO, CompOffr & CSO.	
s.15	Duty to ascertain the owner of livestock and serve a notice of seizure on the owner as soon as possible.	AMC, AMO, CompOffr & CSO.	
s.16	Duty to release livestock.	AMC, AMO, CompOffr & CSO.	
s.16A(3)	Power to approve the form of notice to be served under section 16A (1).	MLC.	
s.16B(3)	Power to approve the form of notice to be served under section 16B (1).	MLC.	
s.17	Duty to hold livestock for seven days or three days after the time within which measures must be taken under the notice served prior to disposal.	AMC & AMO.	
s.17A	Duty to hold livestock for 14 days prior to disposal in accordance with Part 2.	AMC.	Where the authorised officer of Council has impounded livestock under section 5A of the Act.

<b>IMPOUNDING OF LIVESTOCK ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.18	Power to offer uncollected livestock for sale.	MLC.	
s.19	Duty to give public notice of intention to sell livestock.	AMC & AMO.	
s.20	Duty to apply the proceeds of the sale of livestock in the order set out in section 20 (1).	AMC & AMO.	
s.21	Power to dispose of livestock including destroying or re-housing.	AMC & AMO.	
s.22	Function of posting written notice of the impounding of livestock at the pound where they are held.	AMC & AMO.	
s.27	Function of receiving notice of proceedings.	MLC & AMC.	<i>Note – refers to proceedings against the Council by the owner of the livestock.</i>
s.28(1)	Duty to not sell or dispose of impounded livestock until: a) the time limit in section 27 (2) has expired; or b) the proceedings have been determined or withdrawn where council receives notification of proceeding under section 27 (1).	AMC.	
s.28(3)	Power to release impounded livestock pending determination of proceedings.	MLC.	

<b>IMPOUNDING OF LIVESTOCK ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.29(2)	Duty to release impounded livestock and convey it to the owner at Council's expense where the Magistrates' Court determines impounding was in contravention of this Act.	AMC & AMO.	
s.30	Power to recover outstanding amount as a debt.	MLC & AMC.	

<b>INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION ACT 2011</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.15(6)	Function of consulting with and receiving information from the Independent Broad-based Anti-Corruption Commission (IBAC)	Not delegated.	The function remains with the CEO.
s.35(2)	Power to enter into agreements or arrangements for use of services with the IBAC.	Not delegated.	The power remains with the CEO.
s.56	Function of providing information to the IBAC.	Not delegated.	The function remains with the CEO.

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.6	Duty to provide the Attorney-General with prescribed information.	PSC.	<p>Note;</p> <p>Section 6 of the Act provides:</p> <p>“for the purposes of ensuring the effective administration of this Act, an enforcement agency must provide to the Attorney-General the prescribed information, including statistical data:</p> <ul style="list-style-type: none"> <li>a) at the prescribed intervals; or</li> <li>b) at such other periods as the Attorney-General by written notice to the agency may require”.</li> </ul> <p>“Prescribed” means required by the relevant Regulations.</p> <p>“Prescribed intervals” means six months.</p> <p>Infringements are issued by authorised officers in relation to building, local laws, animal management and environmental health functions. The six-monthly report is compiled by the Parking Services Coordinator.</p>



<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p>The prescribed information includes data relating to:</p> <ul style="list-style-type: none"> <li>a) official warnings (by category) served and withdrawn;</li> <li>b) infringements (by category) served and withdrawn;</li> <li>c) details of persons served with and infringement notice who have elected to have the matter referred to a Court of the Children's Court;</li> <li>d) applications for payment plans.</li> </ul>
			<p>Note – section 47 of the <i>Infringements Act 2006</i> provides that a payment plan may provide for payment of the infringement penalty and penalty reminder notice by:</p> <ul style="list-style-type: none"> <li>a) instalments;</li> <li>b) an extension of time to pay;</li> <li>c) both instalments and an extension of time to pay.</li> </ul> <p>At Stonnington, option (b) is adopted.</p>
s.9	Power to make and publish guidelines and policies in respect of the use of official warnings for infringement offences.	Not delegated.	The power remains with the CEO. Guidelines have been published in relation to requests for review of non-parking infringements.

<b>INFRINGEMENTS ACT 2006</b>			
<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.11	Duty to withdraw an official warning in certain circumstances.	MTP, MLC, BCC, LLCC, CoordPI, PSC, PAC, SPSA, TLPPTLPP, PSA & PIO.	
s.15	Power to accept late payment of an infringement penalty.	MTP, MLC, BCC, LLCC, CoordPI, PSC, PAC, SPSA, TLPP, PSA, PIO & AMC.	
s.17(1)	Power to refer certain matters to the Court.	MTP, MLC, PSC, BCC, LLCC, CoordPI, PAC, SPSA, TLPP, PIO & PSA.	
s.17(3)	Power to withdraw an infringement notice and file a charge and summons in the Children's Court in some circumstances.	MTP & MLC.	
s.18(1) & (2)	Power to withdraw an infringement notice in some circumstances.	MTP, MLC, BCC, LLCC, CoordPI, PSC, SPSA, TLPP & PSA.	The delegate is not to exercise the power for infringements issued by the delegate.

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.22	Function of receiving an application for review of a decision to serve an infringement notice.	MTP, MLC, BCC, LLCC, CoordPI, PSC, PAC, SPSA, TLPP, PIO & PSA.	
s.23(1)	Power to request additional information required to conduct a review.	MTP, MLC, BCC, LLCC, CoordPI, PSC, SPSA, TLPP, PIO & PSA.	
s.23(2)	Duty to suspend a review where a request is made under section 23 (1).	MTP, MLC, BCC, LLCC, CoordPI, PSC, SPSA, TLPP, PIO & PSA.	
s.23(4)	Power to refuse or grant a request for an extension of time made under section 23 (3) (b).	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP, CoordPI, PIO & PSA.	
s.23(5)	Duty, if an extension of time is granted under section 23 (4) (b), to inform the applicant in writing of the period of the extension.	MTP, MLC, BCC, LLCC, CoordPI, PSC, SPSA, TLPP, PIO & PSA.	

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.23(6)(a)	Power, if the applicant fails to provide information requested under section 23 (1) within time under section 23 (3) or, within the period of extension if an extension is granted under section 23 (4) (b), to review the decision under section 24 without additional information.	MTP, MLC, BCC, LLCC, CoordPI, PSC, SPSA, TLPP, PIO & PSA.	
s.23(6)(b)(i) & (ii)	Power, if the applicant fails to provide information requested under section 23 (1) within the time under section 23 (3) or, within the period of extension if an extension is granted under section 23 (4)(b), to accept information provided by the applicant out of time and to review the decision under section 24 with that late information.	MTP, MLC, BCC, LLCC, CoordPI, PSC, SPSA, TLPP, PIO & PSA.	
s.24(1)(a) & (b)	Duty, if an application for review under section 22 is received, to review the decision to serve an infringement notice and suspend procedures used for enforcement of infringement penalty until review complete and applicant is sent advice of outcome.	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP, CoordPI, PIO & PSA.	
s.24(2)	Duty to ensure that a review is conducted by a person who was not involved in making the decision to serve the infringement notice.	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP, CoordPI, PIO & PSA.	
s.24(1A)	Duty to review whether a person is unlikely to have been aware of an infringement notice and suspend procedures until a review is complete and the applicant is sent advice of the outcome.	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP, CoordPI, PIO & PSA.	
<b>INFRINGEMENTS ACT 2006</b>			

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.24(3)(a)	Duty to review the decision within the prescribed time or, if additional information is requested under section 23, within the prescribed period plus 35 days.	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP, CoordPI, PIO & PSA.	
s.24(3)(b)	Duty to serve on the applicant written notice of the outcome of the review within 21 days of the decision.	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP, CoordPI, PIO & PSA.	
s.25(1)	Power, after reviewing a decision, to take the following actions (or any combination of those actions): a) confirm the decision to serve an infringement notice;		Matters relating to the Children's Court are not delegated.
		MG, GC, DEI & GenCounsel.	In relation to infringements <u>other than for parking issues</u> . The three delegates form the Infringement Review Committee (Non Parking). The quorum of the committee is two members.
		MTP, PSC, TLPP, SPSA & PSA.	In relation to parking infringements, Council's contractor (currently Data Base Consultants Australia) refers appeals to Council for a decision by the delegate. In addition, The MTP, PSC, TLPP, SPSA and PSA form a Parking Infringement Review Committee which can consider referrals by Councillors, the CEO or infringements issued to Council staff or contractors or where there are extenuating circumstances.

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25(1)	b) withdraw the infringement notice and serve an official warning;	MG, GC, DEI & GenCounsel.	In relation to infringements <u>other than for parking issues</u> . The three delegates form the Infringement Review Committee (Non Parking). The quorum of the committee is two members.
		MTP, PSC, TLPP, SPSA & PSA.	<u>In relation to parking infringements</u> . Council's contractor (currently Data Base Consultants Australia) refers appeals to Council for a decision by the delegate. In addition, The MTP, PSC, TLPP, SPSA and PSA form a Parking Infringement Review Committee which can consider referrals by Councillors, the CEO or infringements issued to Council staff or contractors or where there are extenuating circumstances.

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25(1)	c) withdraw the infringement notice;	MG, GC, DEI & GenCounsel.	In relation to infringements <u>other than for parking issues</u> . The three delegates form the Infringement Review Committee (Non Parking). The quorum of the committee is two members
		MTP, PSC, TLPP, SPSA & PSA.	<u>In relation to parking infringements</u> . Council's contractor (currently Data Base Consultants Australia) refers appeals to Council for a decision by the delegate. In addition, The MTP, PSC, TLPP, SPSA and PSA form a Parking Infringement Review Committee which can consider referrals by Councillors, the CEO or infringements issued to Council staff or contractors or where there are extenuating circumstances.

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25(1)	d) withdraw the infringement notice and refer the matter to the Court in accordance with Part 2;	MG, GC, DEI & GenCounsel.	In relation to infringements <u>other than for parking issues</u> . The three delegates form the Infringement Review Committee (Non Parking). The quorum of the committee is two members.
		MTP, PSC, TLPP, SPSA & PSA.	<u>In relation to parking infringements</u> . Council's contractor (currently Data Base Consultants Australia) refers appeals to Council for a decision by the delegate. In addition, The MTP, PSC, TLPP, SPSA and PSA form a Parking Infringement Review Committee which can consider referrals by Councillors, the CEO or infringements issued to Council staff or contractors or where there are extenuating circumstances.



<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25(1)	e) In the case of an infringement offence involving additional steps, alter or vary those steps;	MG, GC, DEI & GenCounsel.	In relation to infringements <u>other than for parking issues</u> . The three delegates form the Infringement Review Committee (Non Parking). The quorum of the committee is two members.
		MTP, PSC, TLPP, SPSA & PSA.	<u>In relation to parking infringements</u> . Council's contractor (currently Data Base Consultants Australia) refers appeals to Council for a decision by the delegate. In addition, The MTP, PSC, TLPP, SPSA and PSA form a Parking Infringement Review Committee which can consider referrals by Councillors, the CEO or infringements issued to Council staff or contractors or where there are extenuating circumstances.

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25(1)	f) waive all or any penalty reminder notice fees; or	MG, GC, DEI & GenCounsel.	In relation to infringements <u>other than for parking issues</u> . The three delegates form the Infringement Review Committee (Non Parking). The quorum of the committee is two members.
		PSC, TLPP & PSA.	<u>In relation to parking infringements</u> . Council's contractor (currently Data Base Consultants Australia) refers appeals to Council for a decision by the delegate. In addition, The MTP, PSC, TLPP, SPSA and PSA form a Parking Infringement Review Committee which can consider referrals by Councillors, the CEO or infringements issued to Council staff or contractors or where there are extenuating circumstances.

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
	g) approve a payment plan.	MLC.	In relation to infringements <u>other than for parking issues</u> .
		PSC, TLPP & PSA.	<u>In relation to parking infringements</u> . Council's contractor (currently Data Base Consultants Australia) refers appeals to Council for a decision by the delegate. In addition, The MTP, PSC, TLPP, SPSA and PSA form a Parking Infringement Review Committee which can consider referrals by Councillors, the CEO or infringements issued to Council staff or contractors or where there are extenuating circumstances.

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25(2)	Power, in the case of application made under section 22(1)(b), to:  (a) confirm the decision; (b) withdraw the notice and serve an official warning; or (c) withdraw the notice.	MG, GC, DEI & GenCounsel.	In relation to infringements <u>other than for parking issues</u> . The three delegates form the Infringement Review Committee (Non Parking). The quorum of the committee is two members.
		PSC, TLPP & PSA.	<u>In relation to parking infringements</u> . Council's contractor (currently Data Base Consultants Australia) refers appeals to Council for a decision by the delegate. In addition, The MTP, PSC, TLPP, SPSA and PSA form a Parking Infringement Review Committee which can consider referrals by Councillors, the CEO or infringements issued to Council staff or contractors or where there are extenuating circumstances.
s.25(2A)	Power made under section 22(1)(d) to grant or refuse an application.	MTP, MLC, BCC, LLCC, PAC, PIO & PSC.	

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25(3)	Function of receiving an application for a payment plan for infringement notices confirmed under subsection 25(2) (a).	MTP, MLC, BCC, LLCC, PAC, PIO & PSC.	
s.25(4)	Duty to serve the applicant with written notice of a decision made under section 25(2A)(a)	MTP, MLC, BCC, LLCC, CoordPI, PAC, PIO & PSC.	
s.25(6)	Duty to serve the applicant with written notice of outcome of review under section 25(2A)(b), and advise that payment is required within 14 days.	MTP, MLC, BCC, LLCC, CoordPI, PAC, PIO & PSC.	
s.29(1) & (2)	Power to serve a penalty reminder notice.	BCC, LLCC, CoordPI, PSC, EHC, SPSA, TLPP, PSA, AMC, CompOffr, EHOs, AMOs, RRO & PIOs.	
s.40(1)(a)	Duty to lodge prescribed information with the Court, if the person elects for an infringement offence matter to be heard by the Court or if matter referred to Court.	MTP, BCC, LLCC, CoordPI, PSC, SPSA, TLPP, PSA & AMC.	
s.40(1)(d)	Duty to serve details on a person who was served with an infringement notice, at least 14 days prior to hearing date.	MTP, BCC, LLCC, PSC, SPSA, TLPP, PSA & AMC.	

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.46(1)	Function of receiving an application for a payment plan.	MTP, MLC, PSC, SPSA, TLPP & PSA.	
s.46(1A)	Function of receiving an application for a payment plan from a body corporate.	BCC & LLCC.	
s.46(3)	Duty to offer a payment plan in certain circumstances.	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP, PSA & AMC.	<i>Note – “certain circumstances” means pursuant to any Guidelines made by the Attorney-General and published in the Victoria Government Gazette.</i>
s.46(4)	Power to offer a payment plan in certain circumstances.	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP & PSA.	
s.46(5)(a)	Power to offer a payment plan by arrangement and management of a payment plan for the person to whom it applies by that agency.	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP & PSA.	
s.46(5)(b)	Power to offer a payment plan by referring the infringement penalty and penalty reminder notice fee to the Secretary (*) for management by payment arrangement under the <i>Fines Reform Act 2014</i> .	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP & PSA.	<i>(*) Note – “Secretary” means the Secretary to the Department of Justice and Community Safety.</i>
s.46(6)	Duty, if Council determines not to offer payment plan to a person who has applied, to serve written notice on the person with relevant details.	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP & PSA.	

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.46(7)	Duty to cease action taken to collect an infringement penalty upon receipt of an application under subsections 46(1) or (1A).	MTP, MLC, BCC, LLCC, PSC, SPSA, TLPP & PSA.	
s.47(1)	Power to arrange a payment plan.	MTP, BCC, LLCC, PSC, SPSA, TLPP & PSA.	
s.49(3)(b)	Duty, if the infringement notice is withdrawn, to request the Secretary to remove the infringement penalty and any prescribed costs from a payment plan.	MTP, BCC, LLCC, PSC, SPSA, TLPP & PSA.	
s.49A(2)	Power to vary the terms of a payment arrangement.	MLC.	For non-parking infringements.
s.49A(4)	Duty to give written notification to an applicant of a decision regarding a payment plan variation.	MLC.	For non-parking infringements.
s.50(1)	Duty to allocate money received under a payment plan in order of priority.	MTP, BCC, LLCC, CoordPI, PSC, SPSA, TLPP & PSA.	
s.50(3)	Duty to advise the person to whom payment plan applies of overpayment.	MTP, BCC, LLCC, CoordPI, PSC, SPSA, TLPP & PSA.	

<b>INFRINGEMENTS ACT 2006</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.50(3)(a)	Power to offer to apply amount of overpayment to outstanding infringement penalties, prescribed costs or enforcement orders, if the person consents and directs council to do so.	MTP, BCC, LLCC, CoordPI, PSC, SPSA, TLPP & PSA.	
s.50(3)(b)	Power to refund the amount of overpayment by appropriating the consolidated fund or refunding from another fund or account.	MTP, BCC, LLCC, PSC, SPSA, TLPP & PSA.	
s.52(2)	Duty to send written notice advising of default on a payment plan.	MTP, BCC, LLCC, PSC, SPSA, TLPP & PSA.	
s.53A(2)	Function of consulting with the Secretary.	MTP, MLC, BCC, LLCC, PAC, PIO & PSC.	
s.53B(2)	Duty to comply with a request by the Secretary under section 53B (1).	MTP, MLC, BCC, LLCC, PAC, PIO & PSC.	
s.53C(2)	Duty to respond and give a report to the Secretary in response to any recommendations made under section 53C (1).	MTP, MLC, BCC, LLCC, PAC, PIO & PSC.	



<b>LAND ACT 1958</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.22D(1)	Duty to execute an instrument of transfer and surrender.	DPP.	Where the Attorney-General has authorised Council to surrender land.
s.134A(2)(a)	Power to be consulted before the Minister grants a lease for stratum of Crown land.	DPP & DEI.	
s.138A(3)(a)	Power to be consulted before a person grants a licence for the strata of Crown land.	DPP & DEI.	
s.140A(3)(c)	Duty to provide a report to the Minister for a grant of licences for jetty landing stages on Crown land.	DPP & DEI.	
s.172(1)	Power to approve the excise of land from certain streets by the Governor in Council.	N/A.	
s.183A(1)	Power to raise funds by allowing use of a common for the purposes of agriculture.	N/A.	Consent of the Minister required.
s.190	Power to authorise persons to enter onto Crown land and remove materials for the purposes of forming/maintaining a public road.	N/A.	
s.349	Power to agree to the closure of a road on land vested in the Crown.	Not delegated.	The power remains with the CEO.

<b>LAND ACT 1958</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.400	Power to give notice to the Secretary (*) that a road is an unused road.	DEI.	<p><i>Land Regulations 2016, regulation 10.</i></p> <p>For the purposes of section 400(2) of the Act, the prescribed form and particulars for a notice that a road or part of a road that a municipal council considers is not required for public traffic is an unused road is the form and particulars in Schedule 4.</p> <p><i>(*) "Secretary" means the Secretary of the relevant department.</i></p>
s.407(1)	Power to inform the Minister it is desirable to re-open a licensed closed road or water frontage.	DEI.	
s.407(3)(b)	Power to cause any building, hedge, ditch etc to be taken down, filled up or removed etc.	Not applicable.	<p>Where a licence under Division 8 or Part 1 has been cancelled under section 407(1).</p> <p>Part XIII of the Act refers to unused roads and water frontages. Section 407 refers specifically to the re-opening of licensed closed roads or water frontages. Staff are not aware of any such instances in Stonnington.</p>

<b>LAND ACT 1958</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.411	Function of receiving particulars of a licence from the land manager.	Not applicable.	See above. Where the licence is granted in relation to an unused road or water frontage in Council's municipal district.

<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<ul style="list-style-type: none"> <li>• Certain provisions in this Act apply only to councils in their capacity as acquiring authorities ("authority") or to councils in their capacity as responsible authority ("responsible authority").</li> <li>• All powers, duties and functions under this Act exercised under delegation to be reported to the CEO as soon as practicable.</li> </ul>
s.6	Duty of the authority to serve notice of intention to acquire on persons with an interest in the land.	CFO & PropCoord.	
s.7(1)(b)	Power to a serve a statement on a person interested in the land in accordance with section 7(1)(b).	CFO & PropCoord.	
s.9(1)	Duty of the authority to serve copy of notice on certain responsible authorities.	CFO & PropCoord.	
s.9(2)	Duty of the responsible authority to provide information in writing when required by an authority.	CFO & PropCoord.	The prescribed information is listed under rr 11 and 12 of the <i>Land Acquisition and Compensation Regulations 2021</i> .

<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.9(3)	Duty of the responsible authority to forward a copy of an application for a planning permit/building approval to an authority.	CFO & PropCoord.	
s.10(1)	Duty of the authority to lodge notice and the prescribed fee with the Registrar of Titles or Registrar-General.	CFO & PropCoord.	
s.10(4)	Duty of the authority to give notice of a cancellation/lapse in writing.	CFO & PropCoord.	
s.10(7)	Duty of the authority to pay fees where an owner applies for a new section 32 (2) certificate.	CFO & PropCoord.	
s.14(1)	Power of an authority to amend a notice upon agreement with persons on whom it was served.	CFO & PropCoord.	
s.15(1)	Power of an authority not to proceed with the acquisition.	CFO & PropCoord.	
s.15(2)	Duty of the authority to serve a statement cancelling the notice of intention to acquire.	CFO & PropCoord.	
s.17	Power of the authority to agree with the owner to extend operation of the notice.	CFO & PropCoord.	
s.18(1)	Power of the authority to acquire an interest in land by agreement.	Not delegated.	The power remains with the CEO.

<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.19	Function of the authority to publish a notice declaring the interest to be acquired.	CFO & PropCoord.	
s.22	Duty of the authority to serve a copy of the notice of acquisition and a statement to persons interested in that land.	CFO & PropCoord.	
s.23	Duty of the authority to publish a copy notice of the acquisition in a local newspaper.	CFO & PropCoord.	
s.26(1)	Duty of the authority to endeavour to obtain agreement with the owner/occupier.	CFO & PropCoord.	
s.26(5)	Power of the authority to enter into possession of the land.	CFO & PropCoord.	
s.26(11)	Duty of the authority to serve a copy of a certificate under section 26 (4) (a) on an occupier.	CFO & PropCoord.	
s.27	Power of the authority to recover any rent due.	CFO & PropCoord.	
s.28(1)	Power of the authority to issue a warrant where there is refusal to give up possession.	CFO.	
s.31(1) and supporting provisions	Power of the authority to make an offer, including the power to determine amount of the offer.	Not delegated.	The power remains with the Council.

<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.31(5)	Duty of the authority to have regard to a valuation of the land in making an offer under section 31.	CFO & PropCoord.	
s.31(7)	Power of the authority to reduce the offer by an amount equal to outstanding interest, rates, taxes, etc.	CFO & PropCoord.	
s.32(1)	Duty of the authority to set out the total amount of compensation where the Minister directs the information required to be set out by section 31 is inappropriate.	CFO & PropCoord.	
s.32(2)	Duty of the authority to pay the total amount of compensation offered in court.	CFO & PropCoord.	
s.32(4)	Duty of the authority to apply to the court or the Tribunal for determination of the amount payable.	CFO.	
s.33(1)	Function of the authority of receiving notice of the acceptance of a claim.	CFO & PropCoord.	
s.36(1)	Duty of the authority to serve a reply to the notice of claim.	CFO & PropCoord.	
s.36(2)	Power of the authority to admit/vary/reject the claim under section 36.	CFO.	

<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.36(3)	Duty of the authority to provide the claimant with the method and basis of its valuation.	CFO & PropCoord.	
s.37(4)	Duty of the authority to reply to a notice of claim on the claimant, where no offer was made.	CFO & PropCoord.	
s.43(2)	Power of the authority to give notice of intention.	CFO & PropCoord.	<i>Note- section 43(2) provides: "If any person claims compensation under this Act for any loss or damage caused by the severance of the land acquired from other lands of that person, or the difficulty of access to those other lands, the Authority may give notice to that person of its intention to make and maintain a gate, bridge, easement, road, right-of-way, crossing, passage or other work.</i>
s.43(3)	Duty of the authority to do the action specified in the notice under section 43 (2).	CFO & PropCoord.	
s.45(1)	Power of the authority to grant a loan to the claimant.	Not delegated.	The power remains with the Council.
s.48(2)	Duty of the authority to serve a reply to a notice of claim within three months on the claimant.	CFO & PropCoord.	
s.51(8)	Power of the authority to advance compensation to assist a person purchasing another interest in land.	Not delegated.	The power remains with the Council.
s.63(1)	Duty of the authority to prepare all instruments of conveyance.	CFO & PropCoord.	



<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.65(a)	Function of the authority to receive an interest in land despite any restrictions under other laws.	CFO.	Subject to prior Council approval.
s.65(b)	Function of the authority to recover compensation where the authority acquires an interest under section 65 (a).	CFO & PropCoord.	
s.67(1)	Function of the authority to negotiate with agents.	CFO & PropCoord.	
s.68(1)	Power of the authority to purchase or redeem an interest in a mortgage.	Not delegated.	The power remains with the Council
s.68(4)	Power of the authority to direct where to convey the release of a mortgagee's interest upon payment under section 68 (3).	CFO & PropCoord.	
s.68(5)	Power of the authority to give notice to the mortgagee that it will pay principal and interest upon six months of the notice.	CFO & PropCoord.	
s.68(6)	Power of the authority to direct where to convey the release of a mortgagee's interest upon payment under section 68 (5).	CFO & PropCoord.	
s.69(1)	Power of the authority to pay amounts required under sub-ss. (c)-(e) to the credit of the trust fund where the mortgagee fails to release interest or adduce good title.	CFO & PropCoord.	
s.69(2)	Power of the authority to execute a deed poll.	CFO.	

<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.69(3)	Duty to register the deed poll in the office of the Registrar-General.	CFO & PropCoord.	
s.70(1)	Function of the authority to negotiate with the mortgagee/person entitled to redemption of the value of interest and compensation where the sum payable exceeds the value of the land.	Not delegated.	The function remains with the CEO.
s.70(4)	Power of the authority to direct where to convey release of the mortgagee's interest upon payment under section 70 (3).	CFO & PropCoord.	
s.71(1)	Power of the authority to pay the amount required by section 70 (3) to the credit of the trust fund where mortgagee fails to convey interest or adduce good title.	CFO.	
s.71(3)	Power of the authority to execute and register a deed poll.	CFO.	
s.72(1)	Function of the authority to settle an agreement with the mortgagee/person entitled to redemption of interest payable where part of the land is taken.	CFO.	
s.72(4)	Power of the authority to direct where to convey release of mortgagee's interest.	CFO & PropCoord.	
s.72(6)	Function of the authority to furnish a copy of the memorandum under section 72 (5).	CFO & PropCoord.	

<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.73(1)	Power of the authority to pay compensation to the credit of the trust fund where the mortgagee fails to release/adduce good title.	CFO.	
s.73(3)	Power of the authority to execute and register a deed poll.	CFO.	
s.74(1)	Power of the authority to enter land.	CFO & PropCoord.	
s.74(2)	Duty of the authority to serve notice of intention to enter and a statement on the occupier and owner.	CFO & PropCoord.	
s.75(1)	Power of the authority to occupy land as long as is necessary for the purposes of the <i>Local Government Act 2020</i> .	DEI.	
s.75(2)(a)	Power of the authority or authorised person to dig and take from land any clay, soil, etc.	MOSE, MPMD & MAMP.	
s.75(2)(b)	Power of the authority to deposit any material on land.	MOSE, MPMD & MAMP.	
s.75(2)(c)	Power of the authority to make cuttings or excavations on land.	MOSE, MPMD & MAMP.	
s.75(2)(d)	Power of the authority to take timber from the land.	MOSE, MPMD & MAMP.	
s.75(2)(e)	Power of the authority to make and use roads on land.	DEI.	

<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.75(2)(f)	Power of the authority to manufacture on the land any materials required.	N/A.	
s.75(2)(g)	Power of the authority to erect workshops, sheds, etc on land.	MPMD & MAMP.	
s.75(3)	Duty of the authority to serve notice in writing on owner/occupier and the Soil Conservation Authority (*) if it intends to enter land.	DEI.	<i>(*) – Now the Department of Environment, Land, Water and Planning.</i>
s.75(5)	Duty of the authority to give notice in writing of nature and quantity of material taken.	DEI.	
s.76	Duty of the authority to comply with obligations under section 76 (a) to (e).	DEI.	
s.79(1)	Duty of the authority to fence land when so required by the owner.	MPMD, MAMP & MOSE.	
s.80	Power of the authority to refer a claim to the Court/Tribunal for determination.	DPP.	<i>Note “Tribunal” means VCAT.</i>
s.83	Duty of the authority to serve a copy of the referral notice on other parties.	CFO & PropCoord.	
s.87	Power of the authority in a compulsory conference to increase the amount of an offer.	CFO.	Subject to compliance with the Financial Delegations.

<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.91(4)	Power of the authority to set-off costs of determinations against any compensation award/costs payable to claimant.	CFO.	
s.96(1)	Function of the authority to make application to the court for a valuer.	CFO.	
s.103(1)	Power of the authority to inspect documents by notice in writing.	CFO & PropCoord.	
s.104(3)	Power of the authority to authorise a person to accept service on its behalf.	CFO & PropCoord.	
s.106(1)(c)	Power of the authority to extend/abridge time limits under the Act by agreement with concerned party.	CFO.	
<b>LAND ACQUISITION AND COMPENSATION ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.109(1)	Power of the authority to lease or deal with an interest in land.	CFO.	Subject to the provisions of the <i>Local Government Act 2020</i> .
s.109(2)	Duty of the authority to offer the land for sale to the former owner if within 18 months of acquisition under the Act.	Not delegated.	



<b>LIQUOR CONTROL REFORM ACT 1998</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.27(1)	Power to apply to the Commission for a licence or BYO permit.	Directors & MG.	
s.33	Function of receiving copy of an application.	DPP & MSP.	<i>Note – refers to the requirement for the Council to be provided with a copy of an application for a liquor licence or BYO permit.</i>
s.40(1)	Power to object to the grant, variation or relocation of a licence.	DPP & MSP.	
s.40(1A)	Power to object to the grant, variation or relocation of packaged liquor licence or late night (packaged liquor) licence.	DPP & MSP.	
s.91	Power to request the Commission to conduct an inquiry into whether there are grounds to take disciplinary action.	Not delegated.	The power remains with the CEO.
s.94	Power to request the Commission to conduct an inquiry into amenity or disuse.	Not delegated.	
Schedule 3 – clause 18(3)	Duty to notify the Minister of the result of a poll under clause 18(1).	Not applicable.	<i>The provision refers to polls conducted in “dry areas” and does not apply to Stonnington.</i>

<b>LOCAL GOVERNMENT ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.11(8)	Duty to keep a public register of delegations under section 11 of this Act.	MG, GC & CIVSO.	
s.16(12)	Duty to pay an account received of the reasonable expenses incurred by a person engaged by the Minister to support a review by an electoral representative advisory panel.	MG & GC.	
s.17(6)	Duty to pay an account received of the reasonable expenses incurred by the Victorian Electoral Commission as a consequence of conducting a ward boundary review.	MG & GC.	
s.40(1)	Duty to reimburse a Councillor or a member of a delegated committee for out-of-pocket expenses in accordance with this section.	MG, GC & CIVSO.	
s.40(2)	Duty to provide details of all reimbursements of out-of-pocket expenses of Councillors and members of a delegated committee to the Audit and Risk Committee.	MG & GC.	
s.42	Duty to make available to the Mayor and the Councillors the resources and facilities reasonably necessary to enable them to effectively perform their role.	Directors, , MG & GC.	In accordance with legislation and relevant codes or policies.
s.50	Duty to implement appropriate long service leave arrangements for members of Council staff in accordance with the Regulations.	MPC.	



<b>LOCAL GOVERNMENT ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.73(4)	Duty to publish a notice regarding a proposed local law in accordance with subsection 73(3)(a) to (d)	MG & GC.	Note: these provisions commenced on 1 July 2021.
s.73(5)	Duty to ensure that a copy of the proposed local law is available for inspection	MG & GC.	
s.74(1)	Duty to obtain a certificate from a qualified person	MG & GC.	
s.74(5)	Duty to publish a notice after a local law is made in accordance with subsection 74(4)(a) to (d)	MG & GC.	
s.75	Duty to ensure that a copy of a local law made under section 74 is available for inspection	MG & GC.	
s.76(3)	Duty to publish a notice of an amendment to a document, code, standard, rule, specification or method which contains matter applied, adopted or incorporated by a local law	MG & GC.	
s.76(4)	Duty to ensure that a copy of any document, code, standard, rule, specification or method which contains any matter incorporated in a local law is available for inspection	MG & GC.	
s.82	Function of receiving any penalty recovered for an offence against a local law	MG & GC.	

<b>LOCAL GOVERNMENT ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.98	Duty to prepare an annual report in respect of each financial year.	MCE & CFO.	Subject to section 99.
s.99(1)	Duty to prepare, as soon as practicable after the end of the financial year, the performance statement and financial statements of the Council for the financial year.	CFO.	
s.103	Power to invest any money in accordance with subsections (a) to (f).	CFO & FAC.	In accordance with the Investment Policy.
s.106	Duty to plan and deliver services to the municipal community in accordance with the service performance principles.	Directors & Managers.	Note: these provisions commenced on 1 July 2021.
s.109(1)	Duty to comply with Council's Procurement Policy before entering into a contract for the purchase of goods or services or carrying out of works.	Directors & Managers.	Subject to compliance with the Financial Delegations.
s.114(2)(a)	Duty to give notice before selling or exchanging land.		Not delegated this is a decision of Council
s.114(2)(b)	Duty to undertake a community engagement process in accordance with Council's Community Engagement Policy before selling or exchanging land.		Not delegated this is a decision of Council
s.114(2)(c)	Duty to obtain a valuation before selling or exchanging land not more than six months prior to the sale or exchange.	CFO & PropCoord.	
s.115(1)	Power to lease land where:		

<b>LOCAL GOVERNMENT ACT 2020</b>			
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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
	<ul style="list-style-type: none"> <li>sections 115(3) or (4) <i>do not</i> apply; or</li> </ul>	CFO	Subject to the prior approval of the CEO. Example – the proposed lease could be for a period of less than one year.
	<ul style="list-style-type: none"> <li>section 116 applies.</li> </ul>	CFO.	Refers to leases with the Crown, a Minister or any public body. Subject to the prior approval of the CEO.
s.115(3)	Duty to include a proposal to lease in the budget.	CFO.	The section relates to instances where the lease is: <ul style="list-style-type: none"> <li>a) for one year or more and: <ul style="list-style-type: none"> <li>i. the rent for any period of the lease is \$100,000 or more a year;</li> <li>ii. the current market rental value of the land is \$100,000 or more a year; or</li> <li>iii. for 10 years or more</li> </ul> </li> </ul>

<b>LOCAL GOVERNMENT ACT 2020</b>			
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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.115(4)	Duty to undertake a community engagement process in accordance with Council's Community Engagement Policy before leasing land.	CFO.	The section only applies where the proposed lease was not included in the Council's budget.
s.116(1)	Power to lease land with or without consideration to an entity described in section 116 (1) (a) to (e).	CFO	Section 116(1)(a) to (e) refers to leases to the Crown, a Minister or any public body. Subject to the lease being for a period of less than three months.
s.117(1)(a)	Power to approve another person to carry out the work required under section 117(1).	DEI.	Delegation extends only to the area of functional responsibility of the delegate.
s.117(1)(b)	Power to carry out the work required under section 117(1).	DEI.	Delegation extends only to the area of functional responsibility of delegate.
s.117(3)	Power to recover the costs of carrying out work.	DEI.	

<b>LOCAL GOVERNMENT ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.119	Power to require payment of all or part of money from the present owner or occupier.	DEI.	Subject to section 121.
s.120(1)	Power to charge interest on unpaid money (other than rates and charges) in accordance with section 120.	DPP, DCW & DEI.	
s.121	Function of receiving applications for land information certificates.	RevCoord.	See prescribed information under regulation 5 of the <i>Local Government (Land Information) Regulations 2021</i> .
s.121(4)	Power to provide a land information certificate, including the power to provide in a land information certificate any other information concerning the land as the delegate considers in their absolute discretion to be relevant.	RevCoord. & RO	Note, this instrument separately includes the duty to sign a land information certificate under r 5(2) of the <i>Local Government (Land Information) Regulations 2021</i> , which should be delegated to those who sign land information certificates
s 144B	Duty to reimburse the State for the remuneration costs associated with the appointment of an arbiter to hear an application made under s 143	MG, GC	Provision commences on 26 October 2024
s 145B	Duty to provide all reasonable assistance to an arbiter that is necessary to enable the arbiter to conduct an internal arbitration process	MG, GC	Provision commences on 26 October 2024
s.152	Duty to pay the fees for a Councillor Conduct Panel to the Principal Council Conduct Registrar.	, MG	

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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
S 159A	Duty to reimburse the State for the remuneration costs associated with the formation of a Council Conduct Panel to hear an application made under s 154	MG, GC	Provision commences on 26 October 2024
s.162	Duty to provide all reasonable assistance to the Councillor Conduct Panel which is necessary to enable the Councillor Conduct Panel to conduct the hearing and make a determination.	MG .	
s.167(8)	Duty to pay any necessary expenses incurred by Councillors in attending mediation, training or counselling directed by a Councillor Conduct Panel.	MG ,	

<b>LOCAL GOVERNMENT ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.177(1)	Power to apply to the Minister for a compliance exemption from a regulatory requirement under this Act or the regulations specified in the application.	Not delegated.	Subject to subsection (2).
s.179(3)	Duty to pay a Municipal Monitor the amounts entitled to be paid and the terms of the appointment.	MG & GC.	
s.268(2)	Duty to pay for reasonable expenses of the Victorian Electoral Commission as specified in an account sent to the Council under subsection (1).	MG & GC.	
s.313(1)	Power to institute proceedings in the corporate name of the Council.	Directors, MG & Revenue Coordinator	Subject to: <ul style="list-style-type: none"> <li>the proceedings being heard in the Magistrate's Court or VCAT;</li> <li>the matter being in relation to the delegate's area of responsibility; and</li> <li>the action being in accordance with any relevant Council policy.</li> </ul>

<b>LOCAL GOVERNMENT ACT 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.313(1)		CFO, MSP, MCF, MLC, MCommS, MADCP, MG, & MPC.	Subject to: <ul style="list-style-type: none"> <li>the proceedings being heard in the Magistrate's Court or VCAT;</li> <li>the matter being in relation to the delegate's area of responsibility</li> <li>prior approval by the relevant Director; and</li> <li>the action being in accordance with any relevant Council policy.</li> </ul>
		Authorised officers.	Where authorised.
	Power to authorise a person to institute proceedings in the corporate name of the Council.	Not delegated.	Subject to subsection (a) – (d).



<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.154	Power to determine that land is not rateable land in accordance with section 154.	RevCoord.	
s.157(2)	Duty to publish notice of a change in the valuation system.	CFO.	
s.158(3)	Power to levy rates by sending a notice to the person liable.	RevCoord & SRO.	
s.158(3A)	Power to send a rate notice to a person specified upon request.	RevCoord & SRO.	
s.159(5)	Power to determine the form of application and the time period in which an application can be made.	Not applicable.	<i>Section 159 refers to a municipal charge on farm land – there is none in Stonnington.</i>
s.159(6)	Power to require the applicant to give further particulars or verify particulars.	Not applicable.	
s.161(3)	Duty to make available for inspection certain information.	RevCoord.	<i>Note – refers to the objectives etc of differential rates.</i>
s.163(1C)	Duty to send a copy of the public notice to each person who will be liable to pay the special rate or special charge.	RevCoord & SRO.	
s.163(4)	Power to levy a special rate/charge by sending a notice to the person liable.	RevCoord & SRO.	

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.164(2)	Duty to notify of a decision under sub-section 164(1) to persons liable to pay special rate/charge.	RevCoord & SRO.	
s.165	Duty to refund excess money.	RevCoord & SRO.	<i>Note – refers to special rates and charges.</i>
s.166(2)	Duty to notify persons liable that a special rate/charge has been varied.	RevCoord & SRO.	
s.169(2)	Duty to send a notice to the person who was granted a rebate or concession and not complied with the terms.	RevCoord SRO.	
s.170(1)	Power to defer payment where the applicant shows hardship.	RevCoord.	
s.170(3)(a)	Power to require payment where the person is no longer experiencing hardship or no longer in occupation.	RevCoord & SRO.	

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.171(1)	Power to waive in whole or in part, a rate, charge or interest:		
	<ul style="list-style-type: none"> <li>to an eligible recipient (in accordance with section 171{4}), or</li> </ul>	RevCoord & SRO	
	<ul style="list-style-type: none"> <li>any class of persons determined by the Council.</li> </ul>	Not applicable.	<p><i>Note – the sub-section requires that the resolution of the Council must include the objectives to be achieved by the waiver.</i></p> <p><i>The Council has not granted a waiver of rates or charges to any class of persons.</i></p>
s.171(4)(e)	Duty to waive the amount which is in accordance with concession order upon receipt of an application.	RevCoord & SRO.	
s.171(4)(f)	Power to decide to treat a person to whom a waiver has been granted as having made continuing application for a waiver.	RevCoord & SRO.	Requires the approval of the Minister administering the <i>State Concessions Act 2004</i> .
s.171A(1)	Function of receiving an application for a waiver.	RevCoord & SRO.	

<b>LOCAL GOVERNMENT ACT 1989</b>			
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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.171A(2)	Power to require information or verification.	RevCoord & SRO.	<i>Note – section 171A refers to waivers of any rate, charge or interest in relation to persons suffering financial hardship (not necessarily “eligible recipients” as defined in the Act).</i>
s.171A(3)	Power to waive rate/charge/interest.	Not delegated.	The power remains with the CEO.
S 171B(1)	Power to enter into a payment plan with a person for the payment of a rate or charge (including interest charged under s172)	RevCoord	
S 171B(3)	Power to determine terms of the payment plan under subsections (a) to (d)	RevCoord	
S 171B(7)	Power to cancel the payment plan	Rev Coord	
s.171(5A)	Power to waive a rate/charge where the person has the right to recover it from another.	RevCoord.	
s.172(1)	Power to raise interest and require payment from the person liable.	RevCoord & SRO.	
s.172(3)	Power to exempt a person from paying interest in whole or in part.	RevCoord.	
s.172(4)	Power to recover interest due.	RevCoord & SRO.	
s.173(2)(a)	Duty to refund rates/charges where the land ceases to be rateable and payment was made.	RevCoord & SRO.	

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.173(2)(b)	Duty to require pro rata payment where the land ceases to be rateable.	RevCoord & SRO.	
s.175(2)	Power to require current rates and arrears from the person acquiring land.	RevCoord & SRO.	
s.177(1)	Power to require an occupier to pay rent upon notice.	RevCoord.	
s.177(4)	Power to recover unpaid rent as a debt due.	RevCoord.	
s.180(1)	Power to recover unpaid rate/charge as a debt due.	RevCoord.	
S 180A	Duty to provide notification prior to commencing proceedings for recovery of unpaid debt in certain circumstances	RevCoord	
s.181(2)	Power to dispose of land where the rate/charge is unpaid.	Not delegated.	The power remains with the CEO.
s.181(5)	Power to serve and to give notices before Council sells the land.	RevCoord.	

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p><i>A new Division 2A in the Act refers to environmental upgrade agreements.</i></p> <p><i>Maddocks have advised that environmental upgrade agreements may be entered into by any Victorian council in respect of any non-residential building. Accordingly, the new Division 2A of the Act is applicable to Stonnington.</i></p> <p><i>An environmental upgrade charge is a first charge on the land like other municipal rates and charges and unpaid environmental upgrade charges may be recovered using the processes set out in sections 154, 156, 172, 175, 177, 178, 180 and 181 of the Local Government Act 1989.</i></p> <p>On 3 May 2021, Council approved an environmental upgrade programme for Stonnington businesses.</p>

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.181(7)	Power to deduct expenses incurred in connection with the sale.	RevCoord.	
S 181AA	Duty to comply with Ministerial Guidelines	RevCoord	
s.181C(2)	Power to send a notice to a person liable to pay an environmental upgrade charge.	RevCoord.	
s.181E(1)	Duty to use best endeavours to recover an environmental upgrade charge.	RevCoord.	
s.181F	Duty to adjust an environmental upgrade charge to reflect a lower amount advanced to the owner and advise any person liable to pay the charge in writing of the adjustment.	RevCoord.	Council must refund any excess amounts paid to the owner or occupier as a result of an adjustment being made to an upgrade charge under section 181F (1).
s.185F(1)	Duty to comply with any direction of the Minister under section 185B.	CFO & RevCoord.	<i>Note – section 185B refers to “rate capping”.</i>
s,181H	Power to enter into an environmental upgrade agreement on behalf of Council and declare and levy an environmental upgrade charge.	Not delegated.	The power remains with the CEO
			<i>Note – at its meeting on 17 December 2018, Council resolved not to enter into cladding rectification agreements.</i>
s.185I	Power to enter into a cladding rectification agreement in respect of rateable land with an existing building on it.	Not delegated.	Subject to ss 185I(4), 185J(4) and 185J(5).
s.185J(1)	Function of receiving details in writing of the information set out in section 185J (1)(a).	Not delegated.	





<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.185J(2)	Duty to give written notice to each owner or, in the case of rateable land managed by an owners' corporation, each owner of a lot on the rateable land.	Not delegated.	
s.185J(8)	Power to enter into a cladding rectification agreement if all the existing mortgagees of the rateable land agree in writing to the proposed cladding rectification charge.	Not delegated.	If Council is not satisfied of the matters set out in section 185J(4).
s.185J(9)	Power to enter into a cladding rectification agreement if all the existing mortgagees of those lots agree in writing to the cladding rectification charge.	Not delegated.	If Council is not satisfied of the matters set out in section 185J(5).
s.185K(1)(b)	Function of receiving information from the owners' corporation.	Not delegated.	
s.185N(1)	Duty to use Council's best endeavours to recover a cladding rectification charge in accordance with any requirements imposed on it by the <i>Building Act</i> 1993 and the cladding rectification agreement.	Not delegated.	Subject to section 185N(2) and (3).
s.199	Duty to give notice of proposed drainage works to persons affected.	DEI & MCO.	
s.200(1)	Power to give persons notice that must carry out drainage works.	DEI.	
s.200(2)	Power of the Council to carry out works itself where non-compliance with notice.	DEI.	
s.201(1)	Duty to construct, manage, etc works under schemes approved under the <i>Water Act</i> 1989.	DEI.	

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.201(2)	Power to carry out any power under the Act for purpose of sub-section (1).	DEI.	<i>Note – section 201(2) provides that a council may construct, operate, control, manage or maintain any works or undertakings which form the whole or part of a scheme declared to be an approved scheme declared to be an approved scheme under section 216 of the Water Act 1989.</i>
s.203(1)	Power to develop and implement a transport plan.	DEI & MTP.	
s.203(2)	Power to prepare a transport plan jointly with one or more other councils.	DEI & MTP.	
s.203A	Power to procure, provide or enable transport services within the municipal district.	DEI & MTP.	
s.204(1)	Power to publish a notice in the Victoria Government Gazette of a road to be declared a public highway.	DEI.	
s.207D(2)	Duty to notify the Registrar of Titles of an action under section 207D (1) (b) or a transfer of land in the form described in (a) to (c).	DEI.	The delegation only extends to matters within the functional responsibility of the delegate.

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.223(1)(a)	Duty to publish a public notice.	MG & GC.	
s.223(1)(b)(iii)	Administrative duty to give reasonable notice of day, time and place of the meeting to each person who made a request to appear in person or be represented in the submission.	Directors & Managers.	
s.223(1)(d)(ii)	Duty to notify submitters after a decision is made.	Directors,. MG, GC, MLC, MSP, MCF, MTP, CFO & MADCP. RevCoord	
s.223(3)	Power to authorise members of Council staff to carry out administrative procedures.	Directors.	<i>Note – section 223 refers to the provision for persons to make a submission to the Council under this Act or any other Act.</i>
s.224(1)	Power to appoint authorised officers.	Not delegated.	The power remains with the CEO.
s.224(1A)	Duty to maintain the register of authorised officers.	CIVSO, MG, CG.	
s.224(2)	Duty to supply authorised officers with identity cards.	Not delegated	The duty remains with the CEO.
s.224(3)	Power to authorise a person to sign identity cards of authorised officers	Not delegated.	The power remains with the CEO.

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.224A(2)	Power to publish a notice in the Victoria Government Gazette which authorises police officers to enforce provisions of a local law.	MG & GC.	<i>Note - section 224A refers to enforcing the provision of a local law relating to the use, possession or consumption of alcohol.</i>  <i>Stonnington published such an advertisement some years ago. The advertisement delegates the relevant power to all police officers.</i>
<b>Schedule 10</b> cl.1(a)	Power to make, maintain and repair roads.	DEI & MTP.	
cl.2	Administrative functions necessary to give effect to power to deviate roads.	DEI & MCO.	<i>Note – a gazettal is required prior to the deviation.</i>
cl.3	Administrative functions necessary to give effect to power to discontinue roads.	CFO & PropCoord.	
cl.4	Power to enter and take any materials necessary from certain land.	N/A.	<i>Note – provides that a Council may enter and take from:</i>  <i>a) any waterway; or</i>  <i>b) any Crown Land reserved under the crown Land (Reserves) Act 1978 for the supply of sand, gravel, stone or other materials; or</i>  <i>c) any materials necessary for making or maintaining anything which the Council under this Act may make or maintain.</i>

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
cl.5(1)(a)	Power to approve, assign or change the name of a road.	Not delegated.	<i>Note – the power in clause 5 (1) must be exercised in accordance with the Geographic Names Places Act 1998. The power remains with the CEO.</i>
cl.5(1)(b)	Power to erect signs on a road.	MCO.	
cl.5(1)(c)	Power to approve, assign and change the number of a road and any premises next to a road.	RevCoord.	
cl.5(1)(d)	Power to require people to number their premises and to renew those numbers.	RevCoord & SRO.& VO	
cl.6	Power to cause standard survey marks to be established in roads.	DEI.	
cl.8(1)(b)	Power to allow persons to make minor repairs, alterations, etc between the old alignment and the new alignment of a road.	DEI & MCO.	
cl.8(3)	Duty to publish notice in the Victoria Government Gazette before starting work.	DEI.	Refers to the widening or narrowing of roads.
cl.9	Power to provide for temporary roads, bridges or fords.	DEI & MCO.	

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
cl.10	Power to permit the erection and maintenance of gate and fences and to revoke the permission and to permit the construction of by-passes for unfenced roads and to revoke the permission and require the removal of the by-pass.	DEI.	
cl.11(a)	Power to require/cause the filling up of holes or excavations.	DEI & MCO.	
cl.11(b)	Power to require/cause the removal of a cause of danger/damage.	DEI & MCO.	
cl.11(c)	Power to require/cause the erection or restoration of a fence between the holes or excavations and any adjacent land or road.	DEI & MCO.	
cl.12	Power to make, maintain, repair or reconstruct a bridge or crossing.	DEI.	
<b>Schedule 11</b> cl.1	Power to fix times when vehicles may stand in parking areas and the fees for and manner of standing in parking areas.	MTP, PSC & CoordTP.	
cl.2	Power to issue special parking permits to disabled persons.	MTP, PSC, SPSA, TLPP & PSA.	
cl.3	Power to remove abandoned/unregistered vehicles.	MTP, PSC, SPSA, TLPP & PSA.	

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
cl.4	Power to tow away and impound vehicles which are causing an unlawful obstruction etc and to charge a fee.	MTP, PSC, SPSA, TLPP & PSA.	
cl.5	Power to require or cause the removal of any encroachment or obstruction.	DEI, AMC, AMC, PIO & RRO.	
cl.6	Power to control traffic to enable works to be carried out on, over, or on land next to a road.	DEI, MTP, MCO, CoordInf & CoordTP.	
cl.7	Power to close a road, or part of a road for a particular period.	DEI, MTP, CoordInf & CoordTP.	
cl.8	Power to erect and remove any works or structures to protect passengers, pedestrians and drivers or to regulate traffic on a road.	DEI, MTP, MCO, CoordInf & CoordTP.	
cl.9	Administrative functions necessary to give effect to power to block or restrict the passage or access of vehicles on a road by placing a permanent barrier or obstruction on a road.	MTP & MCO.	Only to be exercised where a report from the Head, Transport for Victoria has been considered and if the road is a freeway or arterial road, consent of Roads Corporation is required.
cl.10(1)(a) & cl.10(1)(b)	Power to block or restrict the passage or access of vehicles on a road by placing a temporary barrier or obstruction on a road.	MTP, MCO, CoordInf & CoordTP.	If the road is a freeway or arterial road, consent of the Head, Transport for Victoria is required.

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
cl.11	Administrative functions necessary to give effect to power to declare a road or part of a road a shopping mall and prohibit or restrict the entry of vehicles.	MTP.	
cl.12(1)	Administrative functions necessary to give effect to power to prohibit the use of a road by a vehicle over a certain size or weight.	MTP.	
cl.12(2)	Power to make decision to prohibit the use of a road by a vehicle over a certain size or weight.	DEI & MTP.	Only to be exercised where immediate risk of danger to people or damage to property exists and action is immediately reported to Council.
cl.13	Power to determine speed limits.	Not delegated.	The power remains with the CEO.
cl.14	Power to prohibit or restrict traffic on a road if unsafe.	MTP & MCO.	



<b>MAGISTRATES' COURT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.99A(4)	Power to give persons or bodies making a written request under section 99A (3) access to any information that may be of use in the enforcement of court orders and fines.	DEI, DCW, MLC, MADCP, MTP, BCC, LLCC, CoordPI, EHC, PSC, SPSA, TLPP, PSA, PIO & RRO.	<i>Note – section 99A (4) provides that on the written request of the infringements registrar, the sheriff or any contractor or sub-contractor supporting the functions of the Infringements Court or the sheriff, a specified agency may give the person or body making the request access to any information held by the agency that may be of use in the enforcement of court orders and fines.</i>

<b>MAJOR TRANSPORT PROJECTS FACILITATION ACT 2009</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.134(4)	Duty to comply with a requirement to surrender public land under subsection (1) (a).	DEI.	
s.134(5)	Duty to notify the Project Minister (*) of any interest in the land.	DEI.	“Project Minister” means a Minister appointed by the Premier.
s.146(2)	Power to claim compensation for pecuniary loss or expense incurred.	DEI.	
s.147	Function of agreeing to the transfer of a building or structure.	Not delegated.	The function remains with the CEO.

<b>MARINE AND COASTAL ACT 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25(3)	Function of being consulted by the Minister when preparing a Marine and Coastal Policy if Council's interests may be affected by the policy.	Not applicable.	The Act is unlikely to be relevant to Stonnington.
s.32(3)	Function of being consulted by the Minister when preparing a Marine and Coastal Strategy if Council's interests may be affected by the strategy.	Not applicable.	
s.46(3)	Function of being consulted by the parties of a regional and strategic partnership when preparing a product if Council's interests may be affected by the product.	Not applicable.	
s 51(3)	Function of being consulted by the Minister when preparing an environmental management plan if Council's interests may be affected by the plan.	Not applicable.	
s 59(3)	Function of being consulted by the Crown land manager when preparing a costal and marine management plan where Council's interests may be affected by the plan.	Not applicable.	

<b>PRIVACY AND DATA PROTECTION ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p>The purposes of this Act are:</p> <p>(a) to provide for responsible collection and handling of personal information in the Victorian public sector; and</p> <p>(b) to provide remedies for interferences with the information privacy of an individual; and</p> <p>(c) to establish a protective data security regime for the Victorian public sector; and</p> <p>(d) to establish a regime for monitoring and assuring public sector data security; and</p> <p>(e) to establish the Commissioner for Privacy and Data Protection.</p>
s.20(1)	Duty to comply with the Information Privacy Principles.	All staff	
s.20(2)	Duty to comply with the Information Privacy Principles when administering a public register.	Directors & Managers.	

<b>PRIVACY AND DATA PROTECTION ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.22(1)	Power to seek approval of a code of practice or an amendment to a code of practice.	MG	An organisation may seek approval of a code of practice or of an amendment to an approved code of practice, by submitting the code or amendment to the Commissioner.  The power remains with the CEO.
s.22(4)	Function of being consulted by the Information Commissioner in relation to a code of practice.	MG, GC, GenCounsel & FOIPO.	.
s.23(1)(b)	Function of giving written notice to the Information Commissioner that Council intends to be bound by the approved code of practice.	MG	
s.23(6)	Function of giving written notice to the Information Commissioner that Council no longer intends to be bound by the approved code of practice.	MG	
s.26(4)	Function of being consulted by the Information Commissioner in relation to a code of practice.	MG, GC, GenCounsel & FOIPO	
s.28(5)	Power to refuse a request by an authorised representative of an individual for access to personal information where it is reasonably believed that access may endanger the individual.	MG & GC	

<b>PRIVACY AND DATA PROTECTION ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.29(1)	Power to apply to the Information Commissioner for a public interest determination.	MG	An organisation may apply to the Commissioner, in writing, for a determination that: (a) an act or a practice of an organisation contravenes or may contravene a specified Information Privacy Principle (other than IPP 4 or 6) or an approved code of practice; and (b) the public interest in the organisation doing the act or engaging in the practice substantially outweighs the public interest in complying with that Information Privacy Principle or approved code of practice.  Prior to exercising the power, the delegate must have consulted the Corporate Counsel.
s.29(5)	Function of receiving a draft determination.	MG, GC, GenCounsel & FOIPO.	
s.29(6)	Function of attending a conference with the Information Commissioner.	MG, GC, GenCounsel & FOIPO	
s.30(1)	Power to request that an application be for a temporary public interest determination.	MG	
s.34(1)	Power to apply to the Information Commissioner for approval of an amendment to a public interest determination.	MG	

<b>PRIVACY AND DATA PROTECTION ACT 2014</b>			
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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.34(2)	Function of receiving a draft determination and attending a conference with the Information Commissioner and power to make a submission.	MG, GC, GenCounsel & FOIPO	
s.35(2)	Function of receiving written notice from the Information Commissioner regarding revocation of a public interest determination.	MG, GC, GenCounsel & FOIPO.	
s.36(1)	Duty to report to the Information Commissioner on an annual basis or at any other agreed time.	MG, GC & GenCounsel.	
s.38(1)	Power to apply to the Information Commissioner for a temporary public interest determination and power to make a submission.	MG, GC & GenCounsel.	
s.41(2)	Function of receiving written notice from the Information Commissioner regarding revocation of temporary public interest determination.	MG, GC, GenCounsel & FOIPO.	
s.47(1)	Power to apply for approval of an information usage arrangement.	MG	Where Council is a lead party to an information usage arrangement.
s.47(2)	Duty to consult where required.	MG, GC, GenCounsel & FOIPO	Where Council is a party to an information usage arrangement.

<b>PRIVACY AND DATA PROTECTION ACT 2014</b>			
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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.49(6)	Function of receiving notice of a refusal under section 49(4) or (5) from the Information Commissioner.	MG, GC, GenCounsel & FOIPO	Where Council is a lead party to an information usage arrangement.
s.52(1)	Power to apply for approval of an amendment to an information usage arrangement.	MG	Where Council is a lead party to an information usage arrangement.
s.52(2)	Duty to consult where required.	MG, GC, GenCounsel & FOIPO&SCO.	Where Council is a party to an information usage arrangement.
s.53(2)	Power to request revocation of an approval of an information usage arrangement.	MG	
s.53(4)	Function of receiving notice from the Information Commissioner regarding the grounds for revocation of an information usage arrangement.	MG, GC, GenCounsel & FOIPO.	
s.53(5)	Function of receiving notice from the Minister regarding revocation of an information usage arrangement.	MG, GC & GenCounsel.	
s.54(1)	Duty to report to the Information Commissioner about the information usage arrangement.	MG, GC & GenCounsel.	Where Council is a lead party to an information usage arrangement.
s.56	Power to apply to VCAT for review of a decision to issue a certificate under section 55.	MG	Where Council's interests are affected by the decision.



<b>PRIVACY AND DATA PROTECTION ACT 2014</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.61	Function of receiving notice of a complaint lodged with the Information Commissioner.	MG, GC, GenCounsel & FOIPO	
s.62(1)	Function of receiving notice that a complaint is to be declined.	MG, GC, GenCounsel & FOIPO.	
s.62(3)	Power to attend before the Information Commissioner and produce documents.	MG, GC, GenCounsel & FOIPO.	
s.62(7)	Function of receiving notice of dismissal of a complaint.	MG, GC, GenCounsel & FOIPO	
s.63(2)	Function of receiving notice of a complaint being referred by the Information Commissioner.	MG, GC, GenCounsel & FOIPO	
s.64(2)	Function of receiving notice of a complaint being dismissed by the Information Commissioner.	MG, GC, GenCounsel & FOIPO.	
s.66(1)	Function of receiving notice that conciliation is inappropriate.	MG, GC, GenCounsel & FOIPO	
s.66(6)	Function of receiving notice of a complaint being dismissed by the Information Commissioner.	MG, GC, GenCounsel & FOIPO	

<b>PRIVACY AND DATA PROTECTION ACT 2014</b>			
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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.67(3)	Power to attend conciliation and settle the matter.	MG & GC.	Subject to prior discussion with the MG.
s.68(1)	Duty to give information or produce a document.	MG, GC, GenCounsel & FOIPO	

<b>PRIVACY AND DATA PROTECTION ACT 2014</b>			
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<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.69(1)	Power to prepare and sign conciliation agreement.	MG, GC & GenCounsel.	
s.69(2)	Power to lodge a certified conciliation agreement.	MG, GC, GenCounsel & FOIPO	
s.69(3)	Function of receiving a copy of a registered record.	MG, GC, GenCounsel & FOIPO	
s.71(1)	Function of receiving notice of unsuccessful conciliation.	MG, GC, GenCounsel & FOIPO	
s.71(6)	Function of receiving notice of a complaint being dismissed by the Information Commissioner.	MG, GC, GenCounsel & FOIPO	
s.72	Power to apply to VCAT for an interim order.	Not delegated.	
s.77(1)	Power to administer/ implement an order of VCAT.	MG, GC, GenCounsel & FOIPO	
s.77(3)	Function of receiving a VCAT order relating to a public register administered by Council.	MG, GC, GenCounsel & FOIPO	
s.78(1)	Duty to comply with a compliance notice served by the Information Commissioner.	MG, GC, GenCounsel & FOIPO.	
s.78(3)	Power to apply for an extension in relation to a compliance notice.	MG, GC, GenCounsel & FOIPO	

<b><i>PRIVACY AND DATA PROTECTION ACT 2014</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.79(1)	Power to give information or produce documents.	MG, GC, GenCounsel & FOIPO.	
s.83(1)	Power to apply to VCAT for review of a decision of the Commission under section 78(1).	Not delegated.	

<b><i>PROFESSIONAL ENGINEERS REGISTRATION ACT 2019</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.75(3)	Duty to comply with a request under section 75(1)	DEI.	Where Council is a specified body.

<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
s.25	Duty to report to the Secretary (*) when required by notice.	DCW & EHC	<i>(*) Note – “Secretary” refers to the Secretary of the Department of Health.</i>
s.26(1)	Duty to prepare the municipal health and wellbeing plan within 12 months after each general election in accordance with subsections (2) & (3).	MADCP.	
s.26(4)	Duty to review the municipal public health and wellbeing plan annually and amend as appropriate.	MADCP.	Unless section 27 applies.
s.26(4A)	Duty to include a review of the measures referred to in subsection (2) (ba) when annually reviewing the municipal public health and wellbeing plan.	MADCP.	
s.26(6)	Duty to give a copy of the current municipal public health and wellbeing plan to the Secretary. (*)	MADCP.	
s.26(6A)	Duty to report, to the Secretary, the measures referred to in subsection (2) (ba) at the intervals specified.	DCW.	
s.26(7)	Duty to make copy of current municipal public health and wellbeing plan available for public inspection.	MADCP.	
s.27(3)	Power to apply to the Secretary (*) for an exemption from complying with section 26.	DCW.	

<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
s.27(6)	Duty to give a copy of the current Council Plan or Strategic Resource Plan to the Secretary. (*)	DCW.	If Council has been granted an exception from complying with section 26 and if the change relates to matters in section 26(2).
s.28(a)	Duty, in a state of emergency, to comply with an order of the Secretary.	DCW, EHC, EHTL & EHOs.	
s.29(1)	Duty to appoint environmental health officer(s).	DCW & EHC.	Council must appoint at least one environmental health officer. Council can only appoint person with the qualifications and experience specified in subsection (2).
s.31(4)	Power to give directions to authorised officers.	EHC & EHTL.	
s.57(2)	Power to disclose certain information to the Secretary, Chief Health Officer or another council.	EHC, EHTL & EHOs.	
s.57(4)	Power to disclose certain information to a Government Department, statutory body or other person responsible for administering another Act or regulations.	EHC, EHTL & EHOs.	
s.60	Duty to remedy all nuisances in the municipal district.	EHC, EHTL & EHOs.	
s.62(2)	Duty to investigate any notice of a nuisance.	EHC, EHTL & EHOs.	
s.62(3)	Duty to take action in relation to section 62(3) (a) or (b) where nuisance is found to exist after investigation.	EHC, EHTL & EHOs.	
s.62(3)(a)	Function of taking action specified in subsection (4) where appropriate.	EHC, EHTL & EHOs.	

<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
s.76(1)(c)	Power to vary a registration.	EHC, EHTL & EHOs.	
s.76(1)(d)	Power to cancel a registration.	EHC, EHTL & EHOs.	
s.76(1)(e)	Power to suspend a registration.	EHC, EHTL & EHOs.	
s.76(1)(f)	Power to refuse to transfer a registration.	EHC, EHTL & EHOs.	Decision of the delegate is only valid where Council later ratifies the refusal.
s.76(1)(g)	Power to transfer a registration subject to a condition imposed on the registration by the Council under section 73 (2).	EHC, EHTL & EHOs.	Subject to section 74.
s.76(1)(h)	Power to refuse to renew a registration.	EHC, EHTL & EHOs.	Decision of the delegate is only valid where Council later ratifies the refusal.
s.76(1)(i)	Power to renew a registration subject to a condition imposed on the registration by the Council under section 73 (2).	EHC, EHTL & EHOs.	Subject to section 74.
s76(3)	Duty to notify applicant or registration holder of decision under section 76 and ground(s) on which it was based.	EHC, EHTL & EHOs.	
s.78	Power to issue a replacement certificate of registration.	EHC, EHTL & EHOs.	
s.181(1)	Power to take any step in paragraphs (a)-(d) with respect to items seized by an authorised officer appointed by Council.	EHC, EHTL & EHOs.	

<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
s.62(3)(b)	Function of determining whether matter is better settled privately and, if so, advising of methods for settling the matter privately.	EHC, EHTL & EHOs.	
s.62(4)(a)	Power to exercise the powers in section 66 where that section applies, for the purposes of section 62 (3) (a).	EHC, EHTL & EHOs.	
s.62(4)(b)	Power to issue an improvement notice or a prohibition notice for the purposes of section 62 (3) (a).	EHC, EHTL & EHOs.	
s.62(4)(c)	Power to bring proceedings under section 219 (2) for an offence against this Act for the purposes of section 62 (3) (a).	EHC, EHTL & EHOs.	
s.64	Power to institute proceedings for an offence under section 61.	EHC, EHTL & EHOs.	
s.65	Power to investigate nuisance occurring outside the municipal district.	EHC, EHTL & EHOs.	
s.66(2)(a)	Power to enter and take steps to abate nuisance and do all things necessary for abatement.	EHC & EHTL.	<ul style="list-style-type: none"> <li>• Where the nuisance comes from land for which the occupier and owner are unknown or cannot be found.</li> <li>• Unless another council is abating the nuisance under subsection (2).</li> </ul>
s.66(2)(b)	Power to do all things necessary for abatement of a nuisance.	EHC, EHTL & EHOs.	
s.66(4)	Power to recover costs incurred under subsection (2).	EHC, EHTL & EHOs.	



<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
S 67	Function of receiving application for registration of prescribed accommodation	EHC, EHTL & EHOs.	
s 67A	Function of receiving application for registration of lower risk prescribed accommodation	EHC, EHTL & EHOs.	
S 69	Function of receiving application for registration of premises upon which a person conducts business	EHC, EHTL & EHOs.	Applies for higher risk services
S 69A	Function of receiving application for registration of premises upon which a person conducts business	EHC, EHTL & EHOs.	Applies for lower risk services
s.71	Function to receive applications for the issue, renewal or transfer of a registration.	EHC, EHTL & EHOs.	

<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
s.73(1)(a)	Power to give the applicant notice requiring specified information before considering the application under section 71.	EHC, EHTL & EHOs.	
s.73(1)(b)	Power to inspect prescribed accommodation or premises before considering the application under section 71.	EHC, EHTL & EHOs.	

<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
s.73(1)(c)	Power to require alterations or improvements to prescribed accommodation or premises before considering the application under section 71.	EHC, EHTL & EHOs.	
s.73(2)	Power to issue, transfer or renew a registration subject to subsection (1) (c).	EHC, EHTL & EHOs.	
s.73A	Duty and power to enter information in the Rooming House Register.	EHC, EHTL & EHOs.	
s.74	Power to decide to issue, transfer or renew registration.	EHC, EHTL & EHOs.	
s.76(1)(a)	Power to refuse to issue a registration.	EHC &EHTL	The decision of the delegate is only valid where Council later ratifies the refusal.
s.76(1)(b)	Power to issue a registration subject to a condition imposed on the registration by the Council under section 73 (2).	EHC, EHTL & EHOs.	Subject to section 74.
s.78	Power to issue a replacement certificate of registration.	EHC, EHTL & EHOs.	

<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
s 78A(1)	Power to accept applications for the issue, transfer or renewal of registration in the online portal if accommodation or premises in located in the municipal district.	EHC, EHTL & EHOs.	
s 78A(2)	Duty to pay the charge for use of the online portal.	EHC	
s.181(2)	Duty to notify the owner of an item forfeited under subsection (1) (c), setting out how to seek a review of the decision.	EHC, EHTL & EHOs.	
s.182	Power to destroy or otherwise dispose of a forfeited item.	EHC, EHTL & EHOs.	
s.185(1)	Function of receiving complaints about authorised officers appointed by the Council.	EHC	The complaint must be in writing or other form approved by Council.
s.185(2)	Power to approve the form in which a complaint is made.	EHC	
s185(4)(a)	Duty to investigate any written complaint provided under section 185 (2).	EHC	
s185(4)(b)	Duty to provide written report to the complainant on the results of the investigation under section 185 (4) (a).	EHC	
s.194(2)(a)	Power to issue an improvement notice.	EHC, EHTL & EHOs..	In accordance with subsection (3).
s.194(2)(b)	Power to issue a prohibition notice.	EHC, EHTL & EHOs.	
s.196(1)	Power to apply to the Magistrates' Court for an injunction (compelling a person to comply or restraining a person	EHC, EHTL & EHOs.	

<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
	from contravening an improvement notice or prohibition notice).		
s.197(2)	Power to cause a complaint to be made to the Magistrates' Court (where a prohibition notice or improvement notice has been issued and the person does not comply or the nuisance is likely to recur).	EHC, EHTL.	
s.197(5)(a)	Power, where order issued under subsection (4), to enter land and abate nuisance and do whatever is necessary to execute the order.	EHC, EHTL & EHOs.	
s.197(5)(b)	Power to recover costs and expenses incurred.	DCW, & EHC.	
s.197(6)	Power to recover costs and expenses in court.	EHC.	
s.205(2)	Function of receiving applications for a review of Council decisions.	EHC	<i>Section 205 (2) refers to the variation, transfer, renewal, cancellation or suspension of a registration pursuant to section 74 or 76.</i>
s.205(3)	Duty to review decision where application received under subsection (2).	EHC	
s.205(5)	Power to agree a period greater than 28 days for review of a decision with the applicant.	DCW & EHC	
s.205(6)(a)	Power to make a decision affirming, varying or revoking a decision.	EHC	
s.205(6)(b)	Power to make any other decision where the original decision is revoked.	EHC	Where the decision is to refuse an application, the decision of the delegate is only valid where Council later ratifies the refusal.

<b>PUBLIC HEALTH AND WELLBEING ACT 2008</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
s.205(7)	Duty to give an applicant for review a written statement of the decision and reasons.	EHC	
s.205(8)	Duty to inform the applicant for review of right to apply to VCAT for a review under section 207.	DCW & EHC	
s.209(2)	Power to serve an infringement notice.	EHC, EHTL & EHOs.	
s.219(2)(a)	Power to bring proceedings in the Magistrate's Court for offences against Part 6, 9 or 10 (or any Regulations under Part 6, 9 or 10).	EHC EHTL.	
s.219(2)(a)	Power to bring proceedings in the County Court for offences against Part 6, 9 or 10 (or any Regulations under Part 6, 9 or 10).	Not delegated.	
s.219(2)(b)	Power to bring proceedings for offence relating to an improvement notice or a prohibition notice.	EHC, EHTL.	
s.228(1)	Power to seek reimbursement of costs incurred where a person is found guilty of an offence.	EHC, EHTL.	
s.228(2)	Power to seek payment for the cost of work conducted by Council where awarded legal costs.	EHC, EHTL.	<i>"Work" is defined in subsection (3). Section 228(2) provides that if a council is awarded legal costs in any for an offence against the Act or the Regulations, the council may seek payment for the cost of any work conducted by the council.</i>
s.229(3)	Power to take the actions necessary to ensure compliance with the direction, requirement, improvement notice or prohibition notice.	EHC, EHTL.	Where Council is so authorised by Chief Health Officer under subsection (2).

<b><i>PUBLIC HEALTH AND WELLBEING ACT 2008</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>COMMENTS</b>
s.230(2)(b)	Power to recover, in court, costs incurred under section 229.	EHC, EHTL.	

<b><i>PUBLIC INTEREST DISCLOSURES ACT 2012</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.16(1)	Function of receiving a public interest disclosure that relates to the conduct of Council or of a member, officer or employee of Council.	MG, GC & GenCounsel.	Subject to section 16(2).
s.21(2)	Duty to, no later than 28 days after the disclosure is made, notify the disclosure to the appropriate entity for assessment under Part 3.	MG, GC & GenCounsel.	Where Council is a receiving entity.
s.23	Power to provide information in respect of the disclosure.	MG, GC & GenCounsel.	
s.24(2)	Duty to advise the person who made the disclosure that the disclosure has been notified to the IBAC, the Victorian Inspectorate or the Integrity and Oversight Committee (as the case may be) for assessment.	MG, GC & GenCounsel.	Where Council is a receiving entity.
s.24(3)	Duty to advise the person who made the disclosure of the matters in section 24(3)(a) – (c).	MG, GC & GenCounsel.	Where Council is a receiving entity.
s.26(6)	Function of being consulted by the IBAC.	MG, GC & GenCounsel.	Where Council is a notifying entity.
s.27	Function of receiving notification of the IBAC's determination.	MG, GC & GenCounsel.	Where Council is a notifying entity.
s.54(1)	Power to disclose information regarding an assessable disclosure or identity of person who has made an assessable disclosure, only in the circumstances listed in section 54(2).	MG, GC & GenCounsel.	Some matters may only be referred by the CEO as the Principal Officer.

<b><i>PUBLIC INTEREST DISCLOSURES ACT 2012</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.58(1)	Duty to establish procedures to facilitate the making of disclosures and the handling of those disclosures.	MG, GC & GenCounsel.	
s.58(5)	Duty to establish procedures for the protection of persons from detrimental action by the Council, Council officers or Councillors.	MG, GC & GenCounsel.	
s.59(4)	Duty to make procedures established under section 58 available to the public and to staff and Councillors.	MG, GC & GenCounsel.	
s.61(1)	Function of receiving recommendations from the IBAC.	MG, GC & GenCounsel.	
s.70(1)	Duty to include certain items in the annual report.	MG, GC & GenCounsel.	
sch 1 cl 29(2)	Duty to notify IBAC within 28 days of a disclosure made after commencement of this Act.	MG, GC & GenCounsel.	

<b><i>PUBLIC RECORDS ACT 1973</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.8A	Duty to cause records to be transferred to custody of the Public Records Office Victoria.	CCI.	



<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.14(7)	Power to appeal to the Minister regarding a decision of the Head, Transport for Victoria.	Not delegated.	The power remains with the CEO.
s.48M	Function of consulting with the relevant authority in relation to the development of guidelines for bus stopping points and bus stop infrastructure.	DEI, MTP & MCO.	.
s.48N	Duty to notify relevant authority within 28 days of installation, removal or relocation of a bus shelter, seat or hardstand located at, or in the immediate vicinity of, a bus stopping point.	DEI, MTP & MCO.	
s.72(1)	Duty to issue an identity card to each authorised officer the entity appoints.	Not delegated	Because Council is an “appointing entity” as defined in section 71AAA of the Act. The duty remains with the CEO
s.86	Duty to keep a register containing the particulars of all matters reported to Council under section 85.	MTP.	Section 85 refers to the exercise of the powers of entry provisions.
s.87(1)	Function of receiving complaints about the exercise of a power by an authorised officer under the <i>Road Management Act 2004</i> .	MTP.	
s.87(2)(a)	Power to investigate a complaint.	MTP.	
s.87(2)(b)	Power to provide a written report to the complainant.	MTP.	

<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.88(2)	Function of receiving a document or information from a person who provides a document or information in response to a requirement of an authorised officer under the <i>Road Management Act 2004</i> .	MTP.	Where Council is an appointing entity.
s.89(2)	Power to provide written authority to an authorised officer to give any information acquired by the authorised officer in carrying out those functions to any other person, whether directly or indirectly.	MTP.	
Schedule 2 Clause 4	Power to make submissions on a proposal by the Head, Transport for Victoria to act under section 42 and clause 3.	DEI, MTP & MCO.	
Schedule 5A Clause 15(3)	Duty to provide a certificate under clause 15 (2) (b) (ii) of schedule 5A on the written request of The Head, Transport for Victoria.	DEI, MTP & MCO.	
Schedule 5A Clause 26	Duty to surrender land to the Crown following an Order in Council.	DEI.	
Schedule 5A Clause 27	Duty to surrender Council's interest in any Crown land to the Crown following an Order in Council.	DEI.	
Schedule 5A Clause 51	Power to claim from the Head, Transport for Victoria an amount for loss or expense incurred as a result of an order under Division 2 Part 5 of the Act.	Not delegated.	Council must have sustained pecuniary loss or incurred an expense. The power remains with the CEO.

<b>ROAD SAFETY ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.59(1)(a) and (d)	Power to authorise an officer or other person to request or signal driver or person in charge of motor vehicle to do certain things, such as stop the motor vehicle.	DEI, MTP , MAMP, APC & T&PCoord.	<i>Note – refers to the mass or dimensions of a motor vehicle or trailer or to the number of hours during which a person may drive a motor vehicle or to the carrying of a log book.</i>
s.77(2)(b)	Power to prosecute and authorise staff member to prosecute.	MTP, PSC, SPSA, TLPP & PSA.	
s.84BE(1)	Function of receiving a statement under this section.	MTP, PSC, SPSA, TLPP & PSA.	Where Council is the enforcement official.
s.84BE(4), (5) and (5A)	Power to decide to accept statements as effective statements for the purposes of this Part.	MTP, PSC, SPSA, TLPP & PSA.	
s.84BE (6)	Duty to cause notice to be served on the statement – giver stating whether the enforcement official accepted the statement as an effective statement.	MTP, PSC, SPSA, TLPP & PSA.	
s.84BF	Power to cancel acceptance of a statement.	MTP, PSC, SPSA, TLPP & PSA.	
s.87(1)	Power to serve, or cause to be served, a parking infringement notice.	MTP, PSC, SPSA, TLPP & PSA.	
s.87(1D)	Duty to issue an identity card to an authorised person Council appoints.	MG & GC.	
s.87(1E)	Power to authorise a member of staff to sign identity card.	Not delegated.	The power remains with the CEO.

<b>ROAD SAFETY ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.87(8)	Power to authorise person for the purpose of serving parking infringements in accordance with section 87(1C).	Not delegated.	The power remains with the CEO.
s.90D(1)	Power to enter into an agreement with the owner or occupier or land for the provision of parking services.	DEI, MTP, PSC, SPSA, TLPP & PSA.	
s.90I	Power to issue parking permits to enable vehicles displaying a parking permit for people with disabilities to be parked in accordance with the <i>Road Safety Road Rules 2017</i> .	MTP, PSC, SPSA, TLPP & PSA.	
s.98(1)	Power to request the Minister to extend the application of the Act.	Not delegated.	<i>Note – section 98 (1) provides that The Minister may by Order at the request of any public authority or other person prescribed for the purposes of this section extend the application of any provisions of this Act, or of the regulations, that are specified in the Order to any land or premises vested in, or under the control of, that authority or person, and those provisions then extend and apply to the land or premises, so far as applicable and with any modifications that are necessary, in all respects as if the land or premises were a highway and, in particular, with the modification that in those provisions any reference to a highway authority is to be taken to include the relevant public authority or other person. The power remains with the CEO.</i>

<b>ROAD SAFETY ACT 1986</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.99A(4)	Power to establish requirements for a traffic management plan.	MTP , TPLC & T&P Coord	Applies where Council is a road authority under the <i>Road Management Act 2004</i> .
s.99B(1)	Power to issue a permit to a conduct non-road activity (including on conditions specified in section 99B {3}).	Not delegated.	Applies where Council is a road authority under the <i>Road Management Act 2004</i> . The power remains with the CEO.
s.99B(2)	Power to authorise the closure of a highway to traffic.	DEI, MTP, MLC & TPLC & T&P Coord	Applies where Council is the coordinating road authority under the <i>Road Management Act 2004</i> .

<b>ROOMING HOUSE OPERATORS ACT 2016</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.49(3)	Duty to comply with a request under section 49(1) to answer any questions.	EHC.	

<b>SECOND HAND DEALERS AND PAWN BROKERS ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.26F	Duty to comply with the Director's or inspector's request to answer questions or provide information regarding endorsed pawnbroker's business as pawnbroker.	MLC.	<i>Note - relates to pawnbroker's businesses. (*) "Director" means the Director of Consumer Affairs.</i>

<b>SERVICE VICTORIA ACT 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.7(1)	Function of receiving a previously transferred customer service function.	MG & GC.	
s.7(5)	Power to perform a customer service function in accordance with the enactment that confers the function on the service agency.	MG & GC.	
s.9(2)	Power to disclose regulated information that it holds to the Service Victoria CEO, or a delegate of the Service Victoria CEO, for the purpose of enabling transferred customer service functions and a function that is ancillary to a function described in paragraph (a).	MG & GC.	
s.12	Function of receiving a previously transferred identity verification function.	MG & GC.	

<b>SERVICE VICTORIA ACT 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.12(5)	Power to perform an identity verification function in accordance with the enactment that confers the function on the service agency.	MG & GC.	
s.14(2)	Power to disclose regulated information that it holds to the Service Victoria CEO, or a delegate of the Service Victoria CEO, for the purpose of enabling transferred identity verification functions and a function that is ancillary to a function described in paragraph (a).	MG & GC.	
s.35(3)	Function of receiving a notification from the Service Victoria CEO if the electronic identity credential, which has been issued to an individual, is cancelled under section 38.	MG & GC.	
s.58(3)	Power to provide an agreement to the Minister.	Not delegated.	





<b>SHERIFF ACT 2009</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.54(1)	Duty to comply with request for information made under section 53 (1).	Directors, Managers & RevCoord.	Unless subsections 54 (1) (a) and (b) apply.

<b>SPORT AND RECREATION ACT 1972</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.6(3)	Power to enter into agreement with the Minister and to agree to conditions for the Minister to carry out works or undertakings or provide services.	DCW.	
s.14(3)	Function of receiving funds for works for provision of sport and recreation.	DCW.	

<b>SUBDIVISION ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.3(5)	Power to require variation of easement or restriction in compliance with a planning scheme or permit.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.5(3)(c)	Function of receiving an application for certification.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.5(3)(d)	Power to provide a statement of compliance.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.5(4)	Power to accept and consider plans.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.5(4A)	Power to consider and certify plans before a <i>Transfer of Land Act</i> 1958 application is determined.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.6(1)	Duty to certify plans within the prescribed time in specified circumstances.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.6(2)	Duty to refuse to certify a plan where a condition in section 6 (1) is not met and give reasons in writing.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.7A(2)	Duty to, within seven days after certifying the plan, give the Secretary to the Department of Environment, Land, Water and Planning written notice of that certification, a copy of the application for certification and the certified plan.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	

<b>SUBDIVISION ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.8(1)	Duty to refer plans to a referral authority in certain circumstances.	DPP.	<ul style="list-style-type: none"> <li>• Unless ss.8(2) - (5) apply.</li> <li>• Form of referral per regulation 13 and 14 of the <i>Subdivision (Procedures) Regulations 2011</i>.</li> </ul>
s.8(6)	Duty to give a referral authority a copy of a certified plan where not referred to referral authority.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.10(1)	Power to require an applicant to alter a plan.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.10(2)	Power to agree to an alteration at the request of the applicant.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.10(5)	Duty to send an altered plan to a referral authority.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	<i>The delegate must send a notice in the prescribed form outlining the revised times – see regulation 29 of the Subdivision (Procedures) Regulations 2011.</i>
s.10(7)	Duty to notify surveyor of alteration required by Council.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.11(1)	Function of receiving application to amend a certified plan.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.11(2)	Duty to refer an application under section 11(1) to a referral authority.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.11(2A)	Power to amend without referral if a minor amendment.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	

<b>SUBDIVISION ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.11(7)	Duty to re-certify a plan or advise of refusal in writing with reasons.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.11(10)	Duty to notify surveyor of an amendment by acquiring authority where plan prepared by surveyor.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.11(11)	Duty to give a copy of a re-certified plan to the referral authority.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.11A(1)	Power to require more information.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.15(1)	Power to require an engineering plan.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	Does not apply where section 14 applies.
s.15(2)	Duty to approve/refuse approval/require alterations of an engineering plan.	DEI.	
s.15(6)	Power to charge for engineering plans prepared by it.	DEI	
s.17(2)(a)	Power to appoint a supervisor of works.	DEI.	
s.17(2)(b)	Power to charge for supervision.	DEI & MSP.	
s.17(2)(c)	Power to enter into an agreement with the owner or applicant in anticipation of the applicant becoming the owner.	DPP & MSP.	
s.17(2A)	Power to request the Minister to nominate authority to consider what works are required.	DEI.	

<b>SUBDIVISION ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.17(2D)	Power to transfer works/interest in land relating to the works by agreement from Council to a relevant authority.	DPP & MSP.	
s.18(1)	Power to require the applicant to set aside a percentage (not exceeding 5%) of the land for public open space and/or pay a percentage (not exceeding 5%) of the site value.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	<ul style="list-style-type: none"> <li>Does not apply where sections 14, 18(5) and 18(8) apply.</li> <li>Must have regard to the matters in section 18 (1A) – 2.</li> </ul>
s.18(1B)	Power to vary the time of payment by agreement with the applicant.	MSP, CoordStatP, CoordPI, CSP, PAC & SO.	
s.18(4)	Power to agree with the applicant to set aside/pay different percentage.	DPP, MSP, PAC & CoordStatP.	Does not apply where section 14 applies.
s.18(7)	Power to refund amount paid under section 18 (1) where it is no longer intended to subdivide.	DPP, MSP, PAC & CoordSP,	
s.18(8)	Power to consider it unlikely that each lot will be further subdivided.	DPP, MSP, PAC & CoordSP,	
s.18A(6)	Power to decide to refund the amount paid to it, if satisfied that it is no longer intended to subdivide the land.	DPP, MSP, PAC & CoordStatP.	
s.19(1)	Power to obtain a valuation where the value is not agreed.	DPP and MSP.	Does not apply where section 14 applies.

<b>SUBDIVISION ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.19(3)	Duty to give the applicant a copy of the valuation.	DPP, MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
s.19(5)	Power to obtain a revaluation on each anniversary of the making of the public open space requirement and vary the requirement accordingly, where the public open space requirement has not been complied with.	DPP, MSP, PAC & SO.	
s.21(1)	Duty to issue a statement of compliance, subject to section 21(2C) and (2CA).	DPP, MSP, CoordStatP, CoordPI, PAC, CSP & SO.	<ul style="list-style-type: none"> <li>• Does not apply where section 14 applies.</li> <li>• Time limits apply (section 21(1)-(2)).</li> </ul>
s.21(2CA)	Duty not to issue a statement of compliance in relation to a plan relating to land, in respect of which an infrastructure contribution is imposed under an approved infrastructure contributions plan, unless the applicant has satisfied the Council of the criteria set out in section 21(2CA)(a) and (2CA)(b).	Not applicable.	
s.21(4)	Power to provide in the statement of compliance that agreement pursuant to the <i>Planning and Environment Act 1987</i> no longer applies in certain circumstances.	DPP, MSP & PAC.	Does not apply where section 14 applies.
s.21(9)	Duty to give a notice to the Commissioner of State Revenue that a statement of compliance has been issued.	Not applicable.	The provision relates to “growth areas” (as defined).

<b>SUBDIVISION ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.21(10)(a)	Duty to, within 7 days after issuing a statement of compliance for a plan of subdivision relating to land in respect of which there is a levy recording (within the meaning of the <i>Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 (Vic)</i> ), give the Secretary to the Department of Environment, Land, Water and Planning (DELWP) written notice that the statement has been issued	Not applicable.	The Act applies to “growth areas”.
s.21(10)(b)	Duty to, within 7 days after issuing a statement of compliance for a plan of subdivision relating to land in respect of which there is a levy recording (within the meaning of the <i>Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 (Vic)</i> ), give the Secretary to the DELWP a copy of the statement	Not applicable.	The Act applies to “growth areas”.
s.21(10)(b)	Duty to, within 7 days after issuing a statement of compliance for a plan of subdivision relating to land in respect of which there is a levy recording (within the meaning of the <i>Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 (Vic)</i> ), give the Secretary to the DELWP a copy of the plan of subdivision	Not applicable.	The Act applies to “growth areas”.
s.24A(1)	Duty to do any of the things listed in the table in this section where so required by the planning scheme with respect to reserves, etc	DPP, MSP & PAC.	



<b>SUBDIVISION ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.24A(2)	Power to certify a plan prepared under section 24A (1) where the applicant certifies the land no is longer reserved.	DPP, MSP, PAC & SO.	
s.25(1)	Function of being notified by the Registrar (*) of the registration of a plan and duty to notify any public authority for which easement has been created/reserve has vested.	DPP, MSP, CoordStatP, Coord, PAC, CSP & SO.	(*) "Registrar" means the Registrar of Titles.
s.25(2)	Function of being notified by the Registrar if a plan is withdrawn or refused registration.	DPP, MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
s.25(3)	Duty to notify the referral authority affected by withdrawal/refusal.	DPP, MSP, CoordStatP, CoordPI, PAC, TLS & SO.	
s.34E	Power to apply to VCAT for order compelling an owners' corporation to carry out a requirement or perform a duty.	DPP, MSP & PAC.	
s.34H(5)	Function of receiving notice from the Registrar of an amendment or cancellation of plan on winding up.	DPP & MSP.	
s.35(1)	Duty of the acquiring authority to submit a plan for certification and registration where the land is subdivided.	DPP, MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
s.35(2)	Power to require an acquiring authority to submit a certification of a new/amended plan.	DPP, MSP, CoordStatP, CoordPI, PAC, CSP & SO.	ss.35(3)-(5) apply.

<b>SUBDIVISION ACT 1988</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.35(6)	Duty of an acquiring authority to advise the Registrar of the vesting date.	DPP, MSP, PAC & SO.	
s.35(8)	Power of the acquiring authority to submit for certification and registration of any land vested/registered in its own name.	DPP, MSP, PAC & SO.	Section 35(9) applies.
S 35(11)	Duty to give notice to the Commissioner of State Revenue that the plan has been certified	DPP, MSP, PAC & SO	Provision commences 5 June 2024
s.36(1)	Function of stating in writing that it considers that the subdivision requires removal/acquisition of easement.	DPP, MSP, CoordStatP, CoordPI, PAC & SO.	Section 35(1AA) applies.
s.38	Power to provide written consent.	CoordStatP & SO.	Refers to accessory lots.
s.38A(1)	Power to provide written consent.	CoordStatP & SO.	Refers to restricted lots.
s.38B	Power to provide written consent.	CoordStatP & SO.	Refers to cluster subdivisions.
s.38C	Power to provide written consent.	CoordStatP & SO.	Refers to cluster subdivisions.
s.39(1)	Power to refer disputes to VCAT.	DPP, MSP, CoordStatP & PAC.	Unless section 39(2) applies.
s.39(3)	Power to apply to the County Court to order the registration of a plan stopped in certain circumstances.	DPP & MSP.	
Schedule 2 – clause 11(1)	Power to apply to a court for an order regarding a scheme of development.	DPP.	<i>Note – “Scheme of development” means a scheme of development accompanying a registered cluster plan under section 21 of the Cluster Titles Act 1974.</i>

<b>SUMMARY OFFENCES ACT 1966</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.4	Power to give permission or consent to:		
	<ul style="list-style-type: none"> <li>leaving inflammable materials in or near a public shed or place in an open space near a building;</li> </ul>	Not applicable.	<i>Note - such a matter would be handled under Council's local law.</i>
	<ul style="list-style-type: none"> <li>open a drain or sewer in or remove the surface of a footpath or road;</li> </ul>	Not applicable.	
	<ul style="list-style-type: none"> <li>a blasting operation in or near a public place;</li> </ul>	Not applicable.	
	<ul style="list-style-type: none"> <li>doors etc opening on to a footpath; and</li> </ul>	MLC,BCC & LLCC.	
	<ul style="list-style-type: none"> <li>set off fireworks.</li> </ul>	MLC,BCC & LLCC.	
s.6A(1)	Duty to consult with Victoria Police before granting an application for a permit for the use of council land, a road closure or anything else that the Council believes will facilitate a public protest being held by the applicant.	MLC.	Subject to section 6A (2)(b).
s.50A(3)(a)	Power to apply to the Governor in Council for a declaration that the municipal district be a "district" for the purposes of section 50A offences.	N/A.	<i>Note – refers to land used for primary production</i>

<b>TAXATION ADMINISTRATION ACT 1997</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.92(1)(e)(vfa)	Function of receiving information from a tax officer under or in relation to the administration of a taxation law.	CFO.	
s.50A(3)(b)	Power to apply to the Governor in Council for revocation/variation of declaration under section 50A (3) (a).	N/A	

<b>TRANSFER OF LAND ACT 1958</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.26X(1)	Function of receiving enquiries, from the Registrar, for personal information that identifies ratepayers and mortgagors of land, for the purpose of comparing that information with information retained by the Registrar or the Registrar-General in relation to land that is to be brought under the Act.	RevCoord & SRO.	
s.26X(2)	Function of disclosing personal information that identifies who is a ratepayer or mortgagor of the land.	RevCoord.	
s.45(1)	Power to sign a transfer of land in respect of which a decision to acquire or dispose of land has been made under the <i>Local Government Act 2020</i>	DEI & DPP.	Where Council is the landowner. Note: Where Council receives a request for consent to the creation or surrender of an easement (right of carriageway) in a s 45 transfer of land that Council is not a party to, see s 73B
s.54	Power to make application to be the registered proprietor.	CFO & PropCoord.	Applies only where the Council is an 'acquiring authority' as defined in section 53.
s.55(3)	Duty to take possession of any certificate of title, or other document produced to Council on any claim for compensation and to lodge them immediately with the Registrar.	CFO & PropCoord.	
s.57(1)	Duty to lodge notification with the Registrar (*) upon service of notice of intention.	CFO & PropCoord.	Applies only where the Council is an 'acquiring authority' as defined in section 53. "Registrar" means the Registrar of Titles.
s.57(2)	Power to withdraw notice of intention to acquire.	CFO & PropCoord.	Applies only where the Council is an 'acquiring authority' as defined in section 53.



<b>TRANSFER OF LAND ACT 1958</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.62(4)	Function of receiving notice from the Registrar of where land is located.	CFO & PropCoord.	Refers to advice regarding vesting of land.
s.73B	Power to consent to the creation or surrender of the right of carriageway.	CFO.	Where land is located in Council's municipal district.
s.88(1B)	Power to consent to the varying or releasing of a restrictive covenant.	CFO.	Where land is located in Council's municipal district.
s.88(2)	Power to lodge with the Registrar a notification of the acquisition of an easement or any other right over or affecting land.	CFO & PropCoord.	Applies only where the Council is an 'acquiring authority' as defined in section 53.
s 89	Caveats temporarily forbidding dealings with land	CFO & RevCoord	Applies to land titles where rates and charges are in default in accordance with the Local Government Act 1989
s.106(b)	Power to consent to the registration of a dealing or plan.	CFO.	

<b>TRANSPORT INTEGRATION ACT 2010</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.25(1)	Duty to have regard to the transport system objectives when exercising powers and performing functions under interface legislation which is likely to have a significant impact on the transport system.	DEI, MTP & TPLC & T&P Coord	
s.25(2)	Duty to have regard to the decision making principles in making decisions under interface legislation (*) which are likely to have a significant impact on the transport system.	DEI, MTP & TPLC & T&P Coord	(*) - Note - interface legislation includes the <i>Local Government Act 1989</i> , the <i>Local Government Act 2020</i> , the <i>Land Act 1958</i> and the <i>Planning and Environment Act 1987</i> etc (see section 3 of the <i>Transport and Integration Act 2010</i> ).
s.25(3)	Duty to have regard to applicable specified policy principles.	DEI, MTP & TPLC & T&P Coord	
s.25(4)	Duty to have regard to applicable specified policy principles.	DEI, MTP & TPLC & T&P Coord	
s.26	Power to determine the weight to give to each transport system objective under sections 24 and 25.	DEI, MTP & TPLC & T&P Coord	
s.27	Power to determine the weight to give to each decision making principle under sections 24 and 25.	DEI, MTP & TPLC & T&P Coord	



<b>TRANSPORT INTEGRATION ACT 2010</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.115F(3)	Function of collaborating with the Commercial Passenger Vehicle Commission.	DEI & MTP.	
s.197B(2)	Function of receiving notice from regulated bodies.	DEI, MTP & TPLC & T&P Coord	Where Council is the responsible authority and section 197 applies.
s.197B(3)	Duty to meet with representatives from the Director of Transport Safety.	DEI, MTP & TPLC & T&P Coord	Where Council is the responsible authority and section 197 applies.
s.197D	Duty to comply with guidelines issued under the Act and directions of the Secretary or the Minister.	DEI, MTP & TPLC & T&P Coord	<i>Note – “Secretary” means the Secretary of the Department of Transport.</i>

<b>VALUATION OF LAND ACT 1960</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.6(1)	Duty to give notice of the valuation to each rating authority interested in the valuation of land in the area for which the valuation is being made.	CFO & RevCoord.	Where Council is the valuation authority.
s.6(2)	Power to require the general valuation prepared by the valuation authority to show items in paragraphs (a) – (c).	CFO & RevCoord.	Where Council is a rating authority.
s.6(3)	Duty to give notice to the valuer-general.	RevCoord.	Where Council is the rating authority.
s.6(4)	Duty to ensure the Valuer-General's request is given effect to.	RevCoord.	Where Council is the valuation authority.
s.7AB(2)	Power to adjust the rate or fire services property levy payable retrospectively for any period it considers just.	RevCoord.	
s.7A(1)	Power to pay a valuer subject to the requirements of this section.	RevCoord.	<i>Note – section 7A refers to payments to contract valuers.</i>
s.7AE(2)	Duty to comply with an Order in Council requiring the making of a new valuation.	RevCoord.	<i>Note – section 7AE(2) refers to instances where on receiving a report from the Valuer-General that the whole or a part of a council general valuation or a collection agency general valuation is not generally true and correct, the Minister may recommend to the Governor in Council that an Order be made under this section.</i>
s.7A(2)	Power to make a payment, irrespective of subsection (1), if Council satisfies paragraphs (a) and (b).	RevCoord.	

<b>VALUATION OF LAND ACT 1960</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.7B(1)	Duty to provide the valuation to the Valuer-General within two months of the date on which the valuation was returned to the Council.	RevCoord.	
s.8AA(!b)	Duty to pay the Valuer-General in accordance with the section where Council has requested a supplementary valuation.	RevCoord.	
s.8AA(2)(a)	Power to agree the fees in respect of servicing of a valuation.	Not delegated.	The applicable fees are set out in the contract between the Valuer General and E3 Valuations (E3) and the Service Level Agreement between E3 and Council.
s.10(1)	Power to make a nomination to have the power to cause a valuation of all land in its municipal district for a specified year.	Not delegated.	The power remains with the CEO.
s.10(6)	Power to revoke a nomination made under subsection (1).	Not delegated.	The power remains with the CEO.
s.11	Duty to cause a general valuation.	RevCoord.	Where Council is the valuation authority.
s.12	Function of causing a valuation of rateable land at the direction of the Minister.	RevCoord.	

<b>VALUATION OF LAND ACT 1960</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.13DA(1)	Power to appoint people (ie: contractors) to make valuations.	Not applicable.	The appointee must hold qualifications or experience specified by the Minister. Subject to compliance with section 108 of the <i>Local Government Act 2020</i> and Council's <i>Procurement Policy</i> and a report via the CEO's Notice Paper.  The valuations service is currently outsourced to E3.
s.13DC(2)	Power to use in valuations in force in certain circumstances.	Not applicable.	<i>Note – refers to valuations “in force” prior to the constitution of the municipality.</i>
s.13DF(3A)	Power to use a supplementary valuation before it is certified to levy or adjust municipal rate or the fire services property levy.	RevCoord & SRO.	
s.13DF(5)	Power to adjust the rate or the fire services property payable retrospectively where supplementary valuation made in circumstance referred to in section 13DF (2)(o).	RevCoord & SRO.	<i>Note – the section refers to adjustments required as a result of a mathematical error.</i>
s.13DFB(1)	Power to request the Valuer-General to carry out a supplementary valuation in writing.	RevCoord.	
s.13DFB(3)	Function of receiving the supplementary valuation within 10 business days after the supplementary valuation is returned to the Valuer-general	RevCoord & SRO.	

<b>VALUATION OF LAND ACT 1960</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.13DG(3)	Duty to make a valuation of all rateable land where council has had annexed to its municipal district any area which is not part of a former municipal district.	Not applicable.	Where Council is the valuation authority.
s.13G(1)	Power to make a nomination to have the power to cause a valuation of land specified in section 13G(2) for a specified year	Not delegated.	Where council is the collection agency. The power remains with the CEO. The power remains with the CEO.
s.13G(7)	Power to revoke a nomination made under section 13G (1).	Not delegated.	The power remains with the CEO. Where Council is the collection agency.
s.13H	Duty to cause a general valuation of non-rateable leviable land to be made, returned to it and provided to the relevant collection agency	RevCoord.	Where council is the valuation authority. Section 13H requires that for the purposes of the <i>Fire Services Property Levy Act 2012</i> , a valuation authority must cause a general valuation of <u>non-rateable leviable land to be made as at 1 January in every calendar year.</u>
s.13I	Duty to comply with a Ministerial Direction given under section 13I.	RevCoord.	Where council is the collection agency and also the valuation authority. The Minister, after consultation with the Valuer-General, may direct a valuation authority to cause a valuation of non-rateable leviable land to be made as at, and returned before, dates other than those specified in section 13H.

<b>VALUATION OF LAND ACT 1960</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.13J	Power to appoint people (i.e.: contractors) to carry out a valuation	CFO.	<p>The valuations service is currently outsourced to E3.</p> <p>The person appointed must hold qualifications or experience specified by the Minister.</p> <p>Applies when Council is making a valuation for the purposes of the <i>Fire Services Property Levy Act 2012</i>.</p> <p>Subject to compliance with section 108 of the <i>Local Government Act 2020</i>, Council's <i>Procurement Policy</i>, the <i>Financial Delegations</i> and a report via the CEO's Notice Paper.</p>
s.13L(4)	Power to use a supplementary valuation before it is certified by the Valuer-General.	RevCoord & SRO.	Where council is the collection agency.
s.13L(6)	Power to adjust the fire services property levy payable retrospectively for any period considered just.	RevCoord & SRO.	
s.13M(2)	Function of receiving certification in writing that the Valuer-general is satisfied that the supplementary valuation is correct.	RevCoord & SRO.	Where council is the collection agency. The power remains with the CEO.
s.13N(1)	Power to request the Valuer-General to make a supplementary valuation.	RevCoord.	Where council is the collection agency.
s.13N(3)	Function of receiving the supplementary valuation within 10 business days after the supplementary valuation is returned to the Valuer-general.	RevCoord & SRO.	Where Council is the collection agency.

<b>VALUATION OF LAND ACT 1960</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
S 13Q(4)	Power to adjust a rate or fire services property levy	RevCoord & SRO.	
s.15(3)	Duty to give notices in paragraphs (a) and (b) if information is received from a valuation authority under section 15(1) (b) as to a general valuation.	RevCoord.	Where Council is the rating authority.
s.20(3)	Function of receiving objections and written submissions where the objection is because the value is too low or too high and the value is not less than the prescribed amount.	RevCoord.	
s.21(2)	Duty to refer an objection received to the valuation authority.	RevCoord.	Where Council is an authority that is not the valuation authority which made the valuation.
s.21(2A)	Duty to refer an objection to the valuer.	RevCoord.	
s.21(5)	Function of receiving written notice from the Valuer-General of a recommendation.	RevCoord.	Where Council is the valuation authority or rating authority.
s.22(5)	Function of receiving copy of an application to VCAT for a review of a valuation decision.	RevCoord.	Where Council is the valuation authority.
s.22(6)	Duty to forward to the Principal Registrar of VCAT notice of objection and copies of any notices given under section 21 and any information given or submissions lodged under section 20 in relation to objection within one month after being served with copy of objector's application for review under section 22 (5).	RevCoord.	Where Council is the valuation authority.





<b>VICTORIA STATE EMERGENCY SERVICE ACT 2005</b>			
<b>Column 1</b>	<b>Column 2</b>		<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.34(1)	Power to apply for registration of a group of persons as a unit of the Service.	DEI.	
s.35(2)	Power to consult with the Chief Officer Operations regarding removal of controller of a registered unit from office.	DEI.	

<b>VICTORIAN DATA SHARING ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.10(a)	Power to provide some, or all, of the specified data to the Chief Data Officer.	Directors, MADCP & MLC.	If the Chief Data Officer gives a notice under section 8.
s.10(b)	Power not to respond to the request.	Directors.	If the Chief Data Officer gives a notice under section 8.
s.13(a)	Power to provide some, or all, of the specified data to the Chief Data Officer.	Directors, MADCP & MLC.	If the Chief Data Officer gives a notice under section 11.
s.13(b)	Power not to respond to the request.	Directors.	If the Chief Data Officer gives a notice under section 11.

<b>VICTORIAN DATA SHARING ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.24(3)(c)	Function of being informed by the Chief Data Officer, or data analytics body, if the <i>Victorian Data Sharing Act 2017</i> , <i>Privacy and Data Protection Act 2014</i> or <i>Health Records Act 2001</i> has been, or is likely to have been, breached in relation to data handled under the <i>Victorian Data Sharing Act 2017</i> while in the control of the Chief Data Officer, or of the data analytics body.	Directors.	
s.33(4)	Duty to have regard to policies or guidelines issued under section 33(1).	Directors, MADCP, MLC & MCommS	

<b>VICTORIAN ENVIRONMENTAL ASSESSMENT COUNCIL ACT 2001</b>			
<b>Column 1</b>	<b>Column 2</b>		<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			The purpose of the Act is to establish the Victorian Environmental Assessment Council to conduct investigations and assessments, provide advice and make recommendations relating to the protection and ecologically sustainable management of the environment and natural resources of public land.
s.26D(1)	Function of conferring with the Victorian Environmental Assessment Council.	DPP, MCF, MSP & MOSE.	If affected by the provision of an assessment or advice requested under section 26B.
s.26D(2)	Duty to give practicable assistance to the Victorian Environmental Assessment Council in preparing an assessment or advice.	DPP, MCF, MSP & MOSE.	

<b>VICTORIAN INSPECTORATE ACT 2011</b>			
<b>Column 1</b>	<b>Column 2</b>		<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.28(2)	Power to enter into agreements or arrangements for use of services with the Victorian Inspectorate.	Not delegated.	The power remains with the CEO.

<b>VICTORIAN LOCAL GOVERNMENT GRANTS COMMISSION ACT 1976</b>			
<b>Column 1</b>	<b>Column 2</b>		<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.10	Duty to supply prescribed information to the Commission by a certain time.	CFO.	
s.12(4)	Function of receiving a determination of allocation of funds by the Commission.	CFO.	
s.15	Function of representing Council at a Commission hearing.	CFO.	Hearings are not held.

<b>VICTORIAN PLANNING AUTHORITY ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>		<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.33(2)	Duty to comply with a request by the Authority under section 33(1) for information or assistance.	DPP, MSP & MCF.	
s.34(1)	Function of consulting with the Authority where exercising its powers likely to affect Council's functions.	DPP, MSP & MCF.	

<b>WATER ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.12(1)(a)	Duty to make any authorisation or permission that may affect the drainage system subject to any conditions required to ensure the conservation of waterways, wetlands and aquifers.	DEI & MCO.	
s.12(1)(b)	Power to withhold authorisation or permission until such works are carried out that are required to avoid or lessen any possible adverse effect.	DEI & MCO.	
s.67B	Duty to advise the Minister of the response to an application.	DEI.	<i>Note – relates to deviation of watercourses.</i>
s.122ZA (2)	Function of consenting to the Minister's determination under section 122ZA (1) (b).	DEI.	<i>Note – refers to the Minister's powers to restructure water and sewerage etc authorities.</i>
s.122ZC	Power to contribute money to an environmental or recreational area for improving or maintaining the area.	DEI.	
s144(2)(c)	Function of receiving a declaration by an Authority that land will be a serviced property for the purposes of the Act, if likely to be affected.	DEI & MCO.	
s.152	Function of receiving notice of intention to affect works.	DEI & MCO.	

<b>WATER ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.153	Function of receiving notice to alter or remove works.	DEI & MCO.	
s.165	Power to require an Authority to fix fire plugs to works.	DEI & MCO.	
s165(2)	Duty to meet costs of providing, installing, marking and maintaining all fire plugs that the Council requires.	DEI & MCO.	
s.171 D(1)	Power to require the Melbourne Water Corporation to fix fire plugs to works.	DEI.	
s.171 D(2)	Duty to meet costs of providing installing, marking and maintaining fire plugs where the plug is in Council's municipal district.	DEI & MCO.	
s.180(1)	Duty to forward a copy of an application for a septic tank permit to the Authority.	EHC.	
s.180(3)	Function of receiving any notification of the location of the nearest sewer, the availability of works to service the land and any requirements.	Not applicable.	
s180(4)	Duty to comply with any requirement of the Authority in regard to the application.	Not applicable.	
s.180(5)	Duty to not make a decision within 21 days after the copy is forwarded to the Authority.	Not applicable.	

<b>WATER ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.188(3)	Function of receiving notice of proposed declaration of a waterway if the council may have an interest in the waterway.	DEI.	
s.205(3)	Function of receiving notice of proposed declaration that an area of land will be liable to flooding or be a floodway area.	DEI & MCO.	
s.206(1)(b)	Function of receiving notice that an Order has been published in the Victoria Government Gazette.	DEI & MCO.	
s.206(3)	Duty to prevent land uses that are inconsistent with any identified flood hazards.	DPP & MTP.	
s.214(2)(b)	Duty to be represented on a committee to carry out investigations in relation to water management if the Council is affected.	DEI.	
s.217	Power to apply for an order for removal or modification of works.	DEI.	
s.218(2)(b)(ii)	Function of receiving notice of proposed declaration that an area of land will be a drainage course.	DEI & MCO.	
s.218(7)	Duty to act in accordance with a management plan approved by the Minister, if the Council has management and control of a drainage course.	DEI & MCO.	

<b>WATER ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.218(8)	Power to require an owner, occupier or other public statutory body to remove any interferences, carry out any works and maintain any structures, if the council has the management and control of a drainage course.	DEI & MCO.	Subject to the limitations set out in section 218.
s.218(10)	Duty to comply with any request by another public statutory body within one month.	DEI & MCO.	
s.218(14)	Power to enter into and remain on the drainage course for the purpose of doing anything that an owner or occupier failed to do.	DEI & MCO.	
s.244(7)	Function of receiving a copy of a community agreement, if land in the area is affected.	Not applicable.	
s.245(8)(b)	Power to consent to community agreement where it involves the construction of a drain across a road reserve.	Not applicable.	
s.246	Power to exercise the powers and perform the functions of the committee if requested by the committee, where land is affected by a community drainage or salinity mitigation or community water supply scheme.	Not applicable.	
s.263(2)	Function of receiving a request to arrange for a supplementary valuation to be made.	CFO & RevCoord.	
s.281A(1)	Power to enter into agreement with Melbourne Water Corporation to collect money owing to Melbourne Water Corporation under the Act.	DEI.	



<b>WATER ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s.281A(3)	Duty to collect money owing to Melbourne Water Corporation under the Act that relates to Council's municipal district.	DEI.	On the terms and conditions agreed with Melbourne Water Corporation or in default of agreement, determined by the Essential Services Commission.
s.286(1)(a)	Duty to contribute to the revenue of the Authority if requested.	Not applicable.	Conditions set out in section 285 and section 286.
s.287(1)(a)	Duty to make a special contribution to the revenue of the Authority if requested.	Not applicable.	Conditions set out in section 285 and section 287.

<b>YARRA RIVER PROTECTION (WILIP-GIN BIRRARUNG MURRON) ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			The provisions of this Act apply to councils appointed as a 'responsible public entity'. These councils are Banyule, Boroondara, Manningham, Melbourne, Nillumbik, Stonnington, Yarra and Yarra Ranges.
s.32(2)	Function of being given a reasonable opportunity to be heard by the panel.	MCF.	
s.40	Duty to make the Yarra Strategic Plan available to the public.	MCF.	
s.43(1)(a)	Duty to prepare a report on the implementation of a Yarra Strategic Plan.	MCF.	
s.43(1)(b)	Duty to provide the report on the implementation of a Yarra Strategic Plan to the lead agency.	MCF.	

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
5(2)	Power to designate an area liable to flooding	MBS.	Subject to liaison with relevant Council staff. Where Council is the 'relevant Council'.
r.44	Function of receiving documents	MBS, DMBS, SBS, BS, TO & AOB.	Where Council is the 'relevant Council'.
r.49	Duty to keep documents in any manner specified by the Keeper of Public Records until the building is demolished or removed from the allotment	MBS.	
50	Duty to make documents available on request	MBS, DMBS, SBS, BS, BI, TO & AOB.	
r.51	Function of providing information	MBS, DMBS, SBS, BS, BI, TO & AOB.	
r.73(2)	Power of providing report and consent – maximum street setback	MBS.	
r.74(4)	Power of providing report and consent – minimum street setback.	MBS.	
r.75(4)	Power of providing report and consent – building heights.	MBS.	
r.76(4)	Power of providing report and consent – site coverage.	MBS.	
r.77(3)	Power of providing report and consent – permeability.	MBS.	
r.78(6)	Power of providing report and consent – car parking.	MBS.	

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.79(6)	Power of providing report and consent – side and rear setbacks.	MBS.	
r.80(6)	Power of providing report and consent – walls and carports on boundaries.	MBS.	Where Council is the 'relevant Council'.
r.81(6)	Power of providing report and consent – daylight to habitable rooms.	MBS.	
r.82(5)	Power of providing report and consent – solar access.	MBS.	
r.83(3)	Power of providing report and consent – overshadowing.	MBS.	
r.84(9)	Power of providing report and consent – overlooking	MBS.	
r.85(3)	Power of providing report and consent – daylight to habitable room windows.	MBS.	
r.86(3)	Power of providing report and consent – private open space.	MBS.	
r.87(2)	Power of providing report and consent – siting of Class10a buildings.	MBS.	
r.89(3)	Power of providing report and consent – front fence height.	MBS.	
r.90(2)	Power of providing report and consent – fence setbacks from side and rear boundaries.	MBS.	

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.91(5)	Power of providing report and consent - fences on or within 150mm of side and rear boundaries.	MBS.	
r.92(2)	Power of providing report and consent – fences on intersecting street alignments.	MBS.	Where Council is the 'relevant Council'.
r.94(6)	Power of providing report and consent – fences and daylight to habitable rooms.	MBS.	
r.95(3)	Power of providing report and consent – fences and solar access.	MBS.	
r.96(3)	Power of providing report and consent – fences and overshadowing of private open space.	MBS.	
r.97(2)	Power of providing report and consent – masts and poles.	MBS.	
r.109(1)	Power of providing report and consent – projections beyond the street alignment.	MBS.	
r.109(2)	Power of providing report and consent -	MBS.	
r.109(3)	Power to give consent under rr.109(1) or 109(2).	MBS.	Where Council is the 'relevant Council'. if it considers that the projection of the part of the building beyond the street alignment will not be detrimental to the safety of the public.
r.116(4)	Power of providing report and consent - protection of the public.	MBS.	Where Council is the 'relevant Council'.

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.130(1)	Power of providing report and consent - building over easements.	MBS.	Where Council is the relevant 'service authority'.
r.132(1)	Power of providing report and consent - septic tanks.	MBS.	Where Council is the 'relevant Council'.
r.133(2)	Power of providing a report – stormwater drainage.	MBS.	
r.134(2)	Power of providing a report and consent – building above or below certain public facilities.	Not applicable.	
r 147L(2)	Function of receiving an application for registration.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147M(2)	Function of receiving an application for registration.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147N(2)	Function of receiving an application for registration.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147O(2)	Power to give notice.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147Q	Duty to enter information relating to a swimming pool or spa into Council's register.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147R(1)	Duty to give notice of the matters in r 147R(1)(a) – (g).	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147R(4)	Duty to specify a date for the purposes of r 147R(1)(g).	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 147R(5)	Power to specify a date.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147S(1)	Duty to remove from the register the information about the swimming pool or spa set out in r 147J, as soon as practicable, where satisfied that a registered swimming pool or registered spa no longer exists or is no longer capable of containing water to a depth of greater than 300 mm.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147S(2)	Duty to give a notice in writing after removing the information about the swimming pool or spa from the register.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147T(1)	Duty to determine the date of construction.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147U(1)	Duty to determine the date of construction.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147V(1)	Duty of receiving a certificate of compliance.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147V(4)	Duty to give notice in writing following lodgement of a certificate of pool and spa barrier compliance by the owner.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147W(1)	Power to exempt an owner from the requirement under r 147V(1) to lodge a certificate of pool and spa barrier compliance.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 147W(2)	Duty to give a notice in writing if an owner is exempted under r 147V(1).	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147Z(1)	Power to extend the period for lodgement of a certificate of pool and spa barrier compliance if satisfied of the criteria in r 147Z(1)(a) – (e).	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147Z(3)	Duty to give a notice, in writing, to the owner of the land specifying a new due date for the lodgement of a certificate of pool and spa barrier compliance as soon as practicable after that decision is made.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147ZD	Duty to update the applicable barrier standard on the register to include the applicable barrier standard referred to in the certificate.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147ZE	Duty to give a notice, in writing, to the owner as soon as practicable following lodgement of a certificate of pool and spa barrier compliance under r 147ZC.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147ZJ(3)	Duty to give a notice, in writing, to the owner of the land on which the swimming pool or spa relating to the barrier is located.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147ZL(1)	Duty to update the register with details of the name of the new owner of the land as soon as practicable.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147ZL(2)	Duty to give a notice, in writing, to the new owner of the land.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.
r 147ZM	Duty to submit the requested information to the Authority in the form approved by the Authority.	MBS, DMBS, SBS, BS, BI, TO & AOB.	Where Council is the 'relevant Council'.



<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
			<p>Part 10 of the Regulations (Regulations 148 to 154) relate to building work on special designated areas". The term "designated special area" means:</p> <ul style="list-style-type: none"> <li>a) an area liable to flooding; or</li> <li>b) an area designated under regulation 150 as an area in which buildings are likely to be subject to attack by termites; or</li> <li>c) an area designated under regulation 152 as likely to be subject to significant snowfalls; or</li> <li>d) designated land; or</li> <li>e) designated works.</li> </ul> <p>There are no special designated areas in Stonnington.</p>
r.148	Duty to prepare maps.	Not applicable.	
r.149(1)	Duty to amend or prepare map for the existing or new designated special area.	Not applicable.	
r.149(2)	Duty to advise the Authority if a designated special area is altered or created.	Not applicable.	
r.149(3)	Duty to lodge copies of designated special area maps with the Authority.	Not applicable.	

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.149(4)	Duty to make an up-to-date copy of each designated special area map, applicable to Council's municipal district, available to the public for inspection.	Not applicable.	
r.150	Power to designate areas within Council's municipal district in which buildings are likely to be subject to attack by termites.	Not applicable.	
r.152(1)	Power to designate areas in Council's municipal district that are likely to be subject to significant snowfalls.	Not applicable.	
r.153(2)	Power of providing report and consent.	Not applicable.	
r.153(4)	Duty not to give consent under r.153(2) if there is likely to be a danger to the life, health or safety of the occupants of the building due to flooding of the site	Not applicable.	
r.153(5)	Power to specify, Council's report, a level for the surface of the lowest floor of a building on the site	Not applicable.	
r.153(6)	Duty to consult with the floodplain management authority for the site and specify a level in line with r.153(6)(b) requirements	Not applicable.	
r.153(7)	Duty to, without delay, advise the floodplain management authority and the sewerage authority for the site of the floor level (if any) specified under regulation 153(5).	Not applicable.	
r.154(1)	Power of providing report and consent.	Not applicable.	

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.154(2)	Power to include, in the report and consent Council provides, recommendations controlling the location and construction of retaining walls and fences in relation to designated land or designated work	DMBS, SBS & BS.	
r.154(3)	Duty to consult with the waterway management authority for the designated land or designated works, before giving consent under r. 154(1).	DMBS, SBS & BS.	
r.166B(c)(ii)	Power to approve a floor area size greater than 60m <sup>2</sup> .	DMBS, SBS & BS.	Note – Part11 A (regulations 166AS to 166H) of the Regulations refer to emergency accommodation buildings.
r.166C(1)(a)	Function of receiving notification from the building owner of an intention to commence occupying the building as the owner's principal place of residence.	DMBS, SBS & BS.	
r.166C(1)(b)	Function of receiving notification from the building owner of the proposed commencement date of that occupation.	DMBS, SBS & BS.	

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.166(2)	Function of receiving notification from the building owner of the proposed commencement date of that occupation.	DMBS, SBS & BS.	
r.166F(1)(a)(v)	Power to approve a reticulated sewerage system or septic tank system.	DMBS, SBS & BS.	For the purposes of section 53MB of the <i>Environment Protection Act 1970</i> .
r.187(2)	Function of providing report and consent.	MBS.	Where Council is the 'relevant Council'. Subject to r.187(3)
r.202(1)	Duty to keep the documents relating to occupancy permits in any manner specified by the Keeper of Public Records	MBS & CCI.	For the purposes of section 75 of the <i>Building Act 1993</i> .
r.202(2)	Duty to keep documents relating to a temporary approval for three years after the earlier of the two periods set out in rr. 202(2)(a) and 202(2)(b).	MBS & CCI.	For the purposes of section 75 of the <i>Building Act 1993</i> .
r.203	Function of receiving documents	MBS.	
r.205	Function of receiving information.	MBS, DMBS, SBS, BS, TO and AOB.	Where Council is the 'relevant Council'.

<b>BUILDING REGULATIONS 2018</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.215(3)(c)	Function of receiving a determination and report under section 120(2) (a) of the <i>Building Act</i> 1993.	MBS.	Where Council is the 'relevant Council'. If the essential safety measure is required under an emergency order or a building order under Part 8 of the <i>Building Act</i> 1993.
r.280(1)	Power to exempt a Class 10 building that is to be constructed on farm land and used for farming purposes from all or any of the requirements of these Regulations.	Not applicable.	There is no farm land in Stonnington.

<b>DANGEROUS GOODS (EXPLOSIVES) REGULATIONS 2021</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.146(3)	Function of receiving written notice of intention to discharge fireworks or firecrackers.	BCC & LLCC.	Does not apply if a local law requires a person to give Council greater notice of an intention to discharge fireworks.

<b>DRUGS, POISONS AND CONTROLLED SUBSTANCES REGULATIONS 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.5(1)	Power to have possession of "Schedule 4 poisons" that are necessary for immunisation programs coordinated by Council in accordance with the <i>Public Health and Wellbeing Act 2008</i> .	CoordMCH&IS.	

<b><i>ELECTRICITY SAFETY (ELECTRIC LINE CLEARANCE) REGULATIONS 2020</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
sch 1 cl 16	Function of receiving notice before cutting or removing certain trees.	MOSE.	
sch 1 cl 19	Function of receiving notice after completion of cutting or removal of the trees.	MOSE.	
sch 1 cl 20	Power to consult relating to safety of cutting or removal of trees close to an electric line.	MOSE.	
sch 1 cl 21(1)	Power to consult relating to assisting to determine an additional distance that allows for conductor sag and sway.	MOSE.	
sch 1 cl 21(3)	Duty to keep record of the additional distance for at least 5 years.	MOSE.	

<b><i>INFRINGEMENTS REGULATIONS 2016</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.8	Duty to report listed information to the Attorney-General.	PSC.	<i>See the notes relating to section 6 of the Infringements Act 2006.</i>



<b>LAND ACQUISITION AND COMPENSATION REGULATIONS 2010</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.11	Function of providing certain information as set out in (a)-(h) as requested by an Authority.	DEI.	
r.11	For the purposes of section 9 (2) of the Act, the following information is prescribed as information which may be requested by an Authority from a municipal council:		
	a) any building permit or approval pursuant to which any construction on the land could be carried out, if that construction is not completed;	DPP & MBS.	
	b) any construction on the land which, in the opinion of the council, is not in accordance with a building permit or approval or contravenes any regulation or local law administered by the council;	DPP & MBS.	
	c) any plan of subdivision or consolidation in respect of the land or part of the land certified by the council under the <i>Subdivision Act 1988</i> in the 12 months before the date of the notice or any other such certified plan which, to the council's knowledge, has not been lodged with the Registrar of Titles under the <i>Subdivision Act 1988</i> ;	DPP, MSP & SO.	

<b>LAND ACQUISITION AND COMPENSATION REGULATIONS 2010</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.11	d) any plan in respect of the land or part of the land re-certified by the council under the <i>Subdivision Act 1988</i> in the 12 months before the date of the notice or any other such re-certified plan which, to the council's knowledge, has not been lodged with the Registrar of Titles under the <i>Subdivision Act 1988</i> ;	DPP, MSP & SO.	
	e) any works, plans, schemes or proposals which the council is carrying out or which it proposes to carry out in the 12 months following the date of the notice and which may affect the value of an interest in the land;	DPP, DEI & MSP.	
	f) any works, plans, schemes or proposals which, to the council's knowledge, any government department or public authority (other than the acquiring authority) proposes to carry out in the 12 months following the date of the notice and which may affect the value of an interest in the land;	DPP, DEI & MSP.	
	g) any local law of the council which may affect the value of an interest in the land and any changes to such a local law which the council proposes to make at the date of the notice; or	MG & GC.	
	h) any other information or agreement held by the council that may be relevant to the assessment of compensation, including information or agreements relating to any rights or obligations under a development contributions plan within the meaning of the <i>Planning and Environment Act 1987</i> .	DPP.	

<b>LAND ACQUISITION AND COMPENSATION REGULATIONS 2010</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.12	Function of providing certain information as set out in (a) – (d) as requested by an Authority.	DEI.	Where Council is the responsible authority.
r.12	For the purposes of section 9(2) of the Act, the following information is prescribed as information which may be requested by an Authority from a responsible authority:		
	a) any planning permit pursuant to which any use or development of the land may take place or any other matter or thing which may be done in respect of the land if that use has not commenced or that development is not completed or that matter or thing has not been done;	DPP & MSP.	
	b) any use, development, matter or thing carried out or being carried out on or in respect of the land which, in the opinion of the responsible authority, is not in accordance with a planning permit or a planning scheme;	DPP, MSP & MCF.	
	c) any amendment to a planning scheme applying to the land which may affect the value of an interest in the land, notice of which has been given in accordance with Part 3 of the <i>Planning and Environment Act 1987</i> but which has not been adopted or approved in accordance with Part 3 of that Act, if that amendment is not or would not be disclosed on a planning certificate; or	DPP, MSP & MCF.	

<b>LAND ACQUISITION AND COMPENSATION REGULATIONS 2010</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.12	d) any strategy, plan or other policy adopted by the responsible authority which does not form part of the planning scheme and which may affect the operation of the planning scheme applying to the land or the exercise of any discretion under the <i>Planning and Environment Act 1987</i> which may affect the value of an interest in the land.	DPP, MSP & MCF.	

<b>LOCAL GOVERNMENT (GENERAL) REGULATIONS 2015</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.109	Duty to include in the notice of rates and charges the information prescribed.	RevCoord & SRO.	
r.13(1)	Duty to include certain prescribed statements in a land information certificate.	RevCoord.	
r.13(2)	Power to sign a land information certificate.	RevCoord.	

<b>LOCAL GOVERNMENT (LAND INFORMATION) REGULATIONS 2021</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
<b>R 5(2)</b>	<b>Duty to sign a land information certificate</b>	<b>RevCoord</b>	Refer also to s 121(4) of the Local Government Act 2020. Signing of a land information certificate must be by the member of staff of the Council to whom the power to sign a land information certificate has been delegated.

<b>LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2021</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.7(2)	Function of receiving a request from a member to grant pay instead of long service leave.	MPC	
r.7(3)	Duty to pay the member one-tenth of three months ordinary pay for each year of completed recognised service.	CoordP	

<b>LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2021</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.7(5)(a)	Duty to transfer long service leave entitlement to the other Council with the payment to be transferred under r 19(3).	CoordP	
r.7(5)(b)	Duty to pay the public body or special body (as the case requires) an amount equal to one-fortieth of one month's ordinary pay for each completed month of recognised of the member calculated in accordance with these Regulations.	CoordP	
r.7(6)(b)	Duty to pay the member one-tenth of three months ordinary pay for each year of completed recognised service.	CoordP	If, before the member's termination becomes effective, the member has not taken the whole of the long service leave to which the member is entitled or pay instead of that leave, or deferred the taking of the long service leave entitlement under sub-regulation (4)
r.8(2)	Power to receive notice in writing from a member who ceases employment in any of the circumstances set out under sub-regulation (1) to elect to take pay instead of all or any part of the long service leave to which the member is entitled.	MPC	

<b>LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2021</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.8(3)	Duty to pay the member one-tenth of three months ordinary pay for each year of completed recognised service.	CoordP	
r 8(4)(b)	Duty to pay a member one-tenth of three months ordinary pay for each year of completed recognised service.	CoordP	If a member who ceases employment in any of the circumstances set out under sub-regulation (1) has not taken the whole of the long service leave to which the member is entitled or pay instead of that leave before their termination or retirement becomes effective.
r 8(6)	Duty to pay the member referred to in sub-regulation (5) one-tenth of three months ordinary pay for each year of completed recognised service.	CoordP	
r 8(7)(b)(i)	Function of approving a medical practitioner.	MPC.	
r 9(2)	Duty to pay the legal personal representative of the member referred to in sub-regulation (1) (as the case requires) (a) the pay which the member elected to take; and (b) pay instead of any long service leave to which the member was entitled and which the member had not taken, or for which the member has not paid.	MPC.	
r 13(6)	Power to include, to the extent determined in each particular case by first Council, the whole or any portion of a period of service when the member was absent from duty with the prior or subsequent approval.	MPC.	
r 14(1)(b)	Duty to grant the member a day off instead of a public holiday.	Directors & Managers.	

<b>LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2021</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 14(2)	Power to agree on a mutually convenient time with the member.	Directors & Managers.	
r 15	Power to agree on a mutually convenient time with the member to take all or part of long service leave entitlement.	Directors & Managers.	
r 16	Power to approve long serve leave entitlement at half the salary for twice the period.	Directors & Managers.	
r 17	Power to approve a member to engage in any employment for hire or reward while the member is on long service leave.	MPC.	
r 18	Duty to provide another Council with any information in its possession which may be required by that other Council for the purposes of these Regulations.	CoordP.	
r 19(2)	Duty to inform the other Council (former Council) of the employment within two months of the commencement of the employment.	CoordP.	
r 19(3)	Duty to, within two months of being informed of the employment, pay to the Council an amount equal to one-fortieth of one month's pay for each completed month of service of the member with Council.	CoordP.	Where Council is the member's former employer.
r 19(4)	Duty to refund a payment made to it under sub-regulation (3).	MPC.	Where Council is the member's new employer.



<b>LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2021</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 20	Power to enter into an agreement with an authority, person responsible for an office or Authority referred to in regulation 13(4) regarding transfer of entitlements.	Not delegated.	The power remains with the EO

<b>LOCAL GOVERNMENT (PLANNING AND REPORTING) REGULATIONS 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 5(1)	Duty to ensure statements describing the financial resources are in the prescribed form.	CFO.	
r 5(2)	Duty to include a statement of capital works in the Financial Plan.	CFO.	
r 6	Duty to include prescribed information in the Financial Plan.	CFO.	
r 7	Duty to include the prescribed information in the financial statements included in the budget.	CFO.	
r 8	Duty to include other prescribed information in the budget or revised budget.	CFO.	
r 9(2)	Duty to include the prescribed information in the report of operations.	MCF.	
r 10	Duty to include in the report of operations a description of the operations of Council.	MCF.	
r 11	Duty to include prescribed information relating to performance results in the performance statements.	MCF.	
r 14	Duty to include the prescribed information in financial statements contained in the annual report.	CFO.	

<b>OCCUPATIONAL HEALTH AND SAFETY REGULATIONS 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.375(3)(c)(ii)	Function to assist in the preparation of an emergency management plan for a major hazard facility	DEI.	
r.376(c)	Function to receive a copy of the parts of the emergency plan relating to the off-site consequences of a major incident occurring.	DEI.	
r.379(4)(b)	Function to review and, if necessary, revise the emergency management plan in relation to the off-site consequences of a major incident occurring.	DEI.	
r.394(1)	Function to receive information about the safety of a major hazard facility.	DEI.	
r.396	Function to be consulted on all matters that could affect the health and safety of members of the local community in the event of a major incident occurring.	DEI.	
r.433(2)(b)(ii)	Function of assisting in the preparation of an emergency management plan for a prescribed mine.	Not applicable.	There are no "prescribed mines" in Stonington.
r.434(b)(ii)	Function to receive a copy of the emergency plan relating to the off-site consequences of a major incident occurring.	DEI.	

<b><i>PUBLIC HEALTH AND WELLBEING REGULATIONS 2019</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS AND LIMITATIONS</b>
r 19(6)	Function of receiving a copy of a disease vector control notice.	EHC, EHTL & EHO.	
r 59(4)	Function of being notified of test results.	EHC, EHTL & EHO.	
r 59(7)	Function of receiving written notice.	EHC, EHTL & EHO.	
r 98	Function of being notified by the Secretary.	EHC, EHTL & EHO.	
r 112(1)	Power to request information.	EHC, EHTL & EHO.	

<b><i>PUBLIC HEALTH AND WELLBEING (PRESCRIBED ACCOMMODATION) REGULATIONS 2020</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS AND LIMITATIONS</b>
r 12(2)	Power to determine a building to be of cultural heritage significance if one of the circumstances in (2)(a) – (d) exist.	Not applicable.	Note – refers to holiday camps.

<b>ROAD SAFETY (GENERAL) REGULATIONS 2019</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
79(1)(b)	Power to as an authorised officer to file a charge in relation to an offence pursuant to section 90E of the Act (*).	MTP, CPS, SPSA, TLPP & PSA.	(* Note - Part 7A of the Act refers to private parking areas (which can be under council control).

<b>ROAD SAFETY (TRAFFIC MANAGEMENT) REGULATIONS 2019</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 10(1)	Function of receiving notice, in writing, from the Head, Transport for Victoria if the Head, Transport for Victoria proposes to erect, display, place, remove or alter a traffic control device of a kind referred to in r 9(4)(a) to (f) (a proposal) on a road or road related area that is within the municipal district of the Council.	DEI, MTP & TPLC & T&P Coord	Unless the road or road related area forms part of a freeway or arterial road.
r 10(2)	Power to disagree, in writing, with the proposal.	DEI, MTP & TPLC & T&P Coord.	
r 11(1)	Power to erect, display, place, remove or alter traffic control devices on roads or road related areas.	DEI, MTP & TPLC & T&P Coord	Where Council is a responsible entity.
r 11(2)(a)	Power to erect, display, place, remove or alter a minor traffic control device that is for the control of stopping or parking of vehicles in accordance with Part 12 of the <i>Road Safety Road Rules 2017</i> .	DEI, MTP & TPLC & T&P Coord	On a road or road related area forming part of an arterial road within Council's municipal district.
r 11(2)(b)	Power to erect, display, place, remove or alter a traffic control device that is associated with a children's crossing.	DEI, MTP, TPLC & T&P Coord & MCO.	
r 11(2)(c)	Power to erect, display, place, remove or alter a traffic control device installed in accordance with r 15.	DEI, MTP & TPLC & T&P Coord	
r 11(2)(d)	Power to erect, display, place, remove or alter any other minor traffic control device or a major traffic control device.	DEI, MTP & TPLC & T&P Coord	With the authorisation of the Head, Transport for Victoria. Subject to r 11(3).

<b>ROAD SAFETY (TRAFFIC MANAGEMENT) REGULATIONS 2019</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 11(4)	Duty to alter the minor traffic control device to remove the inconsistency or remove the minor traffic control device.	DEI, MTP & TPLC & T&P Coord	If a minor traffic control device referred to in r 11(2)(a) is inconsistent with a major traffic control device located on the same length of road.
r 12(1)(d)	Power to authorise an authorised works manager, or a person acting on behalf of an authorised works manager, to erect, display, place, remove or alter any other minor traffic control device.	DEI, MTP, TPLC & T&P Coord& MLC.	Where Council is the coordinating road authority for that road or road related area. Note: see r 23(b).
r 13(1)(f)	Power to authorise a person, to whom a coordinating road authority has issued a permit under section 99B of the <i>Road Safety Act 1986</i> to conduct a non-road activity, to erect, display, place, remove or alter any other minor traffic control device.	DEI, MTP, TPLC & T&P Coord& MLC.	Where Council is the coordinating road authority for that road or road related area. Note: see r 23(b).
r 18(1)(b)	Power to authorise a person to erect, display, place, remove or alter traffic control devices.	DEI, MTP, TPLC & T&P Coord& MLC.	Where Council is the coordinating road authority. Note: see r 23(b).
r 27	Power to permit, in writing, a person to drive a vehicle on a road in an organised procession (other than a funeral procession) or a parade.	DEI & MTP.	Where Council is the coordinating road authority for that road.
r 30(4)	Power to approve, in writing, a police-controlled rolling road closure.	DEI & MTP.	Where Council is the coordinating road authority.
r 32(2)(d)(ii)	Power to approve a highway collection being conducted.	DEI, MTP, TPLC & T&P Coord& MLC.	

<b>ROAD SAFETY (TRAFFIC MANAGEMENT) REGULATIONS 2019</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 34(1)	Function of receiving an application for a permit under section 99B of the <i>Road Safety Act 1986</i> from a person intending to conduct a non-road activity on a highway.	BCC & LLCC.	Where Council is the coordinating road authority.
r 34(4)	Power to reduce, waive or refund the fee for a permit.	MLC.	Where Council is a coordinating road authority. If there are special circumstances that justify the reduction, waiver or refund of the fee.

<b>ROAD SAFETY (VEHICLES) INTERIM REGULATIONS 2020</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.103	Power to enter into an agreement with the Secretary to provide for extracts for fees.	MTP & PSC.	



<b>ROAD SAFETY ROAD RULES 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.200(2)	Power to permit drivers of heavy and long vehicles to stop on roads in a built-up area for longer than one hour.	MTP, CPS, TPLC & T&P Coord, SPSA, TLPP & PSA.	
r.244C	Function of consulting with the Head, Transport for Victoria regarding specification of a route or area under regulation 244C (1).	DEI, MTP & MADCP.	
r.289(1)(d)	Power to prohibit drivers riding bicycles or animals on the nature strip.	MTP, CPS, TPLC & T&P Coord, SPSA, TLPP & PSA.	

<b><i>SUBDIVISION (FEES) REGULATIONS 2016</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.9	Power to fix a fee for considering an engineering plan submitted under section 15 of the <i>Subdivision Act</i> 1988	DPP & MSP.	
r.10	Power to waive or rebate the payment of a fee payable under the <i>Subdivision Act</i> 1988	DPP & MSP.	
r.13	Duty to record in writing, the reasons for waiving or rebating payment of a fee under regulation 12.	DPP & MSP	

<b><i>SUBDIVISION (PROCEDURES) REGULATIONS 2011</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.11	Duty to give the applicant the street address and lot location of each lot on the plan.	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	These Regulations "sunset" in October 2021.
r.14(a)	Duty to provide the referral authority with a copy of the application form and certain details.	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
r.14(b)	Duty to provide the applicant with a copy of the application and certain details.	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
r.19(1)	Duty to send the referral authority notice of a revised time for consideration when sending a copy of an altered plan pursuant to section 10(5) of the <i>Subdivision Act 1988</i> .	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
r.19(3)	Duty to send the applicant notice of a revised time for consideration of the plan when altered plan is sent to a referral authority under section 10(5) of the <i>Subdivision Act 1988</i> .	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
r.23(a)	Duty to provide the referral authority with a copy of the plan and certain details when referring an application to amend a certified plan under section 11(1) of the <i>Subdivision Act 1988</i> .	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	

<b><i>SUBDIVISION (PROCEDURES) REGULATIONS 2011</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.23(b)	Duty to provide the applicant with a copy of the application and certain details, when referring an application to amend a certified plan under section 11(1) of the <i>Subdivision Act</i> 1988.	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
r.29	Duty to provide the applicant the amended street address and lot location of each lot when an amended plan of subdivision has been re-certified pursuant to section 11(7)(a) of the Act.	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	In the circumstances described in regulation 29.
r.33(1)	Duty to maintain a register of applications.	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
r.33(4)	Duty to make the register available for inspection.	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	
r.36(4)	Duty to send notice of refusal where Council refuses to issue a statement of compliance under section 21 of the <i>Subdivision Act</i> 1988.	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	

<b><i>SUBDIVISION (REGISTRAR'S REQUIREMENTS) REGULATIONS 2011</i></b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r.20	Function of being advised by the Registrar of any amendments made to any certified plan under section 22(2) (a) of the <i>Subdivision Act</i> 1988.	MSP, CoordStatP, CoordPI, PAC, CSP & SO.	These Regulations "sunset" in October 2021.

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
<b>Section A – Finance Issues</b>			
Power to sign and issue Council order forms for purchase of goods, services and works, to approve tax invoices and to enter into contracts for the provision of goods, services and works.		In accordance with the Financial Delegations.	
Power to authorise the payment of wages, salaries and related payments.		MPC & CoordP.	In accordance with the Financial delegations.
Power to authorise the payment of Mayoral and Councillor allowances.		MG, GC & CIVSOCI VSO	Within the amount of allowance as determined by the Victorian Independent Remuneration Tribunal in accordance with section 39 of the <i>Local Government Act 2020</i> .
Power to open bank accounts in Council's name.		CFO & FAC.	Two signatures are required.

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
<b>Section A – Finance Issues</b>			
Power to authorise enforcement of overdue rates and charges, including interest.		CFO & RevCoord.	
Power to authorise enforcement of overdue sundry debtors.		CFO & FAC.	
Power to amend or vary agreements (*).		Directors.	(*) Excluding contract variations and subject to: <ul style="list-style-type: none"> <li>• budgetary provision;</li> <li>• Council's Procurement Policy; and</li> <li>• the Financial Delegations.</li> </ul>
Power to approve contract variations.		In accordance with the Procurement Policy & Financial Delegations.	
Power to sign cheques.		CFO, FAC .	Any two
Power to authorise electronic payments		CFO, FAC .	Any two
Power to authorise petty cash.		Directors, Managers & Coordinators.	

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
<b>Section A – Finance Issues</b>			
Power to issue debit or vendor charge cards to staff.		Not delegated.	The use of debit or vendor charge cards is subject to the Council's <i>Vendor Charge Cards Policy</i> . The power remains with the CEO.
Power to approve calling of invitations for expressions of interest or tenders for goods, services and works.		Directors & Managers.	
Power to sign contracts of sale and vendor statements for land approved for sale.		DPP & MCF.	
Power to sign contracts of sale for the approved acquisition of real estate.		DPP & MCF.	
Power to authorise the order, release, refund, or return of securities, bank guarantees and bonds, relating to property transactions only.		DPP & MCF	
Power to authorise progress payments.		In accordance with the Procurement Policy & Financial Delegations.	
Power to authorise payment of contract variations.		In accordance with the Procurement Policy & Financial Delegations.	



<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
<b>Section A – Finance Issues</b>			
Power to determine fees and charges.		Not delegated.	Fees and charges are determined by Council in the annual budget process.
Power to approve the sale or disposal of assets other than land.		Directors.	Subject to the: <ul style="list-style-type: none"> <li>• Asset Management Policy (the version on the website is dated 2011 and is overdue for review); and</li> <li>• Asset Disposal Policy 2014 (reviewed 2016).</li> </ul>
Power to write off bad debts.		CFO.	There is no Policy in relation to bad debts.

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
<b>Section B – Building Issues</b>			
Power to determine fees required under clause 1(c) (i) of Schedule 2 and sections 18, 42 and 54 of the <i>Building Act</i> 1993 for building permit, application for an occupancy permit (building work) and application for an occupancy permit (places of public entertainment).		Not delegated.	Fees are fixed by Council in the adoption of the annual budget.
Power to determine fees payable, person responsible for payment of fees and method of payment and recovery of fees for any application, approval, permit, consent, referral, request, information, inspection, consultation, advice, report, the keeping of documents and records or other function, service or work performed or provided under the <i>Building Act</i> 1993, <i>Building Regulations</i> 2018 or for the purposes of any other building control or related function of the Council by the Council or its delegate or any member of staff of the Council		Not delegated.	

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
<b>Section C – Miscellaneous Issues</b>			
Power to obtain legal opinions and instruct external legal providers.		Directors, Managers, GenCounsel & PAC.	Does not apply to: <ul style="list-style-type: none"> <li>• debt recovery matters;</li> <li>• unpaid infringements;</li> <li>• planning matters; and</li> <li>• HR/IR matters.</li> </ul> In all other instances, the staff member considering obtaining legal advice must first consult the General Counsel.
Power to make "ex gratia" settlement of insurance claims.		MPC & MCSPR, CoordRisk	Following the agreement of the underwriter and not exceeding the financial delegation limit.
Power to manage processing of insurance claims.		MPC & CoordR.	
Power to execute funding and service agreements with other levels of government.		Directors.	
Power to execute applications for government grants.		Directors.	
Power to determine the suitability and value of "in kind" local contributions toward \$ for \$ capital works.		Directors.	

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
Power to make seasonal and casual allocation of sporting grounds.		DCW, MAC & CoordRecS.	
Power to enter into agreements for voluntary or not-for-profit organisation to use Council facilities.		DCW, MADCP, MAC & CoordRecS.	
Power to lodge with the Register a caveat, and subsequently seek its withdrawal in accordance with s89(1) of the <i>Transfer of Land Act 1598</i>		DCW, MADCP, MAC & CoordRecS & MADCP	
Power to enter into or vary a lease or licence of vehicles			Insert any financial limitation
Power to enter into or vary a lease or licence of equipment			Insert any financial limitation
Power to make statements to the press.		MCE.	
Power to give authority to make statements to the press.		MCE.	
Power to authorise the issue of media releases.		MCE.	Subject to the approval of the Mayor or the CEO.
Power to authorise access to Council files and documents.		CIC.	

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
Power to make a decision (including a decision to settle the matter) relating to the conduct of a proceeding before:			
<ul style="list-style-type: none"> <li>the Supreme Court;</li> </ul>		Not delegated.	The power remains with the CEO.
<ul style="list-style-type: none"> <li>the County Court;</li> </ul>		Directors.	
<ul style="list-style-type: none"> <li>the Victorian Civil and Administrative Tribunal (non-planning matter);</li> </ul>		Directors & Managers.	
<ul style="list-style-type: none"> <li>the Victorian Civil and Administrative Tribunal (planning matter);</li> </ul>		DPP, MSP, CoordStatP & PAC.	
<ul style="list-style-type: none"> <li>the Victorian Civil and Administrative Tribunal (planning matter);</li> </ul>		CoordPI.	Subject to prior consultation with the MSP.
<ul style="list-style-type: none"> <li>the Victorian Civil and Administrative Tribunal (planning matter);</li> </ul>		CoordPI & PIO.	Subject to prior consultation with the MSP or CoordPIO.
<ul style="list-style-type: none"> <li>the Magistrates' Court; and</li> </ul>		Directors, Managers & Coordinators.	
<ul style="list-style-type: none"> <li>the Magistrates' Court.</li> </ul>		PIO	Subject to prior consultation with the MSP or CoordPIO.
Power to approve litigation settlement amounts:			
<ul style="list-style-type: none"> <li>insurance claim; or</li> </ul>		MPC.	The amount is limited to the excess which applies.

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
<ul style="list-style-type: none"> <li>• non-insurance matter</li> </ul>		Not delegated.	The power remains with CEO.
Power to appeal a decision of the Victorian Civil and Administrative Tribunal or a Court		Not delegated.	The power remains with the CEO.

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
Duty to administer a competition and consumer protection program.		CFO.	The requirements reflect the introduction of the <i>Competition and Consumer Act 2010</i> and its application in Victoria pursuant to the <i>Australian Consumer Law and Fair Trading Act 2012</i> .  Maddocks have indicated that while there is no specific provision or express duty imposed on councils to administer a compliance program under either of the Acts, the reference is included to remind councils that they are required to comply with the Australian Consumer Law.
Duty to administer a privacy compliance program		MG & GC.	
Power to authorise entertainment expenses for Councillors.		MG & GC.	In accordance with the Councillor Expenses Policy.
Power to authorise entertainment expenses for staff.		Directors.	This provision is not covered by any Policy.
Power to authorise publication on the Internet.		MCE.	
Power to authorise publication on the Intranet.		MCE.	

<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
Power to make or authorise the making of submissions to external bodies.		Directors & Managers.	
Power to approve arrangements having important public relations aspect (e.g. opening ceremony for new facilities).		MCE.	
Power to give permission to publish any document or publication.		Directors & MCE.	
Power to authorise allocation or change over of garbage bins.		MCO & WMCoord.	



<b>MISCELLANEOUS AND ADMINISTRATIVE POWERS</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>THING DELEGATED</b>		<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
Power to serve statements under the <i>Land Acquisition and Compensation Act 1986</i> .		CFO & PropCoord.	
Power to sign transfer-related documentation under the <i>Duties Act 2000</i> .		CFO & PropCoord.	
Power to authorise the release of deposit moneys under the <i>Sale of Land Act 1962</i> .		CFO & PropCoord.	
Power to serve statutory notices in relation to land owned or managed by Council.		CFO & PropCoord.	
Power to request a Minister or Secretary to appoint a Council officer to be an authorised officer or authorised for a particular purpose under an Act		Not delegated.	The power remains with the CEO. <i>Note – an example would be pursuant to section 24ZW (2) of the Prevention of Cruelty to Animals Act 1986.</i>
Function of lodging claims for Natural Disaster Financial Assistance and liaising with the Department of Treasury and Finance regarding claims.		CFO.	
Power to enter into a licence for the occupation or use of property		CFO, MSPProp and PropCoord	

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