



**CITY OF PORT PHILLIP**

**S6 INSTRUMENT OF DELEGATION TO MEMBERS OF  
STAFF**

City of Port Phillip

## Instrument of Delegation

In exercise of the powers conferred by the legislation referred to in the attached Schedule, the Council:

1. delegates 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 holding, acting in or performing the duties of the office or position described opposite each such duty and/or function and/or power in column 3 of the Schedule;
2. record that references in the Schedule are as follows:

### Positions

Abbreviation	Position
Authorised Officers	Authorised Officers
CFO	Chief Financial Officer
CoordHS	Coordinator Health Services
CoordLLAM	Coordinator Local Laws and Animal Management
CoordPC	Coordinator Planning Compliance
DPPM	Divisional Project Portfolio Manager
EAO	Engineering Approvals Officer
EMWCM	Executive Manager Waste & City Maintenance
GMCD	General Manager City Development
GMCI	General Manager City Infrastructure
GMGP	General Manager Governance and Performance
HoAM	Head of Asset Management
HoGovAd	Head of Governance and Advocacy
HoPOF	Head of Property Operations & Facilities

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Abbreviation	Position
HoSP	Head of Strategic Planning
MPAA	Major Projects and Appeals Advisor
MBPS	Manager Building and Planning Services
MCPS	Manager City Planning and Sustainability
MCSC	Manager Community Services and Culture
MPA	Manager Property and Assets
MSA	Manager Safety and Amenity
Not Applicable	Not Applicable
Not Delegated	Not Delegated
SPPIFB	Senior Precinct Planner – Fishermans Bend
SPHO	Senior Public Health Officer
TLPO	Team Leader Property Operations

**Positions Groups**

Positions Group	Position	Positions
PICoords	PICoords	Planning Coordinator Canal Ward Coordinator Statutory Planning Gateway Ward Coordinator Statutory Planning Lake Ward Planning Lead Fishermans Bend Coordinator Planning Support
PSO	Planning Support Officer	Planning Support Officer Senior PSO/PA to Manager Building and Planning Services

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Positions Group	Position	Positions
		Planning and Building Records and Projects Officer Planning and Building Records Officer
StatP	Statutory Planning	Major Projects and Appeals Advisor Principal Planner Principal Planner (Floating) Principal Planner FBURA Subdivision Officer Senior Planner Senior Urban Planner Senior Urban Planner (Business Priority) Senior Urban Planner Customer Liaison Urban Planner Fast Track Planner Student Statutory Planner
StratPI	Strategic Planning	Coordinator Strategic Planning Coordinator Strategic Planning / Urban Designer Senior Strategic Planner Senior Heritage Planner Strategic Planner Graduate Planner

3. declares that:

3.1 this Instrument of Delegation is authorised by a resolution of Council passed on 18 February 2026;  
and

3.2 the delegation:

3.2.1 comes into force immediately when the common seal of Council is affixed to this Instrument of Delegation or where the Chief Executive Officer of Council is authorised under resolution. The Chief Executive Officer executes the Instrument of Delegation;

3.2.2 remains in force until varied or revoked;

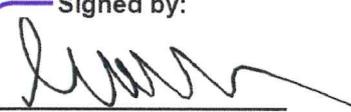
3.2.3 is subject to any conditions and limitations set out in sub-paragraph 3.3, and the Schedule;  
and

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- 3.2.4 must be exercised in accordance with any guidelines or policies which Council from time to time adopts; and
- 3.2.5 revokes the delegation dated 5 November 2025; and
- 3.3 the delegate must not determine the issue, take the action or do the act or thing:
  - 3.3.1 if 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;
  - 3.3.2 if 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) strategyadopted by Council;
  - 3.3.3 if 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; or
  - 3.3.4 if the determining of the issue, the taking of the action or the doing of the act or thing is already the subject of an exclusive delegation to another member of Council staff or delegated committee.

**THE COMMON SEAL** of  
**Port Phillip City Council** was hereunto  
affixed in the presence of:

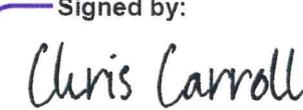
Signed by:



ACEE6CD005EE4A2...

Mayor

Signed by:



39E34CFD6BC844A

Chief Executive Officer



## **Schedule Delegation Sources**

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**Cemeteries and Crematoria Act 2003**

<b>Delegation Source</b>	<b>Provision</b>	<b>Item Delegated</b>	<b>Delegate</b>	<b>Conditions &amp; Limitations</b>
Cemeteries and Crematoria Act 2003	s 8(1)(a)(ii)	Power to manage one or more public cemeteries	Not Applicable	Where Council is a Class B cemetery trust
Cemeteries and Crematoria Act 2003	s 12(1)	Function to properly and efficiently manage and maintain each public cemetery for which responsible and carry out any other function conferred under this Act	Not Applicable	Where Council is a Class B cemetery trust
Cemeteries and Crematoria Act 2003	s 12(2)	Duty to have regard to the matters set out in paragraphs (a) - (c) in exercising its functions	Not Applicable	Where Council is a Class B cemetery trust
Cemeteries and Crematoria Act 2003	s 12A(1)	Function to do the activities set out in paragraphs (a) - (n)	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 12A(2)	Duty to have regard to matters set out in paragraphs (a) - (e) in exercising its functions	Not Applicable	Where Council is a Class A cemetery trust

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 13	Duty to do anything necessary or convenient to enable it to carry out its functions	Not Applicable	
Cemeteries and Crematoria Act 2003	s 14	Power to manage multiple public cemeteries as if they are one cemetery.	Not Applicable	
Cemeteries and Crematoria Act 2003	s 15(4)	Duty to keep records of delegations	Not Applicable	
Cemeteries and Crematoria Act 2003	s 17(1)	Power to employ any persons necessary	Not Applicable	
Cemeteries and Crematoria Act 2003	s 17(2)	Power to engage any professional, technical or other assistance considered necessary	Not Applicable	
Cemeteries and Crematoria Act 2003	s 17(3)	Power to determine the terms and conditions of employment or engagement	Not Applicable	Subject to any guidelines or directions of the Secretary
Cemeteries and Crematoria Act 2003	s 18(3)	Duty to comply with a direction from the Secretary	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 18B(1) & (2)	Duty to establish governance committees within 12 months of becoming a Class A cemetery trust and power to establish other governance committees from time to time	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18C	Power to determine the membership of the governance committee	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18D	Power to determine procedure of governance committee	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18D(1)(a)	Duty to appoint community advisory committee for the purpose of liaising with communities	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18D(1)(b)	Power to appoint any additional community advisory committees	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18D(2)	Duty to establish a community advisory committee under section 18D(1)(a) within 12 months of becoming a Class A cemetery trust.	Not Applicable	Where Council is a Class A cemetery trust

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 18D(3)	Duty to include a report on the activities of the community advisory committees in its report of operations under Part 7 of the Financial Management Act 1994	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18F(2)	Duty to give preference to a person who is not a funeral director of a stonemason (or a similar position) when appointing a person to a community advisory committee	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18H(1)	Duty to hold an annual meeting before 30 December in each calendar year	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18I	Duty to publish a public notice of annual meeting in a newspaper, a reasonable time before the date of the annual meeting	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s.18J	Duty to provide leadership, assistance and advice in relation to operational and governance matters relating to cemeteries (including the matters set out in s 18J(2))	Not Applicable	Where Council is a Class A cemetery trust

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<b>Delegation Source</b>	<b>Provision</b>	<b>Item Delegated</b>	<b>Delegate</b>	<b>Conditions &amp; Limitations</b>
Cemeteries and Crematoria Act 2003	s 18L(1)	Duty to employ a person as the chief executive officer (by whatever title called) of the Class A cemetery trust	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18N(1)	Duty to prepare an annual plan for each financial year that specifies the items set out in paragraphs (a)-(d)	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18N(3)	Duty to give a copy of the proposed annual plan to the Secretary on or before 30 September each year for the Secretary's approval	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18N(5)	Duty to make amendments as required by the Secretary and deliver the completed plan to the Secretary within 3 months	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18N(7)	Duty to ensure that an approved annual plan is available to members of the public on request	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18O(1)	Duty to prepare a strategic plan and submit the plan to the Secretary for approval	Not Applicable	Where Council is a Class A cemetery trust

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 18O(4)	Duty to advise the Secretary if the trust wishes to exercise its functions in a manner inconsistent with its approved strategic plan	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18O(5)	Duty to ensure that an approved strategic plan is available to members of the public on request	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 18Q(1)	Duty to pay an annual levy on gross earnings as reported in the annual financial statements for the previous financial year.	Not Applicable	Where Council is a Class A cemetery trust
Cemeteries and Crematoria Act 2003	s 19	Power to carry out or permit the carrying out of works	Not Applicable	
Cemeteries and Crematoria Act 2003	s 20(1)	Duty to set aside areas for the interment of human remains	Not Applicable	
Cemeteries and Crematoria Act 2003	s 20(2)	Power to set aside areas for the purposes of managing a public cemetery	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 20(3)	Power to set aside areas for those things in paragraphs (a) - (e)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 24(2)	Power to apply to the Secretary for approval to alter the existing distribution of land	Not Applicable	
Cemeteries and Crematoria Act 2003	s 36	Power to grant licences to enter and use part of the land or building in a public cemetery in accordance with s 36	Not Applicable	Subject to the approval of the Minister
Cemeteries and Crematoria Act 2003	s 37	Power to grant leases over land in a public cemetery in accordance with s 37	Not Applicable	Subject to the Minister approving the purpose
Cemeteries and Crematoria Act 2003	s 40	Duty to notify Secretary of fees and charges fixed under s 39	Not Applicable	
Cemeteries and Crematoria Act 2003	s 47	Power to pay a contribution toward the cost of the construction and maintenance of any private street adjoining or abutting a cemetery	Not Applicable	Provided the street was constructed pursuant to the Local Government Act 1989
Cemeteries and Crematoria Act 2003	s 52	Duty to submit a report to the Secretary in relation to any public cemetery for which the	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
		cemetery trust is responsible for each financial year in respect of which it manages that cemetery		
Cemeteries and Crematoria Act 2003	s 57(1)	Duty to submit a report to the Secretary every financial year in respect of powers and functions under the Act	Not Applicable	Report must contain the particulars listed in s 57(2)
Cemeteries and Crematoria Act 2003	s 59	Duty to keep records for each public cemetery	Not Applicable	
Cemeteries and Crematoria Act 2003	s 60(1)	Duty to make information in records available to the public for historical or research purposes	Not Applicable	
Cemeteries and Crematoria Act 2003	s 60(2)	Power to charge fees for providing information	Not Applicable	
Cemeteries and Crematoria Act 2003	s 64(4)	Duty to comply with a direction from the Secretary under s 64(3)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 64B(d)	Power to permit interments at a reopened cemetery	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 66(1)	Power to apply to the Minister for approval to convert the cemetery, or part of it, to a historic cemetery park	Not Applicable	The application must include the requirements listed in s 66(2)(a)-(d)
Cemeteries and Crematoria Act 2003	s 69	Duty to take reasonable steps to notify of conversion to historic cemetery park	Not Applicable	
Cemeteries and Crematoria Act 2003	s 70(1)	Duty to prepare plan of existing places of interment and make a record of any inscriptions on memorials which are to be removed	Not Applicable	
Cemeteries and Crematoria Act 2003	s 70(2)	Duty to make plans of existing place of interment available to the public	Not Applicable	
Cemeteries and Crematoria Act 2003	s 71(1)	Power to remove any memorials or other structures in an area to which an approval to convert applies	Not Applicable	
Cemeteries and Crematoria Act 2003	s 71(2)	Power to dispose of any memorial or other structure removed	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 72(2)	Duty to comply with request received under s 72	Not Applicable	
Cemeteries and Crematoria Act 2003	s 73(1)	Power to grant a right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 73(2)	Power to impose conditions on the right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 74(3)	Duty to offer a perpetual right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 75	Power to grant the rights of interment set out in s 75(a) and (b)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 76(3)	Duty to allocate a piece of interment if an unallocated right is granted	Not Applicable	
Cemeteries and Crematoria Act 2003	s 77(4)	Power to authorise and impose terms and conditions on the removal of cremated human remains or body parts from the place of interment on application	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 80(1)	Function of receiving notification and payment of transfer of right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 80(2)	Function of recording transfer of right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 82(2)	Duty to pay refund on the surrender of an unexercised right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 83(2)	Duty to pay refund on the surrender of an unexercised right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 83(3)	Power to remove any memorial and grant another right of interment for a surrendered right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 84(1)	Function of receiving notice of surrendering an entitlement to a right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 84F(2)(d)	Function of receiving notice of decision to vary or force the surrender of a right of interment under s 84C(2), (3) or (5)	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 84H(4)	Power to exercise the rights of a holder of a right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 84I(4)	Power to exercise the rights of a holder of a right of internment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 84I(5)	Duty to pay refund to the previous holder or holders of the right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 84I(6)(a)	Power to remove any memorial on the place of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 84I(6)(b)	Power to grant right of interment under s 73	Not Applicable	
Cemeteries and Crematoria Act 2003	s.85(1)	Duty to notify holder of 25 year right of interment of expiration at least 12 months before expiry	Not Applicable	The notice must be in writing and contain the requirements listed in s 85(2)
Cemeteries and Crematoria Act 2003	s 85(2)(b)	Duty to notify holder of 25 year right of interment of expiration of right at least 12 months before expiry	Not Applicable	Does not apply where right of interment relates to remains of a deceased veteran.

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	85(2)(c)	Power to leave interred cremated remains undistributed in perpetuity and convert right of interment to perpetual right of interment or;  remove interred remains and re-inter at another location within cemetery grounds and remove any memorial at that place and re-establish at new or equivalent location.	Not Applicable	May only be exercised where right of interment relates to cremated human remains of a deceased identified veteran, if right of interment is not extended or converted to a perpetual right of interment
Cemeteries and Crematoria Act 2003	s 86	Power to remove and dispose of cremated human remains and remove any memorial if no action taken by right holder within time specified	Not Applicable	
Cemeteries and Crematoria Act 2003	s 86(2)	Power to leave interred cremated human remains undisturbed or convert the right of interment to a perpetual right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 86(3)(a)	Power to leave interred cremated human remains undisturbed in perpetuity and convert the right of interment to a perpetual right of interment	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 86(3)(b)	Power to remove interred cremated human remains and take further action in accordance with s 86(3)(b)	Not Applicable	
Cemeteries and Crematoria Act 2003	s.86(4)	Power to take action under s.86(4) relating to removing and re-interring cremated human remains	Not Applicable	
Cemeteries and Crematoria Act 2003	s.86(5)	Duty to provide notification before taking action under s.86(4)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 86A	Duty to maintain place of interment and any memorial at place of interment, if action taken under s 86(3)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 87(3)	Duty, if requested, to extend the right for a further 25 years or convert the right to a perpetual right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 88	Function to receive applications to carry out a lift and re-position procedure at a place of interment	Not Applicable	

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<b>Delegation Source</b>	<b>Provision</b>	<b>Item Delegated</b>	<b>Delegate</b>	<b>Conditions &amp; Limitations</b>
Cemeteries and Crematoria Act 2003	s 91(1)	Power to cancel a right of interment in accordance with s 91	Not Applicable	
Cemeteries and Crematoria Act 2003	s 91(3)	Duty to publish notice of intention to cancel right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 92	Power to pay refund or grant a right of interment in respect of another place of interment to the previous holder of the cancelled right of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 98(1)	Function of receiving application to establish or alter a memorial or a place of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 99	Power to approve or refuse an application made under s 98, or to cancel an approval	Not Applicable	
Cemeteries and Crematoria Act 2003	s 99(4)	Duty to make a decision on an application under s 98 within 45 days after receipt of the application or within 45 days of receiving further information where requested	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 100(1)	Power to require a person to remove memorials or places of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 100(2)	Power to remove and dispose a memorial or place of interment or remedy a person's failure to comply with s 100(1)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 100(3)	Power to recover costs of taking action under s 100(2)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 101	Function of receiving applications to establish or alter a building for ceremonies in the cemetery	Not Applicable	
Cemeteries and Crematoria Act 2003	s 102(1)	Power to approve or refuse an application under section 101, if satisfied of the matters in (b) and (c)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 102(2) & (3)	Power to set terms and conditions in respect of, or to cancel, an approval granted under s 102(1)	Not Applicable	

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<b>Delegation Source</b>	<b>Provision</b>	<b>Item Delegated</b>	<b>Delegate</b>	<b>Conditions &amp; Limitations</b>
Cemeteries and Crematoria Act 2003	s 103(1)	Power to require a person to remove a building for ceremonies	Not Applicable	
Cemeteries and Crematoria Act 2003	s 103(2)	Power to remove and dispose of a building for ceremonies or remedy the failure to comply with s 103(1)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 103(3)	Power to recover costs of taking action under s 103(2)	Not Applicable	
Cemeteries and Crematoria Act 2003	s 106(1)	Power to require the holder of the right of interment of the requirement to make the memorial or place of interment safe and proper or carry out specified repairs	Not Applicable	
Cemeteries and Crematoria Act 2003	s 106(2)	Power to require the holder of the right of interment to provide for an examination	Not Applicable	
Cemeteries and Crematoria Act 2003	s 106(3)	Power to open and examine the place of interment if s 106(2) not complied with	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 106(4)	Power to repair or - with the approval of the Secretary - take down, remove and dispose any memorial or place of interment if notice under s 106(1) is not complied with	Not Applicable	
Cemeteries and Crematoria Act 2003	s 107(1)	Power to require person responsible to make the building for ceremonies safe and proper or carry out specified repairs	Not Applicable	
Cemeteries and Crematoria Act 2003	s 107(2)	Power to repair or take down, remove and dispose any building for ceremonies if notice under s 107(1) is not complied with	Not Applicable	
Cemeteries and Crematoria Act 2003	s 108	Power to recover costs and expenses	Not Applicable	
Cemeteries and Crematoria Act 2003	s 109(1)(a)	Power to open, examine and repair a place of interment	Not Applicable	Where the holder of right of interment or responsible person cannot be found
Cemeteries and Crematoria Act 2003	s 109(1)(b)	Power to repair a memorial or, with the Secretary's consent, take down, remove and dispose of a memorial	Not Applicable	Where the holder of right of interment or responsible person cannot be found

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 109(2)	Power to repair the building for ceremonies or, with the consent of the Secretary, take down, remove and dispose of a building for ceremonies	Not Applicable	Where the holder of right of interment or responsible person cannot be found
Cemeteries and Crematoria Act 2003	s 110(1)	Power to maintain, repair or restore a memorial or place of interment from other funds if unable to find right of interment holder. with consent of the Secretary	Not Applicable	
Cemeteries and Crematoria Act 2003	s 110(1A)	Power to maintain, repair or restore the place of interment if unable to find any of the other holders after diligent inquiries and with the consent of the Secretary	Not Applicable	
Cemeteries and Crematoria Act 2003	s 110(2)	Power to maintain, repair or restore any building for ceremonies from other funds if unable to find responsible person and with consent of the Secretary	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 110A	Power to use cemetery trust funds or other funds for the purposes of establishing, maintaining, repairing or restoring any memorial or place of interment of any deceased identified veteran	Not Applicable	
Cemeteries and Crematoria Act 2003	s 111	Power to enter into agreement with a holder of the right of interment to maintain a memorial or place of interment	Not Applicable	
Cemeteries and Crematoria Act 2003	s 112	Power to sell and supply memorials	Not Applicable	
Cemeteries and Crematoria Act 2003	s 116(4)	Duty to notify the Secretary of an interment authorisation granted	Not Applicable	
Cemeteries and Crematoria Act 2003	s 116(5)	Power to require an applicant to produce evidence of the right of interment holder's consent to application	Not Applicable	
Cemeteries and Crematoria Act 2003	s 118	Power to grant an interment authorisation if satisfied that the requirements of Division 2 of Part 8 have been met	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 119	Power to set terms and conditions for interment authorisations	Not Applicable	
Cemeteries and Crematoria Act 2003	s 131	Function of receiving an application for cremation authorisation	Not Applicable	
Cemeteries and Crematoria Act 2003	s 133(1)	Duty not to grant a cremation authorisation unless satisfied that requirements of s 133 have been complied with	Not Applicable	Subject to s 133(2)
Cemeteries and Crematoria Act 2003	s 145	Duty to comply with an order made by the Magistrates' Court or a coroner	Not Applicable	
Cemeteries and Crematoria Act 2003	s 146	Power to dispose of bodily remains by a method other than interment or cremation	Not Applicable	Subject to the approval of the Secretary
Cemeteries and Crematoria Act 2003	s 147	Power to apply to the Secretary for approval to dispose of bodily remains by a method other than interment or cremation	Not Applicable	
Cemeteries and Crematoria Act 2003	s 149	Duty to cease using method of disposal if approval revoked by the Secretary	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	s 150 & 152(1)	Power to authorise the interment or cremation of body parts if the requirements of Division 1 of Part 11 are met	Not Applicable	
Cemeteries and Crematoria Act 2003	s 151	Function of receiving applications to inter or cremate body parts	Not Applicable	
Cemeteries and Crematoria Act 2003	s 152(2)	Power to impose terms and conditions on authorisation granted under s 150	Not Applicable	
Cemeteries and Crematoria Act 2003	sch 1 cl 8(3)	Power to permit members to participate in a particular meeting by telephone, closed-circuit television or any other means of communication	Not Applicable	
Cemeteries and Crematoria Act 2003	sch 1 cl 8(8)	Power to regulate own proceedings	Not Applicable	Subject to cl 8
Cemeteries and Crematoria Act 2003	sch 1A cl 8(3)	Power to permit members to participate in a particular meeting by telephone, closed-circuit television or any other means of communication	Not Applicable	Where Council is a Class A cemetery trust

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Act 2003	sch 1A cl 8(8)	Power to regulate own proceedings	Not Applicable	Where Council is a Class A cemetery trust Subject to cl 8

**Domestic Animals Act 1994**

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Domestic Animals Act 1994	s 41A(1)	Power to declare a dog to be a menacing dog	CoordLLAM, GMCD, MSA	Council may delegate this power to a Council authorised officer

**Food Act 1984**

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 19(2)(a)	Power to direct by written order that the food premises be put into a clean and sanitary condition	CoordHS, GMCD, MSA	If s 19(1) applies
Food Act 1984	s 19(2)(b)	Power to direct by written order that specified steps be taken to ensure that food prepared, sold or handled is safe and suitable	CoordHS, GMCD, MSA	If s 19(1) applies

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 19(3)	Power to direct by written order that the food premises not be kept or used for the sale, or handling for sale, of any food, or for the preparation of any food, or for any other specified purpose, or for the use of any specified equipment or a specified process	CoordHS, GMCD, MSA	If s 19(1) applies  Only in relation to temporary food premises or mobile food premises
Food Act 1984	s 19(4)(a)	Power to direct that an order made under s 19(3)(a) or (b), (i) be affixed to a conspicuous part of the premises, (ia) displayed at any point of sale, (ib) be published on the food business's Internet site and (ii) inform the public by notice in a published newspaper, on the Internet site or otherwise	CoordHS, GMCD, MSA	If s 19(1) applies
Food Act 1984	s 19(6)(a)	Duty to revoke any order under section 19 if satisfied that an order has been complied with	CoordHS, GMCD, MSA, SPHO, EHO	If s 19(1) applies
Food Act 1984	s 19(6)(b)	Duty to give written notice of revocation under section 19(6)(a) if satisfied that an order has been complied with	CoordHS, GMCD, MSA, SPHO, EHO	If s 19(1) applies
Food Act 1984	s 19AA(2)	Power to direct, by written order, that a person must take any of the actions described in (a)-(c).	CoordHS, GMCD, MSA	Where Council is the registration authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 19AA(4)(c)	Power to direct, in an order made under s 19AA(2) or a subsequent written order, that a person must ensure that any food or class of food is not removed from the premises	CoordHS, GMCD, MSA	<p>Note: the power to direct the matters under s 19AA(4)(a) and (b) not capable of delegation and so such directions must be made by a Council resolution</p> <p>Only in relation to temporary food premises or mobile food premises</p> <hr/> <ul style="list-style-type: none"> <li>• 19AA(4) The relevant authority, in an order under section 19AA(2) or a subsequent written order, may direct that, until the directions in subsection (2) are complied with, the relevant person in respect of the premises referred to in subsection (2) must ensure that:                             <ul style="list-style-type: none"> <li>a) The premises or a specified area of the premises is not used for the preparation, sale or other handling of food or an activity connected with food specified in the order; or</li> <li>b) Any vehicle, plant, machinery or equipment on the premises is not used in connection with the preparation, sale or other handling of food or an activity connected with food specified in the order.</li> </ul> </li> </ul>

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 19AA(7)	Duty to revoke order issued under s 19AA and give written notice of revocation, if satisfied that that order has been complied with	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 19CB(4)(b)	Power to request copy of records	CoordHS, GMCD, MSA	Where Council is the registration authority <hr/> Refers to records of the proprietor of the food premises.
Food Act 1984	s 19E(1)(d)	Power to request a copy of the food safety program	CoordHS, GMCD, MSA	Where Council is the registration authority
Food Act 1984	s 19EA(3)	Function of receiving copy of revised food safety program	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 19FA(1)	Power to direct a proprietor of a food premises to revise the food safety program for the premises or comply with any requirements specified in the food safety program	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority Subject to s 19FA(2), which requires a time limit for compliance to be specified

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 19FA(3)(a)	Power to refuse to approve an application for registration or renewal of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority  Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
Food Act 1984	s 19FA(3)(b)	Power to revoke a registration granted in respect of premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 19FA(3)(c)	Power to suspend the registration of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 19GB	Power to request proprietor to provide written details of the name, qualification or experience of the current food safety supervisor	CoordHS, GMCD, MSA	Where Council is the registration authority
Food Act 1984	s19IA(1)	Power to form opinion that the food safety requirements or program are non-compliant.	CoordHS, GMCD, MSA	Where Council is the registration authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 19IA(2)	Duty to give written notice to the proprietor of the premises	CoordHS, GMCD, MSA	Where Council is the registration authority  Note: Not required if Council has taken other appropriate action in relation to deficiencies (see s 19IA(3))
Food Act 1984	s 19M(4)(a) & (5)	Power to conduct a food safety audit and take actions where deficiencies are identified	CoordHS, GMCD, MSA	Where Council is the registration authority
Food Act 1984	s 19N(2)	Function of receiving notice from the auditor	CoordHS, GMCD, MSA	Where Council is the registration authority
Food Act 1984	s 19NA(1)	Power to request food safety audit reports	CoordHS, GMCD, MSA	Where Council is the registration authority
Food Act 1984	s 19U(3)	Power to waive and vary the costs of a food safety audit if there are special circumstances	CoordHS, GMCD, MSA	
Food Act 1984	s 19UA	Power to charge fees for conducting a food safety assessment or inspection	Not Delegated	Except for an assessment required by a declaration under s 19C or an inspection under ss 38B(1)(c) or 39.
Food Act 1984	s 19W	Power to direct a proprietor of a food premises to comply with any requirement under Part IIIB	CoordHS, GMCD, MSA	Where Council is the registration authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 19W(3)(a)	Power to direct a proprietor of a food premises to have staff at the premises undertake training or instruction	CoordHS, GMCD, MSA	Where Council is the registration authority
Food Act 1984	s 19W(3)(b)	Power to direct a proprietor of a food premises to have details of any staff training incorporated into the minimum records required to be kept or food safety program of the premises	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	Various	Power to register or renew the registration of a food premises	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
Food Act 1984	s 36A	Power to accept an application for registration or notification using online portal	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 36B	Duty to pay the charge for use of online portal	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 38AA(5)	Power to (a) request further information; or (b) advise the proprietor that the premises must be registered if the premises are not exempt	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38AB(4)	Power to fix a fee for the receipt of a notification under s 38AA in accordance with a declaration under s 38AB(1)	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38A(4)	Power to request a copy of a completed food safety program template	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38B(1)(a)	Duty to assess the application and determine which class of food premises under s 19C the food premises belongs	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38B(1)(b)	Duty to ensure proprietor has complied with requirements of s 38A	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38B(2)	Duty to be satisfied of the matters in s 38B(2)(a)-(b)	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 38D(1)	Duty to ensure compliance with the applicable provisions of s 38C and inspect the premises if required by s 39	CoordHS, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38D(2)	Duty to be satisfied of the matters in s 38D(2)(a)-(d)	CoordHS, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38D(3)	Power to request copies of any audit reports	CoordHS, GMCD, MSA	Where Council is the registration authority
Food Act 1984	s 38E(2)	Power to register the food premises on a conditional basis	CoordHS, GMCD, MSA	Where Council is the registration authority  not exceeding the prescribed time limit defined under s 38E(5)
Food Act 1984	s 38E(4)	Duty to register the food premises when conditions are satisfied	CoordHS, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38F(3)(b)	Power to require proprietor to comply with requirements of this Act	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 38G(1)	Power to require notification of change of the food safety program type used for the food premises	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38G(2)	Function of receiving notice from proprietor if there is a change of the food safety program type used for the food premises	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 38G(4)	Power to require the proprietor of the food premises to comply with any requirement of the Act	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 39(2)	Duty to carry out an inspection of the premises during the period of registration before the registration of the food premises is renewed	CoordHS, GMCD, MSA, SPHO, EHO	
Food Act 1984	s 39A	Power to register, or renew the registration of a food premises despite minor defects	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority Only if satisfied of matters in s 39A(2)(a)-(c)
Food Act 1984	s 39A (6)	Duty to comply with a direction of the Secretary	CoordHS, GMCD, MSA, SPHO, EHO	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 40(1)	Duty to give the person in whose name the premises is to be registered a certificate of registration	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 40(2)	Power to incorporate the certificate of registration in one document with any certificate of registration under Part 6 of the Public Health and Wellbeing Act 2008	CoordHS, GMCD, MSA, SPHO, EHO	
Food Act 1984	s 40C(2)	Power to grant or renew the registration of food premises for a period of less than 1 year	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 40D(1)	Power to suspend or revoke the registration of food premises	CoordHS, GMCD, MSA	Where Council is the registration authority
Food Act 1984	s 40E	Duty to comply with direction of the Secretary	CoordHS, GMCD, MSA	
Food Act 1984	s 40F	Power to cancel registration of food premises	CoordHS, GMCD, MSA	Where Council is the registration authority
Food Act 1984	s 43	Duty to maintain records of registration	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Food Act 1984	s 43F(6)	Duty to be satisfied that registration requirements under Division 3 have been met prior to registering or renewing registration of a component of a food business	CoordHS, SPHO, EHO	Where Council is the registration authority
Food Act 1984	s 43F(7)	Power to register the components of the food business that meet requirements in Division 3 and power to refuse to register the components that do not meet the requirements	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority  Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
Food Act 1984	s 45AC	Power to bring proceedings	Authorised Officers	Only where authorised by the CEO in Part C of their Instrument of Appointment and Authorisation
Food Act 1984	s 46(5)	Power to institute proceedings against another person where the offence was due to an act or default by that other person and where the first person charged could successfully defend a prosecution, without proceedings first being instituted against the person first charged	CoordHS, GMCD, MSA, SPHO, EHO	Where Council is the registration authority

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**Heritage Act 2017**

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Heritage Act 2017	s 116	Power to sub-delegate Executive Director's functions, duties or powers	GMCD, MBPS	<p>Must first obtain Executive Director's written consent</p> <p>Council can only sub-delegate if the Instrument of Delegation from the Executive Director authorises sub-delegation</p> <hr/> <p>For the purposes of this section, the Executive Director is the person appointed by the Heritage Council under section 18 of the Heritage Act 2017 to undertake the functions and powers as set out in section 19.</p>

**Local Government Act 1989**

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Local Government Act 1989	s 185L(4)	Power to declare and levy a cladding rectification charge	Not Delegated	<hr/> <p>Only CEO can be delegated.</p> <p>Council is not involved with cladding rectification charges</p>

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**Planning and Environment Act 1987**

<b>Delegation Source</b>	<b>Provision</b>	<b>Item Delegated</b>	<b>Delegate</b>	<b>Conditions &amp; Limitations</b>
Planning and Environment Act 1987	s 4B	Power to prepare an amendment to the Victorian Planning Provisions	GMCD, MBPS, MCPS	If authorised by the Minister
Planning and Environment Act 1987	s 4G	Function of receiving prescribed documents and a copy of the Victorian Planning Provisions from the Minister	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 4H	Duty to make amendment to Victoria Planning Provisions available in accordance with public availability requirements	GMCD, HoSP, MBPS, MCPS, StratPI	<p>The 'public availability requirements' are set out in the section 197A etc and include making documents available:</p> <ul style="list-style-type: none"> <li>- electronically</li> <li>- on request</li> <li>- in a public register; and</li> <li>- for inspection.</li> </ul>
Planning and Environment Act 1987	s 4I(2)	Duty to make and copy of the Victorian Planning Provisions and other documents available in accordance with public availability requirements	GMCD, HoSP, MBPS, MCPS, StratPI	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 12(3)	Power to carry out studies and do things to ensure proper use of land and consult with other persons to ensure co-ordination of planning scheme with these persons	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 12B(1)	Duty to review planning scheme	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 12B(2)	Duty to review planning scheme at direction of Minister	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s.12B(5)	duty to report findings of review of planning scheme to Minister without delay	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 14	Duties of a Responsible Authority as set out in s 14(a) to (d)	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 16B	Duty (upon receiving a request to prepare an amendment to the planning scheme) to decide: <ul style="list-style-type: none"> <li>- to apply to the Minister for authorisation to prepare the amendment, with or without changes, under section 16F, or</li> <li>- to refuse the request.</li> </ul> Note: see also sections 16A, 16D, 16E and 16K.	GMD	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 16C(1)	Duty to give written notice of its decision under section 16B to the person who made the request within 10 business days of making the decision.  Note: The notice must contain prescribed information, and reasons if it is a refusal.	GMCD, MCPS, MBPS, HoSP	
Planning and Environment Act 1987	s 16C(4)	Duty to give a copy of the request and the notice under subsection 16C(1) to the Minister.	GMCD, MCPS, MBPS, HoSP	
Planning and Environment Act 1987	s 16F	Power to apply to the Minister for authorisation to prepare an amendment to the State standard provisions or the local provisions of a planning scheme in force in the municipal district.  Note: see also sections 16G and 16K.	GMD	
Planning and Environment Act 1987	s 16F	Power to prepare an amendment to the planning scheme where the Minister has authorised Council to do so under section 16F	GMCD, MCPS, MBPS, HoSP	
Planning and Environment Act 1987	s 16H	Power to prepare an amendment specified in an application without the Minister's authorisation if no response received after 10 business days  Note: see also section 16K.	GMCD, MCPS, MBPS, HoSP	Does not apply in relation to an application for the preparation of an amendment that will apply to land to which a Suburban Rail Loop planning area declaration applies.

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 16I	Power to apply to the Minister for authorisation to prepare an amendment to any part of the State standard provisions and  local provisions of a planning scheme applying to an area adjoining its municipal district.	GMCD, MCPS, MBPS	
Planning and Environment Act 1987	s 16I	Power to prepare amendment to the planning scheme applying to an area adjoining Council's municipal district  where the Minister has authorised Council to do so under section 16I.  Note: see also sections 16D, 16G and 16J.	Not delegated	The power remains with the Council.
Planning and Environment Act 1987	s 17(1)	Duty of giving copy amendment to the planning scheme	GMCD, HoSP, MBPS, MCPS	<hr/> Note: refers to supplying a copy of the amendment to the Minister or any person specified by the Minister
Planning and Environment Act 1987	s 17(2)	Duty of giving copy s 173 agreement	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 17(3)	Duty of giving copy amendment, explanatory report and relevant documents to the Minister within 10 business days	GMCD, HoSP, MBPS, MCPS	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 18	Duty to make amendment etc. available in accordance with public availability requirements	GMCD, HoSP, MBPS, MCPS, StratPI	Until the proposed amendment is approved or lapsed
Planning and Environment Act 1987	s 19	Power to give notice, to decide not to give notice, to publish notice of amendment to a planning scheme and to exercise any other power under s 19 to a planning scheme	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 19	Function of receiving notice of preparation of an amendment to a planning scheme	GMCD, HoSP, MBPS, MCPS	Where Council is not the planning authority and the amendment affects land within Council's municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority.
Planning and Environment Act 1987	s 20(1)	Power to apply to Minister for exemption from the requirements of s 19	GMCD, MBPS, MCPS	Where Council is a planning authority
Planning and Environment Act 1987	s 21(2)	Duty to make submissions available in accordance with public availability requirements	GMCD, HoSP, MBPS, MCPS, StratPI	Until the end of 2 months after the amendment comes into operation or lapses

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 21A(4)	Duty to publish notice	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 22(1)	Duty to consider all submissions received before the date specified in the notice	GMCD, HoSP, MBPS, MCPS	Except submissions which request a change to the items in s 22(5)(a) and (b)
Planning and Environment Act 1987	s 22(2)	Power to consider a late submission Duty to consider a late submission, if directed by the Minister	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 23(1)(b)	Duty to refer submissions which request a change to the amendment to a panel	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 23(2)	Power to refer to a panel submissions which do not require a change to the amendment	GMCD, HoSP, MBPS, MCPS	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 23A(2)	Power to: - change the amendment in the manner requested; - not change the amendment in the manner requested; or - abandon the amendment or part of the amendment.	GMCD, MCPS, MBPS	Where Council is the planning authority.  After considering a submission which requests a change to a 'low-impact' amendment (as described in section 16N).
Planning and Environment Act 1987	s 24	Function to represent Council and present a submission at a panel hearing (including a hearing referred to in s 96D)	GMCD, HoSP, MBPS, MCPS, SPPIFB, StratPI	
Planning and Environment Act 1987	s 26(1)	Power to make report available for inspection in accordance with the requirements set out in s 197B of the Act	GMCD, HoSP, MBPS, MCPS, StratPI	
Planning and Environment Act 1987	s 26(2)	Duty to keep report of panel available in accordance with public availability requirements	GMCD, HoSP, MBPS, MCPS, StratPI	During the inspection period
Planning and Environment Act 1987	s 27(2)	Power to apply for exemption if panel's report not received	GMCD, HoSP, MBPS, MCPS	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 28(1)	Duty to notify the Minister if abandoning an amendment, with a copy of any submission considered, and a statement of reasons for the decision	GMCD, MBPS, MCPS	Note: the power to make a decision to abandon an amendment cannot be delegated
Planning and Environment Act 1987	s 28(2)	Duty to publish notice of the decision on Internet site	GMCD, HoSP, MBPS, MCPS	Refers to abandonment of amendments
Planning and Environment Act 1987	s 28(4)	Duty to make notice of the decision available on Council's Internet site for a period of at least 2 months	GMCD, HoSP, MBPS, MCPS	Refers to abandonment of amendments
Planning and Environment Act 1987	s 28C	Duty to comply with directions of the Minister after abandoning the amendment with respect to: - providing relevant documentation; and - providing assistance with steps to be taken for the amendment.	GMCD, MCPS, MBPS, HoSP	
Planning and Environment Act 1987	s 30(4)(a)	Duty to say if amendment has lapsed	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 30(4)(b)	Duty to provide information in writing upon request	GMCD, HoSP, MBPS, MCPS	

## City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 32(2)	Duty to give more notice if required	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 33(1)	Duty to give more notice of changes to an amendment	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 36(2)	Duty to give notice of approval of amendment	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 38(5)	Duty to give notice of revocation of an amendment	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 39	Function of being a party to a proceeding commenced under s 39 and duty to comply with determination by VCAT	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 40(1)	Function of lodging copy of approved amendment	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 41(1)	Duty to make a copy of an approved amendment available in accordance with the public availability requirements during inspection period	GMCD, HoSP, MBPS, MCPS	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 41(2)	Duty to make a copy of an approved amendment and any documents lodged with it available in person in accordance with the requirements set out in s 197B of the Act after the inspection period ends	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 42(2)	Duty to make copy of planning scheme available in accordance with the public availability requirements	GMCD, HoSP, MBPS, MCPS	
Planning and Environment Act 1987	s 46AAA	Duty to prepare an amendment to a planning scheme that relates to Yarra River land that is not inconsistent with anything in a Yarra Strategic Plan which is expressed to be binding on the responsible public entity	Not Delegated	Where Council is a responsible public entity and is a planning authority
Planning and Environment Act 1987	s 46AW	Function of being consulted by the Minister	GMCD, MCSC, MCPS	Where Council is a responsible public entity
Planning and Environment Act 1987	s 46AX	Function of receiving a draft Statement of Planning Policy and written direction in relation to the endorsement of the draft Statement of Planning Policy	GMCD, MCSC, MCPS	Where Council is a responsible public entity

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
		Power to endorse the draft Statement of Planning Policy		
Planning and Environment Act 1987	s 46AZC(2)	Duty not to prepare an amendment to a declared area planning scheme that is inconsistent with a Statement of Planning Policy for the declared area that is expressed to be binding on the responsible public entity	GMCD, HoSP, MBPS, MCPS	Where Council is a responsible public entity
Planning and Environment Act 1987	s 46AZK	Duty not to act inconsistently with any provision of the Statement of Planning Policy that is expressed to be binding on the public entity when performing a function or duty or exercising a power in relation to the declared area	GMCD, HoSP, MBPS, MCPS	Where Council is a responsible public entity
Planning and Environment Act 1987	s 46GI(2)(b)(i)	Power to agree to a lower rate of standard levy for a class of development of a particular type of land than the rate specified in a Minister's direction	GMCD	Where Council is the planning authority, the municipal Council of the municipal district in which the land is located and/or the development agency  Sections 46GI to 46QD refer to infrastructure contribution plans (ICPs)
Planning and Environment Act 1987	s 46GJ(1)	Function of receiving written directions from the Minister in relation to the preparation and content of infrastructure contributions plans	GMCD	

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46GK	Duty to comply with a Minister's direction that applies to Council as the planning authority	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 46GN(1)	Duty to arrange for estimates of values of inner public purpose land	GMCD	Inner public purpose land means land in the ICP plan area of an infrastructure contributions plan that is specified in that plan as land to be set aside for public purposes
Planning and Environment Act 1987	s 46GO(1)	Duty to give notice to owners of certain inner public purpose land	GMCD	
Planning and Environment Act 1987	s 46GP	Function of receiving a notice under s 46GO	GMCD	Where Council is the collecting agency
Planning and Environment Act 1987	s 46GQ	Function of receiving a submission from an affected owner who objects to the estimated value per hectare (or other appropriate unit of measurement) of the inner public purpose land	GMCD	
Planning and Environment Act 1987	s 46GR(1)	Duty to consider every submission that is made by the closing date for submissions included in the notice under s 46GO	GMCD, MBPS, MCPS	

## City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46GR(2)	Power to consider a late submission Duty to consider a late submission if directed to do so by the Minister	GMCD	
Planning and Environment Act 1987	s 46GS(1)	Power to accept or reject the estimate of the value of the inner public purpose land in a submission made under s 46GQ	GMCD	
Planning and Environment Act 1987	s 46GS(2)	Duty, if Council rejects the estimate of the value of the inner public purpose land in the submission, to refer the matter to the valuer-general, and notify the affected owner of the rejection and that the matter has been referred to the valuer-general	GMCD	
Planning and Environment Act 1987	s 46GT(2)	Duty to pay half of the fee fixed by the valuer-general for arranging and attending the conference	GMCD	
Planning and Environment Act 1987	s 46GT(4)	Function of receiving, from the valuer-general, written confirmation of the agreement between the planning authority's valuer and the affected owner's valuer as to the estimated value of the inner public purpose land	GMCD	

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46GT(6)	Function of receiving, from the valuer-general, written notice of a determination under s 46GT(5)	GMCD	
Planning and Environment Act 1987	s 46GU	Duty not to adopt an amendment under s.29 to an infrastructure contributions plan that specifies a land credit amount or a land equalisation amount that relates to a parcel of land in the ICP plan area of the plan unless the criteria in s 46GU(1)(a) and (b) are met	GMCD	
Planning and Environment Act 1987	s 46GV(3)	Function of receiving the monetary component and any land equalisation amount of the infrastructure contribution  Power to specify the manner in which the payment is to be made	GMCD	Where Council is the collecting agency
Planning and Environment Act 1987	s 46GV(3)(b)	Power to enter into an agreement with the applicant	GMCD	Where Council is the collecting agency
Planning and Environment Act 1987	s 46GV(4)(a)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	GMCD	Where Council is the development agency
Planning and Environment Act 1987	s 46GV(4)(b)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	GMCD	Where Council is the collecting agency

## City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46GV(7)	Duty to impose the requirements set out in s 46GV(3) and (4) as conditions on the permit applied for by the applicant to develop the land in the ICP plan area	GMCD, MBPS, MCPS	Where council is the development agency
Planning and Environment Act 1987	s 46GV(9)	Power to require the payment of a monetary component or the provision of the land component of an infrastructure contribution to be secured to Council's satisfaction	GMCD	Where Council is the collecting agency
Planning and Environment Act 1987	s 46GX(1)	Power to accept works, services or facilities in part or full satisfaction of the monetary component of an infrastructure contribution payable	GMCD	Where Council is the collecting agency
Planning and Environment Act 1987	s 46GX(2)	Duty, before accepting the provision of works, services or facilities by an applicant under s 46GX(1), to obtain the agreement of the development agency or agencies specified in the approved infrastructure contributions plan	GMCD	Where Council is the collecting agency
Planning and Environment Act 1987	s 46GY(1)	Duty to keep proper and separate accounts and records	CFO, GMCD	Where Council is the collecting agency

## City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46GY(2)	Duty to keep the accounts and records in accordance with the Local Government Act 2020	CFO, GMCD	Where Council is the collecting agency
Planning and Environment Act 1987	s 46GZ(2)(a)	Duty to forward any part of the monetary component that is imposed for plan preparation costs to the planning authority that incurred those costs	CFO, GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan  This duty does not apply where Council is that planning authority
Planning and Environment Act 1987	s 46GZ(2)(a)	Function of receiving the monetary component	CFO, GMCD	Where the Council is the planning authority  This duty does not apply where Council is also the collecting agency
Planning and Environment Act 1987	s 46GZ(2)(b)	Duty to forward any part of the monetary component that is imposed for the provision of works, services or facilities to the development agency that is specified in the plan, as responsible for those works, services or facilities	CFO, GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan  This provision does not apply where Council is also the relevant development agency
Planning and Environment Act 1987	s 46GZ(2)(b)	Function of receiving the monetary component	CFO, GMCD	Where Council is the development agency under an approved infrastructure contributions plan

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
				This provision does not apply where Council is also the collecting agency
Planning and Environment Act 1987	s 46GZ(4)	Duty to use any land equalisation amounts to pay land credit amounts under s 46GZ(7), except any part of those amounts that are to be forwarded to a development agency under s 46GZ(5)	GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZ(5)	Duty to forward any part of a land equalisation amount required for the acquisition of outer public purpose land by a development agency specified in the approved infrastructure contributions plan to that development agency	GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan  This provision does not apply where Council is also the relevant development agency
Planning and Environment Act 1987	s 46GZ(5)	Function of receiving any part of a land equalisation amount required for the acquisition of outer public purpose land	GMCD	Where Council is the development agency specified in the approved infrastructure contributions plan  This provision does not apply where Council is also the collecting agency
Planning and Environment Act 1987	s 46GZ(7)	Duty to pay to each person who must provide an infrastructure contribution under the approved infrastructure contributions plan any land credit amount to which the person is entitled under s 46GW	GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46GZ(9)	Duty to transfer the estate in fee simple in the land to the development agency specified in the approved infrastructure contributions plan as responsible for the use and development of that land	GMCD	<p>If any inner public purpose land is vested in Council under the Subdivision Act 1988 or acquired by Council before the time it is required to be provided to Council under s 46GV(4)</p> <p>Where Council is the collecting agency under an approved infrastructure contributions plan</p> <p>This duty does not apply where Council is also the development agency</p>
Planning and Environment Act 1987	s 46GZ(9)	Function of receiving the fee simple in the land	GMCD	<p>Where Council is the development agency under an approved infrastructure contributions plan</p> <p>This duty does not apply where Council is also the collecting agency</p>
Planning and Environment Act 1987	s 46GZA(1)	Duty to keep proper and separate accounts and records	CFO, GMCD	Where Council is the development agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZA(2)	Duty to keep the accounts and records in accordance with the Local Government Act 2020	CFO, GMCD	Where Council is a development agency under an approved infrastructure contributions plan

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46GZB(3)	Duty to follow the steps set out in s 46GZB(3)(a) – (c)	GMCD	Where Council is a development agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZB(4)	Duty, in accordance with requirements of the VPA, to report on the use of the infrastructure contribution in the development agency's annual report and provide reports on the use of the infrastructure contribution to the VPA	CFO, GMCD	If the VPA is the collecting agency under an approved infrastructure contributions plan  Where Council is a development agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZD(2)	Duty, within 6 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s 46GZD(2)(a) and (b)	GMCD	Where Council is the development agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZD(3)	Duty to follow the steps set out in s 46GZD(3)(a) and (b)	GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZD(5)	Duty to make payments under s 46GZD(3) in accordance with ss 46GZD(5)(a) and 46GZD(5)(b)	CFO, GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46GZE(2)	Duty to forward the land equalisation amount back to the collecting agency within 6 months after the expiry date if any part of a land equalisation amount paid or forwarded to a development agency for acquiring outer public purpose land has not been expended by the development agency to acquire that land at the date on which the approved infrastructure contributions plan expires	CFO, GMCD	Where Council is the development agency under an approved infrastructure contributions plan  This duty does not apply where Council is also the collecting agency
Planning and Environment Act 1987	s 46GZE(2)	Function of receiving the unexpended land equalisation amount	CFO, GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan  This duty does not apply where Council is also the development agency
Planning and Environment Act 1987	s 46GZE(3)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to follow the steps set out in s 46GZE(3)(a) and (b)	GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZF(2)	Duty, within 12 months after the date on which the approved infrastructure contributions plan expires, to use the public purpose land for a public purpose approved by the Minister or sell the public purpose land	GMCD	Where Council is the development agency under an approved infrastructure contributions plan

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s.46GZF(3)	Duty, if land is sold under s.46GZF(2)(b), to follow the steps in s.46GZF(3)(a) and (b)	GMCD, GMCI	Where Council is the development agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZF(3)	Function of receiving proceeds of sale	CFO, GMCD	Where Council is the collection agency under an approved infrastructure contributions plan  This provision does not apply where Council is also the development agency
Planning and Environment Act 1987	s 46GZF(4)	Duty to divide the proceeds of the public purpose land among the current owners of each parcel of land in the ICP plan area and pay each current owner a portion of the proceeds in accordance with s 46GZF(5)	CFO, GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZF(6)	Duty to make the payments under s 46GZF(4) in accordance with s 46GZF(6)(a) and (b)	CFO, GMCD	Where Council is the collecting agency under an approved infrastructure contributions plan
Planning and Environment Act 1987	s 46GZH	Power to recover the monetary component, or any land equalisation amount of the land component, payable under Part 3AB as a debt in any court of competent jurisdiction	CFO, GMCD, GMCI	Where Council is the collecting agency under an approved infrastructure contributions plan

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46GZI	Duty to prepare and give a report to the Minister at the times required by the Minister	GMCD	Where Council is a collecting agency or development agency
Planning and Environment Act 1987	s 46GZK	Power to deal with public purpose land which has vested in, been acquired by, or transferred to, Council	GMCD	Where Council is a collecting agency or development agency
Planning and Environment Act 1987	s 46LB(3)	Duty to publish, on Council's Internet site, the payable dwelling amount for a financial year on or before 1 July of each financial year for which the amount is adjusted under s 46LB (2)	CFO, GMCD	
Planning and Environment Act 1987	s 46N(1)	Duty to include condition in permit regarding payment of development infrastructure levy	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 46N(2)(c)	Function of determining time and manner for receipt of development contributions levy	GMCD, HoSP, MBPS, MCPS, MSA, PICoords	
Planning and Environment Act 1987	s 46N(2)(d)	Power to enter into an agreement with the applicant regarding payment of development infrastructure levy	GMCD, MBPS, MCPS	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46O(1)(a) & (2)(a)	Power to ensure that community infrastructure levy is paid, or agreement is in place, prior to issuing building permit	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 46O(1)(d) & (2)(d)	Power to enter into agreement with the applicant regarding payment of community infrastructure levy	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 46P(1)	Power to require payment of amount of levy under s 46N or s 46O to be satisfactorily secured	GMCD, HoSP, MBPS, MCPS, MSA, PICoords	
Planning and Environment Act 1987	s 46P(2)	Power to accept provision of land, works, services or facilities in part or full payment of levy payable	GMCD	
Planning and Environment Act 1987	s 46Q(1)	Duty to keep proper accounts of levies paid	CFO, GMCD, HoSP, MBPS, MCPS, MSA, PICoords	
Planning and Environment Act 1987	s 46Q(1A)	Duty to forward to development agency part of levy imposed for carrying out works, services, or	CFO, GMCD, HoSP, MBPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
		facilities on behalf of development agency or plan preparation costs incurred by a development agency	MCPS, MSA, PICoords	
Planning and Environment Act 1987	s 46Q(2)	Duty to apply levy only for a purpose relating to the provision of plan preparation costs or the works, services and facilities in respect of which the levy was paid etc	GMCD, HoSP, MBPS, MCPS, MSA, PICoords	
Planning and Environment Act 1987	s 46Q(3)	Power to refund any amount of levy paid if it is satisfied the development is not to proceed	GMCD, HoSP, MBPS, MCPS, MSA, PICoords	Only applies when levy is paid to Council as a 'development agency'
Planning and Environment Act 1987	s 46Q(4)(c)	Duty to pay amount to current owners of land in the area if an amount of levy has been paid to a municipal council as a development agency for plan preparation costs incurred by the Council or for the provision by the Council of works, services or facilities in an area under s 46Q(4)(a)	GMCD, HoSP, MBPS, MCPS, MSA, PICoords	Must be done within six months of the end of the period required by the development contributions plan and with the consent of, and in the manner approved by, the Minister
Planning and Environment Act 1987	s 46Q(4)(d)	Duty to submit to the Minister an amendment to the approved development contributions plan	GMCD, HoSP, MBPS, MCPS, MSA, StratPI	Must be done in accordance with Part 3

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s46Q(4)(e)	Duty to expend that amount on other works etc.	GMCD, HoSP, MBPS, MCPS, MSA, StratPI	With the consent of, and in the manner approved by, the Minister
Planning and Environment Act 1987	s 46QC	Power to recover any amount of levy payable under Part 3B	CFO, GMCD, HoSP, MBPS, MCPS, MSA, StratPI	
Planning and Environment Act 1987	s 46QD	Duty to prepare report and give a report to the Minister	GMCD, HoSP, MBPS, MCPS, MSA, StratPI	Where Council is a collecting agency or development agency
Planning and Environment Act 1987	s 46V(3)	Duty to make a copy of the approved strategy plan (being the Melbourne Airport Environs Strategy Plan) and any documents lodged with it available in accordance with the public availability requirements, during the inspection period	Not Delegated	
Planning and Environment Act 1987	s 46V(4)	Duty to make a copy of the approved strategy plan (being the Melbourne Airport Environs Strategy Plan) and any documents lodged with it available in accordance with s 197B of the Act and on payment of the prescribe fee, after the inspection period	Not Delegated	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 46V(5)	Duty to keep a copy of the approved strategy plan incorporating all amendments to it	Not Delegated	
Planning and Environment Act 1987	s 46V(6)	Duty to make a copy of the approved strategy plan incorporating all amendments to it available in accordance with the public available requirements	Not Delegated	
Planning and Environment Act 1987	s 46Y	Duty to carry out works in conformity with the approved strategy plan	Not Delegated	
Planning and Environment Act 1987	s 47	Power to decide that an application for a planning permit does not comply with that Act	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 48A	Power to notify an applicant that the application is incomplete  Note: The notice must set out any required fees or information, the date for payment or production, and the effect of non-compliance set out in section 48B(1).	GMCD, MCPS, MBPS, PICoords, StaP	Where Council is the responsible authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 48C	Power to refund a fee paid for an application which is void and of no effect under section 48B(1)	GMCD, MCPS, MBPS, PICoords	Where Council is the responsible authority
Planning and Environment Act 1987	s 49(1)	Duty to keep a register of all applications for permits and determinations relating to permits	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 49(2)	Duty to make register available for inspection in accordance with the public availability requirements	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 50(4)	Duty to amend application	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 50(5)	Power to refuse to amend application	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 50(6)	Duty to make note of amendment to application in register	GMCD, MBPS, MCPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			PICoords, StatP, PSO	
Planning and Environment Act 1987	s 50A(1)	Power to make amendment to application	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 50A(3)	Power to require applicant to notify owner and make a declaration that notice has been given	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 50A(4)	Duty to note amendment to application in register	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 51	Duty to make copy of application available for inspection in accordance with the public availability requirements	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 52(1)(a)	Duty to give notice of the application to owners/occupiers of adjoining allotments unless	GMCD, MBPS, MCPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
		satisfied that the grant of permit would not cause material detriment to any person	PICoords, StatP	
Planning and Environment Act 1987	s 52(1)(b)	Duty to give notice of the application to other municipal council where appropriate	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 52(1)(c)	Duty to give notice of the application to all persons required by the planning scheme	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 52(1)(ca)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if may result in breach of covenant	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 52(1)(cb)	Duty to give notice of the application to owners and occupiers of land benefited by a registered restrictive covenant if application is to remove or vary the covenant	GMCD, MBPS, MCPS, PICoords, StatP	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 52(1)(d)	Duty to give notice of the application to other persons who may be detrimentally effected	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s.52(1AA)	Duty to give notice of an application to remove or vary a registered restrictive covenant	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 52(3)	Power to give any further notice of an application where appropriate	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 53(1)	Power to require the applicant to give notice under s 52(1) to persons specified by it	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 53(1A)	Power to require the applicant to give the notice under s 52(1AA)	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 54(1)	Power to require the applicant to provide more informatio	GMCD, MBPS, MCPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			PICoords, StatP	
Planning and Environment Act 1987	s 54(1A)	Duty to give notice in writing of information required under s 54(1)	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 54(1B)	Duty to specify the lapse date for an application	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 54A(3)	Power to decide to extend time or refuse to extend time to give required information	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 54A(4)	Duty to give written notice of decision to extend or refuse to extend time under s 54A(3)	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 55(1)	Duty to give copy application, together with the prescribed information, to every referral authority specified in the planning schem	GMCD, MBPS, MCPS, PICoords, StatP	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 57(2A)	Power to reject objections considered made primarily for commercial advantage for the objector	GMCD, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 57(3)	Function of receiving name and address of persons to whom notice of decision is to go	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 57(5)	Duty to make a copy of all objections available in accordance with the public availability requirements	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 57A(4)	Duty to amend application in accordance with applicant's request, subject to s 57A(5)	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 57A(5)	Power to refuse to amend application	GMCD, MBPS, MCPS, PICoords, StatP	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 57A(6)	Duty to note amendments to application in register	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 57B(1)	Duty to determine whether and to whom notice should be given	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 57B(2)	Duty to consider certain matters in determining whether notice should be given	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 57C(1)	Duty to give copy of amended application to referral authority	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 58	Duty to consider every application for a permit	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 58A	Power to request advice from the Planning Application Committee	GMCD, MBPS, MCPS	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 60	Duty to consider certain matters	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 60(1A)	Duty to consider certain matters	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 60(1B)	Duty to consider number of objectors in considering whether use or development may have significant social effect	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 61(1)	Power to determine permit application, either to decide to grant a permit, to decide to grant a permit with conditions or to refuse a permit application	GMCD, MBPS, MCPS, PICoords, StatP	<p>The permit must not be inconsistent with a cultural heritage management plan under the Aboriginal Heritage Act 2006</p> <hr/> <p>An application for a permit must be considered and determined at a Council or Planning Committee Meeting if:</p> <ul style="list-style-type: none"> <li>• 16 or more objections (other than objections that relate to a deemed to comply standard, or a matter that is exempt from notice and review rights) are received and the application has</li> </ul>

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
				<p>not been refused under delegation, and where the objections concern matters that are relevant to the applicable planning controls.</p> <ul style="list-style-type: none"> <li>• In the opinion of the MCD or PICoords, the application raises any strategic or substantive policy issue that should be debated at Council, including a substantive non-compliance with the Port Phillip Planning Scheme, adopted Council policy, or is in the public interest.</li> <li>• A Councillor has requested the application be determined at a Council or Planning Committee Meeting, other than an application defined as a VicSmart application.</li> <li>• It relates to land which is owned by a Councillor, member of the Council Leadership Network, or member of the City Development Department.</li> </ul> <p>The permit must not be inconsistent with a cultural heritage management plan under the Aboriginal Heritage Act 2006.</p>

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 61(2)	Duty to decide to refuse to grant a permit if a relevant determining referral authority objects to grant of permit	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 61(2A)	Power to decide to refuse to grant a permit if a relevant recommending referral authority objects to the grant of permit	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 61(3)(a)	Duty not to decide to grant a permit to use coastal Crown land without Minister's consent	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 61(3)(b)	Duty to refuse to grant the permit without the Minister's consent	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 61(4)	Duty to refuse to grant the permit if grant would authorise a breach of a registered restrictive covenant	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 62(1)	Duty to include certain conditions in deciding to grant a permit	GMCD, MBPS, MCPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			PICoords, StatP	
Planning and Environment Act 1987	s 62(2)	Power to include other conditions	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 62(4)	Duty to ensure conditions are consistent with paragraphs (a),(b) and (c)	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 62(5)(a)	Power to include a permit condition to implement an approved development contributions plan or an approved infrastructure contributions plan	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 62(5)(b)	Power to include a permit condition that specified works be provided on or to the land or paid for in accordance with s 173 agreement	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 62(5)(c)	Power to include a permit condition that specified works be provided or paid for by the applicant	GMCD, MBPS, MCPS, PICoords, StatP	

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 62(6)(a)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except in accordance with ss 46N(1), 46GV(7) or 62(5)	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 62(6)(b)	Duty not to include a permit condition requiring a person to pay an amount for or provide works except a condition that a planning scheme requires to be included as referred to in s 62(1)(a)	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 63	Duty to issue the permit where made a decision in favour of the application (if no one has objected)	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 64(1)	Duty to give notice of decision to grant a permit to applicant and objectors	GMCD, MBPS, MCPS, PICoords, StatP, PSO	This provision applies also to a decision to grant an amendment to a permit - see s 75
Planning and Environment Act 1987	s 64(3)	Duty not to issue a permit until after the specified period	GMCD, MBPS, MCPS, PICoords, StatP, PSO	This provision applies also to a decision to grant an amendment to a permit - see s 75

## City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 64(5)	Duty to give each objector a copy of an exempt decision	GMCD, MBPS, MCPS, PICoords, StatP, PSO	This provision applies also to a decision to grant an amendment to a permit - see s 75
Planning and Environment Act 1987	s 64A	Duty not to issue permit until the end of a period when an application for review may be lodged with VCAT or until VCAT has determined the application, if a relevant recommending referral authority has objected to the grant of a permit	GMCD, MBPS, MCPS, PICoords, StatP, PSO	This provision applies also to a decision to grant an amendment to a permit - see s 75A
Planning and Environment Act 1987	s 65(1)	Duty to give notice of refusal to grant permit to applicant and person who objected under s 57	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 66(1)	Duty to give notice under s 64 or s 65 and copy permit to relevant determining referral authorities	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 66(2)	Duty to give a recommending referral authority notice of its decision to grant a permit	GMCD, MBPS, MCPS, PICoords, StatP, PSO	If the recommending referral authority objected to the grant of the permit or the responsible authority decided not to include a condition on the permit recommended by the recommending referral authority

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 66(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	GMCD, MBPS, MCPS, PICoords, StatP, PSO	If the recommending referral authority objected to the grant of the permit or the recommending referral authority recommended that a permit condition be included on the permit
Planning and Environment Act 1987	s 66(6)	Duty to give a recommending referral authority a copy of any permit which Council decides to grant and a copy of any notice given under s 64 or 65	GMCD, MBPS, MCPS, PICoords, StatP, PSO	If the recommending referral authority did not object to the grant of the permit or the recommending referral authority did not recommend a condition be included on the permit
Planning and Environment Act 1987	s 69(1)	Function of receiving application for extension of time of permit	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 69(1A)	Function of receiving application for extension of time to complete development	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 69(2)	Power to extend time	GMCD, MBPS, MCPS, PICoords, StatP, PSO	An application for an extension of time must be considered and determined at

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
				<p>a Council or Planning Committee Meeting if:</p> <ul style="list-style-type: none"> <li>• The permit to be extended would be in material conflict with current planning controls or a seriously entertained planning scheme amendment.</li> <li>• A Councillor has requested the application be determined at a Council or Planning Committee Meeting.</li> </ul>
Planning and Environment Act 1987	s 70	Duty to make copy permit available for inspection in accordance with the public availability requirements	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 71(1)	Power to correct certain mistakes	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 71(2)	Duty to note corrections in register	GMCD, MBPS, MCPS, PICoords, StatP, PSO	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
<p>Planning and Environment Act 1987</p>	<p>s 73</p>	<p>Power to decide to grant amendment subject to conditions</p>	<p>GMCD, MBPS, MCPS, PICoords, StatP</p>	<p>An application for an amendment must be considered and determined at a Council or Planning Committee Meeting if:</p> <ul style="list-style-type: none"> <li>• 16 or more objections (other than objections that relate to a deemed to comply standard, or a matter that is exempt from notice and review rights) are received and the application has not been refused under delegation, and where the objections concern matters that are relevant to the applicable planning controls.</li> <li>• In the opinion of the MCD or PICoords, the application raises any strategic or substantive policy issue that should be debated at Council, including a substantive non-compliance with the Port Phillip Planning Scheme, adopted Council policy, or is in the public interest.</li> <li>• A Councillor has requested the application be determined at a Council or Planning Committee Meeting, other than an application defined as a VicSmart application.</li> <li>• It relates to land which is owned by a Councillor, member of the Council</li> </ul>

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
				<p>Leadership Network, or member of the City Development Department.</p> <p>The amended permit must not be inconsistent with a cultural heritage management plan under the Aboriginal Heritage Act 2006.</p>
Planning and Environment Act 1987	s 74	Duty to issue amended permit to applicant if no objectors	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 76	Duty to give applicant and objectors notice of decision to refuse to grant amendment to permit	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 76A(1)	Duty to give relevant determining referral authorities copy of amended permit and copy of notice	GMCD, MBPS, MCPS, PICoords, PSO	
Planning and Environment Act 1987	s 76A(2)	Duty to give a recommending referral authority notice of its decision to grant an amendment to a permit	GMCD, MBPS, MCPS, PICoords, StatP, PSO	If the recommending referral authority objected to the amendment of the permit or the responsible authority decided not to include a condition on

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
				the amended permit recommended by the recommending referral authority
Planning and Environment Act 1987	s 76A(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	GMCD, MBPS, MCPS, PICoords, StatP, PSO	If the recommending referral authority objected to the amendment of the permit or the recommending referral authority recommended that a permit condition be included on the amended permit
Planning and Environment Act 1987	s 76A(6)	Duty to give a recommending referral authority a copy of any amended permit which Council decides to grant and a copy of any notice given under s 64 or 76	GMCD, MBPS, MCPS, PICoords, PSO	If the recommending referral authority did not object to the amendment of the permit or the recommending referral authority did not recommend a condition be included on the amended permit
Planning and Environment Act 1987	s 76D	Duty to comply with direction of Minister to issue amended permit	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 83	Function of being respondent to an appeal	GMCD, MBPS, MCPS, PICoords, StatP	Planning officers representing the Council as a respondent at a VCAT Appeal including as part of a Compulsory Conference are subject to consultation with and approval by the

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
				MCD, PICoords or MPAA prior to a Hearing, or prior to a Compulsory Conference settlement outcome.
Planning and Environment Act 1987	s 83B	Duty to give or publish notice of application for review	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 84(1)	Power to decide on an application at any time after an appeal is lodged against failure to grant a permit	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 84(2)	Duty not to issue a permit or notice of decision or refusal after an application is made for review of a failure to grant a permit	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 84(3)	Duty to tell principal registrar if decide to grant a permit after an application is made for review of its failure to grant a permit	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 84(6)	Duty to issue permit on receipt of advice within 3 business days	GMCD, MBPS, MCPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			PICoords, StatP, PSO	
Planning and Environment Act 1987	s 84AB	Power to agree to confining a review by the Tribunal	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 86	Duty to issue a permit at order of Tribunal within 3 business days	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 87(3)	Power to apply to VCAT for the cancellation or amendment of a permit	GMCD, MBPS, MCPS, MPAA	
Planning and Environment Act 1987	s 90(1)	Function of being heard at hearing of request for cancellation or amendment of a permit	CoordPC, GMCD, MBPS, MCPS, MSA, PICoords, StatP, PCO	
Planning and Environment Act 1987	s 91(2)	Duty to comply with the directions of VCAT	CoordPC, GMCD, MBPS, MCPS, MSA,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			PICoords, StatP, PCO	
Planning and Environment Act 1987	s 91(2A)	Duty to issue amended permit to owner if Tribunal so directs	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 92	Duty to give notice of cancellation/amendment of permit by VCAT to persons entitled to be heard under s 90	CoordPC, GMCD, MBPS, MCPS, MSA, PICoords, StatP, PCO	
Planning and Environment Act 1987	s 93(2)	Duty to give notice of VCAT order to stop development	CoordPC, GMCD, HoSP, MBPS, MCPS, MSA, MPAA, PICoords	
Planning and Environment Act 1987	s 95(3)	Function of referring certain applications to the Minister	GMCD, MBPS, MCPS, PICoords, StatP	

City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 95(4)	Duty to comply with an order or direction	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 96(1)	Duty to obtain a permit from the Minister to use and develop its land	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 96(2)	Function of giving consent to other persons to apply to the Minister for a permit to use and develop Council land	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 96A(2)	Power to agree to consider an application for permit concurrently with preparation of proposed amendment	GMCD, HoSP, MBPS, MCPS, PICoords	<p>The request to prepare the amendment must be made under section 16A.</p> <p>Delegate must not agree to consider the application for the permit concurrently with the preparation of the proposed amendment unless it has made a decision under section 16B(a) to apply to the Minister for authorisation to prepare the amendment, with or without changes, under section 16F.</p>

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 96C	Power to give notice, to decide not to give notice, to publish notice and to exercise any other power under s 96C	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 96F	Duty to consider the panel's report under s 96E	GMCD, HoSP, MBPS, MCPS, PICoords, StatP, StratPI	
Planning and Environment Act 1987	s 96G(1)	Power to determine to recommend that a permit be granted or to refuse to recommend that a permit be granted and power to notify applicant of the determination (including power to give notice under s 23 of the Planning and Environment (Planning Schemes) Act 1996	GMCD, HoSP, MBPS, MCPS, PICoords, StatP, StratPI	
Planning and Environment Act 1987	s 96H(3)	Power to give notice in compliance with Minister's direction	GMCD, HoSP, MBPS, MCPS, PICoords, StatP, StratPI	
Planning and Environment Act 1987	s 96J	Duty to issue permit as directed by the Minister	GMCD, HoSP, MBPS, MCPS,	

## City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			PICoords, StatP, StratPI	
Planning and Environment Act 1987	s 96K	Duty to comply with direction of the Minister to give notice of refusal	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 96Z	Duty to keep levy certificates and levy exemption certificates given to it under ss 47 or 96A for no less than 5 years from receipt of the certificate	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 97C	Power to request Minister to decide the application	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 97D(1)	Duty to comply with directions of Minister to supply any document or assistance relating to application	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 97G(3)	Function of receiving from Minister copy of notice of refusal to grant permit or copy of any permit granted by the Minister	GMCD, MBPS, MCPS, PICoords, StatP, PSO	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 97G(6)	Duty to make a copy of permits issued under s 97F available in accordance with the public availability requirements	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 97L	Duty to include Ministerial decisions in a register kept under s 49	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 97MH	Duty to provide information or assistance to the Planning Application Committee	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 97MI	Duty to contribute to the costs of the Planning Application Committee or subcommittee	GMCD, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 97O	Duty to consider application and issue or refuse to issue certificate of compliance	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 97P(3)	Duty to comply with directions of VCAT following an application for review of a failure or refusal to issue a certificate	GMCD, MBPS, MCPS, PICoords	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 97Q(2)	Function of being heard by VCAT at hearing of request for amendment or cancellation of certificate	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 97Q(4)	Duty to comply with directions of VCAT	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 97R	Duty to keep register of all applications for certificate of compliance and related decisions	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 98(1)&(2)	Function of receiving claim for compensation in certain circumstances	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 98(4)	Duty to inform any person of the name of the person from whom compensation can be claimed	GMCD, HoSP, MBPS, MCPS, PICoords	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 101	Function of receiving claim for expenses in conjunction with claim	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 103	Power to reject a claim for compensation in certain circumstances	GMCD, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s.107(1)	Function of receiving claim for compensation	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 107(3)	Power to agree to extend time for making claim	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 113(2)	Power to request a declaration for land to be proposed to be reserved for public purposes	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 114(1)	Power to apply to the VCAT for an enforcement order	CoordPC, GMCD, HoSP, MBPS, MCPS, MSA, PICoords, PCO, StratPI	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 117(1)(a)	Function of making a submission to the VCAT where objections are received	CoordPC, GMCD, MBPS, MCPS, MSA, PICoords, StatP, PCO	
Planning and Environment Act 1987	s 120(1)	Power to apply for an interim enforcement order where s 114 application has been made	CoordPC, GMCD, HoSP, MBPS, MCPS, MSA, PICoords, PCO, StratPI	
Planning and Environment Act 1987	s 123(1)	Power to carry out work required by enforcement order and recover costs	GMCD, MBPS, MCPS, MSA	
Planning and Environment Act 1987	s 123(2)	Power to sell buildings, materials, etc salvaged in carrying out work under s 123(1)	GMCD, GMCI, MBPS, MPA, MCPS, MSA	Except Crown Land
Planning and Environment Act 1987	s 125(1)	Power to apply to any court of competent jurisdiction or to the tribunal for an injunction restraining any person from contravening an enforcement order or an interim enforcement order.	GMCD, HoSP, MBPS, MCPS, MSA	Section 123 of the Victorian Civil and Administrative Tribunal Act 1998 applies on an application to the Tribunal.

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 129	Function of recovering penalties	CFO, CoordPC, GMCD, MBPS, MCPS, MSA, PCO	
Planning and Environment Act 1987	s 130(5)	Power to allow person served with an infringement notice further time	CoordPC, GMCD, MBPS, MCPS, MSA, PICoords, PCO	
Planning and Environment Act 1987	s 149A(1)	Power to refer a matter to the VCAT for determination	CoordPC, GMCD, HoSP, MBPS, MCPS, MSA, PICoords, StatP, PCO, StratPI	
Planning and Environment Act 1987	s 149A(1A)	Power to apply to VCAT for the determination of a matter relating to the interpretation of a s.173 agreement	CoordPC, GMCD, HoSP, MBPS, MCPS, MSA, MPAA, PICoords	

## City of Port Phillip

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 149B	Power to apply to the Tribunal for a declaration.	GMCD, MBPS, MCPS, MSA, MPAA	
Planning and Environment Act 1987	s 156	Duty to pay fees and allowances (including a payment to the Crown under s 156(2A)), and payment or reimbursement for reasonable costs and expenses incurred by the panel in carrying out its functions unless the Minister directs otherwise under s 156(2B)power to ask for contribution under s 156(3) and power to abandon amendment or part of it under s 156(4)	GMCD, MBPS, MCPS	Where Council is the relevant planning authority
Planning and Environment Act 1987	s 158F	Power to make submissions in response to a directions panel	GMCD, MCPS, MBPS, HoSP, StratP, SPPIFB	
Planning and Environment Act 1987	s 171(2)(f)	Power to carry out studies and commission reports	CoordPC, GMCD, HoSP, MBPS, MCPS, MSA, PICoords, StatP, PCO, StratPI	Within approved budget or seeking relevant approvals where funds are outside of approved budget

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 171(2)(g)	Power to grant and reserve easements	GMCD, MBPS, MCPS, MSA, EAO, PICoords, StatP	
Planning and Environment Act 1987	s 172C	Power to compulsorily acquire any outer public purpose land that is specified in the approved infrastructure contributions plan	CFO, GMCD, GMCI, MBPS, MCPS	Where Council is a development agency specified in an approved infrastructure contributions plan Subject to Council's prior approval of the compulsory acquisition
Planning and Environment Act 1987	s 172D(1)	Power to compulsorily acquire any inner public purpose land that is specified in the plan before the time that the land is required to be provided to Council under s 46GV(4)	CFO, GMCD, GMCI, MBPS, MCPS	Where Council is a collecting agency specified in an approved infrastructure contributions plan Subject to Council's prior approval of the compulsory acquisition
Planning and Environment Act 1987	s 172D(2)	Power to compulsorily acquire any inner public purpose land, the use and development of which is to be the responsibility of Council under the plan, before the time that the land is required to be provided under s 46GV(4)	CFO, GMCD, GMCI, MBPS, MCPS	Where Council is the development agency specified in an approved infrastructure contributions plan Subject to Council's prior approval of the compulsory acquisition

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 173(1)	Power to enter into agreement covering matters set out in s 174	GMCD, MBPS, MCPS	Can include an agreement relating to the provision of land for affordable housing.
Planning and Environment Act 1987	s 173(1A)	Power to enter into an agreement with an owner of land for the development or provision of land in relation to affordable housing	GMCD, MBPS, MCPS	Where Council is the relevant responsible authority
Planning and Environment Act 1987		Power to decide whether something is to the satisfaction of Council, where an agreement made under s 173 of the Planning and Environment Act 1987 requires something to be to the satisfaction of Council or Responsible Authority	GMCD, HoSP, MBPS, MCPS, MSA, MPAA, PICoords	
Planning and Environment Act 1987		Power to give consent on behalf of Council, where an agreement made under s 173 of the Planning and Environment Act 1987 requires that something may not be done without the consent of Council or Responsible Authority	GMCD, HoSP, MBPS, MCPS, MSA, MPAA, PICoords	
Planning and Environment Act 1987	s 177(2)	Power to end a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	GMCD, MBPS, MCPS	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 178	power to amend a s 173 agreement with the agreement of all those bound by any covenant in the agreement or otherwise in accordance with Division 2 of Part 9	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 178A(1)	Function of receiving application to amend or end an agreement	GMCD, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 178A(3)	Function of notifying the owner as to whether it agrees in principle to the proposal under s 178A(1)	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 178A(4)	Function of notifying the applicant and the owner as to whether it agrees in principle to the proposal	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 178A(5)	Power to propose to amend or end an agreement	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 178B(1)	Duty to consider certain matters when considering proposal to amend an agreement	GMCD, HoSP, MBPS, MCPS, PICoords	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 178B(2)	Duty to consider certain matters when considering proposal to end an agreement	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 178C(2)	Duty to give notice of the proposal to all parties to the agreement and other persons who may be detrimentally affected by decision to amend or end	GMCD, HoSP, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 178C(4)	Function of determining how to give notice under s 178C(2)	GMCD, HoSP, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 178E(1)	Duty not to make decision until after 14 days after notice has been given	GMCD, HoSP, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s.178E(2)(a)	Power to amend or end the agreement in accordance with the proposal	GMCD, MBPS, MCPS	If no objections are made under s 178D Must consider matters in s 178B

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 178E(2)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	GMCD, MBPS, MCPS	If no objections are made under s 178D Must consider matters in s 178B
Planning and Environment Act 1987	s 178E(2)(c)	Power to refuse to amend or end the agreement	GMCD, MBPS, MCPS	If no objections are made under s 178D Must consider matters in s 178B
Planning and Environment Act 1987	s 178E(3)(a)	Power to amend or end the agreement in accordance with the proposal	GMCD, MBPS, MCPS	After considering objections, submissions and matters in s 178B
Planning and Environment Act 1987	s 178E(3)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	GMCD, MBPS, MCPS	After considering objections, submissions and matters in s 178B
Planning and Environment Act 1987	s.178E(3)(c)	power to amend or end the agreement in a manner that is substantively different from the proposal	GMCD, MBPS, MCPS	After considering objections, submissions and matters in s.178B
Planning and Environment Act 1987	s 178E(3)(d)	Power to refuse to amend or end the agreement	GMCD, MBPS, MCPS	After considering objections, submissions and matters in s 178B
Planning and Environment Act 1987	s 178F(1)	Duty to give notice of its decision under s 178E(3)(a) or (b)	GMCD, HoSP, MBPS, MCPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			PICoords, StatP	
Planning and Environment Act 1987	s 178F(2)	Duty to give notice of its decision under s 178E(2)(c) or (3)(d)	GMCD, HoSP, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 178F(4)	Duty not to proceed to amend or end an agreement under s 178E until at least 21 days after notice has been given or until an application for review to the Tribunal has been determined or withdrawn	GMCD, HoSP, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 178G	Duty to sign amended agreement and give copy to each other party to the agreement	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 178H	Power to require a person who applies to amend or end an agreement to pay the costs of giving notices and preparing the amended agreement	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 178I(3)	Duty to notify, in writing, each party to the agreement of the ending of the agreement relating to Crown land	GMCD, HoSP, MBPS, MCPS, PICoords, StatP, PSO	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 179(2)	Duty to make copy of each agreement available in accordance with the public availability requirements	GMCD, HoSP, MBPS, MCPS, PICoords, StatP, StratPI	
Planning and Environment Act 1987	s 181	Duty to apply to the Registrar of Titles to record the agreement	GMCD, HoSP, MBPS, MCPS, EAO, PICoords, StatP	
Planning and Environment Act 1987	s 181(1A)(a)	Power to apply to the Registrar of Titles to record the agreement	GMCD, HoSP, MBPS, MCPS, EAO, PICoords, StatP	
Planning and Environment Act 1987	s 181(1A)(b)	Duty to apply to the Registrar of Titles, without delay, to record the agreement	GMCD, HoSP, MBPS, MCPS, EAO, PICoords, StatP	
Planning and Environment Act 1987	s 182	Power to enforce an agreement	CoordPC, GMCD, HoSP, MBPS, MCPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			MSA, MPAA, PICoords, PCO	
Planning and Environment Act 1987	s 183	Duty to tell Registrar of Titles of ending/amendment of agreement	GMCD, HoSP, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 184F(1)	Power to decide to amend or end an agreement at any time after an application for review of the failure of Council to make a decision	GMCD, MBPS, MCPS	
Planning and Environment Act 1987	s 184F(2)	Duty not to amend or end the agreement or give notice of the decision after an application is made to VCAT for review of a failure to amend or end an agreement	GMCD, HoSP, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 184F(3)	Duty to inform the principal registrar if the responsible authority decides to amend or end an agreement after an application is made for the review of its failure to end or amend the agreement	GMCD, HoSP, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 184F(5)	Function of receiving advice from the principal registrar that the agreement may be amended or ended in accordance with Council's decision	GMCD, HoSP, MBPS, MCPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
			PICoords, StatP, PSO	
Planning and Environment Act 1987	s 184G(2)	Duty to comply with a direction of the Tribunal	GMCD, HoSP, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 184G(3)	Duty to give notice as directed by the Tribunal	GMCD, HoSP, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 185B(1)	Duty to comply with a request from the Minister to provide the name, address, email address or telephone number of any person to whom the Minister is required to give notice	GMCD, HoSP, MBPS, MCPS, PICoords, StatP, PSO	
Planning and Environment Act 1987	s 198(1)	Function to receive application for planning certificate	Not Delegated	Planning certificates are issued by Department of Transport and Planning
Planning and Environment Act 1987	s 199(1)	Duty to give planning certificate to applicant	Not Delegated	Planning certificates are issued by Department of Transport and Planning

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 201(1)	Function of receiving application for declaration of underlying zoning	GMCD, HoSP, MBPS, MCPS, PICoords	
Planning and Environment Act 1987	s 201(3)	Duty to make declaration	GMCD, HoSP, MBPS, MCPS, PICoords	Only if the Planning Scheme shows the underlying zoning
Planning and Environment Act 1987	-	Power to decide, in relation to any planning scheme or permit, that a specified thing has or has not been done to the satisfaction of Council	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	-	Power to decide, in relation to any planning scheme or permit, that a specified thing may be altered or modified with Council's consent	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	-	Power to decide, in relation to any planning scheme or permit, that a specified thing may be done subject to Council's prior consent or must not be done without Council's prior consent	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	-	Power to decide, in relation to any planning scheme or permit, that a specified thing is	GMCD, MBPS, MCPS,	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
		required to be approved and or endorsed by Council	PICoords, StatP	
Planning and Environment Act 1987	-	Power, in relation to any planning scheme or permit, to consent or refuse to consent to any matter which requires the consent or approval of Council	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	-	Power to approve and or endorse any plan or any amendment to a plan or other document in accordance with a provision of a planning scheme or condition in a permit	GMCD, MBPS, MCPS, PICoords, StatP	Except in relation to the approval of any plan or any amendment to a plan or other document under Schedule 1 to the Special Use Zone in relation to the St Kilda Sea Baths, other than for a VicSmart application.
Planning and Environment Act 1987	-	Power to give written authorisation in accordance with a provision of a planning scheme	GMCD, MBPS, MCPS, PICoords, StatP	
Planning and Environment Act 1987	s 201UAB(1)	Function of providing the Victoria Planning Authority with information relating to any land within municipal district	GMCD, HoSP, MBPS, MCPS, PICoords	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Act 1987	s 201UAB(2)	Duty to provide the Victoria Planning Authority with information requested under s 201UAB(1) as soon as possible	GMCD, HoSP, MBPS, MCPS, PICoords	

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**Residential Tenancies Act 1997**

<b>Delegation Source</b>	<b>Provision</b>	<b>Item Delegated</b>	<b>Delegate</b>	<b>Conditions &amp; Limitations</b>
Residential Tenancies Act 1997	s 518F	Power to issue notice to caravan park regarding emergency management plan if determined that the plan does not comply with the requirements	Not Applicable	
Residential Tenancies Act 1997	s 522(1)	Power to give a compliance notice to a person	Not Applicable	
Residential Tenancies Act 1997	s 525(2)	Power to authorise an officer to exercise powers in s 526 (either generally or in a particular case)	Not Applicable	
Residential Tenancies Act 1997	s 525(4)	Duty to issue identity card to authorised officers	Not Applicable	
Residential Tenancies Act 1997	s 526(5)	Duty to keep record of entry by authorised officer under s 526	Not Applicable	
Residential Tenancies Act 1997	s 526A(3)	Function of receiving report of inspection	Not Applicable	
Residential Tenancies Act 1997	s 527	Power to authorise a person to institute proceedings (either generally or in a particular case)	Not Applicable	

City of Port Phillip

**Road Management Act 2004**

<b>Delegation Source</b>	<b>Provision</b>	<b>Item Delegated</b>	<b>Delegate</b>	<b>Conditions &amp; Limitations</b>
Road Management Act 2004	s 11(1)	Power to declare a road by publishing a notice in the Government Gazette	DPPM, GMCI, HoAM, MPA	Obtain consent in circumstances specified in s 11(2)
Road Management Act 2004	s 11(8)	Power to name a road or change the name of a road by publishing notice in Government Gazette	GMGP	Must be exercised in accordance with Council Policy on Place Naming and State Naming Rules
Road Management Act 2004	s 11(9)(b)	Duty to advise Registrar	GMGP, HoGovAd	"Registrar" means the Registrar of Geographic Names
Road Management Act 2004	s 11(10)	Duty to inform Secretary to Department of Environment, Land, Water and Planning of declaration etc.	DPPM, HoAM, MPA	Subject to s 11(10A)
Road Management Act 2004	s 11(10A)	Duty to inform Secretary to Department of Environment, Land, Water and Planning or nominated person	DPPM, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	s 12(2)(b)	Function of providing consent to the Head, Transport for Victoria for the discontinuance of a road or part of a road	GMCI	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 12(10)	Duty to notify of decision made	GMCI, HoAM, HoPOF, MPA, TLPO	Duty of coordinating road authority where it is the discontinuing body  Does not apply where an exemption is specified by the regulations or given by the Minister
Road Management Act 2004	s 13(1)	Power to fix a boundary of a road by publishing notice in Government Gazette	GMCI, HoAM, HoPOF, MPA	Power of coordinating road authority and obtain consent under s 13(3) and s 13(4) as appropriate
Road Management Act 2004	s 14(4)	Function of receiving notice from the Head, Transport for Victoria	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 14(7)	Power to appeal against decision of the Head, Transport for Victoria	GMCI	
Road Management Act 2004	s 15(1)	Power to enter into arrangement with another road authority, utility or a provider of public transport to transfer a road management function of the road authority to the other road authority, utility or provider of public transport	GMCI	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 15(1A)	Power to enter into arrangement with a utility to transfer a road management function of the utility to the road authority	GMCI	
Road Management Act 2004	s 15(2)	Duty to include details of arrangement in public roads register	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 16(7)	Power to enter into an arrangement under s 15	GMCI	
Road Management Act 2004	s 16(8)	Duty to enter details of determination in public roads register	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 17(2)	Duty to register public road in public roads register	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	s 17(3)	Power to decide that a road is reasonably required for general public use	GMCI, MPA	Where Council is the coordinating road authority
Road Management Act 2004	s 17(3)	Duty to register a road reasonably required for general public use in public roads register	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 17(4)	Power to decide that a road is no longer reasonably required for general public use	Not Delegated	Where Council is the coordinating road authority
Road Management Act 2004	s 17(4)	Duty to remove road no longer reasonably required for general public use from public roads register	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	s 18(1)	Power to designate ancillary area	GMCI, MPA	Where Council is the coordinating road authority, and obtain consent in circumstances specified in s 18(2)
Road Management Act 2004	s 18(3)	Duty to record designation in public roads register	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	s 19(1)	Duty to keep register of public roads in respect of which it is the coordinating road authority	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 19(4)	Duty to specify details of discontinuance in public roads register	DPPM, GMCI, HoAM, MPA	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 19(5)	Duty to ensure public roads register is available for public inspection	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 21	Function of replying to request for information or advice	DPPM, GMCI, HoAM, MPA	Obtain consent in circumstances specified in s 11(2)
Road Management Act 2004	s 22(2)	Function of commenting on proposed direction	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 22(4)	Duty to publish a copy or summary of any direction made under s 22 by the Minister in its annual report.	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 22(5)	Duty to give effect to a direction under s 22	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 40(1)	Duty to inspect, maintain and repair a public road.	DPPM, GMCI, HoAM, MPA	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 40(5)	Power to inspect, maintain and repair a road which is not a public road	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 41(1)	Power to determine the standard of construction, inspection, maintenance and repair	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 42(1)	Power to declare a public road as a controlled access road	GMCI	Power of coordinating road authority and sch 2 also applies
Road Management Act 2004	s 42(2)	Power to amend or revoke declaration by notice published in Government Gazette	GMCI, MPA	Power of coordinating road authority and sch 2 also applies
Road Management Act 2004	s 42A(3)	Duty to consult with Head, Transport for Victoria and Minister for Local Government before road is specified	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority If road is a municipal road or part thereof
Road Management Act 2004	s 42A(4)	Power to approve Minister's decision to specify a road as a specified freight road	GMCI	Where Council is the coordinating road authority If road is a municipal road or part thereof and where road is to be specified a freight road

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 48EA	Duty to notify the owner or occupier of land and provider of public transport on which rail infrastructure or rolling stock is located (and any relevant provider of public transport)	DPPM, GMCI, HoAM, MPA	Where Council is the responsible road authority, infrastructure manager or works manager
Road Management Act 2004	s 48M(3)	Function of consulting with the relevant authority for purposes of developing guidelines under s 48M	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 49	Power to develop and publish a road management plan	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 51	Power to determine standards by incorporating the standards in a road management plan	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 53(2)	Power to cause notice to be published in Government Gazette of amendment etc of document in road management plan	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 54(2)	Duty to give notice of proposal to make a road management plan	GMCI, MPA	
Road Management Act 2004	s 54(5)	Duty to conduct a review of road management plan at prescribed intervals	GMCI, MPA	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 54(6)	Power to amend road management plan	GMCI, MPA	
Road Management Act 2004	s 54(7)	Duty to incorporate the amendments into the road management plan	GMCI, MPA	
Road Management Act 2004	s 55(1)	Duty to cause notice of road management plan to be published in Government Gazette and newspaper	GMCI, MPA	
Road Management Act 2004	s 63(1)	Power to consent to conduct of works on road	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	s 63(2)(e)	Power to conduct or to authorise the conduct of works in, on, under or over a road in an emergency	DPPM, GMCI, HoAM, MPA	Where Council is the infrastructure manager
Road Management Act 2004	s 64(1)	Duty to comply with cl 13 of sch 7	DPPM, GMCI, HoAM, MPA	Where Council is the infrastructure manager or works manager
Road Management Act 2004	s 66(1)	Power to consent to structure etc	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 67(2)	Function of receiving the name & address of the person responsible for distributing the sign or bill	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	s 67(3)	Power to request information	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	s 68(2)	Power to request information	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	s 71(3)	Power to appoint an authorised officer	Not Delegated	Authorised Officers are appointed by the CEO
Road Management Act 2004	s 72	Duty to issue an identity card to each authorised officer	GMCI, MPA	Identity cards are issued to authorised officers under section 224 of the Local Government Act 1989
Road Management Act 2004	s 85	Function of receiving report from authorised officer	DPPM, GMCI, HoAM, MPA	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 86	Duty to keep register re s 85 matters	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 87(1)	Function of receiving complaints	GMCI, MPA	
Road Management Act 2004	s 87(2)	Duty to investigate complaint and provide report	GMCI, MPA	
Road Management Act 2004	s 96	Power to authorise a person for the purpose of instituting legal proceedings	Not Delegated	Authorised Officers are appointed by the CEO
Road Management Act 2004	s 112(2)	Power to recover damages in court	GMCI, MPA	
Road Management Act 2004	s 116	Power to cause or carry out inspection	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 119(2)	Function of consulting with the Head, Transport for Victoria	DPPM, GMCI, HoAM, MPA	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	s 120(1)	Power to exercise road management functions on an arterial road (with the consent of the Head, Transport for Victoria)	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 120(2)	Duty to seek consent of the Head, Transport for Victoria to exercise road management functions before exercising power in s 120(1)	DPPM, GMCI, HoAM, MPA	
Road Management Act 2004	s 121(1)	Power to enter into an agreement in respect of works	GMCI, MPA	
Road Management Act 2004	s 122(1)	Power to charge and recover fees	GMCI, MPA	
Road Management Act 2004	s 123(1)	Power to charge for any service	GMCI, MPA	
Road Management Act 2004	sch 2 cl 2(1)	Power to make a decision in respect of controlled access roads	GMCI, MPA	
Road Management Act 2004	sch 2 cl 3(1)	Duty to make policy about controlled access roads	GMCI, MPA	
Road Management Act 2004	sch 2 cl 3(2)	Power to amend, revoke or substitute policy about controlled access roads	GMCI, MPA	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	sch 2 cl 4	Function of receiving details of proposal from the Head, Transport for Victoria	GMCI, MPA	
Road Management Act 2004	sch 2 cl 5	Duty to publish notice of declaration	GMCI, MPA	
Road Management Act 2004	sch 7 cl 7(1)	Duty to give notice to relevant coordinating road authority of proposed installation of non-road infrastructure or related works on a road reserve	DPPM, GMCI, HoAM, MPA	Where Council is the infrastructure manager or works manager
Road Management Act 2004	sch 7 cl 8(1)	Duty to give notice to any other infrastructure manager or works manager responsible for any non-road infrastructure in the area, that could be affected by any proposed installation of infrastructure or related works on a road or road reserve of any road	DPPM, GMCI, HoAM, MPA	Where Council is the infrastructure manager or works manager
Road Management Act 2004	sch 7 cla 9(1)	Duty to comply with request for information from a coordinating road authority, an infrastructure manager or a works manager responsible for existing or proposed infrastructure in relation to the location of any non-road infrastructure and technical advice or assistance in conduct of works	DPPM, GMCI, HoAM, MPA	Where Council is the infrastructure manager or works manager responsible for non-road infrastructure

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	sch 7 cl 9(2)	Duty to give information to another infrastructure manager or works manager where becomes aware any infrastructure or works are not in the location shown on records, appear to be in an unsafe condition or appear to need maintenance	DPPM, GMCI, HoAM, MPA	Where Council is the infrastructure manager or works manager
Road Management Act 2004	sch 7 cl 10(2)	Where Sch 7 cl 10(1) applies, duty to, where possible, conduct appropriate consultation with persons likely to be significantly affected	DPPM, GMCI, HoAM, MPA	Where Council is the infrastructure manager or works manager
Road Management Act 2004	sch 7 cl 12(2)	Power to direct infrastructure manager or works manager to conduct reinstatement works	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl 12(3)	Power to take measures to ensure reinstatement works are completed	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl 12(4)	Duty to ensure that works are conducted by an appropriately qualified person	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl 12(5)	Power to recover costs	GMCI, MPA	Where Council is the coordinating road authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	sch 7 cl 13(1)	Duty to notify relevant coordinating road authority within 7 days that works have been completed, subject to sch 7 cl 13(2)	DPPM, GMCI, HoAM, MPA	Where Council is the works manager
Road Management Act 2004	sch 7 cl 13(2)	Power to vary notice period	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl 13(3)	Duty to ensure works manager has complied with obligation to give notice under sch 7 cl 13(1)	DPPM, GMCI, HoAM, MPA	Where Council is the infrastructure manager
Road Management Act 2004	sch 7 cl 16(1)	Power to consent to proposed works	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl 16(4)	Duty to consult	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority, responsible authority or infrastructure manager
Road Management Act 2004	sch 7 cl 16(5)	Power to consent to proposed works	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	sch 7 cl 16(6)	Power to set reasonable conditions on consent	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl 16(8)	Power to include consents and conditions	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl 17(2)	Power to refuse to give consent and duty to give reasons for refusal	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl18(1)	Power to enter into an agreement	GMCI, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch7 cl 19(1)	Power to give notice requiring rectification of works	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl 19(2) & (3)	Power to conduct the rectification works or engage a person to conduct the rectification works and power to recover costs incurred	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management Act 2004	sch 7 cl 20(1)	Power to require removal, relocation, replacement or upgrade of existing non-road infrastructure	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management Act 2004	sch 7A cl 2	Power to cause street lights to be installed on roads	DPPM, GMCI, HoAM, MPA	Power of responsible road authority where it is the coordinating road authority or responsible road authority in respect of the road
Road Management Act 2004	sch 7 cl 3(1)(d)	Duty to pay installation and operation costs of street lighting - where road is not an arterial road	DPPM, GMCI, HoAM, MPA	Where Council is the responsible road authority
Road Management Act 2004	sch 7A cl 3(1)(e)	Duty to pay installation and operation costs of street lighting - where road is a service road on an arterial road and adjacent areas	DPPM, GMCI, HoAM, MPA	Where Council is the responsible road authority
Road Management Act 2004	sch 7A cl (3)(1)(f)	Duty to pay installation and percentage of operation costs of street lighting - for arterial roads in accordance with cls 3(2) and 4	DPPM, GMCI, HoAM, MPA	Duty of Council as responsible road authority that installed the light (re: installation costs) and where Council is relevant municipal council (re: operating costs)

### Cemeteries and Crematoria Regulations 2025

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Regulations 2025	r 36	Duty to ensure that cemetery complies with depth of burial requirements	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 37	Duty to ensure that the cemetery complies with the requirements for interment in concrete-lined graves	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 38	Duty to ensure a mausoleum is constructed in accordance with paragraphs (a)-(d)	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 39(1)	Duty to ensure that remains are interred in a coffin, container or receptacle in accordance with paragraphs (a)-(c)	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 39(2)	Duty to ensure that coffin, container or receptacle is labelled.	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 39(3)	Duty to ensure that remains are interred in accordance with paragraphs (a)-(b)	Not Applicable	

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<b>Delegation Source</b>	<b>Provision</b>	<b>Item Delegated</b>	<b>Delegate</b>	<b>Conditions &amp; Limitations</b>
Cemeteries and Crematoria Regulations 2025	r 40	Duty to ensure that a crypt space in a mausoleum is sealed in accordance with paragraphs (a)-(b)	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 43(2)	Power to inspect any coffin, container or other receptacle if satisfied of the matters in paragraphs (a) and (b)	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 44(2)	Power to remove any fittings on any coffin, container or other receptacle if the fittings may impede the cremation process or damage the cremator	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 44(3)	Duty to ensure any fittings removed of are disposed in an appropriate manner	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 45	Power to dispose of any metal substance or non-human substance recovered from a cremator	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 46(2)	Power to release cremated human remains to certain persons	Not Applicable	Subject to any order of a court

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Regulations 2025	r 47(1)	Duty to make cremated human remains available for collection within 2 working days after the cremation	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 47(2)	Duty to hold cremated human remains for at least 12 months from the date of cremation	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 47(3)	Power to dispose of cremated human remains if no person gives a direction within 12 months of the date of cremation	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 47(4)	Duty to take reasonable steps to notify persons specified in r 46(2) of intention to intern or dispose of remains at expiry of 12 month period	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 48	Power to approve certain activities under the r 57 or 58(2) if satisfied of regulation (1)(a)-(c)	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 50	Duty to provide statement that alternative vendors or supplier of memorials exist	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Regulations 2025	r 51	Power to inspect any work that is being carried out on memorials, places or internments and buildings for ceremonies	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 52	Power to approval the arrangement or conduct of a funeral	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 53(1)	Power to give written direction regarding the manner in which a funeral is to be conducted	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 56(1)	Power to give directions regarding the objects, things or items affixed to, or placed on or around, the places of interment and memorials	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 56(3)	Power to remove objects, things or items specified in (a)-(d) from a place of interment or memorial	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 56(4)	Duty to dispute items under r 56(3) in a manner considered appropriate	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Cemeteries and Crematoria Regulations 2025	r 57(1)	Power to approve the use of fire in a public cemetery	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 58(2)	Power to approve a person to drive, ride or use a vehicle on any surface other than a road, track or parking area	Not Applicable	
Cemeteries and Crematoria Regulations 2025	r 59	Duty to display the hours during which the public can access the cemetery	Not Applicable	
Cemeteries and Crematoria Regulations 2025		Note: sch 2 contains Model Rules – only applicable if the cemetery trust has not made its own cemetery trust rules	Not Applicable	
Cemeteries and Crematoria Regulations 2025	sch 2 cl 4	Power to approve the carrying out of an activity referred to in rules 5, 7 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18 of sch 2	Not Applicable	See note above regarding model rules

### Planning and Environment Regulations 2015

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Regulations 2015	r.6	function of receiving notice, under section 19(1)(c) of the Act, from a planning authority of its preparation of an amendment to a planning scheme	GMCD, MBPS, MCPS	where Council is not the planning authority and the amendment affects land within Council's municipal district; or  where the amendment will amend the planning scheme to designate Council as an acquiring authority.
Planning and Environment Regulations 2015	r.21	power of responsible authority to require a permit applicant to verify information (by statutory declaration or other written confirmation satisfactory to the responsible authority) in an application for a permit or to amend a permit or any information provided under section 54 of the Act	GMCD, MBPS, MCPS, PICoords	
Planning and Environment Regulations 2015	r.25(a)	Duty to make copy of matter considered under section 60(1A)(g) in accordance with the public availability requirements	GMCD, MBPS, MCPS, PICoords, StatP, PSO	Where Council is the responsible authority
Planning and Environment Regulations 2015	r.25(b)	Function of receiving a copy of any document considered under section 60(1A)(g) by the responsible authority and duty to make the document available in accordance with the public availability requirements	GMCD, MBPS, MCPS, PICoords, StatP, PSO	Where Council is not the responsible authority but the relevant land is within Council's municipal district

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Planning and Environment Regulations 2015	r.42	function of receiving notice under section 96C(1)(c) of the Act from a planning authority of its preparation of a combined application for an amendment to a planning scheme and notice of a permit application	GMCD, MBPS, MCPS	where Council is not the planning authority and the amendment affects land within Council's municipal district; or  where the amendment will amend the planning scheme to designate Council as an acquiring authority.
Planning and Environment (Fees) Regulations 2016	r 19	Power to waive or rebate a fee relating to an amendment of a planning scheme	GMCD, MBPS, MCPS	
Planning and Environment (Fees) Regulations 2016	r 20	Power to waive or rebate a fee other than a fee relating to an amendment to a planning scheme	GMCD, MBPS, MCPS, PICoords	
Planning and Environment (Fees) Regulations 2016	r 21	Duty to record matters taken into account and which formed the basis of a decision to waive or rebate a fee under r 19 or 20	GMCD, MBPS, MCPS, PICoords, StatP, PSO	

## Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 7	Power to enter into a written agreement with a caravan park owner	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 10	Function of receiving application for registration	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 11	Function of receiving application for renewal of registration	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(1)	Duty to grant the registration if satisfied that the caravan park complies with these regulations	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(1)	Power to refuse to grant the registration if not satisfied that the caravan park complies with these regulations	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(2)	Duty to renew the registration if satisfied that the caravan park complies with these regulations	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(2)	Power to refuse to renew the registration if not satisfied that the caravan park complies with these regulations	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(3)	Duty to have regard to matters in determining an application for registration or an application for renewal of registration	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(4) & (5)	Duty to issue certificate of registration	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 14(1)	Function of receiving notice of transfer of ownership.	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 14(3)	Power to determine where notice of transfer is displayed	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 15(1)	Duty to transfer registration to new caravan park owner	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 15(2)	Duty to issue a certificate of transfer of registration	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 15(3)	Power to determine where certificate of transfer of registration is displayed	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 16(1)	Power to determine the fee to accompany applications for registration or applications for renewal of registration	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 17	Duty to keep register of caravan parks	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 21(1)	Duty to notify a caravan park owner of the relevant emergency services agencies for the caravan park, on the request of the caravan park owner	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 21(2)	Duty to consult with relevant emergency services agencies	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 22	Power to determine places in which caravan park owner must display a copy of emergency procedures	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 23	Power to determine places in which caravan park owner must display copy of public emergency warnings	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 24(2)	Power to consult with relevant floodplain management authority	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 26(b)(i)	Power to approve system for the discharge of sewage and wastewater from a movable dwelling	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 38	Function of receiving notice of proposed installation of unregistrable movable dwelling or rigid annexe	Not Applicable	

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Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 38(b)	Power to require notice of proposal to install unregistrable movable dwelling or rigid annexe	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 39(3)	Function of receiving installation certificate	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 45(3)	Power to determine places in which caravan park owner must display name and telephone number of an emergency contact person	Not Applicable	
Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 45(5)	Power to determine places in which caravan park owner must display the certificate of registration or certificate of renewal of registration, the plan of the caravan park and a copy of the caravan park rules	Not Applicable	

## Road Management (General) Regulations 2016

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management (General) Regulations 2016	r 8(1)	Duty to conduct reviews of road management plan	GMCI, MPA	
Road Management (General) Regulations 2016	r 9(2)	Duty to produce written report of review of road management plan and make report available	GMCI, MPA	
Road Management (General) Regulations 2016	r 9(3)	Duty to give notice where road management review is completed and no amendments will be made (or no amendments for which notice is required)	GMCI, MPA	Where Council is the coordinating road authority
Road Management (General) Regulations 2016	r.10	Duty to give notice of amendment which relates to standard of construction, inspection, maintenance or repair under s 41 of the Act	GMCI, MPA	
Road Management (General) Regulations 2016	r 13(1)	Duty to publish notice of amendments to road management plan	GMCI, MPA	where Council is the coordinating road authority
Road Management (General) Regulations 2016	r 13(3)	Duty to record on road management plan the substance and date of effect of amendment	GMCI, MPA	
Road Management (General) Regulations 2016	r 16(3)	Power to issue permit	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority

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<b>Delegation Source</b>	<b>Provision</b>	<b>Item Delegated</b>	<b>Delegate</b>	<b>Conditions &amp; Limitations</b>
Road Management (General) Regulations 2016	r 18(1)	Power to give written consent re damage to road	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management (General) Regulations 2016	r 23(2)	Power to make submission to Tribunal	GMCI, MPA	Where Council is the coordinating road authority
Road Management (General) Regulations 2016	r 23(4)	Power to charge a fee for application under s 66(1) Road Management Act	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority
Road Management (General) Regulations 2016	r 25(1)	Power to remove objects, refuse, rubbish or other material deposited or left on road	DPPM, EMWCM, GMCD, GMCI, HoAM, MPA, MSA	Where Council is the responsible road authority
Road Management (General) Regulations 2016	r 25(2)	Power to sell or dispose of things removed from road or part of road (after first complying with regulation 25(3))	GMCI, MPA	Where Council is the responsible road authority
Road Management (General) Regulations 2016	r 25(5)	Power to recover in the Magistrates' Court, expenses from person responsible	GMCI, MPA	

## Road Management (Works and Infrastructure) Regulations 2015

Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
Road Management (Works and Infrastructure) Regulations 2015	r 15	Power to exempt a person from requirement under cl 13(1) of sch 7 of the Act to give notice as to the completion of those works	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority and where consent given under s 63(1) of the Act
Road Management (Works and Infrastructure) Regulations 2015	r 22(2)	Power to waive whole or part of fee in certain circumstances	DPPM, GMCI, HoAM, MPA	Where Council is the coordinating road authority