

Instrument of Delegation by the Council

Port Phillip City Council
Instrument of Delegation
to
a Special Committee
(Planning Committee)
by
the Port Phillip City Council

PORT PHILLIP CITY COUNCIL INSTRUMENT OF DELEGATION

Authorising Provision

This Instrument of Delegation is made pursuant to:

- (a) section 86(3) of the Local Government Act 1989; and
- (b) section 188 of the Planning and Environment Act 1987.

Delegation To

Port Phillip City Council delegates to the committee established by resolution of Council passed on 6 December 2017 and known as the "Planning Committee", the powers, discretions and authorities set out in the Schedule, and declares that:

1. this Instrument of Delegation is authorised by a resolution of Council passed on 6 December 2017;
2. the delegation:
 - 2.1. comes into force the common seal is affixed to this Instrument of Delegation;
 - 2.2. remains in force until Council resolves to vary or revoke it; and
 - 2.3. is to be exercised in accordance with the exceptions, conditions and limitations set out in the Schedule and with the guidelines or policies which Council from time to time adopts; and
3. the Committee will comprise all Councillors and all members of the Committee have voting rights.

DATED this 6th day of December 2017

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

Mayor

Chief Executive Officer

SCHEDULE

Function, Duty or Power Delegated

1. To exercise all Council's powers, duties and functions under the Planning and Environment Act 1987 in accordance with relevant policies and guidelines of the Council and to do all things necessary or convenient to be done for or in connection with the performance of those powers, duties and functions.

Exceptions, Conditions and Limitations

1. The Committee is authorised to determine statutory planning applications and planning scheme amendments only in relation to the Planning and Environment Act 1987.
2. The Committee is not authorised by this Instrument to exercise:
 - 2.1. those powers, duties and functions specified in section 86(4)(a) to (f) of the Local Government Act 1989 which cannot be so delegated; and
 - 2.2. the powers, duties and functions specified in section 188(2) of the Planning and Environment Act 1987; and
 - 2.3. any other power, duty or function which by law cannot be so delegated.