

***S6 Instrument of Delegation – Members of Staff***

**Whitehorse City Council**

**Instrument of Delegation**

**to**

**Members of Council Staff**

***Adopted by Council May 2021***

## 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:

Abbreviation	means	Position Title
AMSTP		Assistant Manager Statutory Planning
CC		Coordinator Compliance
CEA		Coordinator Engineering Assets
CEO		Chief Executive Officer
CLC		Community Laws Coordinator
CLO		Community Laws Officer
CPS		Coordinator Parking Services
CSTRP		Coordinator Strategic Planning
CWI		Civil Works Inspector
DCD		Director City Development
DCOM		Director Community Services
DCOR		Director Corporate Services
DI		Director Infrastructure
DP		Development Planner
EHO		Environmental Health Officer appointed pursuant to the Public Health and Wellbeing Act 2008
EWC		Engineering Works Coordinator
GISC		GIS Coordinator
GO		Governance Officer

<b>Abbreviation</b>	<b>means</b>	<b>Position Title</b>
GPO		Governance Project Officer
MCS		Manager Community Safety
MF&CP		Manager Finance & Corporate Performance
MG&I		Manager Governance & Integrity
MCP&D		Manager City Planning & Development
MCITY		Manager City Services
ME&I		Manager Engineering & Investment
MH&CS		Manager Home & Community Services
MH&FS		Manager Health & Family Services
MPD&A		Manager Project Delivery & Assets
P&BAO		Planning & Building Administration Officer
PEO		Planning Enforcement Officer
POs		Planning Officers which includes TLSTP, PP, DP, UP and SPO
PP		Principal Planner
SPO		Subdivision Planning Officer
SPSO		Senior Parking Services Officer
SSTRP		Senior Strategic Planner
STRP		Strategic Planner
TLEH		Team Leader Environmental Health
TLG		Team Leader Governance
TLSTP		Team Leader Statutory Planning
TLSTPE		Team Leader Statutory Planning Enforcement
UP		Urban Planner

3. declares that:
- 3.1 this Instrument of Delegation is authorised by **a resolution** of Council passed on **May 2021**; and
- 3.2 the delegation:
- 3.2.1 comes into force immediately upon execution;
- 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
- 3.2.4 must be exercised in accordance with any guidelines or policies which Council from time to time adopts; 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) strategy
- adopted 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 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.

SIGNED for WHITEHORSE CITY  
COUNCIL by SIMON McMILLAN  
in his capacity as Chief Executive Officer  
pursuant to authorisation by Council at  
its meeting held May 2021.

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Signature of Simon McMillan

Date: May 2021

## INDEX

<b>DOMESTIC ANIMALS ACT 1994</b> .....	<b>1</b>
<b>ENVIRONMENT PROTECTION ACT 1970</b> .....	<b>1</b>
<b>FOOD ACT 1984</b> .....	<b>2</b>
<b>HERITAGE ACT 2017</b> .....	<b>7</b>
<b>LOCAL GOVERNMENT ACT 1989</b> .....	<b>7</b>
<b>PLANNING AND ENVIRONMENT ACT 1987</b> .....	<b>8</b>
<b>RESIDENTIAL TENANCIES ACT 1997</b> .....	<b>49</b>
<b>ROAD MANAGEMENT ACT 2004</b> .....	<b>50</b>
<b>PLANNING AND ENVIRONMENT REGULATIONS 2015</b> .....	<b>61</b>
<b>PLANNING AND ENVIRONMENT (FEES) REGULATIONS 2016</b> .....	<b>62</b>
<b>ROAD MANAGEMENT (GENERAL) REGULATIONS 2016</b> .....	<b>63</b>
<b>ROAD MANAGEMENT (WORKS AND INFRASTRUCTURE) REGULATIONS 2015</b> .....	<b>65</b>

## SCHEDULE

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS AND LIMITATIONS</b>
s 41A(1)	Power to declare a dog to be a menacing dog	MCS.	Council may delegate this power to a Council authorised officer

<b>ENVIRONMENT PROTECTION ACT 1970</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 53M(3)	Power to require further information	MH&FS and TLEH.	
s 53M(4)	Duty to advise applicant that application is not to be dealt with	MH&FS and TLEH.	
s 53M(5)	Duty to approve plans, issue permit or refuse permit	MH&FS and TLEH.	Refusal must be ratified by Council or it is of no effect
s 53M(6)	Power to refuse to issue septic tank permit	MH&FS and TLEH.	Refusal must be ratified by Council or it is of no effect
s 53M(7)	Duty to refuse to issue a permit in circumstances in (a)-(c)	MH&FS and TLEH.	Refusal must be ratified by Council or it is of no effect

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 19(2)(a)	Power to direct by written order that the food premises be put into a clean and sanitary condition	TLEH and EHO.	If s 19(1) applies
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	TLEH and EHO.	If s 19(1) applies
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	TLEH and EHO.	If s 19(1) applies Only in relation to temporary food premises or mobile food premises
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, and (ii) inform the public by notice in a published newspaper or otherwise	CEO, DCOM MH&FS and TLEH.	If s 19(1) applies
s 19(6)(a)	Duty to revoke any order under s 19 if satisfied that an order has been complied with	TLEH and EHO.	If s 19(1) applies
s 19(6)(b)	Duty to give written notice of revocation under s 19(6)(a) if satisfied that an order has been complied with	TLEH and EHO.	If s 19(1) applies
s 19AA(2)	Power to direct, by written order, that a person must take any of the actions described in (a)-(c).	Not applicable.	Where Council is the registration authority
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	Not delegated.	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
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	Not delegated.	Where Council is the registration authority

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 19CB(4)(b)	Power to request copy of records	TLEH and EHO.	Where Council is the registration authority
s 19E(1)(d)	Power to request a copy of the food safety program	TLEH and EHO.	Where Council is the registration authority
s 19GB	Power to request proprietor to provide written details of the name, qualification or experience of the current food safety supervisor	TLEH and EHO.	Where Council is the registration authority
s 19M(4)(a) & (5)	Power to conduct a food safety audit and take actions where deficiencies are identified	Not applicable.	Where Council is the registration authority
s 19NA(1)	Power to request food safety audit reports	TLEH and EHO.	Where Council is the registration authority
s 19U(3)	Power to waive and vary the costs of a food safety audit if there are special circumstances	Not applicable.	Council does not currently conduct food safety audits. This may be considered in future once a business case has been developed.
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
s 19W	Power to direct a proprietor of a food premises to comply with any requirement under Part IIIB	TLEH and EHO.	Where Council is the registration authority
s 19W(3)(a)	Power to direct a proprietor of a food premises to have staff at the premises undertake training or instruction	TLEH and EHO.	Where Council is the registration authority
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	TLEH and EHO.	Where Council is the registration authority
---	Power to register, renew or transfer registration	TLEH and EHO.	Where Council is the registration authority Refusal to grant/renew/transfer registration must be ratified by Council or the CEO (see s 58A(2))

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 36A	Power to accept an application for registration or notification using online portal	TLEH and EHO.	Where Council is the registration authority Note: This provision commences on 1 July 2021, unless proclaimed earlier
s 36B	Duty to pay the charge for use of online portal	TLEH and EHO.	Where Council is the registration authority Note: This provision commences on 1 July 2021, unless proclaimed earlier
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	TLEH and EHO.	Where Council is the registration authority
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)	Not delegated.	Where Council is the registration authority
s 38A(4)	Power to request a copy of a completed food safety program template	TLEH and EHO.	Where Council is the registration authority
s 38B(1)(a)	Duty to assess the application and determine which class of food premises under s 19C the food premises belongs	TLEH and EHO.	Where Council is the registration authority
s 38B(1)(b)	Duty to ensure proprietor has complied with requirements of s 38A	TLEH and EHO.	Where Council is the registration authority
s 38B(2)	Duty to be satisfied of the matters in s 38B(2)(a)-(b)	TLEH and EHO.	Where Council is the registration authority
s 38D(1)	Duty to ensure compliance with the applicable provisions of s 38C and inspect the premises if required by s 39	TLEH and EHO.	Where Council is the registration authority
s 38D(2)	Duty to be satisfied of the matters in s 38D(2)(a)-(d)	TLEH and EHO.	Where Council is the registration authority

<b>FOOD ACT 1984</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 38D(3)	Power to request copies of any audit reports	TLEH and EHO.	Where Council is the registration authority
s 38E(2)	Power to register the food premises on a conditional basis	TLEH and EHO.	Where Council is the registration authority; not exceeding the prescribed time limit defined under s 38E(5)
s 38E(4)	Duty to register the food premises when conditions are satisfied	TLEH and EHO.	Where Council is the registration authority
s 38F(3)(b)	Power to require proprietor to comply with requirements of this Act	TLEH and EHO.	Where Council is the registration authority
s 38G(1)	Power to require notification of change of the food safety program type used for the food premises	TLEH and EHO.	Where Council is the registration authority Note: This provision commences on 1 July 2021, unless proclaimed earlier
s 38G(2)	Power to require the proprietor of the food premises to comply with any requirement of the Act	TLEH and EHO.	Where Council is the registration authority Note: This provision commences on 1 July 2021, unless proclaimed earlier
s 39A	Power to register, renew or transfer food premises despite minor defects	TLEH and EHO.	Where Council is the registration authority Only if satisfied of matters in s 39A(2)(a)-(c)
s 40(2)	Power to incorporate the certificate of registration in one document with any certificate of registration under Part 6 of the <i>Public Health and Wellbeing Act 2008</i>	CEO.	
s 40C(2)	Power to grant or renew the registration of food premises for a period of less than 1 year	TLEH.	Where Council is the registration authority
s 40D(1)	Power to suspend or revoke the registration of food premises	MH&FS.	Where Council is the registration authority

**FOOD ACT 1984**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 40F	Power to cancel registration of food premises	TLEH.	Where Council is the registration authority Note: This provision commences on 1 July 2021, unless proclaimed earlier
s 43F(6)	Duty to be satisfied that registration requirements under Division 3 have been met prior to registering, transferring or renewing registration of a component of a food business	TLEH and EHO.	Where Council is the registration authority
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	TLEH and EHO.	Where Council is the registration authority
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	TLEH and EHO.	Where Council is the registration authority

<b>HERITAGE ACT 2017</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 116	Power to sub-delegate Executive Director's functions, duties or powers	DCD.	Must first obtain Executive Director's written consent Council can only sub-delegate if the Instrument of Delegation from the Executive Director authorises sub-delegation

<b>LOCAL GOVERNMENT ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 185L(4)	Power to declare and levy a cladding rectification charge	CEO <sup>1</sup> .	

Sections 181H and 185 are saved provisions of the Local Government Act 1989.

<sup>1</sup> The only member of staff who can be a delegate in Column 3 is the CEO.

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 4B	Power to prepare an amendment to the Victorian Planning Provisions	DCD and MCP&D.	If authorised by the Minister
s 4G	Function of receiving prescribed documents and a copy of the Victorian Planning Provisions from the Minister	DCD, MCP&D, CSTRP, SSTRP and STRP.	
s 4H	Duty to make amendment to Victorian Planning Provisions available	DCD, MCP&D, CSTRP, SSTRP and STRP.	
s 4I	Duty to keep Victorian Planning Provisions and other documents available	DCD, MCP&D, CSTRP, SSTRP, STRP and P&BAO.	
s 8A(2)	Power to prepare amendment to the planning scheme where the Minister has given consent under s 8A	DCD and MCP&D.	
s 8A(3)	Power to apply to Minister to prepare an amendment to the planning scheme	DCD and MCP&D.	
s 8A(5)	Function of receiving notice of the Minister's decision	DCD, MCP&D, CSTRP, SSTRP and STRP.	
s 8A(7)	Power to prepare the amendment specified in the application without the Minister's authorisation if no response received after 10 business days	DCD, MCP&D, CSTRP, SSTRP and STRP.	
s 8B(2)	Power to apply to the Minister for authorisation to prepare an amendment to the planning scheme of an adjoining municipal district	Not delegated.	

**PLANNING AND ENVIRONMENT ACT 1987**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 12(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	CEO, DCD, MCP&D, AMSTP and CSTRP.	
s 12A(1)	Duty to prepare a municipal strategic statement (including power to prepare a municipal strategic statement under s 19 of the <i>Planning and Environment (Planning Schemes) Act 1996</i> )	DCD and MCP&D.	
s 12B(1)	Duty to review planning scheme	DCD and MCP&D.	
s 12B(2)	Duty to review planning scheme at direction of Minister	DCD and MCP&D.	
s 12B(5)	Duty to report findings of review of planning scheme to Minister without delay	DCD and MCP&D.	
s 14	duties of a Responsible Authority as set out in s 14(a) to (d)	CEO, DCD, MCP&D, AMSTP and CSTRP.	
s 17(1)	Duty of giving copy amendment to the planning scheme	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 17(2)	Duty of giving copy s 173 agreement	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 17(3)	Duty of giving copy amendment, explanatory report and relevant documents to the Minister within 10 business days	DCD and MCP&D.	
s 18	Duty to make amendment etc. available	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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	CEO, DCD, MCP&D, CSTRP, SSTRP and STRP.	May give notice to the Minister May give notice to a public authority or a Council
s 19	Function of receiving notice of preparation of an amendment to a planning scheme	DCD, MCP&D, CSTRP, SSTRP and STRP.	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
s 20(1)	Power to apply to Minister for exemption from the requirements of s 19	CEO, DCD and MCP&D.	
s 21(2)	Duty to make submissions available	DCD, MCP&D, CSTRP, SSTRP and STRP.	
s 21A(4)	Duty to publish notice	DCD, MCP&D and CSTRP.	
s 22	Duty to consider all submissions	CEO, DCD, MCP&D AMSTP, CSTRP, SSTRP and STRP.	Except submissions which request a change to the items in s 22(5)(a) and (b)
s 23(1)(b)	Duty to refer submissions which request a change to the amendment to a panel	DCD, MCP&D and CSTRP.	
s 23(2)	Power to refer to a panel submissions which do not require a change to the amendment	DCD, MCP&D, AMSTP and CSTRP.	
s 24	Function to represent Council and present a submission at a panel hearing (including a hearing referred to in s 96D)	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 26(1)	Power to make report available for inspection	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 26(2)	Duty to keep report of panel available for inspection	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 27(2)	Power to apply for exemption if panel's report not received	CEO, DCD, MCP&D AMSTP, CSTRP, SSTRP and STRP.	
s 28	Duty to notify the Minister if abandoning an amendment	CEO and DCD.	Note: the power to make a decision to abandon an amendment cannot be delegated
s 30(4)(a)	Duty to say if amendment has lapsed	CEO, DCD, MCP&D AMSTP, CSTRP, SSTRP and STRP.	
s 30(4)(b)	Duty to provide information in writing upon request	CEO, DCD, MCP&D AMSTP, CSTRP, SSTRP and STRP.	
s 32(2)	Duty to give more notice if required	CEO, DCD, MCP&D AMSTP, CSTRP, SSTRP and STRP.	
s 33(1)	Duty to give more notice of changes to an amendment	CEO, DCD, MCP&D AMSTP, CSTRP, SSTRP and STRP.	
s 36(2)	Duty to give notice of approval of amendment	CEO, DCD, MCP&D AMSTP, CSTRP, SSTRP and STRP.	
s 38(5)	Duty to give notice of revocation of an amendment	CEO, DCD, MCP&D AMSTP, CSTRP, SSTRP and STRP.	
s 39	Function of being a party to a proceeding commenced under s 39 and duty to comply with determination by VCAT	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 40(1)	Function of lodging copy of approved amendment	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 41	Duty to make approved amendment available	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 42	Duty to make copy of planning scheme available	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
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 applicable.	Whitehorse is not within the Yarra River land area.
s 46AW	Function of being consulted by the Minister	Not applicable.	Where Council is a responsible public entity
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 Power to endorse the draft Statement of Planning Policy	Not applicable.	Where Council is a responsible public entity
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	Not applicable.	Where Council is a responsible public entity

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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	Not applicable.	Where Council is a responsible public entity
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	Not applicable.	Where Council is the planning authority, the municipal Council of the municipal district in which the land is located and/or the development agency
s 46GJ(1)	Function of receiving written directions from the Minister in relation to the preparation and content of infrastructure contributions plans	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 46GK	Duty to comply with a Minister's direction that applies to Council as the planning authority	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 46GN(1)	Duty to arrange for estimates of values of inner public purpose land	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 46GO(1)	Duty to give notice to owners of certain inner public purpose land	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 46GP	Function of receiving a notice under s 46GO	Not applicable.	Where Council is the collecting agency
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	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 46GR(1)	Duty to consider every submission that is made by the closing date for submissions included in the notice under s 46GO	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 46GR(2)	Power to consider a late submission Duty to consider a late submission if directed to do so by the Minister	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
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	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
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	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 46GT(2)	Duty to pay half of the fee fixed by the valuer-general for arranging and attending the conference	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
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	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 46GT(6)	Function of receiving, from the valuer-general, written notice of a determination under s 46GT(5)	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
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	Not applicable.	Where Council is the collecting agency
s 46GV(3)(b)	Power to enter into an agreement with the applicant	Not applicable.	Where Council is the collecting agency
s 46GV(4)(a)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	Not applicable.	Where Council is the development agency
s 46GV(4)(b)	Function of receiving the inner public purpose land in accordance with s 46GV(5) and (6)	Not applicable.	Where Council is the collecting agency
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	DCD, MCP&D, AMSTP, CSTRP, SSTRP, STRP and POs.	
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	Not applicable.	Where Council is the collecting agency

**PLANNING AND ENVIRONMENT ACT 1987**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 46GX(1)	Power to accept works, services or facilities in part or full satisfaction of the monetary component of an infrastructure contribution payable	Not applicable.	Where Council is the collecting agency
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	Not applicable.	Where Council is the collecting agency
s 46GY(1)	Duty to keep proper and separate accounts and records	Not applicable.	Where Council is the collecting agency
s 46GY(2)	Duty to keep the accounts and records in accordance with the <i>Local Government Act 2020</i>	Not applicable.	Where Council is the collecting agency
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	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan  This duty does not apply where Council is that planning authority
s 46GZ(2)(a)	Function of receiving the monetary component	Not applicable.	Where the Council is the planning authority  This duty does not apply where Council is also the collecting agency

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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	Not applicable.	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
s 46GZ(2)(b)	Function of receiving the monetary component	Not applicable.	Where Council is the development agency under an approved infrastructure contributions plan  This provision does not apply where Council is also the collecting agency
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)	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan
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	Not applicable.	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
s 46GZ(5)	Function of receiving any part of a land equalisation amount required for the acquisition of outer public purpose land	Not applicable.	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

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan
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	Not applicable.	If any inner public purpose land is vested in Council under the <i>Subdivision Act 1988</i> or acquired by Council before the time it is required to be provided to Council under s 46GV(4)  Where Council is the collecting agency under an approved infrastructure contributions plan  This duty does not apply where Council is also the development agency
s 46GZ(9)	Function of receiving the fee simple in the land	Not applicable.	Where Council is the development agency under an approved infrastructure contributions plan  This duty does not apply where Council is also the collecting agency
s 46GZA(1)	Duty to keep proper and separate accounts and records	Not applicable.	Where Council is a development agency under an approved infrastructure contributions plan
s 46GZA(2)	Duty to keep the accounts and records in accordance with the <i>Local Government Act 2020</i>	Not applicable.	Where Council is a development agency under an approved infrastructure contributions plan

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 46GZB(3)	Duty to follow the steps set out in s 46GZB(3)(a) – (c)	Not applicable.	Where Council is a development agency under an approved infrastructure contributions plan
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	Not applicable.	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
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)	Not applicable.	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZD(3)	Duty to follow the steps set out in s 46GZD(3)(a) and (b)	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZD(5)	Duty to make payments under s 46GZD(3) in accordance with ss 46GZD(5)(a) and 46GZD(5)(b)	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan
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	Not applicable.	Where Council is the development agency under an approved infrastructure contributions plan This duty does not apply where Council is also the collecting agency
s 46GZE(2)	Function of receiving the unexpended land equalisation amount	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan This duty does not apply where Council is also the development agency

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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)	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan
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	Not applicable.	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZF(3)	Duty, if land is sold under s 46GZF(2)(b), to follow the steps in s 46GZF(3)(a) and (b)	Not applicable.	Where Council is the development agency under an approved infrastructure contributions plan
s 46GZF(3)	s 46GZF(3)(a) function of receiving proceeds of sale	Not applicable.	Where Council is the collection agency under an approved infrastructure contributions plan This provision does not apply where Council is also the development agency
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)	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZF(6)	Duty to make the payments under s 46GZF(4) in accordance with s 46GZF(6)(a) and (b)	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan
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	Not applicable.	Where Council is the collecting agency under an approved infrastructure contributions plan
s 46GZI	Duty to prepare and give a report to the Minister at the times required by the Minister	Not applicable.	Where Council is a collecting agency or development agency

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 46GZK	Power to deal with public purpose land which has vested in, been acquired by, or transferred to, Council	Not applicable.	Where Council is a collecting agency or development agency
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)	DCD, MCP&D, AMSTP, CSTRP, SSTRP and STRP.	
s 46N(1)	Duty to include condition in permit regarding payment of development infrastructure levy	DCD, MCP&D, AMSTP, CSTRP, SSTRP, STRP and POs.	
s 46N(2)(c)	Function of determining time and manner for receipt of development contributions levy	DCD, MCP&D, AMSTP and CSTRP.	
s 46N(2)(d)	Power to enter into an agreement with the applicant regarding payment of development infrastructure levy	DCD, MCP&D, AMSTP and CSTRP.	
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	DCD, MCP&D, AMSTP and CSTRP.	
s 46O(1)(d) & (2)(d)	Power to enter into agreement with the applicant regarding payment of community infrastructure levy	DCD, MCP&D, AMSTP and CSTRP.	
s 46P(1)	Power to require payment of amount of levy under s 46N or s 46O to be satisfactorily secured	DCD, MCP&D, AMSTP and CSTRP.	
s 46P(2)	Power to accept provision of land, works, services or facilities in part or full payment of levy payable	DCD and MCP&D.	
s 46Q(1)	Duty to keep proper accounts of levies paid	DCD and MCP&D.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 46Q(1A)	Duty to forward to development agency part of levy imposed for carrying out works, services, or facilities on behalf of development agency or plan preparation costs incurred by a development agency	DCD, MCP&D, AMSTP and CSTRP.	
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	DCD and MCP&D.	
s 46Q(3)	Power to refund any amount of levy paid if it is satisfied the development is not to proceed	DCD and MCP&D.	Only applies when levy is paid to Council as a 'development agency'
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)	CEO, DCD and MCP&D.	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
s 46Q(4)(d)	Duty to submit to the Minister an amendment to the approved development contributions plan	DCD and MCP&D.	Must be done in accordance with Part 3
s 46Q(4)(e)	Duty to expend that amount on other works etc.	DCD and MCP&D.	With the consent of, and in the manner approved by, the Minister
s 46QC	Power to recover any amount of levy payable under Part 3B	DCD and MCP&D.	
s 46QD	Duty to prepare report and give a report to the Minister	DCD.	Where Council is a collecting agency or development agency

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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	Not delegated.	
s 46Y	Duty to carry out works in conformity with the approved strategy plan	Not delegated.	
s 47	Power to decide that an application for a planning permit does not comply with that Act	DCD, MCP&D, AMSTP, TLSTP and PP.	
s 49(1)	Duty to keep a register of all applications for permits and determinations relating to permits	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 49(2)	Duty to make register available for inspection	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs and P&BAO.	
s 50(4)	Duty to amend application	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 50(5)	Power to refuse to amend application	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 50(6)	Duty to make note of amendment to application in register	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs and P&BAO.	
s 50A(1)	Power to make amendment to application	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs, P&BAO and SPO.	The SPO is authorised to exercise this for subdivision applications only

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 50A(3)	Power to require applicant to notify owner and make a declaration that notice has been given	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs, P&BAO and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 50A(4)	Duty to note amendment to application in register	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs, P&BAO and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 51	Duty to make copy of application available for inspection	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs and P&BAO.	
s 52(1)(a)	Duty to give notice of the application to owners/occupiers of adjoining allotments unless satisfied that the grant of permit would not cause material detriment to any person	DCD, MCP&D, AMSTP, CSTRP, TLSTP, PP, DP and SPO.	The SPO is authorised to exercise this for subdivision applications only  In case of a decision not to give notice of an application, this delegation must only be exercised by the DCD, MCP&D, AMSTP, CSTRP, TLSTP and PP.
s 52(1)(b)	Duty to give notice of the application to other municipal council where appropriate	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 52(1)(c)	Duty to give notice of the application to all persons required by the planning scheme	DCD, MCP&D, AMSTP, CSTRP and POs.	
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	DCD, MCP&D, AMSTP, CSR and POs.	
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	DCD, MCP&D, AMSTP, CSTRP and POs.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 52(1)(d)	Duty to give notice of the application to other persons who may be detrimentally effected	DCD, MCP&D, AMSTP, CSTRP and POs.	
s 52(1AA)	Duty to give notice of an application to remove or vary a registered restrictive covenant	DCD, MCP&D, AMSTP, CSTRP and POs.	
s 52(3)	Power to give any further notice of an application where appropriate	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	
s 53(1)	Power to require the applicant to give notice under s 52(1) to persons specified by it	DCD, MCP&D, AMSTP, CSTRP, TLSTP, PP and DP.	
s 53(1A)	Power to require the applicant to give the notice under s 52(1AA)	DCD, MCP&D, AMSTP, CSTRP, TLSTP, PP and DP.	
s 54(1)	Power to require the applicant to provide more information	DCD, MCP&D, AMSTP, CSTRP and POs.	
s 54(1A)	Duty to give notice in writing of information required under s 54(1)	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 54(1B)	Duty to specify the lapse date for an application	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 54A(3)	Power to decide to extend time or refuse to extend time to give required information	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only  A decision to refuse to extend time in response to any request pursuant to Section 54A(1) must only be exercised by the DCD, MCP&D, AMSTP, CSTRP, TLSTP and PP.
s 54A(4)	Duty to give written notice of decision to extend or refuse to extend time under s 54A(3)	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 55(1)	Duty to give copy application, together with the prescribed information, to every referral authority specified in the planning scheme	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 57(2A)	Power to reject objections considered made primarily for commercial advantage for the objector	CEO, DCD and MCP&D.	
s 57(3)	Function of receiving name and address of persons to whom notice of decision is to go	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 57(5)	Duty to make available for inspection copy of all objections	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 57A(4)	Duty to amend application in accordance with applicant's request, subject to s 57A(5)	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 57A(5)	Power to refuse to amend application	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 57A(6)	Duty to note amendments to application in register	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 57B(1)	Duty to determine whether and to whom notice should be given	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 57B(2)	Duty to consider certain matters in determining whether notice should be given	DCD, MCP&D, AMSTP, CSTRP and POs.	
s 57C(1)	Duty to give copy of amended application to referral authority	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 58	Duty to consider every application for a permit	DCD, MCP&D, AMSTP, CSTRP and POs.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 58A	Power to request advice from the Planning Application Committee	CEO and DCD.	
s 60	Duty to consider certain matters	DCD, MCP&D, AMSTP, CSTRP and POs.	
s 60(1A)	Duty to consider certain matters	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 60(1B)	Duty to consider number of objectors in considering whether use or development may have significant social effect	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only

**PLANNING AND ENVIRONMENT ACT 1987**

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
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	DCD, MCP&D, AMSTP, CSTRP, TLSTP, PP, DP and SPO.	<p>The permit must not be inconsistent with a cultural heritage management plan under the <i>Aboriginal Heritage Act 2006</i>. The SPO is authorised to exercise this for subdivision applications only.</p> <p>A decision to reuse a permit application must only be exercised by DCD, MCP&amp;D, CSTRP, TLSTRP AND PP, except any application “called in” by a Councillor. The decision to grant a permit with or without conditions or a Notice of Decision with or without conditions, This power cannot be exercised in relation to:</p> <ul style="list-style-type: none"> <li>a) any application “called in” by a Councillor, whereby a Councillor advises the General Manager City Development, Manager Planning and Building, Assistant Manager Statutory Planning, Coordinator Strategic Planning, Team Leader Statutory Planning or Principal Planner that the planning application must be reported to Council for determination;</li> <li>b) any major development proposal or any other application where considered to be warranted by the delegate;</li> <li>c) an application where there is considered by the delegate to be significant non-compliance with the relevant Council Policy, the Whitehorse Planning Scheme and/or any incorporated document to the planning scheme;</li> <li>d) an application for a single dwelling or dwelling addition where there are 12 or more objector properties;</li> <li>e) an application for multiple dwellings where there are 12 or more objector properties;</li> <li>f) an application for accommodation where there are 12 or more objector properties;</li> <li>g) an application for non-residential use and/or development outside a residential zone where there are 20 or more objector properties; or</li> <li>h) an application for non-residential use and/or development within a residential zone where there are 12 or more objector properties.</li> </ul> <p>The decision must be dual signed by the responsible officer and delegate and must be in accordance with the delegation policy.</p>

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 61(2)	Duty to decide to refuse to grant a permit if a relevant determining referral authority objects to grant of permit	DCD, MCP&D, AMSTP, CSTRP, TLSTP and PP.	
s 61(2A)	Power to decide to refuse to grant a permit if a relevant recommending referral authority objects to the grant of permit	DCD, MCP&D, AMSTP, CSTRP, TLSTP and PP.	
s 61(3)(a)	Duty not to decide to grant a permit to use coastal Crown land without Minister's consent	Not delegated.	Not applicable for Whitehorse
s 61(3)(b)	Duty to refuse to grant the permit without the Minister's consent	AMSTP, CSTRP, TLSTP and PP.	
s 61(4)	Duty to refuse to grant the permit if grant would authorise a breach of a registered restrictive covenant	AMSTP, CSTRP, TLSTP and PP.	
s 62(1)	Duty to include certain conditions in deciding to grant a permit	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 62(2)	Power to include other conditions	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 62(4)	Duty to ensure conditions are consistent with paragraphs (a),(b) and (c)	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
s 62(5)(a)	Power to include a permit condition to implement an approved development contributions plan or an approved infrastructure contributions plan	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
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	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 62(5)(c)	Power to include a permit condition that specified works be provided or paid for by the applicant	DCD, MCP&D, AMSTP, CSTRP, POs and SPO.	The SPO is authorised to exercise this for subdivision applications only
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)	DCD, MCP&D, AMSTP, CSTRP and POs.	
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)	DCD, MCP&D, AMSTP, CSTRP and POs.	
s 63	Duty to issue the permit where made a decision in favour of the application (if no one has objected)	DCD, MCP&D, AMSTP, CSTRP and POs.	
s 64(1)	Duty to give notice of decision to grant a permit to applicant and objectors	DCD, MCP&D, AMSTP, CSTRP and POs.	This provision applies also to a decision to grant an amendment to a permit – see s 75
s 64(3)	Duty not to issue a permit until after the specified period	DCD, MCP&D, AMSTP, CSTRP and POs.	This provision applies also to a decision to grant an amendment to a permit – see s 75
s 64(5)	Duty to give each objector a copy of an exempt decision	DCD, MCP&D, AMSTP, CSTRP, TLSTP and POs.	This provision applies also to a decision to grant an amendment to a permit – see s 75
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	DCD, MCP&D, AMSTP, CSTRP, TLSTP and POs.	This provision applies also to a decision to grant an amendment to a permit – see s 75A
s 65(1)	Duty to give notice of refusal to grant permit to applicant and person who objected under s 57	DCD, MCP&D, AMSTP, CSTRP and POs.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 66(1)	Duty to give notice under s 64 or s 65 and copy permit to relevant determining referral authorities	DCD, MCP&D, AMSTP, CSTRP, TLSTP, PP, POs and P&BAO.	
s 66(2)	Duty to give a recommending referral authority notice of its decision to grant a permit	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs and P&BAO.	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
s 66(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs and P&BAO.	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
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	DCD, MCP&D, AMSTP, CSTRP, TLSTP, POs and P&BAO.	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
s 69(1)	Function of receiving application for extension of time of permit	DCD, MCP&D, AMSTP, CSTRP, TLSTP, PP and P&BAO.	
s 69(1A)	Function of receiving application for extension of time to complete development	DCD, MCP&D, AMSTP, CSTRP, TLSTP, PP and P&BAO.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 69(2)	Power to extend time	DCD, MCP&D, AMSTP, CSTRP, TLSTP, PP, DP and SPO.	The power to refuse to extend time must only be exercised by DCD, MCP&D, AMSTP, CSTRP, TLSTRP and PP.  The SPO is authorised to exercise this for subdivision applications only  All decisions must be dual signed by the responsible officer and delegate and be in accordance with Delegation Policy
s 70	Duty to make copy permit available for inspection	DCD, MCP&D, AMSTP, TLSTP, POs and P&BAO.	
s 71(1)	Power to correct certain mistakes	DCD, MCP&D, AMSTP, TLSTP, CSTRP and DP.	All decisions must be dual signed by the responsible officer and Delegate and be in accordance with Delegation Policy
s 71(2)	Duty to note corrections in register	DCD, MCP&D, AMSTP, TLSTP, CSTRP, POs and P&BAO.	Note - "Register" means a register of Applications pursuant to s 49 of the Act

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 73	Power to decide to grant amendment subject to conditions	DCD, MCP&D, AMSTP, TLSTP, CSTRP, PP, DP and SPO.	<p>A decision to refuse to grant an amendment to a permit must only be exercised by DCD, MCP&amp;D, AMSTP, TLSTP, CSTRP and PP, except any application "called in" by a Councillor. The SPO is authorised to exercise this for subdivision applications only. The decision to grant with or without conditions or a Notice of Decision with or without conditions. This power cannot be exercised in relation to:</p> <ul style="list-style-type: none"> <li>a) any application "called in" by a Councillor, whereby a Councillor advises the DCD, MCP&amp;D, AMSTP, CSTRP, TLSTP or PP that the planning application must be reported to Council for determination;</li> <li>b) any major development proposal or any other application where considered to be warranted by the Delegate;</li> <li>c) any application where there is considered by the Delegate to be significant non-compliance with the relevant Council Policy, the Whitehorse Planning Scheme and/or any incorporated document to the Planning Scheme;</li> <li>d) an application for a single dwelling or dwelling addition where there are 12 or more objector properties;</li> <li>e) an application for multiple dwellings where there are 12 or more objector properties;</li> <li>f) an application for accommodation where there are 12 or more objector properties;</li> <li>g) an application for non-residential use and/or development outside a residential zone where there are 20 or more objector properties; or</li> <li>h) an application for non-residential use and/or development within a residential zone where there are 12 or more objector properties.</li> </ul> <p>The decision must be dual signed by the responsible officer and delegate and be in accordance with Delegation Policy</p>

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 74	Duty to issue amended permit to applicant if no objectors	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 76	Duty to give applicant and objectors notice of decision to refuse to grant amendment to permit	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 76A(1)	Duty to give relevant determining referral authorities copy of amended permit and copy of notice	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 76A(2)	Duty to give a recommending referral authority notice of its decision to grant an amendment to a permit	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	If the recommending referral authority objected to the amendment of the permit or the responsible authority decided not to include a condition on the amended permit recommended by the recommending referral authority
s 76A(4)	Duty to give a recommending referral authority notice of its decision to refuse a permit	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	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
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	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	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
s 76D	Duty to comply with direction of Minister to issue amended permit	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 83	Function of being respondent to an appeal	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 83B	Duty to give or publish notice of application for review	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	

**PLANNING AND ENVIRONMENT ACT 1987**

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 84(1)	Power to decide on an application at any time after an appeal is lodged against failure to grant a permit	DCD, MCP&D, AMSTP, TLSTP, CSTRP, POs and SPO.	<p>For approvals, this power cannot be exercised in relation to:</p> <ul style="list-style-type: none"> <li>a) any application “called in” by a Councillor, whereby a Councillor advises the DCD, MCP&amp;D, AMSTP, CSTRP, TLSTP or PP that the planning application must be reported to Council for determination;</li> <li>b) any major development proposal or any other application where considered to be warranted by the Delegate;</li> <li>c) any application where there is considered by the Delegate to be significant non-compliance with the relevant Council Policy, the Whitehorse Planning Scheme and/or any incorporated document to the Planning Scheme;</li> <li>d) an application for a single dwelling or dwelling addition where there are 12 or more objector properties;</li> <li>e) an application for multiple dwellings where there are 12 or more objector properties;</li> <li>f) an application for accommodation where there are 12 or more objector properties;</li> <li>g) an application for non-residential use and/or development outside a residential zone where there are 20 or more objector properties; or</li> <li>h) an application for non-residential use and/or development within a residential zone where there are 12 or more objector properties.</li> </ul> <p>In addition, the decision to refuse in this instance can be exercised over all applications despite the exemptions above, with the exception of any application “called in” by a Councillor.</p> <p>This does not apply if there is insufficient time for the matter to be reported to Council whereby the decision will be discussed with the ward Councillors prior to it being made,</p> <p>The decision must be dual signed by the responsible officer and delegate and must be in accordance with the Delegation Policy</p> <p>The SPO is authorised to exercise this for subdivision applications only</p>
S6	Instrument of Delegation – Council to Members of Staff		page 35

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
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	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 84(6)	Duty to issue permit on receipt of advice within 3 working days	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 84AB	Power to agree to confining a review by the Tribunal	DCD and MCP&D.	
s 86	Duty to issue a permit at order of Tribunal within 3 working days	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 87(3)	Power to apply to VCAT for the cancellation or amendment of a permit	DCD and MCP&D.	
s 90(1)	Function of being heard at hearing of request for cancellation or amendment of a permit	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 91(2)	Duty to comply with the directions of VCAT	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 91(2A)	Duty to issue amended permit to owner if Tribunal so directs	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 92	Duty to give notice of cancellation/amendment of permit by VCAT to persons entitled to be heard under s 90	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 93(2)	Duty to give notice of VCAT order to stop development	DCD, MCP&D, AMSTP, TLSTP, CSTRP, POs and P&BAO.	
s 95(3)	Function of referring certain applications to the Minister	CEO, DCD and MCP&D.	
s 95(4)	Duty to comply with an order or direction	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 96(1)	Duty to obtain a permit from the Minister to use and develop its land	DCD and MCP&D.	
s 96(2)	Function of giving consent to other persons to apply to the Minister for a permit to use and develop Council land	CEO.	
s 96A(2)	Power to agree to consider an application for permit concurrently with preparation of proposed amendment	CEO, DCD and MCP&D.	
s 96C	Power to give notice, to decide not to give notice, to publish notice and to exercise any other power under s 96C	CEO, DCD and MCP&D.	
s 96F	Duty to consider the panel's report under s 96E	DCD, MCP&D, AMSTP and CSTRP.	

PLANNING AND ENVIRONMENT ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
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 <i>Planning and Environment (Planning Schemes) Act 1996</i> )	DCD, MCP&D, AMSTP and CSTRP.	<p>For approvals, this power cannot be exercised in relation to:</p> <ul style="list-style-type: none"> <li>a) any application “called in” by a Councillor, whereby a Councillor advises the DCD, MCP&amp;D, AMSTP, STRP, TLSTP or PP that the planning application must be reported to Council for determination;</li> <li>b) any major development proposal or any other application where considered to be warranted by the Delegate;</li> <li>c) any application where there is considered by the Delegate to be significant non-compliance with the relevant Council Policy, the Whitehorse Planning Scheme and/or any incorporated document to the Planning Scheme;</li> <li>d) an application for a single dwelling or dwelling addition where there are 12 or more objector properties;</li> <li>e) an application for multiple dwellings where there are 12 or more objector properties;</li> <li>f) an application for accommodation where there are 12 or more objector properties;</li> <li>g) an application for non-residential use and/or development outside a residential zone where there are 20 or more objector properties; or</li> <li>h) an application for non-residential use and/or development within a residential zone where there are 12 or more objector properties.</li> </ul> <p>In addition:</p> <ul style="list-style-type: none"> <li>a) in deciding an amendment, the Delegate must not exercise his or her delegation without first conferring with his or her immediate superior; and</li> <li>b) the decision to refuse in this instance can be exercised over all applications despite the exemptions above, with the exception of any application “called in” by a Councillor. This does not apply if there is insufficient time for the matter to be reported to Council whereby the decision will be discussed with the Ward Councillors prior to it being made.</li> </ul>

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 96H(3)	Power to give notice in compliance with Minister's direction	DCD, MCP&D, AMSTP and CSTRP.	
s 96J	Power to issue permit as directed by the Minister	DCD, MCP&D, AMSTP and CSTRP.	
s 96K	Duty to comply with direction of the Minister to give notice of refusal	DCD, MCP&D, AMSTP and CSTRP.	
s 96Z	Duty to keep levy certificates given to it under ss 47 or 96A for no less than 5 years from receipt of the certificate	POs.	
s 97C	Power to request Minister to decide the application	Not delegated.	
s 97D(1)	Duty to comply with directions of Minister to supply any document or assistance relating to application	DCD, MCP&D, AMSTP and CSTRP.	
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	DCD, MCP&D, AMSTP and CSTRP.	
s 97G(6)	Duty to make a copy of permits issued under s 97F available for inspection	DCD, MCP&D, AMSTP, POs and P&BAO.	
s 97L	Duty to include Ministerial decisions in a register kept under s 49	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 97MH	Duty to provide information or assistance to the Planning Application Committee	DCD and MCP&D.	
s 97MI	Duty to contribute to the costs of the Planning Application Committee or subcommittee	DCD and MCP&D.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 97O	Duty to consider application and issue or refuse to issue certificate of compliance	DCD, MCP&D, AMSTP, TLSTP, CSTRP and PP.	
s 97P(3)	Duty to comply with directions of VCAT following an application for review of a failure or refusal to issue a certificate	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 97Q(2)	Function of being heard by VCAT at hearing of request for amendment or cancellation of certificate	CEO, DCD, MCP&D, AMSTP, TLSTP, CSTRP and PP.	
s 97Q(4)	Duty to comply with directions of VCAT	CEO, DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 97R	Duty to keep register of all applications for certificate of compliance and related decisions	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 98(1)&(2)	Function of receiving claim for compensation in certain circumstances	CEO and DCD.	
s 98(4)	Duty to inform any person of the name of the person from whom compensation can be claimed	CEO and DCD.	
s 101	Function of receiving claim for expenses in conjunction with claim	DCD, MCP&D and AMSTP.	
s 103	Power to reject a claim for compensation in certain circumstances	CEO and DCD.	
s 107(1)	Function of receiving claim for compensation	CEO and DCD.	
s 107(3)	Power to agree to extend time for making claim	CEO and DCD.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 114(1)	Power to apply to the VCAT for an enforcement order	CEO, DCD, MCP&D, AMSTP and TLSTPE.	
s 117(1)(a)	Function of making a submission to the VCAT where objections are received	DCD, MCP&D, AMSTP, CSTRP, POs and PEO.	
s 120(1)	Power to apply for an interim enforcement order where s 114 application has been made	CEO, DCD, MCP&D, AMSTP and TLSTPE.	
s 123(1)	Power to carry out work required by enforcement order and recover costs	DCD, MCP&D, AMSTP, CSTRP, POs and PEO.	
s 123(2)	Power to sell buildings, materials, etc salvaged in carrying out work under s 123(1)	CEO.	Except Crown Land
s 129	Function of recovering penalties	DCD, MCP&D, AMSTP and TLSTPE.	
s 130(5)	Power to allow person served with an infringement notice further time	DCD, MCP&D, AMSTP and TLSTPE.	
s 149A(1)	Power to refer a matter to the VCAT for determination	CEO, DCD, MCP&D, AMSTP and CSTRP.	
s 149A(1A)	Power to apply to VCAT for the determination of a matter relating to the interpretation of a s 173 agreement	CEO, DCD, MCP&D, AMSTP and CSTRP.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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)	DCD, MCP&D, AMSTP and CSTRP.	Where Council is the relevant planning authority
s 171(2)(f)	Power to carry out studies and commission reports	CEO, DCD, MCP&D, AMSTP and CSTRP.	
s 171(2)(g)	Power to grant and reserve easements	CEO, DCD and MCP&D.	
s 172C	Power to compulsorily acquire any outer public purpose land that is specified in the approved infrastructure contributions plan	Not applicable.	Where Council is a development agency specified in an approved infrastructure contributions plan
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)	Not applicable.	Where Council is a collecting agency specified in an approved infrastructure contributions plan
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)	Not applicable.	Where Council is the development agency specified in an approved infrastructure contributions plan
s 173(1)	Power to enter into agreement covering matters set out in s 174	CEO and DCD.	
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	CEO and DCD.	Where Council is the relevant responsible authority

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
---	Power to decide whether something is to the satisfaction of Council, where an agreement made under s 173 of the <i>Planning and Environment Act 1987</i> requires something to be to the satisfaction of Council or Responsible Authority	CEO, DCD, MCP&D, AMSTP, TLSTP, CSTRP, POs, TLSTPE and PEO.	
---	Power to give consent on behalf of Council, where an agreement made under s 173 of the <i>Planning and Environment Act 1987</i> requires that something may not be done without the consent of Council or Responsible Authority	CEO, DCD, MCP&D, AMSTP, CSTRP and POs.	
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	CEO.	
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	CEO, DCD and MCP&D.	
s 178A(1)	Function of receiving application to amend or end an agreement	CEO, DCD, MCP&D, AMSTP, TLSTP, POs and P&BAO.	
s 178A(3)	Function of notifying the owner as to whether it agrees in principle to the proposal under s 178A(1)	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 178A(4)	Function of notifying the applicant and the owner as to whether it agrees in principle to the proposal	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 178A(5)	Power to propose to amend or end an agreement	CEO, DCD and MCP&D.	
s 178B(1)	Duty to consider certain matters when considering proposal to amend an agreement	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 178B(2)	Duty to consider certain matters when considering proposal to end an agreement	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
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	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 178C(4)	Function of determining how to give notice under s 178C(2)	DCD, MCP&D, AMSTP, TLSTP, CSTRP, PP and DP.	
s 178E(1)	Duty not to make decision until after 14 days after notice has been given	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 178E(2)(a)	Power to amend or end the agreement in accordance with the proposal	CEO, DCD, MCP&D, AMSTP and TLSTP.	If no objections are made under s 178D Must consider matters in s 178B
s 178E(2)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	CEO, DCD, MCP&D, AMSTP and TLSTP.	If no objections are made under s 178D Must consider matters in s 178B
s 178E(2)(c)	Power to refuse to amend or end the agreement	CEO, DCD, MCP&D, AMSTP and TLSTP.	If no objections are made under s 178D Must consider matters in s 178B
s 178E(3)(a)	Power to amend or end the agreement in accordance with the proposal	CEO, DCD, MCP&D, AMSTP and TLSTP.	After considering objections, submissions and matters in s 178B

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 178E(3)(b)	Power to amend or end the agreement in a manner that is not substantively different from the proposal	CEO, DCD, MCP&D, AMSTP and TLSTP.	After considering objections, submissions and matters in s 178B
s 178E(3)(c)	Power to amend or end the agreement in a manner that is substantively different from the proposal	CEO, DCD, MCP&D, AMSTP and TLSTP.	After considering objections, submissions and matters in s 178B
s 178E(3)(d)	Power to refuse to amend or end the agreement	CEO, DCD, MCP&D, AMSTP and TLSTP.	After considering objections, submissions and matters in s 178B
s 178F(1)	Duty to give notice of its decision under s 178E(3)(a) or (b)	DCD, MCP&D, AMSTP, TLSTP, CSTRP, POs and P&BAO.	
s 178F(2)	Duty to give notice of its decision under s 178E(2)(c) or (3)(d)	DCD, MCP&D, AMSTP, TLSTP, CSTRP, POs and P&BAO.	
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	DCD, MCP&D, AMSTP, TLSTP, CSTRP, POs and P&BAO.	
s 178G	Duty to sign amended agreement and give copy to each other party to the agreement	CEO.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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	DCD, MCP&D, AMSTP, TLSTP and CSTRP.	
s 178I(3)	Duty to notify, in writing, each party to the agreement of the ending of the agreement relating to Crown land	DCD, MCP&D, AMSTP, TLSTP, CSTRP, POs and P&BAO.	
s 179(2)	Duty to make available for inspection copy agreement	MCP&D, AMSTP, TLSTP and POs.	
s 181	Duty to apply to the Registrar of Titles to record the agreement and to deliver a memorial to Registrar-General	DCD, MCP&D, AMSTP, CSTRP, POs and P&BAO.	
s 181(1A)(a)	Power to apply to the Registrar of Titles to record the agreement	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 181(1A)(b)	Duty to apply to the Registrar of Titles, without delay, to record the agreement	DCD, MCP&D, AMSTP, TLSTP, CSTRP and POs.	
s 182	Power to enforce an agreement	DCD, MCP&D, AMSTP, TLSTP, POs, TLSTPE and PEO.	
s 183	Duty to tell Registrar of Titles of ending/amendment of agreement	DCD, MCP&D, AMSTP, TLSTP and POs.	
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	CEO, DCD and MCP&D.	

<b>PLANNING AND ENVIRONMENT ACT 1987</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 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	CEO, DCD and MCP&D.	
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	DCD, MCP&D, AMSTP, TLSTP and CSTRP.	
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	DCD, MCP&D, AMSTP, TLSTP and CSTRP.	
s 184G(2)	Duty to comply with a direction of the Tribunal	DCD, MCP&D, AMSTP, TLSTP and CSTRP.	
s 184G(3)	Duty to give notice as directed by the Tribunal	DCD, MCP&D, AMSTP, TLSTP and CSTRP.	
s 198(1)	Function to receive application for planning certificate	Not delegated.	
s 199(1)	Duty to give planning certificate to applicant	Not delegated.	
s 201(1)	Function of receiving application for declaration of underlying zoning	CEO and DCD.	
s 201(3)	Duty to make declaration	DCD, MCP&D, AMSTP, CSTRP and POs.	
Whitehorse Planning Scheme	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	DCD, MCP&D, AMSTP, CSTRP, POs, SPO, TLSTPE and PEO.	The SPO is authorised to exercise this for subdivision applications only

**PLANNING AND ENVIRONMENT ACT 1987**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
Whitehorse Planning Scheme	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	DCD, MCP&D, AMSTP, CSTRP and POs.	
Whitehorse Planning Scheme	Power to approve 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	DCD, MCP&D, AMSTP, TLSTP and CSTRP.	
Whitehorse Planning Scheme	Power to give written authorisation in accordance with a provision of a planning scheme	DCD, MCP&D, AMSTP, TLSTP and CSTRP.	
s 201UAB(1)	Function of providing the Victoria Planning Authority with information relating to any land within municipal district	Not applicable.	Whitehorse is not a growth area (as defined)
s 201UAB(2)	Duty to provide the Victoria Planning Authority with information requested under s 201UAB(1) as soon as possible	Not applicable.	Whitehorse is not a growth area (as defined)

<b>RESIDENTIAL TENANCIES ACT 1997</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
s 91ZU(1)	Power to give a renter a notice to vacate rented premises	Not applicable.	Where Council is a public statutory authority engaged in the provision of housing
s 91ZZC(1)	Power to give a renter a notice to vacate rented premises	Not applicable.	Where Council is a public statutory authority engaged in the provision of housing
s 91ZZE(1)	Power to give a renter a notice to vacate rented premises	Not applicable.	Where Council is a public statutory authority engaged in the provision of housing
s 91ZZE(3)	Power to publish Council's criteria for eligibility for the provision of housing	Not applicable.	Where Council is a public statutory authority engaged in the provision of housing
s 142D	Function of receiving notice regarding an unregistered rooming house	TLEH and EHO.	
s 142G(1)	Duty to enter required information in Rooming House Register for each rooming house in municipal district	TLEH and EHO.	
s 142G(2)	Power to enter certain information in the Rooming House Register	TLEH and EHO.	
s 142I(2)	Power to amend or revoke an entry in the Rooming House Register if necessary to maintain the accuracy of the entry	TLEH and EHO.	
s 206AZA(2)	Function of receiving written notification	Not applicable.	
s 207ZE(2)	Function of receiving written notification	Not applicable.	

<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 11(1)	Power to declare a road by publishing a notice in the Government Gazette	DCD, ME&I, DI, MCITY and MPD&A.	Obtain consent in circumstances specified in s 11(2)
s 11(8)	Power to name a road or change the name of a road by publishing notice in Government Gazette	Not delegated.	
s 11(9)(b)	Duty to advise Registrar	TLG, GPO and GO.	
s 11(10)	Duty to inform Secretary to Department of Environment, Land, Water and Planning of declaration etc.	DCD, ME&I, MG&I, DI, MCITY and MPD&A.	Subject to s 11(10A)
s 11(10A)	Duty to inform Secretary to Department of Environment, Land, Water and Planning or nominated person	TLG and GISC.	Where Council is the coordinating road authority
s 12(2)	Power to discontinue road or part of a road	Not applicable.	Where Council is the coordinating road authority
s 12(4)	Duty to publish, and provide copy, notice of proposed discontinuance	Not applicable.	Power of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(5)	Duty to consider written submissions received within 28 days of notice	Not applicable.	Duty of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(6)	Function of hearing a person in support of their written submission	Not applicable.	Function of coordinating road authority where it is the discontinuing body Unless s 12(11) applies
s 12(7)	Duty to fix day, time and place of meeting under s 12(6) and to give notice	Not applicable.	Duty of coordinating road authority where it is the discontinuing body Unless s 12(11) applies

<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 12(10)	Duty to notify of decision made	Not applicable.	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
s 13(1)	Power to fix a boundary of a road by publishing notice in Government Gazette	Not delegated.	Power of coordinating road authority and obtain consent under s 13(3) and s 13(4) as appropriate
s 14(4)	Function of receiving notice from the Head, Transport for Victoria	ME&I, MCITY and MPD&A.	
s 14(7)	Power to appeal against decision of the Head, Transport for Victoria	Not delegated.	
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	Not delegated.	
s 15(1A)	Power to enter into arrangement with a utility to transfer a road management function of the utility to the road authority	Not delegated.	
s 15(2)	Duty to include details of arrangement in public roads register	DCD, ME&I, DI, MCITY and MPD&A.	
s 16(7)	Power to enter into an arrangement under s 15	Not delegated.	
s 16(8)	Duty to enter details of determination in public roads register	DCD, ME&I, DI, MCITY and MPD&A.	
s 17(2)	Duty to register public road in public roads register	DCD, ME&I, DI, MCITY and MPD&A.	Where Council is the coordinating road authority

<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 17(3)	Power to decide that a road is reasonably required for general public use	DCD, ME&I, DI, MCITY and MPD&A.	Where Council is the coordinating road authority
s 17(3)	Duty to register a road reasonably required for general public use in public roads register	DCD, ME&I, DI, MCITY and MPD&A.	Where Council is the coordinating road authority
s 17(4)	Power to decide that a road is no longer reasonably required for general public use	DCD, ME&I, DI, MCITY and MPD&A.	Where Council is the coordinating road authority
s 17(4)	Duty to remove road no longer reasonably required for general public use from public roads register	DCD, ME&I, DI, MCITY and MPD&A.	Where Council is the coordinating road authority
s 18(1)	Power to designate ancillary area	DCD, ME&I, DI, MCITY and MPD&A.	Where Council is the coordinating road authority, and obtain consent in circumstances specified in s 18(2)
s 18(3)	Duty to record designation in public roads register	DCD, ME&I, DI, MCITY and MPD&A.	Where Council is the coordinating road authority
s 19(1)	Duty to keep register of public roads in respect of which it is the coordinating road authority	DCD, ME&I, DI, MCITY and MPD&A.	
s 19(4)	Duty to specify details of discontinuance in public roads register	DCD, ME&I, DI, MCITY and MPD&A.	
s 19(5)	Duty to ensure public roads register is available for public inspection	DCD, ME&I, DI, MCITY and MPD&A.	
s 21	Function of replying to request for information or advice	Not delegated.	Obtain consent in circumstances specified in s 11(2)
s 22(2)	Function of commenting on proposed direction	Not delegated.	

<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 22(4)	Duty to publish a copy or summary of any direction made under s 22 by the Minister in its annual report	DCOR, DCD, DI, MF&CP, ME&I, MCITY and MPD&A.	
s 22(5)	Duty to give effect to a direction under s 22	DCD, ME&I, DI, MCITY and MPD&A.	
s 40(1)	Duty to inspect, maintain and repair a public road	DCD, ME&I, DI, MCITY and MPD&A.	
s 40(5)	Power to inspect, maintain and repair a road which is not a public road	DI, DCD and MCITY.	
s 41(1)	Power to determine the standard of construction, inspection, maintenance and repair	DCD, DI, ME&I, MCITY and MPD&A.	
s 42(1)	Power to declare a public road as a controlled access road	Not delegated.	Power of coordinating road authority and sch 2 also applies
s 42(2)	Power to amend or revoke declaration by notice published in Government Gazette	Not delegated.	Power of coordinating road authority and sch 2 also applies
s 42A(3)	Duty to consult with Head, Transport for Victoria and Minister for Local Government before road is specified	Not delegated.	Where Council is the coordinating road authority If road is a municipal road or part thereof
s 42A(4)	Power to approve Minister's decision to specify a road as a specified freight road	Not delegated.	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
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)	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the responsible road authority, infrastructure manager or works manager

**ROAD MANAGEMENT ACT 2004**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 48M(3)	Function of consulting with the relevant authority for purposes of developing guidelines under s 48M	ME&I, MCITY and MPD&A.	
s 49	Power to develop and publish a road management plan	Not delegated.	
s 51	Power to determine standards by incorporating the standards in a road management plan	Not delegated.	
s 53(2)	Power to cause notice to be published in Government Gazette of amendment etc of document in road management plan	CEO.	
s 54(2)	Duty to give notice of proposal to make a road management plan	Not delegated.	
s 54(5)	Duty to conduct a review of road management plan at prescribed intervals	CEO.	
s 54(6)	Power to amend road management plan	Not delegated.	
s 54(7)	Duty to incorporate the amendments into the road management plan	ME&I, MCITY and MPD&A.	
s 55(1)	Duty to cause notice of road management plan to be published in Government Gazette and newspaper	CEO.	
s 63(1)	Power to consent to conduct of works on road	DCD, DI, ME&I, MCITY, MPD&A, CEA, CWI and EWC.	Where Council is the coordinating road authority

<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 63(2)(e)	Power to conduct or to authorise the conduct of works in, on, under or over a road in an emergency	DCD, DI, ME&I, MCITY, MPD&A, CEA, CWI and EWC.	Where Council is the infrastructure manager
s 64(1)	Duty to comply with cl 13 of sch 7	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the infrastructure manager or works manager
s 66(1)	Power to consent to structure etc	DCD, DCOR, DI, ME&I, MCITY, MPD&A and MCS.	Where Council is the coordinating road authority
s 67(2)	Function of receiving the name & address of the person responsible for distributing the sign or bill	MCS.	Where Council is the coordinating road authority
s 67(3)	Power to request information	DCD, DCOR, DI, ME&I, MCITY, MPD&A, MCS, CLO, PSO, CLC, CPS and SPSO.	Where Council is the coordinating road authority
s 68(2)	Power to request information	DCD, DCOR, DI, ME&I, MCITY, MPD&A, MCS, CLO, PSO, CLC, CPS and SPSO.	Where Council is the coordinating road authority
s 71(3)	Power to appoint an authorised officer	Not delegated.	
s 72	Duty to issue an identity card to each authorised officer	Not delegated.	
s 85	Function of receiving report from authorised officer	MCS, ME&I, MCITY and MPD&A.	

<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 86	Duty to keep register re s 85 matters	MCS.	
s 87(1)	Function of receiving complaints	CEO.	
s 87(2)	Duty to investigate complaint and provide report	DCD, DCOR, DI, ME&I, MCITY, MPD&A, MCS, CLO, PSO, CLC, CPS and SPSO.	
s 112(2)	Power to recover damages in court	MCS.	
s 116	Power to cause or carry out inspection	DCD, DI, ME&I, MCITY, MPD&A, CLO, PSO, CLC, CPS and SPSO.	
s 119(2)	Function of consulting with the Head, Transport for Victoria	CEO.	
s 120(1)	Power to exercise road management functions on an arterial road (with the consent of the Head, Transport for Victoria)	DCD, DI, ME&I, MCITY and MPD&A.	
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)	DCD, DI, ME&I, MCITY and MPD&A.	
s 121(1)	Power to enter into an agreement in respect of works	DCD, DI, ME&I, MCITY and MPD&A.	
s 122(1)	Power to charge and recover fees	MCS and ME&I.	
s 123(1)	Power to charge for any service	MCS and ME&I.	

<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
sch 2 cl 2(1)	Power to make a decision in respect of controlled access roads	DCD, DI, ME&I, MCITY and MPD&A.	
sch 2 cl 3(1)	Duty to make policy about controlled access roads	Not delegated.	
sch 2 cl 3(2)	Power to amend, revoke or substitute policy about controlled access roads	Not delegated.	
sch 2 cl 4	Function of receiving details of proposal from the Head, Transport for Victoria	CEO.	
sch 2 cl 5	Duty to publish notice of declaration	Not delegated.	
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	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the infrastructure manager or works manager
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	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the infrastructure manager or works manager
sch 7 cl 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	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the infrastructure manager or works manager responsible for non-road infrastructure
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	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the infrastructure manager or works manager

<b>ROAD MANAGEMENT ACT 2004</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
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	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the infrastructure manager or works manager
sch 7 cl 12(2)	Power to direct infrastructure manager or works manager to conduct reinstatement works	DCD, DCOR, DI, ME&I, MCS, MCITY, MPD&A and CEA.	Where Council is the coordinating road authority
sch 7 cl 12(3)	Power to take measures to ensure reinstatement works are completed	DCD, DCOR, DI, ME&I, MCS, MCITY, MPD&A and CEA.	Where Council is the coordinating road authority
sch 7 cl 12(4)	Duty to ensure that works are conducted by an appropriately qualified person	DCD, DCOR, DI, ME&I, MCS, MCITY, MPD&A, CEA and EWC.	Where Council is the coordinating road authority
sch 7 cl 12(5)	Power to recover costs	DCD, DCOR, DI, ME&I, MCS, MCITY, MPD&A and CEA.	Where Council is the coordinating road authority
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)	DCD, DI, ME&I, MCITY, MPD&A and EWC.	Where Council is the works manager
sch 7 cl 13(2)	Power to vary notice period	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the coordinating road authority
sch 7 cl 13(3)	Duty to ensure works manager has complied with obligation to give notice under sch 7 cl 13(1)	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the infrastructure manager
sch 7 cl 16(1)	Power to consent to proposed works	DCD, DI, ME&I, MCITY, MPD&A, CEA and CWI.	Where Council is the coordinating road authority

**ROAD MANAGEMENT ACT 2004**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
sch 7 cl 16(4)	Duty to consult	ME&I, MCITY and MPD&A.	Where Council is the coordinating road authority, responsible authority or infrastructure manager
sch 7 cl 16(5)	Power to consent to proposed works	ME&I, MCITY, MPD&A and CEA.	Where Council is the coordinating road authority
sch 7 cl 16(6)	Power to set reasonable conditions on consent	ME&I, MCITY, MPD&A and CEA.	Where Council is the coordinating road authority
sch 7 cl 16(8)	Power to include consents and conditions	ME&I, MCITY, MPD&A and CEA.	Where Council is the coordinating road authority
sch 7 cl 17(2)	Power to refuse to give consent and duty to give reasons for refusal	DCD, DI, ME&I, MCITY, MPD&A, CEA and CWI.	Where Council is the coordinating road authority
sch 7 cl 18(1)	Power to enter into an agreement	DCD, DI, ME&I, MCITY, MPD&A, CEA and CWI.	Where Council is the coordinating road authority
sch 7 cl 19(1)	Power to give notice requiring rectification of works	DCD, DI, ME&I, MCITY, MPD&A, CEA and CWI.	Where Council is the coordinating road authority
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	ME&I, MCITY, MPD&A and CEA.	Where Council is the coordinating road authority
sch 7 cl 20(1)	Power to require removal, relocation, replacement or upgrade of existing non-road infrastructure	DCD, DI, ME&I, MCITY, MPD&A, CEA and CWI.	Where Council is the coordinating road authority

**ROAD MANAGEMENT ACT 2004**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
sch 7A cl 2	Power to cause street lights to be installed on roads	DCD, DI, ME&I, MCITY, MPD&A and CEA.	Power of responsible road authority where it is the coordinating road authority or responsible road authority in respect of the road
sch 7A cl 3(1)(d)	Duty to pay installation and operation costs of street lighting - where road is not an arterial road	DCD, DI, ME&I, MCITY, MPD&A and CEA.	Where Council is the responsible road authority
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	DCD, DI, ME&I, MCITY, MPD&A and CEA.	Where Council is the responsible road authority
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	DCD, DI, ME&I, MCITY, MPD&A and CEA.	Duty of Council as responsible road authority that installed the light (re: installation costs) and where Council is relevant municipal council (re: operating costs)

<b>PLANNING AND ENVIRONMENT REGULATIONS 2015</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS AND LIMITATIONS</b>
r 6	Function of receiving notice, under s 19(1)(c) of the Act, from a planning authority of its preparation of an amendment to a planning scheme	DCD, MCP&D, AMSTP and CSTRP.	Where Council is not the planning authority and the amendment affects land within its municipal district; or Where the amendment will amend the planning scheme to designate Council as an acquiring authority
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 s 54 of the Act	DCD, MCP&D, AMSTP, CSTRP and POs.	
r 25(a)	Duty to make copy of matter considered under s 60(1A)(g) available for inspection free of charge	DCD, MCP&D, AMSTP, CSTRP and POs.	Where Council is the responsible authority
r 25(b)	Function of receiving a copy of any document considered under s 60(1A)(g) by the responsible authority and duty to make the document available for inspection free of charge	DCD, MCP&D, AMSTP, CSTRP and POs.	Where Council is not the responsible authority but the relevant land is within Council's municipal district
r 42	Function of receiving notice under s 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	DCD, MCP&D, AMSTP and CSTRP.	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

<b>PLANNING AND ENVIRONMENT (FEES) REGULATIONS 2016</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS AND LIMITATIONS</b>
r 19	Power to waive or rebate a fee relating to an amendment of a planning scheme	DCD, MCP&D and CSTRP.	
r 20	Power to waive or rebate a fee other than a fee relating to an amendment to a planning scheme	DCD, MCP&D and AMSTP.	
r 21	Duty to record matters taken into account and which formed the basis of a decision to waive or rebate a fee under r19 or 20	POs.	

<b>ROAD MANAGEMENT (GENERAL) REGULATIONS 2016</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 8(1)	Duty to conduct reviews of road management plan	CEO.	
r 9(2)	Duty to produce written report of review of road management plan and make report available	ME&I, MCITY and MPD&A.	
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)	Not delegated.	Where Council is the coordinating road authority
r 10	Duty to give notice of amendment which relates to standard of construction, inspection, maintenance or repair under s 41 of the Act	Not delegated.	
r 13(1)	Duty to publish notice of amendments to road management plan	Not delegated.	Where Council is the coordinating road authority
r 13(3)	Duty to record on road management plan the substance and date of effect of amendment	Not delegated.	
r 16(3)	Power to issue permit	DCD, ME&I, MCS and CEA.	Where Council is the coordinating road authority
r 18(1)	Power to give written consent re damage to road	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the coordinating road authority
r 23(2)	Power to make submission to Tribunal	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the coordinating road authority
r 23(4)	Power to charge a fee for application under s 66(1) Road Management Act	Not delegated.	Where Council is the coordinating road authority

<b>ROAD MANAGEMENT (GENERAL) REGULATIONS 2016</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 25(1)	Power to remove objects, refuse, rubbish or other material deposited or left on road	MCS, MCITY, CLC, CPS, CC, PSO and CLO.	Where Council is the coordinating road authority
r 25(2)	Power to sell or dispose of things removed from road or part of road (after first complying with regulation 25(3))	MCS, CLC, CPS and CC.	Where Council is the coordinating road authority
r 25(5)	Power to recover in the Magistrates' Court, expenses from person responsible.	MCS, CLC, CPS and CC.	

**ROAD MANAGEMENT (WORKS AND INFRASTRUCTURE) REGULATIONS 2015**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
r 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	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the coordinating road authority and where consent given under s 63(1) of the Act
r 22(2)	Power to waive whole or part of fee in certain circumstances	DCD, DI, ME&I, MCITY and MPD&A.	Where Council is the coordinating road authority