



**Merri-bek**  
City Council

S7 Instrument of Sub-Delegation by CEO

**Merri-bek City Council**

**Instrument of Sub-Delegation**

**by**

**The Chief Executive Officer**

# Instrument of Sub-Delegation

**By this Instrument of Sub-Delegation, in exercise of the power conferred by s 47(1) of the Local Government Act 2020, I, as Chief Executive Officer of Merri-bek City Council –**

1. delegate each duty and/or function and/or power respectively 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 respectively described in column 3 of the Schedule;
2. record that references in the Schedule are as follows

Director	means	A Senior Officer position reporting directly to the Chief Executive Officer
Manager	means	A management position reporting to a Director (including Program Director Transformation and Group Manager City Development)
Unit Manager	means	A position with a title including the words Unit Manager (at the fourth level in the organisation structure)
Coordinator	means	A position with a title including the word Coordinator or a fourth level position in the organisation that is not a Unit Manager
Team Leader	means	A position with a title including the words Team Leader (at the fourth or fifth level in the organisation structure)
AAO	means	Asset Assurance Officer
AATO	means	Asset Assurance Technical Officer
ABS	means	Assistant Building Surveyor Approvals and Assistant Building Surveyor Compliance
AMO	means	Animal Management Officer
APO	means	Asset Protection Officer
ATO	means	Active Transport Officer
BAO	means	Building Approvals Officer
BI	means	Building Inspector
BISP	means	Building Inspector Swimming Pools
BS	means	Building Surveyor
BSO	means	Business Support Officer (Amenity and Compliance)
CBS	means	Cadet Building Surveyor
CCIAS	means	Coordinator Continuous Improvement and Administrative Support
CDSO	means	City Development Support Officer

CEM	means	Coordinator Emergency Management
CFO	means	Chief Financial Officer
CHRR	means	Coordinator HR, Recruitment and Inclusion
CLOBS	means	Customer Liaison Officer Building Services
CMCHI	means	Coordinator Maternal Child Health & Immunisation
CMO	means	Construction Management Officer
COBS	means	Coordinator Building Services
CRIM	means	Coordinator Records and Information Management
CSW	means	Coordinator Safety and Wellbeing
DBT	means	Director Business Transformation
DC	means	Director Community
DCI	means	Director City Infrastructure
DPE	means	Director Place and Environment
DIO	means	Diversity and Inclusion Officer
DDE	means	Drainage Development Engineer
DMEMO	means	Deputy Municipal Emergency Management Officer
DMRM	means	Deputy Municipal Recovery Manager
EAO	means	Enforcement Administration Officer
EHO	means	Environmental Health Officer
EMPO	means	Emergency Management Planning Officer
FAC	means	Financial Accounting Coordinator
GEHO	means	Graduate Environmental Health Officer
GMCD	means	Group Manager City Development
IAO	means	Immunisation Administration Officer
IN	means	Immunisation Nurse
IWML	means	Integrated Water Management Lead
LLAMSO	means	Local Laws and Animal Management Support Officer
LLAMO	means	Local Laws and Animal Management Officer
LLO	means	Local Laws Officer
MACS	means	Manager Aged and Community Support

MAC	means	Manager Amenity and Compliance
MCCE	means	Manager Customer, Communications & Engagement
MGS	means	Manager Governance and Strategy
MCHN	means	Maternal and Child Health Nurse
MCDE	means	Manager City Design and Economy
MCWPD	means	Manager Capital Works, Planning and Delivery
MCS	means	Manager City Services
MCW	means	Manager Community Wellbeing
MEYY	means	Manager Early Years and Youth
MIT	means	Manager Information Technology
MOSE	means	Manager Open Space and Environment
MPS	means	Manager People and Safety
MSC	means	Manager Sustainability and Climate
MEMO	means	Municipal Emergency Management Officer
MFPO	means	Municipal Fire Prevention Officer
MRM	means	Municipal Recovery Manager
PAYC	means	Payroll Coordinator
PC	means	Planning Coordinator
PE	means	Project Engineer
PEC	means	Planning Enforcement Coordinator
PEO	means	Planning Enforcement Officer
PHWO	means	Public Health and Wellbeing Officer
PODAA	means	Permits Officer (Development and Asset Assurance)
POCW	means	Patrol Officer – Civil Works
PSP	means	Principal Strategic Planner
PSO	means	Prosecutions Support Officer
PRSO	means	Parking and Road Safety Officer
PSDO	means	Principal Subdivision Officer
PUP	means	Principal Urban Planner
RNO	means	Residential Noise Officer

RO	means	Revenue Officer
SBS	means	Senior Building Surveyor – Cladding or Combustible Cladding
SBSO	means	Senior Business Support Officer (Amenity and Compliance)
SCDSO	means	Senior City Development Support Officer
SIRO	means	Senior Infringement Review Officer (Amenity and Compliance)
SO	means	Subdivisions Officer
SP	means	Strategic Planner
SPE	means	Senior Projects Engineer
SPEO	means	Senior Planning Enforcement Officer
SPO	means	Senior Payroll Officer
SRPO	means	Senior Revenue and Property Officer
SPPO	means	Social Policy and Projects Officer
PSDO	means	Principal Subdivision Officer
SSP	means	Senior Strategic Planner
STE	means	Senior Transport Engineer
STL	means	Strategic Transport Lead
SUP	means	Senior Urban Planner
TCSRO	means	Transport Customer Service Request Officer
TE	means	Transport Engineer
TLAA	means	Team Leader Asset Assurance
TLBSAC	means	Team Leader Business Support (Amenity and Compliance)
TLCDAS	means	Team Leader City Development Administration Support
TLDM	means	Team Leader Development Management
TLEH	means	Team Leader Environmental Health
TLRS	means	Team Leader Revenue Services
TLTSO	means	Team Leader Transport Safety and Operations
TLTI	means	Team Leader Transport Infrastructure
TMCO	means	Traffic Management Compliance Officer
UMBM	means	Unit Manager Building Maintenance

UMBS	means	Unit Manager Building Services
UMCDSP	means	Unit Manager Community Development and Social Policy
UMC	means	Unit Manager Communications
UMCO	means	Unit Manager Compliance Operations
UMCS	means	Unit Manager Children's Services
UMCW	means	Unit Manager City Works
UMDAA	means	Unit Manager Development and Asset Assurance
UMED	means	Unit Manager Economic Development
UMEH	means	Unit Manager Environmental Health
UMES	means	Unit Manager Engineering Services
UMF	means	Unit Manager Finance
UMG	means	Unit Manager Governance
UMIRR	means	Unit Manager Integrity, Risk and Resilience
UMMCHI	means	Unit Manager Maternal Child Health and Immunisation
UMOSDD	Means	Unit Manager Open Space Design and Development
UMP	means	Unit Manager Procurement
UMPR	means	Unit Manager Property
UMSC	means	Unit Manager Street Cleansing
UMSP	means	Unit Manager Strategic Planning
UMTP	means	Unit Manager Transport Planning
UMUF	means	Unit Manager Urban Forest
UMUP	means	Unit Manager Urban Planning
UMWR	means	Unit Manager Workplace Relations
UP	means	Urban Planner
UPCP	means	Urban Planner Commercial Priority
UPFT	means	Urban Planner Fast Track
WO	means	Works Officer

3. record that on the coming into force of this Instrument of Sub-Delegation each delegation under the Instrument of Sub-Delegation dated 20 December 2024 and executed by Cathy Henderson, Chief Executive Officer is revoked;

4. declare that this Instrument of Sub-Delegation -
  - 4.1 comes into force immediately upon its execution;
  - 4.2 remains in force until varied or revoked;
  - 4.3 is subject to any conditions and limitations set out in paragraph 5, and in the Schedule; and
  - 4.4 must be read in accordance with any guidelines or policies which Council from time to time adopts; and
5. declare that the delegate must not determine the issue, take the action or do the act or thing if:
  - 5.1 the issue, action, act or thing is an issue, action or thing which Council has previously designated as an issue, action, act or thing which must be the subject of a Resolution of Council; or
  - 5.2 the determining of the issue, taking of the action or doing of the act or thing would or would be likely to involve a decision which is inconsistent with a
    - (a) policy; or
    - (b) strategy
 adopted by Council; or
  - 5.3 the determining of the issue, the taking of the action or the doing of the act or thing cannot be the subject of a lawful delegation, whether on account of ss 11(2)(a) – (n) and 47(2) (inclusive) of the Act or otherwise.

**This Instrument of Sub-Delegation** is dated 2 September 2025 and is made by the Chief Executive Officer under authority of an instrument of delegation authorised by Resolution of Council made on 9 July 2025.

**Signed** by Cathy Henderson,  
Chief Executive Officer of  
Merri-bek City Council

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in the presence of:

Vanessa Portaro  
Acting Executive Assistant    Chief Executive Officer

*Vanessa Portaro*

Witness

Date: 02/09/2025

# SCHEDULE



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ABORIGINAL HERITAGE ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
Parts 4, 6 and 8	Powers, functions and duties of a sponsor of a cultural heritage management plan under Parts 4, 6 and 8 of the <i>Aboriginal Heritage Act 2006</i>	DCI, DC	
s 74A(1)	Power to enter into an Aboriginal cultural heritage land management agreement with a registered Aboriginal party	Not delegated	This power remains with the CEO.
s 74E(1)	Duty to give copy of Aboriginal cultural heritage land management agreement to Secretary of the Department of Premier and Cabinet	DC	

ASSOCIATIONS INCORPORATION REFORM ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 132	Power to nominate a body to which assets should be returned	DBT, DC	Where a wound up incorporated association has assets consisting of property supplied by Council (which includes the unexpended portion of a grant)

AUDIT ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 13(1)	Duty to pay, to the Consolidated Fund, an amount determined by the Auditor-General to defray the reasonable costs and expenses incurred by or on behalf of the Auditor-General in conducting an audit of the financial statements of the public body and expressing an audit opinion on Council under s 11	DBT, CFO, UMF	
s 13(4)	Power to dispute the reasonableness of an amount to be paid	DBT, CFO, UMF	
s 17(1)	Function of being consulted by the Auditor-General	DBT, CFO, UMF	
s 18(1)	Function of receiving a final specification of a performance audit	DBT, CFO	
s 18(4)(a)	Function of receiving an amended specification	DBT, CFO	
s 18(4)(b)	Function of being consulted by the Auditor-General	DBT, CFO	
s 23(1)	Power to enter into an agreement with the Auditor-General for the provision of other auditing services	DBT, CFO	
s 44	Function of receiving a written notice and power to give consent to entry	DBT, CFO	
s 45	Power to consent to earlier entry	DBT, CFO	

AUDIT ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46(1)	Power to request that the Auditor-General, or authorised person, produce proof of identity	DBT, CFO	
s 47	Duty to provide all reasonable assistance necessary to each of the people listed in s 47(a) – (c) who attends for the purposes of the Auditor-General, or authorised person, exercising the power to enter and inspect Council's premises	DBT, CFO	
s 48	Power to request that the Auditor-General or authorised person serve an information gathering notice	DBT, CFO	
s 58(2)(a)(i) & (ii)	Function of receiving a copy of the report or part of the proposed report and the power to make comment	DBT, CFO	
s 65(2)	Duty to give Council's officer or employee a reasonable opportunity to respond in relation to the adverse material	DBT, CFO	
s 68(1)	Function of receiving information acquired by the Auditor-General	DBT, CFO	Where Council is a specified entity



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 3(1)	Power to appoint municipal building surveyor	Not delegated	The person must be a registered building surveyor (unlimited) as required by s 213
s 11(2)	Duty to publish notice in a newspaper if regulation under Part 2 ceases to have effect	GMCD, UMBS	
s 25AD(1)	Function of receiving written notice of the occurrence of each prescribed event and the prescribed information relating to that event	GMCD, UMBS, COBS, BS, SBS	
s 25BE	Function of receiving the building permit number and the information given to the Victorian Building Authority ( <b>Authority</b> ) by the relevant building surveyor under s 18AA in relation to the application for the building permit number	GMCD, UMBS, COBS, CCIAS	
s 29A	Function of giving consent to building permit for demolition in its capacity as responsible authority under the <i>Planning and Environment Act 1987</i>	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BI, BAO, ABS, CBS, CLOBS, BISP, BS, SBS	

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 29B(1)	Duty to give notice where amendment of planning scheme sought in its capacity as responsible authority under the <i>Planning and Environment Act 1987</i>	UMBS, GMCD, MCDE, UMUP, PC, SUP, UPCP, GMCD, PUP, COBS, UMSP, SSP, PSP	
s 29B(3)	Duty to give notice where request for amendment withdrawn, refused etc. in its capacity as responsible authority under the <i>Planning and Environment Act 1987</i>	UMBS, GMCD, MCDE, UMUP, PC, PUP, UMSP, SSP, PSP, SP	
s 30	Function of receiving copy permit, plans and other documents	UMBS, UMUP, PC, ABS, GMCD, UMCW, TLAA, COBS, BI, BAO, BISP, CDSO, CLOBS, CCIAS, SCDSO, TLCDAS, BS, SBS	
s 30B	Function of receiving checklist confirming all relevant documents to be provided by building surveyor	UMBS, COBS, SBS, BI, BS, BAO, CBS, ABS, CLOBS, SCDSO, CDSO, CCIAS, TLCDAS, BISP	

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 31(1)	Duty to keep register of building permits	UMBS, ABS, COBS, BI, BS, BAO, CDSO, CCIAS, SCDSO, TLCDas, BISP, CLOBS	
s 31(2)	Duty to make register available for inspection	UMBS, UMUP, PC, ABS, SUP, UPCP, COBS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLCDas, BISP, CLOBS	
s 32	Duty to keep documents	UMBS, UMUP, PC, ABS, COBS, BI, BS, SBS, CDSO, CCIAS, SCDSO, TLCDas, BISP, CLOBS	
s 32A(2)	Duty to provide Development Victoria notice setting out information in s 32A(3) and a copy of any relevant planning permit within 14 days after being given a copy of building permit under s 30(1), in certain circumstances where s 32A(1) applies	Not applicable	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 66(b)(i)	Function of determining fees	UMBS, COBS	Fees are determined by Council in the annual budget process. Delegated for fees resolved by Council as Price on Application.
s 73	Function of receiving copy permit, plans and other documents	UMBS, UMUP, PC, ABS, COBS, BI, BS SBS, CDSO, CCIAS, SCDSO, TLCDas, BISP, CLOBS	
s 74(1)	Duty to keep register of occupancy permits, temporary approvals and amendments	UMBS, ABS, COBS, BI, BS, SBS, CDSO, CCIAS, SCDSO, TLCDas, BISP, CLOBS	
s 74(2)	Duty to make register available for inspection	UMBS, ABS, COBS, BI, BS, SBS, CDSO, CCIAS, SCDSO, TLCDas, BISP, CLOBS	

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 75	Duty to keep documents	UMBS, ABS, COBS, BI, BS, SBS, CDSO, CCIAS, SCDSO, TLCDas, BISP, CLOBS	
s 80	Function of receiving notification of appointment	UMBS, ABS, COBS, BI, BS, , SBS BAO, CDSO, CCIAS, SCDSO, TLCDas, BISP, CLOBS	
s 80A(3)(a)	Function of receiving written notice of designated building surveyor referred to in s 80A(2)	GMCD, COBS, UMBS, CCIAS, SCDSO, TLCDas, CDSO	
s 80A(4)(a)	Function of receiving notice of the new designated building surveyor	GMCD, UMBS, COBS, CCIAS, SCDSO, TLCDas, CDSO	
s 80C(4A)	Function of receiving notification of the transfer under 80C(1)	GMCD, UMBS, COBS, CCIAS, TLCDas, SCDSO, CDSO	

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 80D(6)(b)	Function of receiving notification of functions being transferred from an employee building surveyor or a designated building surveyor in accordance with a direction under s 80D(1) or (2)	UMBS, GMCD, COBS, CCIAS, TLCDas, SCDSO, CDSO	
s 81(2)	Function of receiving notification for work terminated	UMBS, ABS, COBS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLCDas, BISP	
s 83F	Function of receiving notice of appointment of manager for private building surveyor's business from the Authority	UMBS, COBS, BI, BS, SBS, BAO, CBS, ABS, CLOBS, SCDSO, CDSO, CCIAS, TLCDas, BISP	
s 101(2)	Function of receiving copy documents	UMBS, UMUP, PC, ABS, CLOBS, BI, BS, SBS, BAO, BISP, CCIAS, TLCDas, SCDSO, CDSO	
s 120(2)(a)	Function of receiving notification that an order is complied with	UMBS, COBS, BI, BS, SBS, BAO, BISP, CCIAS, TLCDas, SCDSO, CDSO	

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 123(1)	Power to determine whether to recover from the owner the costs of work carried out or action taken under Part 8 Division 3 of the Act by the municipal building surveyor as a debt due to Council pursuant to s 123(1) of the Act	GMCD, UMBS, COBS	
s 123(2)	Power to determine whether to apply any sum or part of any sum for which a bond or undertaking is deposited with Council under a condition imposed on a permit under s 22 of the Act towards the costs of carrying out work or taking action pursuant to s 123(2) of the Act	GMCD, UMBS, COBS	
s 125(1)	Function of receiving copy notice or order	UMBS, COBS, ABS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLCDAS, BISP	
s 125(2)	Function of receiving written notice of the compliance, amendment or cancellation	UMBS, ABS, COBS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLCDAS, BISP	
s 126(1)	Duty to keep register of emergency orders, building notices and building orders	UMBS, ABS, COBS, ABS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLCDAS, BISP	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 126(2)	Duty to make register available for inspection	UMBS, ABS, COBS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLC DAS, BISP	
s 138(5)	Power to appeal to the Building Appeals Board	UMBS, GMCD	Where Council is a prescribed reporting authority
s 160(3)(d)	Power to make application to the Building Appeals Board	UMBS, GMCD, COBS	
s 162(1)(a)(i)	Function of being consulted by the Building Appeals Board	UMBS, ABS, UMUP, PC, GMCD, COBS, BI, BS, SBS, BAO, BISP	
s 162(4)(b)	Function of entering into an agreement when directed by Building Appeals Board	UMBS, GMCD, COBS	
s 164(1)	Power to agree to terminate or vary agreement	UMBS, GMCD, COBS	
s 164(2)	Power to terminate or vary agreement	UMBS, GMCD, COBS	
s 164(4)	Power to apply for approval	UMBS, GMCD, COBS	
s 165(1)(a)	Duty to lodge copy or give notice	UMBS, UMUP, PC, GMCD, COBS	



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 165(1)(b)	Duty to apply to agreement made in the Register	UMBS, COBS, UMUP, PC, GMCD	
s 192(1)	Function of consulting with Minister regarding Alpine resorts	Not applicable to Merri-bek	
s 192A(7)	Function of receiving a copy of the map prepared by the Minister	GMCD, UMBS	
s 192A(8)	Duty to make a copy of the most recent map available for inspection by members of the public without charge, during business hours, at Council's offices	GMCD, UMBS COBS, CBS, BS, SBS, BI, ABS, BAO, CBS, CCIAS	
s 214(1)	Power to enter into agreement	Not delegated	
s 215(1)	Power to enter into agreements with a private building surveyor	DCI, GMCD, UMBS	
s 216A	Power to apply to the Minister for exemption	Not delegated	
s 216C	Power to appoint a municipal building surveyor to carry out certain functions outside of the municipal district	Not delegated	
s 216D(2)	Duty to establish and maintain a register of swimming pools located in Council's municipal district	GMCD, UMBS COBS, CCIAS, SCDSO, TLCDAS, BISP, BS, SBS, BI	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 216D(5)(a)	Duty to submit, on request, all or any part of the information, record and document recorded in the register to the Authority	GMCD, UMBS COBS, CCIAS, SCDSO, TLCDAS, BISP	
s 216D(5)(b)	Duty to submit, on request, all or any part of the information, record and document recorded in the register to any other prescribed person, agency or body	GMCD, UMBS COBS, CCIAS, SCDSO, TLCDAS, BISP	
s 222	Function of receiving order from Minister	GMCD, UMBS, COBS, UMUP, PC	
s 230(2)	Duty to keep a register containing the prescribed information relating to the exercise of a power of entry under Subdivision 5 by any of the authorised persons referred to in s 230(2)(a) and (b)	UMBS, COBS, CCIAS	
s 230(7)(a)	Duty to keep the prescribed information relating to each exercise of a power of entry under Subdivision 5 for 10 years after the date of the entry	UMBS, COBS, CCIAS	
s 230(7)(b)	Duty to make the register required under s 230(2) available for inspection by the Authority on request, and at a time agreed to between Council and the Authority	UMBS, COBS, CCIAS, SCDSO	
s 230(7)(c)	Duty to provide an extract under s 230(6), if requested	UMBS, COBS, CCIAS, SCDSO	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 232	Power to receive complaints about the exercise of a power under Part 13 Division 2 by Council's municipal building surveyor, or a person authorised by Council's municipal building surveyor to act on behalf of the municipal building surveyor	DPE, GMCD	
s 234A	Duty to consider the complaint and give a written report to the complainant of the person's consideration of the complaint	DPE, GMCD	If the complaint is brought under Part 13 Division 2 of the Act
s 236(7)	Power to consent to remove or deface an order or notice put up under s 236(4) or 236(4A)	UMBS, COBS	
s 241(1)&(4)	Power to authorise a person or persons to bring proceedings for a summary offence against Part 3, 4, 5, 7 or 8 of the Act or the building regulations within Council's municipal district pursuant to s 241(1) and 241(4)	DBT, DPE, MGS, GMCD, UMBS	
s 242	Function of receiving funds recovered through prosecution	GMCD, UMBS, COBS, CCIAS	
s 252(1)	Power to determine whether to apply to the Magistrates' Court for a warrant under s 252 of the Act if a person refuses to vacate a building or land when required to do so by order under the Act pursuant to s 252(1) of the Act	DPE, GMCD, UMBS	

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 259AB(1)	Function of entering an information sharing arrangement with the Authority	Not delegated	Subject to s 259AB(2) Where Council is a relevant agency
s 259AB(3)	Power to request and receive information held by the Authority, and power to disclose information to the Authority	DPE, GMCD, UMBS, COBS	Only to the extent that the information is reasonably necessary to assist in the exercise of functions under this Act, or the functions of Council Where Council is a relevant agency
s 259AB(4)(a)	Function of being referred, by the Authority, any matter (including any complaint) with respect to building work, plumbing work or architectural services	UMBS, COBS	Where Council is a building regulator
s 259AB(4)(b)	Function of receiving from the Authority any matter of a type described in s 259AB(4)(a)	UMBS, COBS	Where Council is a building regulator
s 259AB(4)(c)	Function of conducting a joint investigation with the Authority into any matter of a type described in s 259AB(4)(a)	UMBS, COBS	Where Council is a building regulator
s 259AB(5)	Power to, despite any other Act or law of the State, refer a matter referred to in s 259AB(4) to the Authority, or to conduct an investigation into the matter jointly with the Authority	UMBS, COBS	Where Council is a building regulator

<b>BUILDING ACT 1993</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
sch 2 cl 1(c)(i)	Function of determining fees	UMBS, COBS	Fees are determined by Council in the annual budget process.  Delegated only for fees resolved by Council as Price on Application.
sch 2 cl 4(2)	Function of receiving copy application	UMBS, ABS, UMUP, PC, COBS, BI, CBS, BAO, CLOBS, BISP	
sch 2 cl 4(3)	Function of receiving fees	UMBS, ABS, UMUP, PC, COBS, BI, CBS, BAO, CLOBS, BISP	
sch 2 cl 4(4)	Power to fix fees in accordance with cl 4(5)	UMBS, COBS	Fees are determined by Council in the annual budget process.  Delegated only for fees resolved by Council as Price on Application.
sch 2 cl 4A(2)(b)	Duty to give the owner of the allotment an opportunity to make a submission in respect of the possible detriment	UMBS, COBS, BI, BS, SBS, BAO, ABS, CBS, BISP	Where Council is the reporting authority

CATCHMENT AND LAND PROTECTION ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 22A(4)	Function of receiving a copy of the Minister's declaration	Not applicable	
s 22B	Duty to prepare a roadside weed and pest animal management plan	Not applicable	Where a declaration has been made in respect of Council's municipal district, under s 22A  See also s 22C for the contents of the plan
s 22C(3)	Function of determining which additional information to include in a roadside weed and pest animal management plan	Not applicable	
s 22D	Duty to have regard to matters in s 22D(a) – (c) when preparing a roadside weed and pest animal management plan	Not applicable	
s 22E(1)	Duty to submit proposed roadside weed and pest animal management plan within 120 days of Minister's declaration	Not applicable	
s 22E(2)	Power to apply in writing to the Minister to request an extension of time to submit the proposed roadside weed and pest animal management plan	Not applicable	
s 22F	Duty to comply with procedure described in s 22F before preparing roadside weed and pest animal management plan	Not applicable	

CATCHMENT AND LAND PROTECTION ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 22G	Duty to comply with request of Minister to provide a revised roadside weed and pest animal management plan	Not applicable	
s 22H	Function of receiving notice from the Minister of approval of roadside weed and pest animal management plan	Not applicable	
s 22I(1)	Duty to publish the approved roadside weed and pest animal management plan on Council's website as soon as practicable after plan is approved	Not applicable	
s 22I(2)	Duty to ensure that copies of the approved roadside weed and pest animal management plan are available for inspection during normal office hours	Not applicable	
s 22J	Duty to implement measures set out in approved roadside weed and pest animal management plan	Not applicable	
s 22K(1),(2)&(3)	Power to request, in writing, that the Minister approve a variation of its approved roadside weed and pest animal management plan	Not applicable	
s 22K(4)	Function of receiving notice of Minister's decision to approve or refuse to approve the request for a variation of roadside weed and pest animal management plan	Not applicable	

CATCHMENT AND LAND PROTECTION ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 22L	Function of receiving Minister's request to vary approved roadside weed and pest animal management plan	Not applicable	
s 22M(1)	Duty to publish a consolidated version of its approved roadside weed and pest animal management plan on its website as soon as practicable after variation under ss 22K or 22L	Not applicable	
s 22M(2)	Duty to ensure that a consolidated version of its approved roadside weed and pest animal management is available for inspection	Not applicable	
s 22N(2)	Function of receiving notice of Minister's intention to suspend the approval of a roadside weed and pest animal management plan	Not applicable	
s 22N(2)	Function of submitting to the Minister reasons why the approval of the roadside weed and pest animal management plan should not be suspended	Not applicable	
s 22N(3)	Function of receiving notice of Minister's decision	Not applicable	
s 22O(2)	Function of receiving notice of Minister's intention to revoke his or her approval of a roadside weed and pest animal management plan	Not applicable	



CATCHMENT AND LAND PROTECTION ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 22O(2)(b)	Function of submitting to the Minister reasons why the approval of the roadside weed and pest animal management plan should not be revoked	Not applicable	
s 22O(3)	Function of receiving notice of Minister's decision to revoke his or her approval of a roadside weed and pest animal management plan	Not applicable	
s 22P(1)	Function of receiving request to provide the Minister with specified information or documentation	Not applicable	
s 22P(2)	Duty to provide Minister with requested information or documentation	Not applicable	
s 22Q	Duty to provide Minister with a written report setting out the outcomes of the measures set out in the plan within 30 days after the plan ceases to operate	Not applicable	

CHILD WELLBEING AND SAFETY ACT 2005			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
ss 19 & 23A	Duty to comply with the Child Safe Standards	All Staff	Where Council is a Schedule 1 entity
s 25	Function of receiving education, information and advice from the Commission for Children and Young People regarding the Child Safe Standards	MEYY	
s 29A(2)(a)	Function of receiving notice of inspection of the relevant premises by an authorised officer	MEYY	
s 30	Duty to comply with notice to provide documents given under s 30(1A)	MEYY	
s 31	Duty to comply with notice to comply given under s 31(1)	MEYY	
s 34C	Duty to comply with an adverse publicity order	MEYY	
s 36	Duty to ensure that the Commission, a sector regulator or authorised person is given any assistance reasonably required to perform functions	DC, MEYY	
s 36A	Function of receiving an official warning from the sector	MEYY	
s 36B	Function of receiving infringement notice	MEYY	
s 36C(1)	Power to make an enforceable undertaking	DC	
s 36C(3)	Power to withdraw or vary an enforceable undertaking	DC	Must be in writing.

CHILD WELLBEING AND SAFETY ACT 2005			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 41I	Power to seek review by the sector regulator of decision by the Commission to issue a notice to produce or a notice to comply, or to issue an official warning or to publish information	DC	
s 41J	Power to apply to VCAT for a review of the sector regulator to issue a notice to comply or to publish information	DC	Must have first exhausted all available avenues for review under s 41I
s 41M	Function of being given opportunity to comment on adverse comment or opinion to be included in annual report or further report	DC	
s 41V	Power to, on Council's own initiative, disclose confidential information, other than excluded information, to another information sharing entity	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity and a disclosing entity
s 41V	Function of receiving confidential information, other than excluded information	UMMCHI, UMCS	Where Council is an information sharing entity and a receiving entity
s 41W(1)	Power to request another information sharing entity to disclose confidential information, other than excluded information	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity and a requesting entity
s 41W(1)	Function of receiving confidential information, other than excluded information	UMMCHI, UMCS	Where Council is an information sharing entity and a requesting entity

CHILD WELLBEING AND SAFETY ACT 2005			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 41W(1)	Function of receiving a request for confidential information, other than excluded information	UMMCHI, UMCS	Where Council is an information sharing entity and a responding entity
s 41W(2)	Power to disclose to the responding entity any confidential information that may assist the responding entity	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity and a requesting entity
s 41W(2)	Function of receiving confidential information from an information sharing entity	UMMCHI, UMCS	Where Council is an information sharing entity and a responding entity
s 41W(3)	Duty to comply with a request made under s 41W(1)	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity and a responding entity
s 41W(4)	Duty to provide reasons, in writing, as to why Council cannot comply with a request made under s 41W(1)	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity and a responding entity
s 41W(4)	Function of receiving reasons from a responding entity as to why it cannot comply with a request made under s 41W(1)	UMMCHI, UMCS	Where Council is an information sharing entity and a requesting entity
s 41Y	Power to disclose confidential information, other than excluded information, to any person set out in s 41Y(1)(a) – (c)	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity
s 41Z	Power to collect and use any confidential information disclosed to Council under Part 6A	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity

CHILD WELLBEING AND SAFETY ACT 2005			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 41ZC	Duty to record prescribed information in respect of its collection, use and disclosure of confidential information	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity
s 41ZD(2)	Power to collect, use or disclose confidential information	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity within the meaning of Part 5A of the <i>Family Violence Protection Act 2008</i>
s 41ZF	Power to refuse to give an individual access to their confidential information under a relevant privacy law	MEYY, UMMCHI, UMCS	Where Council is an information sharing entity
s 43(1)(a)	Function of receiving notice of the birth of a child	UMMCHI, CMCHI, IAO	Where the mother of the child usually resides in Council's municipal district
s 43(1)(b)	Function of receiving notice of the birth of a child	UMMCHI, CMCHI, IAO	When the municipal district in which the mother usually resides is unknown and the birth occurs in Council's municipal district

CHILDREN YOUTH AND FAMILIES ACT 2005			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 23(1)	Function of being allocated money by the Secretary for the purposes of Part 3.1	MEYY	Note: "Secretary" means the Secretary of the Department of Health and Human Services.
s 25	Power to use land or property for any purpose relating to the provision of services for children and families	DC	Where authorised by the Secretary
s 26	Function of entering into an agreement with the Secretary	Not delegated	The function remains with the CEO.
s 30	Function of having matters referred to it by the Secretary to provide advice, services and support to the child, family of the child or mother of the unborn child	MEYY	Where Council is not registered as a community service but is established to provide services to meet the needs of children requiring care, support, protection or accommodation and of families requiring support
s 192	Power to provide information to the Secretary	DC	Where Council is an information holder under the Act
s 196	Function of receiving written direction from an authorised officer in relation to disclosure of information	MEYY	Where Council is an information holder under the Act
s 197	Duty to comply with written direction from authorised officer	MEYY	Where Council is an information holder under the Act

CHILDREN'S SERVICES ACT 1996			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 166(1)	Function of receiving, from the Regulatory Authority, information in respect of a children's service for a purpose listed in s 166(2)	MEYY, UMMCHI	

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



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

CONSERVATION, FORESTS AND LAND ACT 1987			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 66(1)	Duty to submit plans to the Secretary to the Department of Environment, Land, Water and Planning of specified works prior to their commencement	Not applicable to Merri-bek	Specified works are listed in sch 3 of the Act
s 67	Power to take action contrary to a Code of Practice if paragraphs (a) and (b) apply	Not applicable to Merri-bek	

COUNTRY FIRE AUTHORITY ACT 1958			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 36	Function of providing fire hydrants when so requested by the Authority	MFPO, EMPO	
s 41A	Power to recover costs of serving notice by fire prevention officer	MFPO, EMPO	
s 42(1)	Power to request officers and members of any CFA brigade to carry out work (including burning) for the removal or abatement of any fire danger or for the prevention of fire	DCI, MFPO	
s 42(2)	Duty to pay for work undertaken	DCI, MFPO, EMPO	
s 43(1)	Duty to take all practicable steps to prevent occurrence of fires and minimise the danger of spread of fires	MFPO, EMPO	
s 43(2)	Power to acquire equipment, etc. for purposes of s 43(1) and pay for it out of municipal fund	MFPO, EMPO	
s 50F(1)	Power to prepare Neighbourhood Safer Places Plan	MFPO, MEMO, EMPO	
s 50F(4)	Duty to publish and make the Neighbourhood Safer Places Plan available at Council's office for public inspection during office hours free of charge	MFPO, MEMO, EMPO	

COUNTRY FIRE AUTHORITY ACT 1958			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 50G(1)	Duty to identify and designate places as neighbourhood safer places	MFPO, MEMO, EMPO	
s 50G(4)	Duty to ask the CFA to assess the neighbourhood safer place	MFPO, MEMO, EMPO	
s 50H(1)	Duty to ensure that appropriate signage is provided at neighbourhood safer places	MFPO, MEMO, EMPO,	
s 50I	Duty to maintain all designated neighbourhood safer places	MFPO, MEMO, EMPO	
s 50J(1)	Duty to conduct an annual review of designated neighbourhood safer places by 31 August of each year	MFPO, MEMO, EMPO,	
s 50J(2)	Duty to ask the CFA to assess each neighbourhood safer place	MFPO, MEMO, EMPO	
s 50J(5)	Power to decommission a neighbourhood safer place if paragraphs (a) or (b) apply	MFPO, MEMO, EMPO	
s 96A(1)(a)	Duty to appoint fire prevention officer	MEMO, EMPO	
s96A(1)(b)	Power to appoint assistant fire prevention officers	MEMO, EMPO	
s 109C	Function of receiving funds for penalties recovered under s 41E	MFPO, MEMO, EMPO	



CULTURAL AND RECREATIONAL LANDS ACT 1963			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 4	Function of receiving rates	CFO, UMF, TLRS	Note – the Act makes various provisions for the rating of land used for sporting and recreational purposes.

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

DEVELOPMENT VICTORIA ACT 2003			
Column 1	Column 2		Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 13(1)	Function of entering into agreement with Development Victoria concerning particular issues	DPE	Function of 'public statutory body'
s 39(2)	Duty to comply with order from Governor in Council issued under s 39(1) to surrender land in a project area	DBT, DC, DPE	Duty of 'public statutory body'
s 51I(3)(b)	Function of receiving notice of resolution levying a general charge from Development Victoria	DPE, GMCD, MCDE, UMUP, PC, UMSP	
s 51Q(3)(b)	Function of receiving notice of resolution levying an infrastructure recovery charge from Development Victoria	DPE, GMCD, UMUP, PC, UMSP, MCDE	
s 51ZA	Function of receiving written notice of charge from Development Victoria, where Council has submitted notice to Authority pursuant to s 21(2A) of the Subdivision Act 1988	DPE, GMCD, MCDE, UMUP, PC, UMSP	
s 56D(1)	Duty to give relevant Ministers and Treasurer statement allocating the property, rights and liabilities of Council in relation to designated project to Development Victoria	DBT, DC, DPE	Duty of 'nominated agency'
s 56D(4)	Function of complying with request from Treasurer and relevant Minister to amend statement under s 56D(1)	DBT, DC, DPE	Function of 'nominated agency'



DEVELOPMENT VICTORIA ACT 2003			
Column 1	Column 2		Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 56E(1)	Function of issuing certificate certifying that property, rights or liabilities of Council have been allocated to Development Victoria	DBT, DC, DPE	Function of 'nominated agency'
s 56E(2)	Duty to revoke certificate given under s 56E(1) and replacing with a new certificate, if directed by Treasurer and relevant Minister	DBT, DC, DPE	Duty of 'nominated agency'
s 56E(3)	Duty to keep register of certificates issues under s 56E, and make reasonably available for inspection	UMPR	Duty of nominated agency

DISABILITY ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 38(4)	Power to prepare a Disability Action Plan, in accordance with s 38	DC, MCW	
s 38(5)	Duty to report on the implementation of the Disability Action plan in Council's annual report	DC, MCW	If a plan is prepared under s 38(4) or is taken to be prepared under s 38(2)
s 38(5A)	Duty to ensure certain disability matters are addressed in the Council Plan	DC, MCW	If Council has not determined to prepare a plan under s 38(4) or are not taken to have prepared a plan under s 38(2)

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 10	Function of receiving applications for registration of dogs or cats	MAC, UMCO, TLBSAC, BSO, SBSO	
s 10A(4)	Duty to not register or renew the registration of a dangerous dog or a restricted breed dog unless the dog is (a) desexed or (b) a dangerous dog that is not a restricted breed dog and is exempt under s 10B(1)(c), 10B(1)(d) or 10B(1)(e) from the requirement to be desexed or (c) a restricted breed dog that is not a dangerous dog and is exempt under s 10B(1)(e) from the requirement to be desexed	MAC, UMCO	
s 10C(1)	Duty to not register a dog or cat unless the dog or cat (a) has been implanted with prescribed permanent identification device or (b) is of a class of dogs exempt under a resolution made under s 10D(3), from the requirement to be implanted with such a device or (c) is otherwise exempted under the Act from the requirement to be implanted with such a device or (d) subject to s 10C(2), has previously been registered with Council at any time in the 12 month period immediately before the application for registration was lodged	MAC, UMCO	
s 10C(5)	Duty to cause to be published a copy of the resolution	MAC	Note – refers to a resolution of the Council regarding refusal to register dogs and cats unless permanently identified.

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 10C(6)	Duty to not register or renew registration of dangerous dog, menacing dog or restricted breed dog unless the dog has been implanted with permanent identification device	MAC, UMCO	
s 10D(6)	Duty to cause to be published a copy of the resolution	MAC	<i>Note – refers to dogs that may be exempted from permanent identification but does not apply to a dangerous dog, menacing dog or restricted breed dog.</i>
s 12(1)	Power to appoint an agent for Council in the registration of cats and dogs	DCI, MAC	The current appointment follows from the Council's contract with the City of Whittlesea in relation to the regional pound.
s 13	Function of receiving notification of sale by domestic animal business or foster carer (including where the animal was not registered)	MAC, UMCO, TLBSAC, BSO, SBSO, LLAMSO	
s 14(b)	Power to approve form of registration or renewal of registration of dogs and cats	MAC	
s 15(2)	Power to permit pro-rata fees for dogs or cats registered for part of a year	Not delegated	Fees are determined by Council in the annual budget process.
s 15(6)	Duty to waive 50% of a registration fee of dogs or cats if paragraphs (a) or (b) apply	MAC	<i>Note – the section refers to owners of dogs and cats who are “eligible recipients” pursuant to the State Concessions Act 2004.</i> Fees are determined by Council in the annual budget process.

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 16	Duty to register or renew the registration of a dog or cat (other than a dangerous or restricted breed dog) in certain circumstances	MAC, UMCO, TLBSAC, BSO, SBSO	
s 17(1)	Power to register or renew the registration of a dangerous dog and impose conditions upon the registration	MAC, UMCO	
s 17(1A)(a)	Power to register or renew the registration of a restricted breed dog	MAC, UMCO	Under ss 10A(4) and 10C(6), a Council cannot register a restricted breed dog unless the dog is desexed (subject to the exception under s 10B(1)(e)) and the dog has been implanted with a prescribed permanent identification device
s 17(1A)(b)	Power to impose conditions on the registration or the renewal of the registration of a restricted breed dog	MAC, UMCO	Under ss 10A(4) and 10C(6), a Council cannot register a restricted breed dog unless the dog is desexed (subject to the exception under s 10B(1)(e)) and the dog has been implanted with a prescribed permanent identification device
s 17(2)	Duty to notify owner and allow owner opportunity to make submissions, if Council proposes not to register or renew the registration of a dangerous dog or restricted breed dog	MAC, UMCO	

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 17(3)	Duty to consider submissions in relation to the registration or renewal of registrations of a dangerous dog before making decision	MAC, UMCO	
s 17(4)	Duty to serve written notice of decision not to register or renew registration of dangerous dog or restricted breed dog	MAC, UMCO	
s 18(1)	Duty to keep register and allow inspection of register of all registered dogs and cats	MAC, TLBSAC, UMCO	
s 18(2)(b)	Power to fix fee for inspection of registrations of dogs and cats in the municipality	Not delegated	Fees are determined by Council in the annual budget process.
s 18(3)	Power to fix fees for making of records or obtaining certificates	Not delegated	Fees are determined by Council in the annual budget process.
s 19(1)(a)	Duty to allocate a registration number to every dog and cat which is registered	TLBSAC, BSO, SBSO	
s 19(1)(b)	Duty to give or send the owner a registration certificate	TLBSAC, BSO, SBSO	
s 19(1)(c)	Duty to issue to the owner an identification marker	TLBSAC, BSO, SBSO	
s 23(6)	Duty to give owner or occupier of the private property a copy of a notice served under s 23(3)	MAC, UMCO, AMO, LLAMO	

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 25(3)	Duty to cause to be published any orders made by Council under s 25	MAC	Section 25 refers to cats found at large.
s 26(2A)	Duty to obtain agreement of owner or occupier of private property, where Council proposes to make, by resolution, an order under s 26(2)	MAC	
s 26(3)	Duty to cause to be published any orders made by Council under s 26	MAC	
s 33A(1)	Duty to accept any dog or cat kept surrendered to Council by the owner of the animal	MAC, UMCO, AMO, LLAMO	
s 33A(3)	Duty to give Secretary certain information about a dog under its control if dog exhibits aggressive behaviour, may have been involved in a dog attack or may be a restricted breed dog	MAC, UMCO	This information must be given to the Secretary in the time specified in section 33A(4). "Secretary" means the Secretary of the Department of Environment, Land, Water and Planning.
s 33A(2)(b)	Duty to deal with surrendered dog or cat in accordance with the Act, the regulations and relevant Codes of Practice	UMCO, LLO, AMO, LLAMO	
s 34(1)	Power to declare a dog dangerous	MAC	
s 34(2)	Duty not to declare a dog dangerous in certain circumstances	MAC	

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 35(2)	Duty to notify the owner and receive written and oral submissions from the owner if proposing a dog be declared dangerous	MAC	
s 35(3)	Duty to consider materials submitted before making a declaration	MAC	
s 36	Duty to give written notice of a declaration to owner	MAC	
s 37	Function of receiving notification from owners of certain dogs	UMCO, TLBSAC, AMO, LLAMO, SBSO, BSO	
s 41B(1)	Duty to notify the owner and allow it the opportunity to make submissions to the Council	MAC, UMCO	
s 41C	Duty to give notice of a menacing dog declaration to owner	MAC, UMCO	
s 41D	Function of receiving notification in relation to menacing dog	TLBSAC, UMCO, SBSO, BSO, AMO, LLAMO	
s 41F	Function of receiving notification from owners of restricted breed dogs	TLBSAC, UMCO, SBSO, BSO, AMO, LLAMO	



<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 41J(2)(a)	Power to issue a permit to own more than 2 restricted breed dogs to any person who has applied to the Council for such a permit	TLBSAC, UMCO	
s 41J(2)(b)	Power to issue a permit to keep more than 2 restricted breed dogs at a premises to any person who has applied to the Council for such a permit	MAC, UMCO	
s 41J(3)	Power to fix fee for application for permit	Not delegated	Fees are determined by Council in the annual budget process
s 44(1)	Power to require restraint of animals	MAC, UMCO	If Council has made a relevant local law prohibiting the keeping of animals in a specified area.  Merri-bek has a Council Order from July 2025 in respect of this.
s 44(2)	Duty to give written notice of requirement in s 44(1)	MAC, UMCO	
s 44AC(1)(c)	Power to inspect information kept on register of dangerous, menacing and restricted breed dogs, in accordance with the regulations	MAC, UMCO, AMO, LLAMO	“Register” refers to a register kept by the Department of Environment, Land, Water and Planning.
s 44AE	Duty to provide details of dangerous, menacing or restricted breed dogs to Secretary	MAC, UMCO	
s 44AEA	Duty to provide to the Secretary information relating to a dog destroyed under s 84TA, 84TB, 84TC	MAC, UMCO	

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 44AF	Duty to provide to the Secretary information relating to dangerous, menacing or restricted breed dogs	MAC, UMCO	
s 44AG	Duty to provide to the Secretary information about owners of dangerous, menacing or restricted breed dogs	MAC, UMCO	
s 44AH	Duty to provide, when requested under s 44AH(1) a statement to Secretary confirming that information previously provided by Council is accurate	MAC, UMCO	
s 46(1)	Function of receiving applications to register a premises	UMCO, TLBSAC, AMO, LLAMO, BSO, SBSO, LLAMSO	
s 46(2)	Power to approve form of registration of domestic animal businesses and information required	MAC, UMCO	
s 46(3)	Function of requiring and receiving any further information relating to an application	MAC, UMCO	
s 47(1) & (2)	Power to register and impose any terms, conditions, limitations or restrictions on the registration of premises for the purposes of a domestic animal business	MAC,-UMCO	
s 48(2)	Power to approve form of renewal of registration	MAC, UMCO	

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 48(3)	Power to approve form of renewal of registration and information required	MAC, UMCO	
s 48(4)	Function of requiring and receiving any further information relating to the application Council	MAC, UMCO, LLAMSO	
s 49(1)	Power to fix fees for registration or renewal of registration of domestic animal premises	Not delegated	Fees are determined by Council in the annual budget process.
s 49(2)	Power to refund all or part of application fee	MAC, UMCO	
s 52(1)	Function of receiving an application for transfer of registration to a new premises	TLBSAC, BSO, SBSO, LLAMSO	
s 52(2)(a)	Power to approve form of application to transfer registration	MAC, UMCO	
s 52(2)(c)	Power to fix fee for transfer of registration and information required	Not delegated.	Fees are determined by Council in the annual budget process.
s 52(3)	Function of requiring and receiving any further information relating to the transfer of registration	MAC, UMCO	
s 52(4)	Power to register new (transferred) premises as a domestic animal business and impose any terms, conditions, limitations or restrictions on that registration	MAC, UMCO	

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 54(1)	Power to refuse to register or renew the registration, refuse to transfer registration, suspend registration and revoke registration of premises	MAC, UMCO	
s 54(2)	Power to act in accordance with s 54(1) if satisfied that the circumstances of s 54(2)(a) or (b) are in existence	MAC, UMCO	
s 54(3)	Duty to refuse to register or renew the registration of a premises in relation to a breeding domestic animal business in certain circumstances	MAC, UMCO	
s 54(3A)	Duty to refuse to register, renew the registration of, or transfer the registration of a premises on which a domestic animal business is, or is proposed to be conducted, that is an animal shelter, a pet shop or a pound in certain circumstances	MAC, UMCO	
s 54(3B)	Duty to refuse to register, renew the registration of, or transfer the registration of a premises on which a domestic animal business is, or is proposed to be conducted, that is a breeding domestic animal business in certain circumstances	MAC, UMCO	
s 54A(1)	Duty to refuse to register the premises in respect of which the application is made if s 54A(a), (b) or (c) applies	MAC, UMCO	

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 54A(2)	Duty to refuse to register the premises in respect of which the application is made if a breeding domestic animal business or a pet shop is being conducted, or is proposed to be conducted, on the rateable property on which the premises is located	MAC, UMCO	
s 54A(3)	Duty to refuse to register the premises in respect of which the application is made if a breeding domestic animal business or an animal shelter is being conducted, or is proposed to be conducted, on the rateable property on which the premises is located	MAC, UMCO	
s 54B	Duty to refuse to register the premises on which a breeding domestic animal business is proposed to be conducted	MAC, UMCO	
s 54C	Duty to refuse to transfer the registration of premises on which a breeding domestic animal business is being conducted to another premises	MAC, UMCO	
s 54D	Duty to refuse to renew the registration of a premises on which a breeding domestic animal business is being conducted	Not applicable	
s 55	Duty to give notice if it is proposed that the powers under ss 54, 54A, 54B, 54C or 54D will be exercised	MAC, UMCO	Note - the section refers to the refusal to register or transfer registration, suspend registration or revoke a registration.

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 56	Duty to receive both oral and written submissions and take into account any submissions	MAC	
s 57(1) & (2)	Duty to serve notice of decision and give reasons for decision	MAC, UMCO	
s 58AD(1)(a)	Function of receiving a request from the chief veterinary officer for a report on the premises on which the domestic animal business is conducted	MAC, UMCO	
s 58AD(2)	Duty to include a copy of any report from an entry and search of the premises under Part 7 carried out in the 5 years preceding the application for grant or renewal of approval	MAC, UMCO	
s 58AI(1)(a)	Power to cancel or not renew a commercial dog breeder approval	DCI, MAC	Where Council is the relevant Council
s 58AI(1)(b)	Power to suspend a commercial dog breeder approval	DCI, MAC	Where Council is the relevant Council
s 58AI(2)	Duty to give the Minister notice of any suspension, cancellation or refusal to renew	DCI, MAC	
s 58AL	Function of receiving notice of the Minister's grant, renewal, refusal to grant or renew revocation or cancellation of a commercial dog breeder approval as soon as possible after it occurs	DCI, MAC	Where Council is the relevant Council

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 58B	Power to apply to Minister to register premises as premises on which domestic animal business conducted	Not applicable	Merri-bek does not operate a domestic animals business.
s 58C(3)	Duty to comply with the terms, conditions, limitations and restrictions on registration of premises under s 58C	Not applicable	
s 58D(2)	Power to apply to Minister for renewal of registration of premises	Not applicable	
s 58E	Duty to pay fee with application for registration or renewal of registration of premises	Not applicable	
s 58F	Power to surrender registration of premises on which domestic animal business conducted by notice to Minister	Not applicable	
s 58G	Duty to notify the Minister of transfer of registration	Not applicable	
s 58J	Power to make submissions to the Minister regarding Minister's exercise of power under s 58H	Not applicable	
s 58K	Function of receiving notice of Minister's decision	Not applicable	
s 58P	Function of receiving, from the Minister, a copy of the permit (including any conditions imposed on the permit)	Not applicable	Where Council is the relevant Council

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 58Q(3)	Function of receiving, from an authorised officer who has given a direction under s 58Q(1), notification of the closure of the sale	Not applicable	Where Council is the relevant Council
s 58R(3)	Function of receiving, from the Minister, a copy of a report under s 58R as soon as practicable after receiving the report.	Not applicable	
s 68A(1)	Duty to, in consultation with Secretary, prepare a domestic animal management plan	MAC	Subject to s 68A(1A)
s 68A(1A)	Power to apply to the Secretary for an extension of time within which to prepare a domestic animal management plan	MAC	
s 68A(3)(a)	Duty to review domestic animal management plan annually and, if appropriate, amend the plan	MAC	
s 68A(3)(b)	Duty to provide the Secretary with a copy of the plan and any amendments to the plan	MAC	
s 68A(3)(c)	Duty to prepare an evaluation of its implementation of the plan for publication in Council's annual report	MAC	



<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 68B	Power , on application under s 68C, to register a person to provide foster care on a premises in the municipal district of the Council, if the person provides or intends to provide foster care on that premises	MAC, UMCO	
s 68C	Function of receiving an application for foster carer registration	MAC, UMCO	
s 68D(1)	Power to renew registration	MAC, UMCO	
s 68D(2)	Function of receiving an application for foster carer registration renewal	MAC, UMCO	
s 68E	Duty to have regard to the matters set out in s 68E(a) – (e) when deciding whether or not to grant or renew a foster carer registration	MAC, UMCO	
s 68G(a)	Power to approve form of applications under s 68C or 68D(2)	MAC, UMCO	
s 68G(b)	Power to require information in applications under s 68C or 68D(2)	MAC, UMCO	
s 68G(c)	Power to fix fee for applications under s 68C or 68D(2)	DCI	Determined by Council budget process.
s 68H(2)	Power to permit a pro rata fee to be paid where a foster carer registration only applies for part of a year	MAC	Determined by Council budget process.

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 68I(1)(b)	Power to impose conditions on a foster carer registration	MAC, UMCO	
s 68J(1)	Power to suspend or cancel a foster carer registration where the criteria in s 68J(1)(a) or (b) apply	MAC, UMCO	
s 68J(2)	Duty to notify the registered foster carer of a suspension or cancellation under s 68J(1)	MAC, UMCO	
s 68K(1)	Duty to notify the holder of a foster carer, in writing, if the Council proposes to suspend, cancel or not renew a foster carer registration	MAC, UMCO	
s 68K(2)	Function of receiving written submissions from the holder of the registration	DCI, MAC	
s 68K(3)	Duty to consider any submission may under s 68K(2) before deciding to suspend, cancel or not renew the registration	DCI, MAC	
s 68N(1)	Duty to give to the Secretary the information set out in s 68Q(1) and (2) relating to each registration of a premises by the Council under Part 4	DCI, MAC	
s 68O(1)	Duty to give to the Secretary the information set out in s 68Q(1)(a), (c)(ii) and (iii), (d)(ii), (h), (i) and (j), relating to each registration of a foster carer by the Council under Part 5B	DCI, MAC	

<b>DOMESTIC ANIMALS ACT 1994</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>POWER, DUTY OR FUNCTION</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 68R(1)(a)(i)	Duty to give the information set out in s 68R(2) to the Secretary within 7 days after making a decision under Part 4 to refuse to grant, renew or transfer a registration under that Part	DCI, MAC	
s 68R(1)(a)(ii)	Duty to give the information set out in s 68R(2) to the Secretary within 7 days after making a decision under Part 4 to suspend or revoke a registration under that Part	DCI, MAC	
s 68R(1)(b)(i)	Duty to give the information set out in s 68R(3) to the Secretary within 7 days of making a decision under Part 5B not to grant or renew a registration under that Part	DCI, MAC	
s 68R(1)(b)(ii)	Duty to give the information set out in s 68R(3) to the Secretary within 7 days of making a decision under Part 5B to suspend or cancel a registration under that Part	DCI, MAC	
s 68Y(3)	Function of receiving, from the Secretary, the source number issued under s 68Y	DCI, MAC	
s 68Z(3)	Function of receiving, from the Secretary, the source number issued under s 68Z	DCI, MAC	
s 69(1)	Duty to make payment to the Treasurer of specified amounts in respect of registration of cats, dogs or registered animal business	MAC	

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 69(1A)	Duty to make payment to the Treasurer in respect of each registration fee collected by the Council for the registration or renewal of registration of a dog or cat in each financial year	MAC	
s 72	Power to appoint, by instrument, employees to be authorised officers	DBT, MGS	
s 72A(1)	Power to appoint person who is not employee of Council as authorised officer	DBT, MGS	Person appointed must have qualifications and experience prescribed by Secretary
s 73(1)	Duty to issue identity card to authorised officers	MGS, UMG, TLG	
s 84DD(2)	Function of receiving report	MAC	
s 84J	Power to retain custody of dog or cat until animal recovered under Division 5 or disposed of under Division 6	MAC, UMCO, AMO, LLAMO	
s 84L(1)	Power to retain custody of dog the subject of a declaration under s 98A until review of the declaration is determined under Part 7E or the dog is recovered under Division 5 or destroyed under Division 6	MAC, UMCO	Note – the declaration must have been made by an authorised officer.

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 84L(2)	Power to retain custody of dog before destruction under division 6 where dog is seized under s 80 and officer cannot serve declaration because owner cannot be identified	MAC, UMCO	Note – the declaration must have been made by an authorised officer.
s 84M(1)	Power to decide not to retain custody of dog or cat seized under ss 23(1), 82, 82B, 83, 84, 84A, 84B or 84C	MAC, UMCO	
s 84N(1)(c)	Power to require custody of restricted breed dog until the outcome of prosecution under the Act or Regulations in relation to the dog	MAC, UMCO	
s 84N(1)(d)	Power to fix an amount payable for the reasonable costs and expenses incurred by the Council in seizing the dog and retaining custody of it until its recovery	Not delegated	Fees are determined by Council in the annual budget process
s 84O(1)	Power to destroy a cat seized under Part 7A if cat does not bear an identification marker or device or cat is wild, uncontrollable or diseased	MAC, UMCO, AMO, LLAMO	
s 84O(2)	Duty to destroy dangerous dog or restricted breed dog as soon as possible where owner is entitled to recover dog under Division 5 but does not recover dog in accordance with the time period in that division	MAC, UMCO	

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 84O(3)	Duty to sell or destroy cat or dog (other than dangerous or restricted breed dog) as soon as possible where owner is entitled to recover dog under division 5 but does not recover dog in accordance with the time period in that division	MAC, UMCO	In accordance with any relevant business code of practice or greyhound code of practice
s 84P	Power to destroy dog seized under Part 7A in certain circumstances listed in paragraphs (a), (c), (d), (e) and (f)	MAC, UMCO	
s 84Q(1)	Duty to commence prosecution of a person as soon as possible after seizure under Part 7A, if authorised officer reasonably suspects that the person has committed an offence listed in s 84Q(2) with respect to a dog or a cat seized under that part, and power to retain custody of animal seized under s 84B and in any other case, Duty to retain custody until the outcome of the prosecution in s 84Q is known	MAC, UMCO, PSO	The approval requirements to institute proceedings in the various courts and tribunals are set out in Delegation Guidelines (D17/037824): For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 84Q(2A)(a)	Duty to commence prosecution of the owner of the dog or cat as soon as possible after the seizure and after sufficient information is available to enable the commencement of the prosecution	MAC, UMCO, PSO	
s 84Q(2A)(b)	Duty to retain custody of the dog or cat and any offspring of the dog or cat until the outcome of the prosecution is known	MAC, UMCO	
s 84Q(3)(a)	Duty to serve declaration on owner	MAC, UMCO	
s 84R	Power to require owner to provide his or her current address to Council in certain circumstances	MAC, UMCO, AMO, LLAMO	
s 84S	Power to destroy dog seized under Part 7A, in the time periods listed, if owner is suspected of committing an offence set out in paragraph (a), (b) or (c) of s 84Q(2) and cannot be identified,	MAC, UMCO	
s 84T(1)	Duty to destroy dog seized under s 80 within 8 days after seizure if owner cannot be identified and authorised officer reasonably believes dog is restricted breed dog	MAC, UMCO	
s84T(2)	Duty to notify the Secretary of certain information after destroying a dog under s 84T(1)	MAC,-UMCO	Notice must comply with requirements of s 84T(3)

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 84TA(1)	Power to destroy a dog seized under Part 7A in circumstances listed (a) – (c)	MAC, UMCO	<p>84TA (4) &amp; (5) Council must make decision within 48 hours and record the time and date of decision</p> <p>Section 84TA(1) (a) to (c) refers to situations where:</p> <ul style="list-style-type: none"> <li>a) the Council's authorised officer holds a reasonable belief that the owner of the dog would be guilty of an offence;</li> <li>b) the dog is unregistered and the owner is not able to be identified from a marker or device (such as an implant); and</li> <li>c) the Council's authorised officer reasonably believes the behaviour of the dog has resulted, or is likely to result in, the commission of an offence under section 29.</li> </ul>
s 84TC(1)	Power to destroy a dangerous dog if the dog was declared a dangerous dog and it is believed that the owner of the dog is guilty of an offence under s 24 or 26	MAC,-UMCO	84TC (4) & (5) Council must make decision within 48 hours and record the time and date of decision
s 84U	Duty to ensure seized animal is desexed before selling it	MAC, UMCO, AMO, LLAMO	
s 84V(2)	Power to give animal to an approved person or body	MAC, UMCO AMO, LLAMO, LLO	Where Council is authorised under this Act to destroy the animal



DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 84VA(1)	Power to recover any reasonable cost incurred by the Council for the care, transport, maintenance and disposal of the dog or cat for the whole or any part of the time from when the dog or cat is seized under Division 2 until the time when the dog or cat is disposed of under s 84TD	MAC, UMCO, PSO	
s 84VA(2)	Power to recover costs under s 84VA(1) from the owner, or person in charge of the dog or cat when the dog or cat was seized	MAC, UMCO, PSO	
s 84Y	Power to enter written agreement to seize, receive and retain, sell, or destroy dogs or cats, as well as the power to give a seized dog or cat to a community foster care network, give a seized dog or cat to an animal shelter and/or charge fees for doing any of the things under the written agreement	MAC, UMCO	The matter is included in Council's contract with the City of Whittlesea.  From 1 October 2022, Council may enter into written agreement to also 'receive' dogs or cats
s 95	Function of receiving payment of fines	MAC, TLBSAC, PSO	

DOMESTIC ANIMALS ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	POWER, DUTY OR FUNCTION	DELEGATE	CONDITIONS & LIMITATIONS
s 98(1A)	Power to apply to VCAT for review of a decision by Minister in relation to registration of domestic animal business	Not applicable	Note – Section 98(1A) provides that a Council conducting a domestic animal business (such as a pound) on a premises registered under Part 4 or a Council applying for registration of premises under Part 4 to conduct a domestic animal business may apply to the Victorian Civil and Administrative Tribunal for review of a decision by the Minister to refuse or suspend the registration etc. Merri-bek does not conduct a domestic animals business.
s 100A	Duty to notify Secretary where VCAT or Supreme Court sets aside a decision to declare a dog to be a dangerous dog, menacing dog or restricted breed dog	DCI	Notice must comply with requirements of s 100A(2) & (3)
s 100C	Function of receiving disclosed information from a person who is or was engaged in the administration of Part 5B or 5C	DCI	
s 100D	Power to disclose information held by Council to another Council, a restricted authorised officer or a Departmental authorised officer for the purpose of the performance of Functions under Part 4 or Part 4AA or regulations under those Parts by that person	DCI	

DOMESTIC BUILDING CONTRACTS ACT 1995			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 48R	Function of receiving details of alleged contraventions of building legislation	MCWPD	

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

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

EDUCATION AND TRAINING REFORM ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 5.8.30	Duty to comply with an adverse publicity order	DC	

ELECTRICITY SAFETY ACT 1998			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 84C	Duty to keep trees clear of electrical lines on public land managed by Council	MOSE	Applies to public land, managed by Council, which has been declared under s 81 of the <i>Electricity Safety Act 1998</i> for the purposes of Part 8 of the Act
s 86B	Duty to specify certain matters in municipal emergency management plan	MFPO	

ELECTORAL ACT 2002			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 108(1)(d)(ii)	Power to enable identification of a person	DBT, CFO, TLRS	



EMERGENCY MANAGEMENT ACT 2013			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 59	Duty to establish a Municipal Emergency Management Planning Committee	Not delegated	
s 59B(1)(b)	Duty to nominate a member of Council staff to be the chairperson of the Municipal Emergency Management Planning Committee	Not delegated	The person nominated must have first been nominated by the CEO and the delegate cannot nominate themselves
s 59F(b)	Function of, in collaboration with other agencies and by the establishment of a Municipal Emergency Management Planning Committee, enabling community participation in emergency preparedness, including mitigation, response and recovery activities	MRM, MEMO	
s 59G(1)	Duty to appoint one or more municipal emergency management officers	DC, DCI	
s 59H(1)	Duty to appoint one or more municipal recovery managers	DC	
s 60AI(1)(ab)	Function of receiving a copy of the plan in a form suitable for publication on the municipal council's Internet site on behalf of the relevant Municipal Emergency Management Planning Committee	DC	

EMERGENCY MANAGEMENT ACT 2013			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 69	Duty to comply with an information gathering notice issued by the Inspector-General for Emergency Management	DC, DCI, DBT, MEMO	
s 70	Function of receiving draft review or report and providing comment or response to Inspector-General for Emergency Management	DC	
s 70A(2)	Power to consent to entry of vessel, premises or vehicle	DC, DPE, MEMO, MRM, DCI, MGS, DMEMO, DMRM	
s 70A(3)	Duty to provide the Inspector-General with a written response to a request for consent under s 70A(2)	DBT, DC, DCI,	
s 70B	Function of giving reasonable assistance to the Inspector-General for Emergency Management	MRM, MEMO, DCI, DC, DPE, DBT, MGS, DMEMO, DMRM, CEM	

ENVIRONMENT PROTECTION ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 50(1)(ii)	Function of receiving application for permission	UMEH, TLEH, EHO, PHWO, GEHO	
s 50(2)	Duty of advising applicant that application does not comply with s 50	UMEH, TLEH, EHO, PHWO, GEHO	
s 50A(1)	Power to require an applicant to pay a fee	UMEH, TLEH, EHO, PHWO, GEHO	
s 50A(3)	Duty to give notice	UMEH, TLEH, EHO, PHWO, GEHO	
s 51A	Power to require an applicant to provide information	UMEH, TLEH, EHO, PHWO, GEHO	
s 54(1)	Power to issue a permission subject to conditions specified in the permission	UMEH, TLEH, EHO, PHWO, GEHO	
s 56(2)(b)	Function of receiving an application for the transfer of permit issued by Council	UMEH, TLEH, EHO, PHWO, GEHO	

ENVIRONMENT PROTECTION ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 56(4)	Duty to either refuse or transfer the permit subject any conditions within 20 business days after receiving application	UMEH, TLEH, EHO, PHWO, GEHO	
s 56(5)	Duty to refuse to transfer permit if Council considers that the applicant is not a fit and proper person to hold a permit	UMEH, TLEH, EHO, PHWO, GEHO	Consider s 66
s 56(6)	Duty to, as soon as practicable after making a decision, give applicant and holder of permit written notice	UMEH, TLEH, EHO, PHWO, GEHO	
s 57(2)(b)	Function of receiving application for amendment of permit	UMEH, TLEH, EHO, PHWO, GEHO	
s 57(4)	Duty to either refuse or amend permit subject to any conditions	UMEH, TLEH, EHO, PHWO, GEHO	
s 57(8)	Duty to, as soon as practicable after making a decision, give holder of permit written notice	UMEH, TLEH, EHO, PHWO, GEHO	
s 58(1)	Power to amend a permission issued on own initiative	UMEH, TLEH, EHO, PHWO, GEHO	

ENVIRONMENT PROTECTION ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 58(3)	Duty to, as soon as practicable after making a decision, give the permission holder written notice	UMEH, TLEH, EHO, PHWO, GEHO	
s 59(2)(b)	Function of receiving application to surrender or revoke a permit	UMEH, TLEH, EHO, PHWO, GEHO	
s 59(4)	Duty to either consent to the surrender application subject to any conditions or refuse to consent to the surrender within 20 business days after receiving an application	UMEH, TLEH, EHO, PHWO, GEHO	
s 59(7)	Duty to, as soon as practicable after making a decision, give the permit holder a written notice	UMEH, TLEH, EHO, PHWO, GEHO	
s 59(9) & (10)	Duty to revoke the permissions if request received in writing and give the permit holder written notice	UMEH, TLEH, EHO, PHWO, GEHO	
s 60(1)	Power to suspend a permission	UMEH, TLEH, EHO, PHWO, GEHO	
s 60(2)	Duty to give permit holder written notice if proposing to suspend a permission	UMEH, TLEH, EHO, PHWO, GEHO	

ENVIRONMENT PROTECTION ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 60(3)	Duty to consider submissions	UMEH, TLEH, EHO, PHWO, GEHO	
s 60(4)	Duty to, as soon as practicable after making a decision, give the permit holder with written notice	UMEH, TLEH, EHO, PHWO, GEHO	
s 60(6)	Power to remove period of suspension	UMEH, TLEH, EHO, PHWO, GEHO	
s 60(7)	Power to extend period of suspension	UMEH, TLEH, EHO, PHWO, GEHO	
s 60(8)	Duty to give permit holder written notice of decision to extend period of suspension	UMEH, TLEH, EHO, PHWO, GEHO	
s 61(1) & (2)	Power to revoke permission on own initiative	UMEH, TLEH, EHO, PHWO, GEHO	
s 61(3)	Duty to give permit holder written notice if proposing to revoke a permission	UMEH, TLEH, EHO, PHWO, GEHO	

ENVIRONMENT PROTECTION ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 61(4)	Duty to consider submissions	UMEH, TLEH, EHO, PHWO, GEHO	
s 61(5) & (6)	Duty to, as soon as practicable, give permission holder written notice	UMEH, TLEH, EHO, PHWO, GEHO	
s 81(1)	Duty to issue a permit subject to any conditions or refuse to issue a permit upon receiving an application under s 50	UMEH, TLEH, EHO, PHWO, GEHO	
s 81(4)	Duty to refuse to issue a permit in circumstances specified	UMEH, TLEH, EHO, PHWO, GEHO	
s 83(1)	Function of receiving application for exemption	UMEH, TLEH, EHO, PHWO, GEHO	
s 83(3)	Duty to grant the exemption subject to any conditions or refuse to grant the exemption within 10 business days upon receiving application	UMEH, TLEH, EHO, PHWO, GEHO	
s 84(1)(b)	Function of receiving renewal application	UMEH, TLEH, EHO, PHWO, GEHO	

ENVIRONMENT PROTECTION ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 84(4)	Duty to renew or refuse to renew the permit	UMEH, TLEH, EHO, PHWO, GEHO	
s 84(8)	Power to renew permit for (a) a period of not more than 5 years or (b) any shorter period prescribed	UMEH, TLEH, EHO, PHWO, GEHO	
s 84(9)	Power to renew a permit more than once	UMEH, TLEH, EHO, PHWO, GEHO	
s 114(2)	Power to appoint litter enforcement officer	DCI, MAC	Where Council is a litter authority
s 118(1)(b)	Function of receiving a written statement	UMCO, MAC, LLAMO, LLO	Where Council is a litter authority
s 121(1)	Power to issue a waste abatement notice	UMCO, MAC, LLAMO, LLO	Where Council is a litter authority
s 121(6)	Power to direct the occupier of the place or premises to remove or dispose of the waste within the time specified in a waste abatement notice	UMCO, MAC, LLAMO, LLO	Where Council is a litter authority
s 121(8)	Power to vary or revoke a waste abatement notice	LLO, UMCO, LLAMO	Where Council is a litter authority
s 122(1)	Power to remove or dispose of waste or object or thing	LLO, UMCO, LLAMO	Where Council is a litter authority



ENVIRONMENT PROTECTION ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 122(2)	Power to recover any reasonable costs incurred in taking action under this section	LLO, UMCO, MAC, LLAMO, PSO	Where Council is a litter authority
s 131(1)	Function of receiving signed written report	LLO, UMCO, LLAMO	
s 131(2)	Power to take further action	LLO, UMCO, LLAMO	
s 156(1)	Duty to comply with Order of the Governor in Council	UMCO, MAC	
s 171(1)	Power to appoint a residential noise enforcement officer	UMEH, TLEH	
s 172(1)	Power to issue a residential noise improvement notice	UMEH, TLEH, EHO, RNO, PHWO, GEHO	
s 172(5)(a)	Power to extend time to comply with residential noise improvement notice	UMEH, TLEH, EHO, RNO, PHWO, GEHO	
s 172(5)(b)	Power to revoke or amend any requirement specified in a residential noise improvement notice	UMEH, TLEH, EHO, RNO, PHWO, GEHO	
s 174(1)	Power to apply for injunctions relating to residential noise	UMEH, TLEH, EHO, RNO, PHWO, GEHO	

ENVIRONMENT PROTECTION ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 242(2)	Power to appoint an employee or class of employee as an authorised officer for the purposes of the power or function delegated to council	DBT, MGS	
s 242(2A)	Power to appoint a specified person or each member of a specified class of person as an authorised officer for the purposes of the power or function delegated to council	DBT, MGS	
s 242(2B)	Duty to prepare and give to the Authority a written report	DCI, DPE, GMCD, MAC	
s 347(3)	Power to take proceedings for an offence against a provision relating to permits under the <i>Environment Protection Regulations 2021</i>	LLO, LLAMO, UMCO, MAC, PSO	
s 347(4)	Power to take proceedings for an offence against a provision of Part 6.3	LLO, LLAMO, UMCO, MAC, PSO	Where Council is a litter authority
s 347(7)	Power to appoint a person who is an employee or an officer of council to take proceedings for offences under ss 25, 27, 286, 287 and 288	DBT, MGS	

ESTATE AGENTS ACT 1980			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 70E(3)	Duty to comply with request of Director or Inspector under s 70E(1) to provide answers or supply information	CFO, DPE, TLRS	(*) Note – Relates to the conduct of business by estate agents. The term “Director” refers to the Executive Director of Consumer Affairs.

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

FAMILY VIOLENCE PROTECTION ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 144LB(1)	Power to request confidential information from another information sharing entity for a family violence protection purpose	UMMCHI	Where Council is an information sharing entity and a requesting entity
s 144LB(1)	Function of receiving a request for confidential information from another information sharing entity for a family violence protection purpose	UMMCHI	Where Council is an information sharing entity and a responding entity
s 144LB(2)	Power to provide the responding entity with any confidential information that may assist the responding entity to identify the confidential information relevant to the request or determine whether to disclose the confidential information	UMMCHI	Where Council is an information sharing entity and a requesting entity
s 144LB(2)	Function of receiving confidential information from the requesting entity to assist with identifying the confidential information relevant to the request or determining whether to disclose the confidential information	UMMCHI	Where Council is an information sharing entity and a responding entity
s 144LB(3)	Duty to provide to the requesting entity written reasons for Council's failure to comply with the request	UMMCHI	Where Council is an information sharing entity and a responding entity
s 144LB(3)	Function of receiving from the responding entity written reasons for failure to comply with the request	UMMCHI	Where Council is an information sharing entity and a requesting entity

FAMILY VIOLENCE PROTECTION ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 144LC(1)	Duty to disclose confidential information to another information sharing entity that has requested the confidential information for a family violence protection purpose	UMMCHI	Where Council is an information sharing entity and a responding entity
s 144LC(1)	Function of receiving a request for confidential information from another information sharing entity where the information is for a family violence protection purpose	UMMCHI	Where Council is an information sharing entity and a responding entity
s 144LD	Power to collect or use any confidential information disclosed to it for a family violence protection purpose	UMMCHI	Where Council is an information sharing entity
s 144M(1)	Power to disclose confidential information about a person of concern to a primary person for a family violence protection purpose if the confidential information is not excluded information	UMMCHI	Where Council is an information sharing entity
s 144M(2)	Power to disclose confidential information about a person of concern to the persons set out in s 144M(2)(a) and (b) if the primary person is a child and the confidential information is not excluded information	UMMCHI	Where Council is an information sharing entity
s 144N	Power to collect, use and disclose confidential information about a relevant person without consent	UMMCHI	Where Council is an information sharing entity

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

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



FENCES ACT 1968			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 14(2)	Function of providing certain information to assist an owner of land to give a fencing notice	UMF, TLRS	
s 16(1)	Power to agree with adjoining owner of land on a fence line other than common boundary	UMBM, MOSE	With respect to land owned by or under the control of Council

FILMING APPROVAL ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 1 Principle 1	Duty to not unreasonably withhold the approval of an application for a film permit, subject to this Act and any other Act	MAC, MCCE, UMC, UMES, UMTF, TLTI, TLTSO PO, TLDM, UMDAA	MCCE only where the filming will take place in Council Offices or in situations where no traffic/footway management is required.
	Power to consider operational requirements such as commercial agreements and the maintenance of any land or facilities or to consider public amenity, safety and security, and environmental and heritage impacts when approving a permit application	MCCE, UMC, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA	MCCE only where the filming will take place in Council Offices or in situations where no traffic/footway management is required.
sch 1 Principle 2	Duty to approve or refuse an application for a film permit in a timely manner and to take reasonable steps to respond to an applicant within 5 business days	MCCE, UMC, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA	MCCE only where the filming will take place in Council Offices or in situations where no traffic/footway management is required.
sch 1 Principle 3	Duty to give reasons for refusal of a film permit application.	MCCE, UMC, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA	MCCE only where the filming will take place in Council Offices or in situations where no traffic/footway management is required.
sch 1 Principle 4	Duty to take reasonable steps to provide a single point of contact to deal with commercial filming on public land	MCCE, UMC, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA	MCCE only where the filming will take place in Council Offices or in situations where no traffic/footway management is required.
sch 1 Principle 5	Duty to ensure that any application forms and other documents required to consider an application for a film permit are consistent with any standard forms or documents issued by Film Victoria	MCCE, UMC, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA	MCCE only where the filming will take place in Council Offices or in situations where no traffic/footway management is required

FILMING APPROVAL ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 1 Principle 6	Duty for fees charged for applications for film permits and issuing film permits not exceed cost recovery	Not delegated	Fees are determined by Council in the annual budget process.
sch 1 Principle 7	Duty to publish information about how a person may apply for a film permit on its website or on a website approved by Film Victoria	MAC, MCCE, UMC, UMES, UMTF, TLTI, TLTSO, TLDM, UMDAA	
sch 1 Principle 8	Duty to take reasonable steps to ensure that staff responsible for considering and issuing film permits are given appropriate information regarding the film industry	MCCE, TLDM, UMDAA	

FINES REFORM ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 10F(4)	Function of receiving notice from Director regarding where infringement notice waived	MAC, TLBSAC	
s 10S(1)	Function of receiving a direction to suspend any enforcement action	MAC, TLBSAC	
s 10S(4)	Function of receiving notice of family violence scheme (FVS) applications	MAC, TLBSAC	
s 10U(1)(c)	Function of receiving a direction to withdraw an infringement notice and take no further action in relation to the relevant offence	MAC, TLBSAC	
s 10U(2)(a)	Duty to withdraw an infringement notice	MAC, TLBSAC, SIRO	If directed by the Director of Fines Victoria and within 28 days of the direction  By issuing a withdrawal notice that complies with s 19(a) and (b)(iii) of the <i>Infringements Act 2006</i>
s 10U(2)(b)	Duty to notify the Director and the FVS eligible person of the withdrawal of the infringement notice	MAC, TLBSAC	
s 10V(4)	Function of receiving a direction to, and a duty to, take no enforcement action during the enforcement suspension period	MAC, TLBSAC	

FINES REFORM ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 10V(6)	Power to take any action referred to in s 38(1)(a) with respect to the FVS eligible offence	MAC, TLBSAC, SIRO	if an effective known user statement is cancelled under s 84BF of the Road Safety Act 1986, and the FVS eligible offence is referred to Council
s 10V(7)(c)	Function of receiving a direction to withdraw an infringement notice and take no further action in relation to the relevant offence	MAC, TLBSAC	
s 10V(9)(a)	Duty to withdraw an infringement notice	MAC, TLBSAC, SIRO	If directed by the Director of Fines Victoria and within 28 days of the direction  By issuing a withdrawal notice that complies with s 19(a) and (b)(iii) of the <i>Infringements Act 2006</i>
s 10V(9)(b)	Duty to notify the Director and the FVS eligible person of the withdrawal of the infringement notice	MAC, TLBSAC	
s 10W(1)	Function of receiving a written notice of the Director of Fines Victoria's determination	MAC, TLBSAC	If the Director of Fines Victoria determines that an FVS applicant is not an FVS eligible person in respect of an FVS eligible offence
s 10W(4)	Power to, 21 days after the Director has notified the FVS applicant of their ineligibility, resume enforcement action	MAC TLBSAC, SIRO	If the Director of Fines Victoria determines that an FVS applicant is not an FVS eligible person in respect of the relevant FVS eligible offence under s 10T

FINES REFORM ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 10X(2)	Function of receiving referred matters from the Director of Fines Victoria	MAC TLBSAC	
s 10Y(1)(a)	Power to withdraw an infringement notice and take no further action or issue an official warning	MAC TLBSAC, SIRO	Where the Director of Fines Victoria refers an infringement offence under s 10X(2) by issuing a withdrawal notice under s 19 of the <i>Infringements Act 2006</i>
s 10Y(1)(b)	Power to file a charge-sheet charging the offence	MAC, PSO	
s 16	Function of registering infringement fines with Director of Fines Victoria and paying the prescribed fee	MAC, TLBSAC, SIRO, UMBS, CCIAS, SCDSO	
s 20(4)	Function of being advised by Director of Fines Victoria of determination	MAC, TLBSAC, SIRO	
s 21(1)	Power to withdraw infringement notice, issue official warning or file a charge-sheet upon receipt of notice under s 20	MAC, TLBSAC, SIRO	
s 21A	Duty to notify Director of Fines Victoria of commencement of proceeding by filing a charge-sheet under s 21(1)(c) in writing	MAC, TLBSAC, PSO	
s 22	Power to request Director of Fines Victoria not to issue or serve notice of final demand	MAC, TLBSAC	

FINES REFORM ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 37(2)	Function of receiving written notice of enforcement cancellation from Director of Fines Victoria	MAC, TLBSAC	
s 38	Duty, once served notice of an enforcement cancellation notice, to withdraw notice, withdraw notice and issue a written warning or withdraw notice and commence proceeding	MAC, TLBSAC, PSO, SIRO	
s 38A	Duty to notify Director of Fines of commencement of proceeding by filing a charge-sheet under s 38(1)(a)(iii) in writing	MAC, TLBSAC, PSO	
s 43	Power to refer infringement fine to Director of Fines Victoria for management by payment arrangement upon request	MAC, TLBSAC	
s 44	Function of receiving notice of notification of refusal of application under s 43	MAC, TLBSAC	
s 48(2)	Duty to request Director of Fines Victoria to remove infringement fine if infringement notice withdrawn	MAC, TLBSAC	
s 54(1)	Duty to provide Director of Fines Victoria with most up-to-date contact details of persons where referring infringement fine	MAC, TLBSAC	

FINES REFORM ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 54(5)	Function of receiving notice from Director of Fines Victoria where fine recipient makes certain requests or the payment arrangement that applies to that person is cancelled under s 56	MAC, TLBSAC	
s 174	Function of receiving request from the Director of Fines Victoria or the sheriff	MAC, TLBSAC	Where Council is a 'specified body'
s 175	Duty to comply with a request from the Director of Fines Victoria or the Sheriff for the supply of information for the purpose of enforcing registered fines	MAC, TLBSAC	Where Council is a 'specified body'  Unless the CEO of the Council certifies in writing that exceptional circumstances apply



FIRE RESCUE VICTORIA ACT 1958 FORMERLY KNOWN AS THE METROPOLITAN FIRE BRIGADES ACT 1958			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 4J(4)	Function of consulting with Fire District Review Panel	DCI, MAC, UMCO	
s 5	Duty to take all practicable steps to prevent fire and minimise spread of fires	DCI	
s 5(2)	Power to acquire equipment and do anything necessary to fulfil duty under s 5(1) and pay for it from municipal fund	DCI	
s 5A(1)(a)	Duty to appoint fire prevention officer	DCI	
s 5A(1)(b)	Power to appoint assistant fire prevention officer	DCI	
s 72(1)	Power to request the Fire Rescue Victoria to carry out fire prevention works	DCI	
s 72(2)	Duty to pay for any fire prevention work carried out	DCI	
s 72(3)	Power to consent to carrying out fire prevention work	DCI	
s 77(3)	Function of receiving penalties recovered for offences committed against s 91	DCI	If fire prevention notice was issued by a fire prevention officer

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 9(9)	Power to apportion any levy amount	CFO, UMF, TLRS	For 2 or more parcels of land which have a combined valuation and are owned separately
s 9A(1)	Function of receiving application for single farm enterprise exemption	Not applicable	<i>Refers to farm land. There is no farm land or urban farm land in Merri-bek.</i>
s 9A(2)(b)	Power to specify form and timeframe for making applications under s 9A(1)	Not applicable	<i>Refers to farm land. There is no farm land or urban farm land in Merri-bek.</i>
s 9A(3)	Power to require further particulars or for applicant to verify particulars regarding application	Not applicable	<i>Refers to farm land. There is no farm land or urban farm land in Merri-bek.</i>
s 9A(4)	Function of receiving notice of changes in circumstances	Not applicable	<i>Refers to farm land. There is no farm land or urban farm land in Merri-bek.</i>
s 19 and 20	Duty to pay levy amount in respect of leviable land owned by Council	CFO, UMF, TLRS	Note: Council is only liable to pay the relevant fixed charge in respect of land described in s 20(1)
s 21(3)(a)	Function of assessing the amount of levy payable	CFO, UMF, TLRS	
s 21(3)(b)	Function of collecting the levy payable	CFO, UMF, TLRS	
s 21(4)(a)	Function of assessing the amount of levy payable	CFO, UMF, TLRS	If Council has been directed to be a collection agency in respect of non-rateable leviable land not located within its municipal district boundaries

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 21(4)(b)	Function of collecting the levy payable	CFO, UMF TLRS	If Council has been directed to be a collection agency in respect of non-rateable leviable land not located within its municipal district boundaries
s 22	Power to exercise powers and functions under s 229 of the <i>Local Government Act 1989</i> (land information certificates) and s 313 of the <i>Local Government Act 2020</i> (institute proceedings)	CFO, UMF	
s 24	Duty to keep levy records in accordance with s 24	UMF, TLRS	
s 25(1)	Duty to give a written notice to the owner of leviable land or to another specified person if requested by owner	UMF, TLRS	
s 25(6)	Duty to transfer the amount of levy collected to the Commissioner	CFO, UMF	
s 27(1)	Power to defer payment of levy in respect of rateable leviable land where applicant shows hardship	CFO, UMF	s 170 of the <i>Local Government Act 1989</i> applies, subject to modifications set out in s 27.  Note: may only defer levy if have deferred rates or charges under s 170 of the <i>Local Government Act 1989</i> for that land

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 27(1)	Power to require payment of levy in respect of rateable leviable land where applicant no longer in hardship or no longer occupies land	CFO, UMF, TLRS	s 170 of the <i>Local Government Act 1989</i> applies, subject to modifications set out in s 27
s 27(1)	Power to waive levy in respect of rateable leviable land	CFO, UMF, TLRS	s 171 of the <i>Local Government Act 1989</i> applies, subject to modifications set out in s 27(4)  Note: may only waive levy if have waived rates or charges under s 171 of the <i>Local Government Act 1989</i> for that land
s 27(1)	Duty to waive levy upon receipt of an application which complies with s 171(4) of the <i>Local Government Act 1989</i> , in respect of rateable leviable land	CFO, UMF, TLRS	s 171 of the <i>Local Government Act 1989</i> applies, subject to modifications set out in s 27(4)  Note: may only waive levy if have waived rates or charges under s 171 of the <i>Local Government Act 1989</i> for that land
s 27(1)	Power to decide to treat a person to whom a waiver is granted as having made a continuing application or waiver in respect of rateable leviable land, in accordance with s 171(4)(f) of the <i>Local Government Act 1989</i>	CFO, UMF, TLRS	s 171 of the <i>Local Government Act 1989</i> applies, subject to modifications set out in s 27(4)  Note: may only waive levy if have waived rates or charges under s 171 of the <i>Local Government Act 1989</i> for that land

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 27(1)	Function of receiving application for waiver of levy in respect of rateable leviable land	CFO, UMF, TLRS	s 171A of the Local Government Act 1989 applies, subject to modifications set out in s 27(4)  Note: may only waive levy if have waived rates or charges under s 171A of the Local Government Act 1989 for that land
s 27(1)	Power to require information or verification in respect of rateable leviable land	CFO, UMF, TLRS	s 171A of the Local Government Act 1989 applies, subject to modifications set out in s 27(4)  Note: may only waive levy if have waived rates or charges under s 171A of the Local Government Act 1989 for that land

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 27(1)	Power to waive levy or levy interest in respect of rateable leviable land		s 171A of the Local Government Act 1989 applies, subject to modifications set out in s 27(4)  Note: may only waive levy if have waived rates or charges under s 171A of the Local Government Act 1989 for that land
		TLRS	To a limit of \$50.00.
		UMF	To a limit of \$500.00.
		CFO	To a limit of \$1,000.
s 28(1)	Power to defer payment of levy in respect of non-rateable leviable land where applicant shows hardship	Not delegated	s 170 of the Local Government Act 1989 applies, subject to modifications set out in s 28
s 28(1)	Power to require payment of levy in respect of non-rateable leviable land where applicant no longer in hardship or no longer occupies land	Not delegated	s 170 of the Local Government Act 1989 applies, subject to modifications set out in s 28
s 28(1)	Power to waive levy in respect of non-rateable leviable land	Not delegated	s 171 of the Local Government Act 1989 applies, subject to modifications set out in s 28(4)

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 28(1)	Duty to waive levy upon receipt of an application which complies with s 171(4) of the Local Government Act 1989, in respect of non-rateable leviable land	CFO, UMF, TLRS	s 171 of the Local Government Act 1989 applies, subject to modifications set out in s 28(4)
s 28(1)	Power to decide to treat a person to whom a waiver is granted as having made a continuing application or waiver in respect of non-rateable leviable land, in accordance with s 171(4)(f) of the Local Government Act 1989	CFO, UMF, TLRS	s 171 of the Local Government Act 1989 applies, subject to modifications set out in s 28(4)
s 28(1)	Function of receiving application for waiver of levy in respect of non- rateable leviable land	CFO, TLRS	s 171A of the Local Government Act 1989 applies, subject to modifications set out in s 28(4)
s 28(1)	Power to require information or verification in respect of non-rateable leviable land	CFO, UMF, TLRS	s 171A of the Local Government Act 1989 applies, subject to modifications set out in s 28(4)
s 28(1)	Power to waive levy or levy interest in respect of non-rateable leviable land	Not delegated	s 171A of the Local Government Act 1989 applies, subject to modifications set out in s 28(4)
s 29(1)	Duty to give concession	CFO, UMF, TLRS	
s 30(1)	Duty to require a person to pay levy interest	CFO, UMF, TLRS	

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 30(3)	Power to obtain court order requiring payment of levy	CFO, UMF, TLRS	
s 30(4)	Power to waive levy interest where court order obtained under s 30(3)		Subject to the limits specified in the Council's <i>Financial Hardship (Rates and Charges) Policy</i> – see below
		TLRS	To a limit of \$50.00.
		UMF	To a limit of \$500.00.
		CFO	To a limit of \$5,000
s 30(5)	Power to exempt any person from paying the whole or part of levy interest, in accordance with s 30(5)(a) or (b)		Subject to the limits specified in the Council's <i>Financial Hardship (Rates and Charges) Policy</i> – see below.
		TLRS	To a limit of \$50.00.
		UMF	To a limit of \$500.00.
		CFO	To a limit of \$1,000.
s 30(6)	Power to recover levy interest due in the same way as Council recovers the levy amount	CFO, UMF, TLRS	
s 31(1)	Power to recover the whole of the levy from either all, any or one persons jointly liable to pay levy	CFO, UMF, TLRS	Where 2 or more persons jointly liable to pay levy



FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 31A(2)(a)	Duty to refund amount of levy proportionate to the part of levy year remaining where land ceases to be leviable land and levy payment has already been made	CFO, UMF, TLRS	
s 31A(2)(b)	Duty to only require proportionate amount of levy to be paid where land ceases to be leviable land and levy payment has not already been made	CFO, UMF, TLRS	
s 32(7)	Power to recover amount in arrears, in accordance with s 32(7)	CFO, UMF, TLRS	
s 33(1)	Power to send notice where levy due and unpaid	CFO, UMF, TLRS	
s 33(5)	Power to recover unpaid amount due	CFO, UMF, TLRS	
s 34	Duty to make adjustment and apply or refund overpayment in accordance with s 34 and give a revised assessment notice to the owner or specified person	CFO, UMF, TLRS	Where an objection, review or appeal results in the alteration of a valuation or a decision to attribute a different AVPCC
s 35(1)	Power to recover unpaid levy amount	CFO, UMF, TLRS	
s 35(4)(b)	Power to request occupier to disclose the amount of rent and name and address of person to whom rent is payable	CFO, UMF, TLRS	

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 36(1)	Function of receiving application for refund of amounts overpaid	CFO, UMF, TLRS	
s 36(4)	Duty to refund overpayment, if determined that the payment was in excess of amount owed	CFO, UMF, TLRS	
s 36(5)	Power to refund overpayment, if determined that the payment was in excess of amount owed	CFO, UMF, TLRS	
s 37(1)	Duty to separately account for levy amounts and levy interest collected	CFO, UMF, TLRS	
s 37(3)	Power to retain any interest earned on levy amounts and levy interest	CFO	
s 37(5)	Duty to refund over payment	CFO, UMF, TLRS	
s 38(1)	Power to cancel assessment of person's liability to pay levy if satisfied that an assessment has been made in error	CFO, UMF, TLRS	
s 38(2)	Duty to comply with requirements in s 38(2) where Council has made an assessment in error	CFO, UMF, TLRS	

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 39(2)	Duty to conduct another assessment of the levy amount and, if applicable, give the owner or specified person a revised assessment notice, in accordance with s 39(2)	CFO, UMF, TLRS	
s 39(3)	Duty to refund payment in excess of amount owed and any interest accrued	CFO, UMF, TLRS	
s 40	Duty to submit a return to the Commissioner	CFO, UMF, TLRS	In a form approved by the Commissioner and in accordance with any directions issued by the Minister
s 41(1)	Duty to pay all levy amounts and levy interest received to the Commissioner in 4 instalments	CFO, UMF, TLRS	
s 41(4)	Power to decide to forward late payments of levy amounts and levy interest to the Commissioner at the same time as the next instalment is payable	CFO, UMF	
s 71(1)	Function of receiving application for alteration of levy records	CFO, UMF, TLRS	
s 71(2)	Power to specify the manner and form of applications under s 71(1)	CFO, UMF, TLRS	Note – refers to instances where the property owner considers the Council records contain false information.

FIRE SERVICES PROPERTY LEVY ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 72	Duty to comply with any Ministerial directions issued under s 72	CFO, UMF, TLRS	

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

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

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 7D(3)	Duty to comply with a declaration made by the Secretary under s 7D(1)	GMCD, UMEH, TLEH, EHO, PHWO, GEHO	
s 7E(6)	Duty to publish a copy of a direction given by the Minister under s 7E(1) in the annual report	UMEH, GMCD	Note – section 7E(1) provides that the Minister may give a written direction to a Council or the chief executive officer of the Council in relation to any matter concerning the administration of the Act by the Council.
s 19(4)(b)	Duty to notify the <b>Secretary</b> of the making of the order	UMEH, TLEH, EHO, PHWO, GEHO	If s 19(1) applies
s 19(4)(c)	Duty to notify the registration authority of the making of the order and any appeal and the outcome of the appeal	UMEH, TLEH, EHO, PHWO, GEHO	If s 19(1) applies and if Council is not the registration authority
s 19A(4)(b)	Function of receiving notice from authorised officer	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority
s 19BA(3)	Duty to give notice of the variation or revocation of the order to the general public in the same manner as the original notice	UMEH, TLEH, EHO, PHWO, GEHO	Must be done by the same person as gave the original notice
s 19EA(3)	Function of receiving a copy of any significant revision made to the food safety program	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19H(5)(a) & (5)(b)	Duty to take into account (a) the food safety performance of the food business; and (b) any guidelines issued by the Secretary in determining the frequency and intervals of the assessments and audits	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority
s 19I	Duty to conduct a food safety assessment as required under s 19H	UMEH, TLEH, EHO, PHWO, GEHO	Subject to s 19J Where Council is the registration authority
s 19IA(2)	Duty to give written notice to proprietor if food safety requirements or s 19DC(2) have not been complied with unless s 19IA(3) applies	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority
s 19N	Function of receiving information from a food safety auditor	UMEH, TLEH, EHO, PHWO, GEHO, CCIAS, TLC DAS, SCDSO, CDSO	Where Council is the registration authority
s 19U(4)	Duty to ensure that information relating to costs of a food safety audit are available for inspection by the public	UMEH, TLEH, EHO, PHWO, GEHO	
s 19UA(4)	Duty to consider proprietor's history of compliance in deciding whether to charge the fee	UMEH, TLEH, EHO, PHWO, GEHO	



FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19UA(5)	Duty to ensure that the method of determining a fee under s 19UA(3)(a) and the considerations that apply under s 19UA(4) are available for inspection by the public	UMEH	
s 20(1C)	Duty to ensure authorised officers are suitably qualified or trained	UMEH, TLEH	
s 20(2)	Power to limit or impose conditions on the authority granted to an authorised officer	UMEH, GMCD, TLEH	
s 26(5)	Duty to destroy or dispose of article	UMEH, TLEH, EHO, PHWO, GEHO	
s 32(1)	Duty to submit samples of food for analysis	UMEH, TLEH, EHO, PHWO, GEHO	
s 32(3)	Function of receiving report by analyst	UMEH, TLEH, EHO, PHWO, GEHO	
s 35A(2)	Function of receiving notice of operation from the proprietor of a food premises	UMEH, TLEH, EHO, PHWO, GEHO, CCIAS, TLC DAS, SCDSO, CDSO	Where Council is the registration authority Where Council is the registration authority The section refers to temporary food premises, mobile food premises or food vending machines or fixed premises that are the principal premises in relation to temporary food premises, mobile food premises or food vending machines.

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 37	Function of receiving application, information and documents required under s 36 from the proprietor of a food business	UMEH, TLEH, EHO, PHWO, GEHO, CCIAS, TLCDas, SCDSO, CDSO	
s 38(3)	Duty to consult with the Secretary about the proposed exemption under s 38(2)	GMCD, UMEH	
s 38AA(2)	Function of being notified of operation	UMEH, TLEH, EHO, PHWO, GEHO, CCIAS, TLCDas, SCDSO, CDSO	Where Council is the registration authority
s 38AA(4)	Duty to determine whether the food premises are exempt from the requirement of registration	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority
s 38A(5) & (6)	Function of receiving a food safety audit certificate from a proprietor	UMEH, TLEH, EHO, PHWO, GEHO, CCIAS, TLCDas, SCDSO, CDSO	Where Council is the registration authority
s 38B(1)(c)	Duty to inspect premises	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority
s 38E(1)(c)	Function of assessing the requirement for a food safety program	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 38E(3)(a)	Function of receiving certificates	UMEH, TLEH, EHO, GEHO, CCIAS, TLCDAS, SCDSO, CDSO	Where Council is the registration authority
s 38F(3)(a)	Duty to note the change to the classification of the food premises on the certificate of registration	UMEH, TLEH, EHO, PHWO, GEHO, CCIAS, TLCDAS, SCDSO, CDSO	Where Council is the registration authority
s 39(2)	Duty to inspect within 12 months before renewal of registration	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority
s 39(3)	Duty to inspect within 3 months before renewal of registration if circumstances in s 39(3)(a)-(d) apply	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority
s 39A(6)	Duty to comply with direction of Secretary.	UMEH, TLEH, EHO, PHWO, GEHO	
s 40(1)	Duty to issue a certificate of registration in the prescribed form	UMEH, TLEH, EHO, PHWO, GEHO, CCIAS, TLCDAS, SCDSO, CDSO	Where Council is the registration authority
s 40D(2)	Duty to specify how long a suspension is to last under s 40D(1)	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority
s 40E(4)	Duty to comply with direction of Secretary	UMEH, TLEH, EHO, PHWO, GEHO	

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 43(1) and (2)	Duty to maintain records of the prescribed particulars and orders in force under Part III	UMEH, TLEH, EHO, PHWO, GEHO, CCIAS, TLCDas, SCDSO, CDSO	Where Council is the registration authority
s 43(3)	Duty to make available information held in records, free of charge, on request	UMEH, TLEH, EHO, PHWO, GEHO	Where Council is the registration authority
s 43I	Function of receiving a statement of trade of a proprietor of a food business	UMEH, TLEH, EHO, PHWO, GEHO, CCIAS, TLCDas, SCDSO, CDSO	
s45AA	Power to act in proceedings against the Crown	DPE	Power of the responsible agency

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 45AC	Power to bring proceedings for an offence under the Act	DPE, GMCD, UMEH, TLEH	<p>The approval requirements to institute proceedings in the various courts and tribunals are set out in Delegation Guidelines (D17/37824) approved by the Merri-bek Executive Group on 31 January 2017.</p> <p>Instituting legal proceedings and obtaining legal advice:</p> <ul style="list-style-type: none"> <li>• for the Magistrate's Court – Group Manager or Manager level;</li> <li>• for VCAT planning matters – Group Manager or Director;</li> <li>• for VCAT building matters – Group Manager;</li> <li>• for other VCAT matters – Director;</li> <li>• for the Children's court – Director;</li> <li>• for the County Court – not delegated;</li> <li>• for the Supreme Court – not delegated.</li> </ul>
s 53G(1)	Duty to provide information in s 53G(1) to the Secretary as soon as practicable after a person is convicted by a court for an offence under this Act	UMEH, TLEH	Where Council is the 'relevant Council' under s 53G(6)
s 53G(2)	Duty to advise the Secretary that a person has not appealed a conviction within the time allowed	UMEH, TLEH	Where Council is the relevant Council under s 53G(6)

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 53G(3)	Duty to inform the Secretary of the fact that an appeal or application for leave is lodged against the conviction and of other matters in this subs	UMEH, TLEH	Where Council is the relevant Council under s 53G(6)
s 53G(4)	Duty to inform the Secretary of the outcome of the appeal or application	UMEH, EHO, TLEH, PHWO, GEHO	Where Council is the relevant Council under s 53G(6)
s 58(1)	Duty to notify the Victorian Liquor Commission-where an order is made under s 19 of the Act and a licence/permit under the <i>Liquor Control Reform Act 1998</i> is in force	UMEH, EHO, TLEH, PHWO, GEHO	Where Council is the registration authority
s 58(2)	Duty to notify the Victorian Liquor Commission when a holder of a permit/licence under the <i>Liquor Control Reform Act 1998</i> is found guilty or pleads guilty and in respect of which no conviction is recorded	UMEH, EHO, TLEH, PHWO, GEHO	Where Council is the registration authority
s 58B(1)	Power to take action in relation to a thing done or omitted at the food premises	UMEH, EHO, TLEH, PHWO, GEHO	Where Council is the registration authority for the temporary or mobile food premises
s 58B(2)	Power to take into account results of inspection, assessment, audit or other action taken by another registration authority in relation to temporary or mobile food premises	UMEH, EHO, TLEH, PHWO, GEHO	Where Council is the registration authority for the temporary or mobile food premises

FOOD ACT 1984			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 59C(2)	Power to take actions necessary to ensure compliance with direction under Part III or Part VII	UMEH, EHO, TLEH, PHWO, GEHO	
s 59C(7)(b)	Power to recover costs incurred under s 59C(2) or (3)	DPE, GMCD, UMEH, EHO, TLEH, PHWO, GEHO	
s 71(a)	Power to revoke or suspend the registration of the food premises under Part IIIB or s 40D in certain circumstances	UMEH	

FREEDOM OF INFORMATION ACT 1982			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 7	Duty to publish information	Directors, GMCD, Managers, Unit Managers, Coordinators, TLG	
s 49D(3)	Power to request a copy of the application from the Information Commissioner	UMG, TLG	
s 49G(3)	Function of receiving notice from the Information Commissioner	UMG, TLG	
s 49I	Duty to assist the Information Commissioner to undertake a review	UMG, TLG	
s 49K	Function of consulting with the Information Commissioner	UMG, TLG	
s 49KA(2)(a)	Function of processing or identifying a reasonable sample of the documents upon notice from the Information Commissioner	UMG, TLG	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1



FREEDOM OF INFORMATION ACT 1982			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 49KA(2)(b)	Function to undertake a further search, or to cause a further search to be undertaken, for documents in the possession, custody or control of the agency or Minister, upon notice from the Information Commissioner	UMG, TLG	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1
s 49KA(3)	Duty to comply with requests under s 49KA(2) within the reasonable time stated in the Information Commissioner's notice, being not less than 10 business days	UMG, TLG	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1
s 49KA(4)	Power to apply for extension	UMG, TLG	
s 49KA(7)	Duty to notify the Information Commissioner within 3 business days after the end of the period referred to in s 49KA(2) or (3) of the information contained in s 49KA(7)(a)-(b)	UMG, TLG	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1
s 49KA(8)	Function to have the matter referred from the Information Commissioner in accordance with s 49L	UMG, TLG	If the Information Commissioner reasonably believes that an agency or Minister has failed to undertake an adequate search for documents that relate to a decision that is the subject of a review under Division 1

FREEDOM OF INFORMATION ACT 1982			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 49L(1A)	Duty to make a fresh decision where a matter is referred back to Council by the Information Commissioner	UMG, TLG	Decision must be made within 28 days of referral, unless other time period agreed under s 49L(2)
s 49L(2)	Power to agree with the Information Commissioner to another time period for making the fresh decision under s 49L(1)	UMG, TLG	
s 49L(4)	Duty to notify the Information Commissioner that a fresh decision has been made or has not been made	UMG, TLG	
s 49L(5)	Duty to revoke the earlier decision where a fresh decision has been made and to inform the applicant of the requirements of s 49L(6) and the effect of s 49(7)	UMG, TLG	
s 49M(1)	Power to exercise a choice to reconsider the subject matter of an application for review and make a fresh decision	UMG, TLG	<p>Must advise the Information Commissioner and the applicant in writing</p> <p>Decision must be made within 28 days of referral, unless other time period agreed under s 49M(2)</p> <p>May make a fresh decision only once during a review under this part s 49M(8)</p>
s 49M(2)	Power to agree with Information Commissioner to another time period for making a fresh decision	UMG, TLG	

FREEDOM OF INFORMATION ACT 1982			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 49M(4)	Duty to notify the Information Commissioner in writing of a whether a fresh decision has or has not been made	UMG, TLG	
s 49M(5)	Duty to revoke the earlier decision where a fresh decision has been made and to inform the applicant of the requirements of s 49M(6) and the effect of s 49M(7)	UMG, TLG	
s 49N	Function of liaising with the Information Commissioner to informally resolve a matter that is the subject of a review	UMG, TLG	
s 50(3D)	Power to apply to the Tribunal for review of a decision of the Information Commissioner under s 49P	DBT, MGS	
s 50(3F)	Duty to notify the Information Commissioner of an application for review under s 50(3D)	UMG, TLG	
s 50(3FA)	Duty to notify the Information Commissioner of an application for review under s 50(1) (b), (c), (d) or (g)	UMG, TLG	
s 53(6)	Power to make an application to the Tribunal for an extension of time	DBT, MGS	
s 53A(1)	Duty to, if practicable, give written notice in accordance with s 53A(2)	UMG, TLG	

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

FREEDOM OF INFORMATION ACT 1982			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 61H	Power to reach an agreement with a complainant	UMG, TLG	
s 61I(2)	Power to make submissions to the Information Commissioner in relation to a complaint	DBT, MGS, UMG	
s 61L(5)	Power to comment on, and respond to, a draft recommendation	DBT, MGS, UMG	
s 63BA(1)	Power to apply to the Supreme Court to determine whether the Information Commissioner, or the Public Access Deputy Commissioner, has jurisdiction to serve a notice to produce or attend	Not delegated	
s 64B	Duty to provide the Information Commissioner any information referred to in s 64(2)	DBT, MGS, UMG	
s 65AB	Duty to notify the responsible Minister if Council seeks leave to appeal	DBT	

GAMBLING REGULATION ACT 2003			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 3.3.5	Function of receiving a copy of proposed applications	PSP, SSP, SPPO	
s 3.3.5AA	Function of receiving notification from the Commission	PSP, SSP, SPPO	
s 3.3.5AB(2)	Function of receiving a copy of the amended application	PSP, SSP, SPPO	
s 3.3.5B	Duty to notify the Commission in writing as to whether it intends to make a submission under s 3.3.6	PSP, SSP, SPPO	
s 3.3.6	Power to make submission to Commission on application for approval of premises	DC, GMCD	
s 3.3.8(4)	Function of receiving notification from the Commission of its decision	DC, GMCD	
s 3.3.14	Power to apply to Tribunal for review of Commission's decision granting approval of premises	DC, GMCD	
s 3.4.18(2)	Function of receiving a copy of proposed request	MCW, UMCDSP, PSP, SSP, SPPO	
s 3.4.18A	Function of receiving notification from the Commission that it has received a request	MCW, UMCDSP, PSP, SSP, SPPO	
s 3.4.18B(2)	Function of receiving amended copies of proposed request	MCW, UMCDSP, PSP, SSP, SPPO	

GAMBLING REGULATION ACT 2003			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 3.4.18C	Duty to notify Commission as to whether it intends to make a submission under s 3.4.19	DC	
s 3.4.19	Power to make submission to the Commission addressing the economic and social impact of a proposed licence amendment on the wellbeing of the community of the municipal district in which the approved venue (or venue whose approval under Part 3 is suspended) is located; and taking into account the impact of the proposed amendment on surrounding municipal districts	DC	
s 3.4.21(2)	Power to apply to Tribunal for review of Commission's decision relating to amendment increasing number of gaming machines	DC	
s 8.5.3(2)	Function of receiving a copy of application for bingo centre	MCW, UMCDSP, PSP, SSP, SPPO	Note – does not apply to premises used occasionally for bingo – ie: where the usage is ancillary to the principal usage.
s 8.5.5	Power to submit report to Commission on application received under s 8.5.3(3)(a)	DC	

GENDER EQUALITY ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 7(a)	Duty to consider and promote gender equality	MPS, UMHR, HRBP	Where Council is a 'defined entity'
s 7(b)	Duty to take necessary and proportionate action towards achieving gender equality	MPS, UMHR, HRBP	Where Council is a 'defined entity'
s 9(1)	Duty to undertake a gender impact assessment	MCW, UMCDSP	Where Council is a 'defined entity'
s 10(1)	Duty to prepare a Gender Equality Action Plan	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 10(2)(a)	Duty to take into account the gender equality principles in preparing a Gender Equality Action Plan	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 10(2)(b)	Duty to consult in preparing a Gender Equality Action Plan	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 10(3)	Duty to ensure adequate resources are allocated to developing and implementing the Gender Equality Action Plan	DBT, MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 11(1)	Duty to undertake a workplace gender audit before developing a Gender Equality Action Plan	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 11(2)(d)	Power to determine any other matters that are relevant	MPS, CHRRI, DIO	Where Council is a 'defined entity'



GENDER EQUALITY ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 12(1)	Duty to submit a Gender Equality Action Plan to the Commissioner	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 12(2)	Power to request an extension of time to submit the Gender Equality Action Plan	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 12(3)(a)	Duty to, within a reasonable time after submitting the Gender Equality Action Plan to the Commissioner, publish the completed Gender Equality Action Plan on Council's website	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 12(3)(b)	Duty to, within a reasonable time after submitting the Gender Equality Action Plan to the Commissioner, notify the councillors, employees and employee representatives of the publication	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 13(1)	Power to submit to the Commissioner a report or document prepared by Council for another purpose and request that it be taken to be a Gender Equality Action Plan	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 13(3)	Duty to, if a report or other document is taken to be a Gender Equality Action Plan, publish it on Council's website, and notify the councillors, employees and employee representatives of the publication	MPS, CHRRI, DIO	Where Council is a 'defined entity'

GENDER EQUALITY ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 15(1)	Power to amend its Gender Equality Action Plan at any time if considers the amendment is considered necessary	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 15(2)(a)	Duty to submit the amended Gender Equality Action Plan to the Commissioner	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 15(2)(b)	Duty to, within a reasonable time after submitting the amended Gender Equality Action Plan to the Commissioner, publish the amended plan on Council's website, and notify the councillors, employees and employee representatives of the publication	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 16(1)	Duty to make reasonable and material progress in relation to the workplace gender equality indicators	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 18(1)	Duty to make reasonable and material progress towards meeting gender equality targets prescribed	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 18(2)	Duty to make reasonable and material progress towards meeting gender equality quotas prescribed	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 19(1)	Duty to submit a progress report to the Commissioner	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 19(2)	Power to request an extension of time to submit a progress report	MPS, CHRRI, DIO	Where Council is a 'defined entity'

GENDER EQUALITY ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19(4)	Duty not to identify or report on a policy, program or service if it would disclose any of the information set out in s 19(4)(a) – (c)	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 20	Duty to publish Council's progress report on its website as soon as reasonably practicable after it is submitted under s 19(1)	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 22(1)	Function of being issued with a compliance notice from the Commissioner	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 22(2)	Duty to comply with the compliance notice	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 24(1)	Power to, 14 days after receiving a compliance notice, give a written response to the Commissioner outlining Council's reasons for disagreeing with the compliance notice	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 25(1)	Power to apply to the Tribunal for review of the Commissioner's decision to confirm a compliance notice under s 24(2)(c)	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 26(a)	Power to provide the Commissioner with a written undertaking	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 27(2)	Power to, with the consent of the Commissioner, withdraw or vary the undertaking	MPS, CHRRI, DIO	Where Council is a 'defined entity'

GENDER EQUALITY ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 47(2)	Duty to have regard to any guidelines issued under s 47(1)	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 48(2)	Duty to have regard to the guidelines	MPS, CHRRI, DIO	Where Council is a 'defined entity' and subject to guidelines issued under s 48(1)
s 49(2)	Duty to have regard to the guidelines	MPS, CHRRI, DIO	Where Council is a 'defined entity' and subject to guidelines issued under s 49(1)
s 51(1)	Duty to, before publication, remove any personal information from a Gender Equality Action Plan and progress report	MPS, CHRRI, DIO	Where Council is a 'defined entity'
s 51(2)	Duty to, when submitting to the Commissioner material that is likely to be published, advise the Commissioner whether the material contains any personal information	MPS, CHRRI, DIO	Where Council is a 'defined entity'

GRAFFITI PREVENTION ACT 2007			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 18(1)	Power to take action necessary to remove or obliterate graffiti from private premises where graffiti is visible from a public place, in accordance with s 18	MCS, DCI, UMSC, MAC, UMCO, LLO, LLAMO, LLAMSO, TLCIDAS	
s 18(2)	Power to enter private property for the purpose of s 18(1) if notice provided and owner has given written consent to removal of graffiti and entry	MCS, MOSE, DCI, UMSC, MAC, UMCO, LLO, LLAMO, LLAMSO, TLCIDAS	
s 18(2)(a)	Power to serve notice regarding proposal to remove or obliterate graffiti at least 28 days before action proposed to be taken	MCS, MOSE, DCI, UMSC, MAC, UMCO, LLO, LLAMO, LLAMSO, TLCIDAS	
s 18(3)(a)	Duty to serve notice regarding proposal to remove or obliterate graffiti at least 10 days before it is proposed to take action to remove or obliterate graffiti (where entry to private premises not necessary)	MCS, MOSE, DCI, UMSC, MAC, UMCO, LLO, LLAMO, LLAMSO, TLCIDAS	

GRAFFITI PREVENTION ACT 2007			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 18(3)(b)	Power to remove or obliterate graffiti (where entry not necessary), Where written notice of proposed action given and owner gives consent or does not object in accordance with notice	MCS, MOSE, DCI, UMSC, MAC, UMCO, LLO, LLAMO, LLAMSO, TLCDAS	
s 18(3A)	Power to take further action to remove or obliterate graffiti	MCS, MOSE, DCI, UMSC, MAC, UMCO, LLO, LLAMO, LLAMSO, TLCDAS	Within 3 months after Council has taken action under subsection (3)
s 18(8)(a)	Duty to take reasonable steps to consult with owner or occupier in relation to manner of taking action to remove or obliterate graffiti	MCS, MOSE, DCI, UMSC, MAC, UMCO, LLO, LLAMO, LLAMSO, TLCDAS	
s 18(8)(b)	Duty to ensure that work is done by an authorised person, where entry to the property is necessary under s 18(1)	MCS, MOSE, DCI, UMSC, MAC, UMCO, LLO, LLAMO, LLAMSO, TLCDAS	

GRAFFITI PREVENTION ACT 2007			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 18(8)(c)	Duty to ensure that work is carried out expeditiously and to avoid unnecessary inconvenience and disruption and with reasonable care and to reasonable standards	MCS, MOSE, DCI, UMSC, UMAC, UMCO, LLO, LLAMO, LLAMSO, TLCDAS	
s 19(1)	Power to authorise a person to carry out Council's functions under s 18.	DBT, MGS	
s 19(2)(c)	Power to determine performance criteria for authorised persons	MCS, MAC, MOSE, DCI, UMSC, TLCDAS	
s 20(1)	Duty to issue an identity card to an authorised person	MGS, UMG	

HEALTH RECORDS ACT 2001			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 48	Function of receiving notice of complaint from the Health Complaints Commissioner	DC, MEYY	
s 51(1)	Function of receiving notice that Health Complaints Commissioner has declined to entertain a complaint	DC, MEYY	
s 51(3)	Function of receiving notice that Health Complaints Commissioner referred complaint	DC, MEYY	
s 52(2)	Function of receiving notice that Health Complaints Commissioner referred complaint to registration board	DC, MEYY	
s 53(2)	Function of receiving notice that Health Complaints Commissioner has dismissed a stale complaint	DC, MEYY	
s 56(3)	Power to indicate wishes with respect to whether conciliation appropriate	DC	
s 56(4)	Function of receiving notice of Health Complaints Commissioner's decision under s 56(1)	DC, MEYY	
s 57(4)	Function of receiving notice that Health Complaints Commissioner has dismissed the complaint after deciding conciliation is inappropriate	DC, MEYY	
s 61(1)(b)	Power to sign the record of a conciliation agreement	DC	



HEALTH RECORDS ACT 2001			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 61(2)	Power to lodge a copy of the record with the Tribunal	DC, MEYY	
s 63(1)	Function of receiving notice that conciliation has failed	DC, MEYY	
s 63(8)	Function of receiving notice that Health Complaints Commissioner has dismissed the complaint following a failed conciliation	DC, MEYY	
s 63(10)	Function of receiving notice that Health Complaints Commissioner is to conduct an investigation of the complaint	DC, MEYY	
s 64(2)	Function of receiving notice of Health Complaints Commissioner's ruling	DC, MEYY	
s 64(7)	Duty to report on action taken following notice of a ruling requiring specified action	DC, MEYY	
s 65(1)	Power to require the Health Complaints Commissioner to refer the complaint to the Tribunal	DC	
s 72	Power to apply to the Tribunal for review of a decision to serve a compliance notice	DC	
s 73(1)	Power to apply to the Tribunal for an interim order	DC	

<b>HEAVY VEHICLE NATIONAL LAW 2012</b> <b>(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 118(1)(b)	Duty to give or not give consent to the grant of a mass or dimension exemption notice for a category of heavy vehicles	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager Must comply with requirements of s 156
s 124(1)(b)	Duty to give or not give consent to the grant of a mass or dimension exemption permit for a heavy vehicle	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager Must comply with requirements of s 156
s 139(1)(b)	Duty to give or not give consent to the grant of a class 2 heavy vehicle authorisation notice	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 145(1)(b)	Duty to give or not give consent to the grant of a class 2 heavy vehicle permit	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 156(1)	Duty to give or not give consent	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 156(2)	Power to request a longer period to decide to give or not give consent under s 156(1)	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 156(3)	Function of giving Regulator a written statement explaining its decision not to give consent	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager Statement must comply with s 172

<b>HEAVY VEHICLE NATIONAL LAW 2012</b> <b>(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 157(2)	Function of receiving notice from the Regulator that an applicant has been notified of the third party consultation requirement	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 158(2)	Duty to, as far as practicable, deal with the request for consent, where consultation with other entity is not yet completed	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 158(4)	Power to decide to give or not give the consent in the circumstances	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 159	Power to notify the Regulator that a route assessment is required and the fee payable for the route assessment	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 159(4)	Power to stop considering whether to give or not to give consent until route assessment fee is paid	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 160(1)	Power to consent to the grant of a mass or dimension authority subject to a road condition listed in (a) or (b)	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 160(2)	Duty to give the Regulator a written statement explaining the decision to consent subject to conditions	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager Statement must comply with s 172

**HEAVY VEHICLE NATIONAL LAW 2012****(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 161(1)	Power to consent to the grant of a mass or dimension authority subject to a travel condition	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 161(2)	Duty to give the Regulator a written statement explaining the decision to consent subject to travel conditions	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager Statement must comply with s 172
s 162(1)	Power to request the Regulator to impose a stated vehicle condition on the authority	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 162(2)(b)	Function of being notified of the decision under s 162(2)(a)	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 163(3)	Duty to give or not give consent within 3 months or longer as agreed with Regulator	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 167(2)(b)	Power to give the Regulator a notice of objection to the application of s 167 to the proposed replacement authority	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 167(2)(c)	Function of receiving notice that the Regulator withdraws the proposed replacement authority from the expedited procedure	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager

**HEAVY VEHICLE NATIONAL LAW 2012****(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))**

<b>Column 1</b>	<b>Column 2</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 167(3)	Power to give written notice of consent or refusal	DCI, MCS, UMES, UMTP, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 169	Power to give consent to the grant of a mass or dimension authority for a trial period	DCI, MCS, UMES, UMTP, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 170(1)	Function of being notified by the Regulator of renewal of mass or dimension authority for trial period	DCI, MCS, UMES, UMTP, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 170(3)	Power to give written objection	DCI, MCS, UMES, UMTP, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 174(2)(a)	Power to request the Regulator to amend the mass or dimension authority, where satisfied of matters in s 174(1)	DCI, MCS, UMES, UMTP, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 174(2)(b)	Power to request the Regulator to cancel the mass or dimension authority, where satisfied of matters in s 174(1)	DCI, MCS, UMES, UMTP, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 174(4)(c)	Function of receiving notice from the Regulator that the road authority must not comply with the request	DCI, MCS, UMES, UMTP, TLTI, TLTSO, MCDE	Where Council is the relevant road manager

**HEAVY VEHICLE NATIONAL LAW 2012****(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))**

<b>Column 1</b>	<b>Column 2</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 176	Duty to give or not give consent to an amendment of a mass or dimension authority	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager  The provisions relating to a request for consent under Division 2 of the Act apply to the request for consent under s 176
s 178(2)(a)	Power to request the Regulator to amend the mass or dimension authority, where satisfied of matters in s 178(1)	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 178(2)(b)	Power to request the Regulator to cancel the mass or dimension authority, where satisfied of matters in s 178(1)	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 178(4)(c)	Function of receiving notice from the Regulator that the road authority must not comply with the request	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 180(2)	Function of receiving notice from the Regulator	DCI, MCS, UMES, UMTF, TLTI, TLTSO, MCDE	Where Council is the relevant road manager
s 611(2)	Power to apply for a compensation order	DCI	
s 612	Function of preparing certificate	MCS, MCDE, UMES, UMTF	

**HEAVY VEHICLE NATIONAL LAW 2012****(applies in Victoria, pursuant to Heavy Vehicle National Law Application Act 2013 (Vic))**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 613(1)	Duty to give a copy of a certificate referred to in s 612 to the defendant at least 28 days before hearing	MCS, UMES, UMTF, MCDE	
s 613(3)	Function of receiving notice that defendant intends to challenge the matter	MCS, UMES, UMTF, MCDE	
s 643(2)	Function of receiving referral of review application	MCS, UMES, UMTF, MCDE	
s 644	Duty to conduct internal review of reviewable decision and give applicant a reasonable opportunity to make written or oral representations	DCI	Where Council is the relevant road manager
s 645(1)	Duty to either confirm or amend decision or substitute another decision for the reviewable decision	DCI	Where Council is the relevant road manager
s 645(5)	Duty to, as soon as practicable, give the Regulator notice of the review	DCI	Where Council is the relevant road manager

HEAVY VEHICLE NATIONAL LAW APPLICATION ACT 2013			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 18(2)	Power to enter into an arrangement to transfer a function	DCI, MCS, UMES, UMTF, MCDE	<p>In respect of roads where Council is the relevant road manager</p> <p><i>Note – the section provides that an entity (e.g.: VicRoads or the relevant responsible authority under section 37(1) (c) or (d) of the Road Management Act 2004 for a non-arterial state road) referred to in subsection (1) may enter into an arrangement with another such entity to transfer a function of the entity in relation to a road to that other entity.</i></p>



HERITAGE ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 29(4)	Function of receiving statement refusing a nomination from Executive-Director	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 30(9)	Function of receiving written notice from Heritage Council of outcome of application for review	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 34(1)	Function of receiving notice of acceptance of nomination from Executive Director	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 40(1)	Function of receiving statement from Executive Director of recommendation not to include place or object in Heritage Register	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 53(6)	Function of receiving notice of amendment to heritage register from Executive Director	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 63(2)	Function of receiving notice of expedited amendment of Heritage Register	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 96(5)	Function of receiving copy of amended permit application	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 100(1)	Function of receiving copy of permit application from Executive Director	GMCD, UMUP, PC, UMSP, DPE, MCDE	

HERITAGE ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 100(2)	Power to make written submission to Executive Director in relation to application received under s 100(1)	GMCD, UMUP, PC, MSR, UMSP, PUP, SUP, UP, DPE, MCDE	
s 105(4)	Function of receiving notice of receipt of application to amend a permit from Executive Director	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 106(5)	Function of receiving notice of application for review for permit to carry out works from Heritage Council	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 108(4)	Power to request a hearing be held by the Heritage Council in relation to an application for review under s 107 of Executive Director's determination	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 108(5)	Power to appear and be heard or represented at a hearing into review of Executive Director's determination	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 108(9)	Function of receiving written notice from Executive Director of Heritage Council's determination of review	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 110	Function of receiving notice from Minister of referral of a matter to VCAT under s 109(2)(b)	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 112	Function of receiving notice from Executive Director of decision by VCAT under s 111	GMCD, UMUP, PC, UMSP, DPE, MCDE	

HERITAGE ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 114(2)	Function of receiving notice from Executive Director of decision by Minister in relation to application for review	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 120	Function of receiving written notice of removal of site from Heritage Inventory	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 131(1)	Function of receiving notice of recommendations made under s 130 by Executive Director	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 133(3)	Function of receiving written notice from Heritage Council of approval of recommendation for a site of archaeological value	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 179	Function of receiving notice of approval of World Heritage Strategy Plan	GMCD, DPE	

HOUSING ACT 1983			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 15(1)(d)	Function of consenting to any development, control, etc. of any land	Not delegated	The Act deals with the development of public housing.
s 34(1)	Function of entering into arrangements with Home Victoria whereby Council carries out works	Not delegated	Note – “Director” refers to the Director of Housing.
s 34(3)	Power to enter into arrangements with Home Victoria for the purposes of this Act	Not delegated	
s 67(1)(a)	Power to do all things to make house comply with regulations or to give effect to direction	Not applicable	
s 67(1)(b)	Power to demolish house (where case so requires)	Not applicable	
s 67(2)	Power to recover expenses	Not applicable	
s 67(3)	Power to sell or dispose of material	Not applicable	
s 68(1)	Power to order that house (a) be and remain unoccupied; or (b) be vacated by the occupier	Not applicable	
s 68A	Power to revoke declaration	Not applicable	
s 71(1)	Power to authorise person for purposes of s 71	Not applicable	

HOUSING ACT 1983			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 2 cl 3(1)	Power to sell or give to Home Victoria any land vested in it, other than Crown land	Not delegated	<i>Note – Schedule 2 of the Act comprises a range of provisions relating to the provisions of public housing including the power of municipalities to grant land to the Director of Housing and the sale of land subject to housing agreements.</i>
sch 2 cl 3(2)	Power to lease land, enter into agreements with Home Victoria concerning land, or apply funds for carrying out such agreement	Not delegated	
sch 6 cl 1	Duty to lodge signed certificate	Not applicable	<i>The clause refers to costs incurred by the Council in relation to alterations or demolition of a house and the provision of a certificate to the Registrar of Titles.</i>
sch 6 cl 1	Power to authorise staff member to sign certificate	Not applicable	
sch 6 cl 2	Power to request recording in Register	Not applicable	
sch 6 cl 6	Duty to lodge notice with the Registrar of Titles that the declaration has ceased to operate	Not applicable	
sch 6 cl 7(1)	Power to require occupier to pay to Council any money owing	Not applicable	
sch 6 cl 7(2)	Duty to forward a copy of any notice under cl 7(1) to the owner of the house concerned	Not applicable	

HOUSING ACT 1983			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 6 cl 7(5)	Duty to notify occupier if Council receives any payment	Not applicable	

IMPOUNDING OF LIVESTOCK ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 9(3)	Function of receiving notice from owner or occupier of whereabouts of livestock	MAC, UMCO, AMO, LLAMO	
s 10	Power to give written permission to owner or occupier of land to impound livestock on their land for longer than 4 days	MAC, UMCO, AMO, LLAMO	
s 14	Duty to keep record of impounded livestock	MAC, UMCO, AMO, LLAMO	
s 15	Duty to ascertain owner of livestock and serve a notice of seizure on the owner as soon as possible	MAC, UMCO, AMO, LLAMO	
s 16	Duty to release livestock	MAC, UMCO, AMO, LLAMO	
s 16A(3)	Power to approve form of notice to be served under s 16A(1)	MAC, UMCO,	
s 16B(3)	Power to approve form of notice to be served under s 16B(1)	MAC, UMCO,	
s 17	Duty to hold livestock for seven days, or 3 days after time within which measures must be taken under notice served , prior to disposal	MAC, UMCO, AMO, LLAMO	

IMPOUNDING OF LIVESTOCK ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 17A	Duty to hold livestock for 14 days prior to disposal in accordance with Part 2	MAC, UMCO, AMO, LLAMO	Where authorised officer of Council has impounded livestock under s 5A of the Act
s 18	Power to offer uncollected livestock for sale	MAC, UMCO, LLO, LLAMO	
s 19	Duty to give public notice of intention to sell livestock	MAC, UMCO, LLO, LLAMO	
s 20	Duty to apply the proceeds of the sale of livestock in the order set out in s 20(1)	MAC, UMCO, LLO, LLAMO	
s 21	Power to dispose of livestock including destroying or re-housing	MAC, UMCO, LLO, LLAMO	
s 22	Function of posting written notice of the impounding of livestock at the pound where they are held	UMCO, LLO, AMO, LLAMO	
s 27	Function of receiving notice of proceedings	MAC, UMCO, LLO, LLAMO	
s 28(1)	Duty to not sell or dispose of impounded livestock until (a) the time limit in s 27(2) has expired or (b) the proceedings have been determined or withdrawn, where Council receives notification of proceeding under s 27(1)	MAC, UMCO, LLO AMO, LLAMO	



IMPOUNDING OF LIVESTOCK ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 28(3)	Power to release impounded livestock pending determination of proceedings	MAC, UMCO, LLO, LLAMO	
s 29(2)	Duty to release impounded livestock and convey it to the owner at Council's expense where Magistrates' Court determines impounding was in contravention of this Act	MAC, UMCO, LLO LLAMSO, AMO, LLAMO	
s 30	Power to recover outstanding amount as a debt	MAC	For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated
s 33A	Power to appoint an authorised officer for the specific purpose of filing charge-sheets in respect of an alleged offence committed in the municipal district	DBT, MGS	

INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION ACT 2011			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 15(6)	Function of consulting with and receiving information from the Independent Broad-based Anti-Corruption Commission (IBAC)	MGS	
s 35(2)	Power to enter into agreements or arrangements for use of services with the Independent Broad-based Anti-Corruption Commission (IBAC)	MGS	
s 56	Function of providing information to the Independent Broad-based Anti-Corruption Commission (IBAC)	MGS	

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

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
			c) details of persons served with and infringement notice who have elected to have the matter referred to a Court of the Children's Court; and d) applications for payment plans.
s 3	Power to appoint an issuing officer	DBT, MGS	
s 6	Duty to provide Attorney-General with prescribed information	MAC, UMCO, UMBS, UMEH, PC TLBSAC, PEC	
s 9	Power to make and publish guidelines and policies in respect of the use of official warnings for infringement offences	DCI, GMCD, UMEH, UMBS, MAC, PEC DPE, MCDE, UMCO	
s 11	Duty to withdraw an official warning in certain circumstances	DCI, UMBS, GMCD, UMUP, PC, MAC, UMCO, TLBSAC, UMEH, PSO, TLEH, SIBO, SIRO, UMDAA, TLDM, PEC, DPE, MCDE, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 15	Power to accept late payment of infringement penalty	UMBS, UMCO, TLBSAC, BSO, SBSO, GMCD, UMUP, PC, MAC, UMEH, PSO, TLEH, SIBO, SIRO, UMDAA, TLDM, PEC, MCDE, COBS	
s 17(1)	Power to refer certain matters to the Court	DCI, GMCD, MAC, DPE, MCDE	Delegations Guidelines – MEG approved January 2017 (D17/37824) For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 17(3)	Power to withdraw infringement notice and file a charge and summons in the Children's Court in some circumstances	DCI, MAC	Delegations Guidelines – MEG approved January 2017 (D17/37824) For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated
s 18(1) & (2)	Power to withdraw an infringement notice in some circumstances	UMBS, COBS, UMCO, TLBSAC, SBSO, BSO, GMCD, UMUP, PC, MAC, SPEO, UMEH, PSO, TLEH, SIBO, SIRO, UMDAA, TLDM, PEC, MCDE, CCIAS, TLCDas, SCDSO	.

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 22	Function of receiving application for review of decision to serve infringement notice	DCI, UMBS, TLBSAC, BSO, SBSO, SIBO, SIRO, GMCD, UMUP, PC, MAC, PEO,SPEO, UMEH, EHO, UMDAA, TLDM, POCW, COBS, TMCO, PEC, TLEH, PHWO, RNO, DPE, MCDE, CCIAS, TLC DAS, SCDSO, CDSO	Note: An internal review conducted under this Division must be conducted by a person employed by Council and who did not issue the infringement notice

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 23(1)	Power to request additional information required to conduct review	DCI, UMBS, TLBSAC, BSO, SBSO, SIBO, SIRO GMCD, UMUP, PC, MAC, UMEH, EHO, UMDAA, TLDM, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLCDas, SCDSO, COBS	
s 23(2)	Duty to suspend review where request made under s 23(1)	DCI, UMBS, TLBSAC, BSO, SBSO, SIBO, SIRO GMCD, UMUP, PC, MAC, UMEH, TLEH, UMDAA, TLDM, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLCDas, SCDSO, COBS	



INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 23(4)	Power to refuse or grant request for extension of time made under s 23(3)(b)	DCI, UMBS, TLBSAC, BSO, SBSO, SIBO, SIRO, UMEH, GMCD, UMUP, PC, MAC, UMEH, TLEH, UMDAA, TLDM, PEC, DPE, MCDE, CCIAS, TLCDSAS, SCDSO, COBS	
s 23(5)	Duty, if extension of time granted under s 23(4)(b), to inform applicant in writing of the period of the extension	DCI, UMBS, TLBSAC, BSO, SBSO, SIBO, SIRO UMEH, GMCD, UMUP, PC, MAC, PEO, SPEO, UMEH, EHO, TLEH, UMDAA, TLDM, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLCDSAS, SCDSO, COBS, GEHO	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 23(6)(a)	Power, if applicant fails to provide information requested under s 23(1) within time under s 23(3) or, within the period of extension if an extension is granted under s 23(4)(b), to review the decision under s 24 without additional information	DCI, UMBS, TLBSAC, BSO, SBSO, SIBO, SIRO UMEH, GMCD, MAC, PC, UMAC, UMEH, TLEH, UMDAA, TLDM, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLCDas, SCDSO, COBS	
s 23(6)(b)(i) & (ii)	Power, if applicant fails to provide information requested under s 23(1) within time under s 23(3) or, within the period of extension if an extension is granted under s 23(4)(b), to accept information provided by the applicant out of time and to review the decision under s 24 with that late information	DCI, UMBS, UMEH, GMCD, UMUP, PC, MAC, UMEH, PSO, TLEH, TLBSAC, BSO, SBSO, SIRO, UMDAA, TLDM, PEC, DPE, MCDE, CCIAS, TLCDas, SCDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 24(1)(a) & (b)	Duty, if application for review under s 22(1)(a), (b) or (c) is received, to review decision to serve infringement notice and suspend procedures used for enforcement of infringement penalty until review complete and applicant is sent advice of outcome	DCI, UMBS, TLBSAC, BSO, SBSO, SIRO GMCD, UMUP, PC, MAC, PEO, SPEO, UMEH, EHO, TLEH, UMDAA, TLDM, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLCDas, SCDSO, COBS	
s 24(1A)	Duty to review whether person unlikely to have been aware of infringement notice, and suspend procedures until review complete and applicant is sent advice of outcome	DCI, UMBS, TLBSAC, BSO, SBSO, SIRO GMCD, UMUP, PC, MAC, PEO, SPEO, UMEH, EHO, TLEH, UMDAA, TLDM, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLCDas, SCDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 24(2)	Duty to ensure that a review is conducted by a person who was not involved in making the decision to serve the infringement notice	DCI, UMBS, UMEH, MAC, TLBSAC, BSO, SBSO, SIRO COBS, GMCD, UMUP, PC, PEO, SPEO, EHO, TLEH, UMDAA, TLDM, PEC, PHWO, RNO , DPE, MCDE, CCIAS, TLCDAS, SCDSO	
s 24(3)(a)	Duty to review decision within prescribed time or, if additional information is requested under s 23, within prescribed period plus 35 days	DCI, UMBS, UMEH, MAC, TLBSAC, BSO, SBSO, SIRO GMCD, UMUP, PC, TLEH, UMDAA, TLDM, PEC, DPE, MCDE, CCIAS, TLCDAS, SCDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 24(3)(b)	Duty to serve on the applicant written notice of outcome of review within 21 days of decision	DCI, UMBS, UMEH, MAC, TLBSAC, BSO, SBSO, SIRO GMCD, UMUP, PC, EHO, TLEH, UMDAA, TLDM, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLC DAS, SCDSO	
s 25(1)	Power, after reviewing a decision, to take the following actions (or any combination of those actions):		
	(a) confirm the decision to serve an infringement notice;	DCI, GMCD, UMBS, UMEH, MAC, TLBSAC, BSO, SBSO, SIRO, UMDAA, TLDM, PEC, UMUP, DPE, MCDE, CCIAS, TLC DAS, SCDSO, COBS, TLEH	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	(b) withdraw the infringement notice and serve an official warning;	DCI, GMCD, UMBS, UMEH, MAC, TLBSAC, BSO, SBSO, SIRO, UMDAA, TLDM, PEC, UMUP, DPE, MCDE, CCIAS, TLCDas, SCDSO, COBS	
	(c) withdraw the infringement notice;	DCI, GMCD, UMBS, UMEH, MAC, UMUP, TLBSAC, BSO, SBSO, SIRO, UMDAA, TLDM, PEC, DPE, MCDE, CCIAS, TLCDas, SCDSO	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	(d) withdraw the infringement notice and refer the matter to the Court in accordance with Part 2 or, where infringement notice served on a child, withdraw the infringement notice and file a charge and summons in the Children's Court;	DCI, DPE, MAC	Delegations Guidelines – MEG approved January 2017 (D17/37824) For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated
	(e) in the case of an infringement offence involving additional steps, alter or vary those steps;	DPE, DCI, GMCD, MAC, MCDE UMBS, UMEH, TLBSAC, UMDAA, TLDM, PEC, UMUP, CCIAS, TLCDas, SCDSO	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	(f) waive all or any penalty reminder notice fees; or	DPE, DCI, GMCD, UMBS, UMEH, MAC, MCDE, TLBSAC, BSO, SBSO, SIRO, UMDAA, TLDM, PEC, UMUP, CCIAS, TLCDAS, SCDSO	
	(g) approve a payment plan.	DPE, DCI, GMCD, UMBS, UMEH, MAC, MCDE, TLBSAC, BSO, SBSO, SIRO, UMDAA, TLDM, PEC, UMUP, CCIAS, TLCDAS, SCDSO	



INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 25(2)	Power, in the case of application made under s 22(1)(b), to:  (a) confirm the decision;  (b) withdraw the notice and serve an official warning; or  (c) withdraw the notice.	DPE, GMCD, UMUP, PC, MAC, MCDE,-TLBSAC, BSO, UMEH, SBSO, SIRO, UMDAA, TLDM, PEC, CCIAS, TLC DAS, SCDSO, UMBS	
s 25(2A)	Power made under s 22(1)(d), to grant or refuse application	DCI, DPE, TLBSAC, BSO, SBSO, SIRO, MAC,	
s 25(3)	Function of receiving application for payment plan for infringement notices confirmed under s 25(2)(a)	UMBS, TLBSAC, BSO, SBSO, SIRO, UMDAA, TLDM, PEC, UMUP, GMCD, CCIAS, TLC DAS, SCDSO, CDSO, UMEH	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 25(4)	Duty to serve application with written notice of decision made under s 25(2A)(a)	UMBS, TLBSAC, BSO, SBSO, SIRO, MAC, UMDAA, TLDM, PEC, UMUP, GMCD, MCDE, CCIAS, TLCDAS, SCDSO,	
s 25(6)	Duty to serve application with written notice of outcome of review under s 25(2A)(b), and advise that payment is required within 14 days	UMBS, TLBSAC, BSO, SBSO, SIRO, UMDAA, TLDM, PEC, UMUP, GMCD, CCIAS, TLCDAS, SCDSO, UMEH	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 29(1) & (2)	Power to serve a penalty reminder notice	DCI, UMBS, MAC, TLBSAC, BSO, SBSO, SIRO, PEO, SPEO, GMCD, UMUP, PC, UMEH, EHO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLCDAS, SCDSO, COBS	
s 40(1)(a)	Duty to lodge prescribed information with the Court, if person elects an infringement offence matter to be heard by the Court or if matter referred to Court	DCI, UMBS, GMCD, UMUP, PC, PEO, SPEO, MAC, UMEH, EHO, PSO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLCDAS, SCDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 40(1)(d)	Duty to serve details on person who was served with infringement notice, at least 14 days prior to hearing date	DCI, UMBS, GMCD, UMUP, PC, PEO, SPEO, MAC, UMEH, EHO, PSO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, PHWO, RNO, DPE, MCDE, CCIAS, TLCDAS, SCDSO, COBS	
s 46(1)	Function of receiving application for payment plan	DCI, DPE, UMBS, MAC, TLBSAC, BSO, SBSO, SIRO, GMCD, UMUP, PC, PEO, SPEO, UMEH, EHO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, PHWO, RNO, CCIAS, TLCDAS, SCDSO, CDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46(1A)	Function of receiving application for payment plan from body corporate	DPE, DCI, UMBS, MAC, TLBSAC, BSO, SBSO, SIRO, GMCD, UMUP, PC, PEO, SPEO, UMEH, EHO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, PHWO, RNO, CCIAS, TLCDas, SCDSO, CDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46(3)	Duty to offer payment plan in certain circumstances	DCI, UMBS, MAC, TLBSAC, BSO, SBSO, SIRO, GMCD, UMUP, PC, PEO, SPEO, UMEH, EHO TLEH, UMDAA, TLDM, POCW, TMCO, PEC, PHWO, RNO, DPE, MCDE, MSC, CCIAS, TLCDas, SCDSO, CDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46(4)	Power to offer payment plan in certain circumstances	DCI, UMBS, MAC, TLBSAC, BSO, SBSO, SIRO, GMCD, UMUP, PC, PEO, SPEO, UMEH, EHO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, PHWO, RNO, DPE, MCDE, MSC, CCIAS, TLCDas, SCDSO, CDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46(5)(a)	Power to offer a payment plan by arrangement and management of a payment plan for the person to whom it applies by that agency	DCI, UMBS, MAC, TLBSAC, BSO, SBSO, SIRO, GMCD, UMUP, PC, PEO, SPEO, UMEH, EHO, TLEH, UMDAA, TLDM, , POCW, TMCO, PEC, PHWO, RNO, DPE, MCDE, MSC, CCIAS, TLCDas, SCDSO, CDSO	
s 46(5)(b)	Power to offer a payment plan by referring the infringement penalty and penalty reminder notice fee to the Secretary for management by payment arrangement under the <i>Fines Reform Act 2014</i>	DCI, UMBS, MAC, TLBSAC, BSO, SBSO, SIRO, GMCD, UMUP, PC, PEO, SPEO, UMEH, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, DPE, MCDE, MSC, CCIAS, TLCDas, SCDSO, COBS	



INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46(6)	Duty, if Council determines not to offer payment plan to a person who has applied, to serve written notice on person with relevant details	DCI, MAC, TLBSAC, BSO, SBSO, SIRO, UMBS, GMCD, UMUP, PC, PEO, SPEO, UMEH, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, DPE, MCDE, MSC, CCIAS, TLCDAS, SCDSO, COBS	
s 46(7)	Duty to cease action taken to collect infringement penalty upon receipt of application under s 46(1) or (1A)	DCI, MAC, TLBSAC, BSO, SBSO, SIRO, UMBS, GMCD, UMUP, PC, PEO, SPEO, UMEH, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, DPE, MCDE, MSC, CCIAS, TLCDAS, SCDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 47(1)	Power to arrange a payment plan	DCI, UMBS, GMCD, UMUP, PC, PEO, SPEO, MAC, TLBSAC, BSO, SBSO, SIRO, UMEH, EHO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, PHWO, RNO, DPE, MCDE, MSC, CCIAS, TLCDAS, SCDSO, CDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 49(3)	Duty, if infringement notice withdrawn, to withdraw infringement penalty and penalty reminder notice fee from payment plan	DCI, UMBS, GMCD, UMUP, PC, MAC, TLBSAC, BSO, SBSO, SIRO, UMEH, PSO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, DPE, MCDE, MSC, CCIAS, TLCDAS, SCDSO, CDSO, COBS	
s 49A(2)	Power to vary terms of a payment arrangement	DCI, UMBS, GMCD, UMUP, PC, MAC, TLBSAC, BSO, SBSO, SIRO, UMEH, PSO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, DPE, MCDE, MSC, CCIAS, TLCDAS, SCDSO, CDSO, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 49A(4)	Duty to give written notification to applicant of decision regarding payment plan variation	DCI, UMBS, GMCD, UMUP, PC, PEO, SPEO, MAC, TLBSAC, BSO, SBSO, SIRO, UMEH, PSO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, DPE, MCDE, MSC, CCIAS, TLCDas, SCDSO, CDSO, COBS	
s 50(1)	Duty to allocate money received under payment plan in order of priority	MAC, TLBSAC, BSO, SBSO, SIRO, GMCD, UMUP, PC, UMEH, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, UMBS, MCDE, MSC, COBS	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 50(3)	Duty to advise person to whom payment plan applies of overpayment	MAC, TLBSAC, BSO, SBSO, SIRO, GMCD, UMUP, PC, UMEH, PSO, EHO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, PHWO, RNO, MCDE, MSC, COBS	
s 50(3)(a)	Power to offer to apply amount of overpayment to outstanding infringement penalties, prescribed costs or enforcement orders, if person consents and directs Council to do so	GMCD, UMUP, PC, UMBS, MAC, TLBSAC, BSO, SBSO, SIRO, UMEH, PSO, TLEH, UMDAA, TLDM, POCW, TMCO, PEC, MCDE, MSC, COBS	
s 50(3)(b)	Power to refund amount of overpayment by appropriating Consolidated Fund or refunding from another fund or account	GMCD, UMBS, MAC, UMEH, UMUP, PEC, DPE, MCDE, MSC	

INFRINGEMENTS ACT 2006			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 52(2)	Duty to send written notice advising of default on payment plan	MAC, UMEH, TLEH, PC, UMUP, GMCD  TLBSAC, BSO, SBSO, SIRO, UMDAA, TLDM, POCW, TMCO, PEC, UMBS, MCDE, MSC, COBS, CCIAS, TLCDas, SCDSO, CDSO	
s 53A(2)	Function of consulting with Secretary	DCI, GMCD, MAC, DPE, MCDE	
s 53B(2)	Duty to comply with request by Secretary under s 53B(1)	DCI, GMCD, MAC, DPE, MCDE	
s 53C(2)	Duty to respond give report to Secretary in response to any recommendations made under s 53C(1)	DCI, DPE	

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

LAND ACT 1958			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 400	Power to give notice to Secretary that road is an unused road	DCI, UMES, UMTF, DPE	Land Regulations 2016, r 10  For the purposes of s 400(2) of the Act, the prescribed form and particulars for a notice that a road or part of a road that a municipal Council considers is not required for public traffic is an unused road is the form and particulars in sch 4
s 407(1)	Power to inform Minister it is desirable to re-open licensed closed road or water frontage	DCI, DPE, UMES, UMTF,	
s 407(3)(b)	Power to cause any building/hedge/ditch etc to be taken down/filled up/removed etc	DCI	Where a licence under Division 8 of Part I has been cancelled under s 407(1)
s 411	Function of receiving particulars of licence from the land manager	DPE, UMPR	Where the licence is granted in relation to an unused road or water frontage in Council's municipal district



LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
			Certain provisions in this Act apply only to councils in their capacity as acquiring authorities or to councils in their capacity as responsible authority
s 6	Duty of the authority to serve notice of intention to acquire on persons with an interest in the land	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 7(1)(b)	Power to serve statement on person interested in the land in accordance with s 7(1)(b)	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 9(1)	Duty of the authority to serve copy of notice on certain responsible authorities	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 9(2)	Duty of the responsible authority to provide information in writing when required to do so by an authority	DPE	Prescribed information listed under rr 11 and 12 of the Land, Acquisition and Compensation Regulations 2021 All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 9(3)	Duty of the responsible authority to forward a copy of application for planning permit/building approval to an authority	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 10(1)	Duty of the authority to lodge notice and prescribed fee with the Registrar of Titles or Registrar-General	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 10(4)	Duty of the authority to give notice of cancellation/lapse in writing	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 10(7)	Duty of the authority to pay fees where an owner applies for a new s 32(2) certificate	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 14(1)	Power of an authority to amend notice upon agreement with persons on whom it was served	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 15(1)	Power of an authority not to proceed with the acquisition	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 15(2)	Duty of the authority to serve a statement cancelling the notice of intention to acquire	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 17	Power of the authority to agree with owner to extend operation of notice	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 18(1)	Power of the authority to acquire interest in land by agreement	Not delegated	The matter would be referred to Council.
s 19	Function of the authority publishing a notice declaring the interest to be acquired	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 22	Duty of the authority to serve copy notice of acquisition and a statement to persons interested in that land	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 23	Duty of the authority to publish copy notice of acquisition in local newspaper	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 26(1)	Duty of the authority to endeavour to obtain agreement with the owner / occupier	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 26(5)	Power of the authority to enter into possession of the land	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 26(11)	Duty of the authority to serve copy certificate under s 26(4)(a) on occupier	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 27	Power of the authority to recover any rent due	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 28(1)	Power of the authority to issue a warrant where refusal to give up possession	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 31(1) and supporting provisions	Power of the authority to make an offer, including the power to determine amount of the offer	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 31(5)	Duty of the authority to have regard to a valuation of the land in making an offer under s 31	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 31(7)	Power of the authority to reduce the offer by an amount equal to outstanding interest, rates, taxes, etc.	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 32(1)	Duty of the authority to set out total amount of compensation where Minister directs information required to be set out by s 31 is inappropriate	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 32(2)	Duty of the authority to pay the total amount of compensation offered in court	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 32(4)	Duty of the authority to apply to the court or the Tribunal for determination of the amount payable	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 33(1)	Function of the authority of receiving notice of acceptance or notice of claim	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 36(1)	Duty of the authority to serve a reply to the notice of claim	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 36(2)	Power of the authority to admit/vary/reject the claim under s 36	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 36(3)	Duty of the authority to provide claimant with method and basis of its valuation	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 37(4)	Duty of the authority to serve reply to notice of claim on claimant, where no offer was made	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 43(2)	Power of the authority to give notice of intention	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 43(3)	Duty of the authority to do action specified in notice under s 43(2)	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 45(1)	Power of the authority to grant a loan to claimant	Not delegated	
s 48(2)	Duty of the authority to serve reply to notice of claim within 3 months on claimant	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 51(8)	Power of the authority to advance compensation to assist a person purchasing another interest in land	Not delegated	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 63(1)	Duty of the authority to prepare all instruments of conveyance	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 65(a)	Function of the authority to receive interest in land despite any restrictions under other laws	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 65(b)	Function of the authority to recover compensation where authority acquires an interest under s 65(a)	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 67(1)	Function of the authority to negotiate with agents	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 68(1)	Power of the authority to purchase or redeem interest in mortgage	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 68(4)	Power of the authority to direct where to convey release of mortgagee's interest upon payment under s 68(3)	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 68(5)	Power of the authority to give notice to the mortgagee that it will pay principal and interest upon 6 months of the notice	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 68(6)	Power of the authority to direct where to convey release of mortgagee interest upon payment under s 68(5)	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 69(1)	Power of the authority to pay amounts required under s 69(1) (c)-(e) to the credit of the Trust Fund where mortgagee fails to release interest or adduce good title	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 69(2)	Power of the authority to execute a deed poll	DPE	Note - a deed is a special type of binding promise or commitment to do something. The substantial requirement of a deed is that it be intended by the executing party to be the most serious indication to the community that she or he really means to do what has been agreed between the parties.  All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 69(3)	Duty to register the deed poll in the office of the Registrar-General	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 70(1)	Function of the authority to negotiate with the mortgagee/person entitled to redemption of the value of interest and compensation where sum payable exceeds value of land	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 70(4)	Power of the authority to direct where to convey release of mortgagee interest upon payment under s 70(3)	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 71(1)	Power of the authority to pay amount required by s 70(3) to the credit of the Trust Fund where mortgagee fails to convey interest or adduce good title	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.



LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 71(3)	Power of the authority to execute and register a deed poll	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 72(1)	Function of the authority to settle an agreement with mortgagee/person entitled to redemption of interest payable where part of the land is taken	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 72(4)	Power of the authority to direct where to convey release of mortgagee's interest	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 72(6)	Function of the authority to furnish copy memorandum under s 72(5)	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 73(1)	Power of the authority to pay compensation to the credit of the Trust Fund where mortgagee fails to release/adduce good title	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 73(3)	Power of the authority to execute and register a deed poll	DPE	Note - a deed is a special type of binding promise or commitment to do something. The substantial requirement of a deed is that it be intended by the executing party to be the most serious indication to the community that she or he really means to do what has been agreed between the parties.  All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 74(1)	Power of the authority to enter land	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 74(2)	Duty of the authority to serve notice of intention to enter and a statement on occupier and owner	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 75(1)	Power of the authority occupy land as long as is necessary for the purposes of the <i>Local Government Act 1989</i>	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 75(2)(a)	Power of the authority or authorised person to dig and take from land any clay, soil, etc.	DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 75(2)(b)	Power of the authority to deposit any material on land	DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 75(2)(c)	Power of the authority to make cuttings or excavations on land	DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 75(2)(d)	Power of the authority to take timber from the land	DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 75(2)(e)	Power of the authority to make and use roads on land	DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 75(2)(f)	Power of the authority to manufacture on the land any materials required	DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 75(2)(g)	Power of the authority to erect workshops, sheds, etc on land	DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 75(3)	Duty of the authority to serve notice in writing on owner/occupier and Soil Conservation Authority if intends to enter land	DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 75(5)	Duty of the authority to give notice in writing of nature and quantity of material taken	DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 76	Duty of the authority to comply with obligations under s 76(a)-(e)	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 79(1)	Duty of the authority to fence land when so required by the owner	DPE, DCI	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 80	Power of the authority to refer a claim to the Court/Tribunal for determination	DPE	"Tribunal" means VCAT.
s 83	Duty of the authority to serve a copy of the referral notice on other parties	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 87	Power of the authority in a compulsory conference to increase the amount of an offer	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 91(4)	Power of the authority to set-off costs of determinations against any compensation award/costs payable to claimant	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.

LAND ACQUISITION AND COMPENSATION ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 96(1)	Function of the authority to make application to the court for a valuer	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 103(1)	Power of the authority to inspect documents by notice in writing	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 104(3)	Power of the authority/authorise a person to accept service on its behalf	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 106(1)(c)	Power of the authority to extend/abridge time limits under the Act by agreement with concerned party	DPE	All delegations pursuant to this Act are subject to a resolution of Council approving the compulsory acquisition.
s 109(1)	Power of the authority to lease or deal with an interest in land	DPE	
s 109(2)	Duty of the authority to offer the land for sale to the former owner if within 18 months of acquisition under the Act	DPE	

LIQUOR CONTROL REFORM ACT 1998			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 27(1)	Power to apply to the Commission for a licence or BYO permit	Directors	
s 33	Function of receiving copy of application	DPE, GMCD, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, PEO, SPEO, SP, PEC, CCIAS	
s 40(1)	Power to object to grant, variation or relocation of a licence	DPE, GMCD, UP, UMUP, PC, SUP, UPCP, PUP, PEO, SPEO, SP, PEC	
s 40(1A)	Power to object to grant, variation or relocation of packaged liquor licence or late night (packaged liquor) licence	DPE, GMCD, UP, UMUP, PC, SUP, UPCP, PUP, PEO, SPEO, SP, PEC	
s 91	Power to request the Commission to conduct an inquiry into whether there are grounds to take disciplinary action	DPE	
s 94	Power to request the Commission to conduct an inquiry into amenity or disuse	DPE	

LIVESTOCK DISEASE CONTROL ACT 1994			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
107E(1)	Function of receiving a written request for information from the Secretary	MAC, UMCO	
107E(2)	Duty to make available information requested by the Secretary under 107E(1)	MAC, UMCO	

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



LOCAL GOVERNMENT ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 73(4)	Duty to publish a notice regarding a proposed local law in accordance with subsection 73(3)(a) to (d)	DBT, DCI, MAC, MGS, UMG	
s 73(5)	Duty to ensure that a copy of the proposed local law is available for inspection	DBT, DCI, MAC, MGS, UMG	
s 74(1)	Duty to obtain a certificate from a qualified person	DBT, DCI, MAC, MGS, UMG	
s 74(5)	Duty to publish a notice after a local law is made in accordance with subsection 74(4)(a) to (d)	DBT, DCI, MAC, MGS, UMG	
s 75	Duty to ensure that a copy of a local law made under section 74 is available for inspection	DBT, DCI, MAC, MGS, UMG	
s 76(3)	Duty to publish a notice of an amendment to a document, code, standard, rule, specification or method which contains matter applied, adopted or incorporated by a local law	DBT, DCI, MAC, MGS, UMG	
s 76(4)	Duty to ensure that a copy of any document, code, standard, rule, specification or method which contains any matter incorporated in a local law is available for inspection	DBT, DCI, MAC, MGS, UMG	

LOCAL GOVERNMENT ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 82	Function of receiving any penalty recovered for an offence against a local law	DBT, DCI, MAC, MGS, CFO	
s 98	Duty to prepare an annual report in respect of each financial year	DC, MCCE	Subject to section 99
s 99(1)	Duty to prepare, as soon as practicable after the end of the financial year, the performance statement and financial statements of the Council for the financial year	CFO, UMF	
s 103	Power to invest any money in accordance with subsections (a) to (f)	DBT, CFO	
s 106	Duty to plan and deliver services to the municipal community in accordance with the service performance principles	Directors, Managers	
s 109(1)	Duty to comply with Council's Procurement Policy before entering into a contract for the purchase of goods or services or carrying out of works	All staff	
s 114(2)(a)	Duty to give notice before selling or exchanging land	DPE	
s 114(2)(b)	Duty to undertake a community engagement process in accordance with Council's Community Engagement Policy before selling or exchanging land	DPE	

LOCAL GOVERNMENT ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 114(2)(c)	Duty to obtain valuation before selling or exchanging land not more than 6 months prior to the sale or exchange	DPE	
s 115(1)	Power to lease land	DPE	
		UMPR	For a period not exceeding six months.
s 115(3)	Duty to include proposal to lease in the budget	CFO	
s 115(4)	Duty to undertake a community engagement process in accordance with Council's Community Engagement Policy before leasing land	DPE	
s 116(1)	Power to transfer, exchange or lease land with or without consideration to an entity described in s 116(1)(a) to (e)	DPE	
s 117(1)(a)	Power to approve another person to carry out the work required under s 117(1)	DCI, DPE, MOSE	Delegation extends only to area of functional responsibility of delegate
s 117(1)(b)	Power to carry out the work required under s 117(1)	DCI, DPE, MOSE	Delegation extends only to area of functional responsibility of delegate
s 117(3)	Power to recover costs of carrying out work	DCI, DBT DPE	
s 119	Power to require payment of all or part of money from present owner or occupier	DBT, CFO	Subject to section 121

LOCAL GOVERNMENT ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 120(1)	Power to charge interest on unpaid money (other than rates and charges) in accordance with s 120	Directors, CFO	
s 121	Function of receiving application for land information certificate	CFO, TLRS	See prescribed information under r 5 of the <i>Local Government (Land Information) Regulations 2021</i>
s 121(4)	Power to provide a land information certificate, including the power to provide in a land information certificate any other information concerning the land as the delegate considers in their absolute discretion to be relevant	CFO, TLRS	Note, this instrument separately includes the duty to sign a land information certificate under r 5(2) of the <i>Local Government (Land Information) Regulations 2021</i> , which should be delegated to those who sign land information certificates.
s 144B	Duty to reimburse the State for the remuneration costs associated with the appointment of an arbiter to hear an application made under s 143	DBT, MGS, UMG	
s 145B	Duty to provide all reasonable assistance to an arbiter that is necessary to enable the arbiter to conduct an internal arbitration process	DBT, MGS, UMG	
s 152	Duty to pay the fees for a Councillor Conduct Panel to the Principal Council Conduct Registrar	DBT, MGS, UMG	
s 159A	Duty to reimburse the State for the remuneration costs associated with the formation of a Council Conduct Panel to hear an application made under s 154	DBT, MGS, UMG	

LOCAL GOVERNMENT ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 162	Duty to provide all reasonable assistance to the Councillor Conduct Panel which is necessary to enable the Councillor Conduct Panel to conduct the hearing and make a determination	DBT, MGS, UMG	
s 167(8)	Duty to pay any necessary expenses incurred by Councillors in attending mediation, training or counselling directed by a Councillor Conduct Panel	DBT, MGS, UMG	
s 177(1)	Power to apply to the Minister for a compliance exemption from a regulatory requirement under this Act or the regulations specified in the application	Not Delegated	Subject to subsection (2) The power remains with the CEO
s 179(3)	Duty to pay a Municipal Monitor the amounts entitled to be paid and the terms of the appointment	CFO, DBT, MGS,	
s 268(2)	Duty to pay for reasonable expenses of the Victorian Electoral Commission as specified in an account sent to the Council under subsection (1)	DBT, MGS	
s 313(1)	Power to institute proceedings in the corporate name of the Council	Directors, Managers	Subject to subsection (a) – (d) For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director;

LOCAL GOVERNMENT ACT 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
			for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated
s 313(1)	Power to authorise a person to institute proceedings in the corporate name of the Council	Directors	Subject to subsection (a) – (d) For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 154	Power to determine that land is not rateable land in accordance with s 154	CFO, UMF, TLRS	
s 157(2)	Duty to publish notice of change in valuation system	CFO, UMF	
s 158(3)	Power to levy rates by sending notice to person liable	UMF, TLRS	
s 158(3A)	Power to send rate notice to a person specified upon request	UMF, TLRS	
s 159(5)	Power to determine form & time period	Not applicable	Section 159 refers to a municipal charge on farm land. There is none in Merri-bek.
s 159(6)	Power to require applicant to give further particulars or verify particulars	Not applicable	See above.
s 161(3)	Duty to make available for inspection certain information	CFO	Note – refers to the objectives of differential rates
s 163(1C)	Duty to send a copy of the public notice to each person who will be liable to pay the special rate or special charge	CFO, UMED, CWPD, MCDE	In accordance with the Special Rate/Charge Scheme Policy. UMED and MCWPD in consultation with CMED.

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 163(4)	Power to levy special rate/charge by sending notice to person liable	CFO, UMF, TLRS	
s 164(2)	Duty to notify of decision under s 164(1) to persons liable to pay special rate/charge	CFO	Limited to Director or Executive Manager responsible for works or project
s 165	Duty to refund excess money	UMF, TLRS	Note – refers to special rates and charges.
s 166(2)	Duty to notify persons liable that special rate/charge varied	MCWPD DPE, MCDE, UMED	
s 169(2)	Duty to send notice to person who was granted a rebate or concession and not complied with terms	CFO, UMF	
s 170(1)	Power to defer payment where applicant shows hardship		Refers to rates and charges. The delegations are subject to the limits shown.
		CFO, UMF	Greater than \$15,000
		TLRS, SRPO	To a limit of \$15,000
		RO	To a limit of \$10,000 for a payment plan that lasts no longer than 12 months
s 170(3)(a)	Power to require payment where no longer hardship/in occupation	UMF, TLRS	



LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 171(1)	Power to waive rate/charge to eligible recipient or in accordance with Council determination		
	<ul style="list-style-type: none"> <li>to an eligible recipient (in accordance with section 171{4}), or</li> </ul>	TLRS	
	<ul style="list-style-type: none"> <li>any class of persons determined by the Council.</li> </ul>	Not delegated	<p><i>Note – the sub-section requires that the resolution of the Council must include the objectives to be achieved by the waiver.</i></p> <p><i>The Council has not granted a waiver of rates or charges to any class of persons.</i></p>
s 171(4)(e)	Duty to waive amount which is in accordance with concession order upon receipt of application	TLRS	
s 171(4)(f)	Power to decide to treat person to whom waiver granted as having made continuing application or waiver	TLRS	Requires the approval of the Minister administering the State Concessions Act 2004
s 171(5A)	Power to waive rate/charge where person has right to recover it from another (upon application of the eligible recipient)	UMF, TLRS	
s 171A(1)	Function of receiving application for waiver	TLRS	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 171A(2)	Power to require information or verification	TLRS	Note – section 171A refers to waivers of any rate, charge or interest in relation to persons suffering financial hardship (not necessarily “eligible recipients” as defined in the Act).
s 171A(3)	Power to waive rate/charge/interest		See above. The delegations are subject to the limits shown. Rates and charges are not waived, but interest may be.
		CFO	Interest to a limit of \$5,000
		UMF	Interest to a limit of \$2,000
		TLRS	Interest to a limit of \$500
s 171B(1)	Power to enter into a payment plan with a person for the payment of a rate or charge (including interest charged under s 172)	UMF, TLRS	
s 171B(3)	Power to determine terms of the payment plan under subsections (a) to (d)	CFO, UMF, TLRS	
s 171B(7)	Power to cancel a payment plan	UMF, TLRS, SRPO, RO	
s 172(1)	Power to raise interest and require payment from person liable	UMF, TLRS	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 172(3)	Power to exempt a person from paying interest		Refers to interest on rates and charges. The delegations are subject to the limits shown. Interest is not charged when a payment plan has been entered and adhered to (subject to the limits in s170(1))
		CFO	
		UMF	
		TLRS	
s 172(4)	Power to recover interest due	UMF, TLRS	
s 173(2)(a)	Duty to refund rates/charges where land ceases to be rateable and payment was made	UMF, TLRS	
s 173(2)(b)	Duty to require pro rata payment where land ceases to be rateable	UMF, TLRS	
s 175(2)	Power to require current rates, arrears from person acquiring land	UMF, TLRS	
s 177(1)	Power to require occupier to pay rent upon notice	UMF, TLRS	
s 177(4)	Power to recover unpaid rent as a debt due	UMF, TLRS	
s 180(1)	Power to recover unpaid rate/charge as a debt due	UMF, TLRS	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 180A	Duty to provide notification prior to commencing proceedings for recovery of unpaid debt in certain circumstances	CFO, UMF, TLRS	
s 181(2)	Power to dispose of land where rate/charge unpaid	Not delegated	
s 181(5)	Power to serve and to give notices before Council sells the land	UMF, TLRS	Subject to the Council having resolved to sell the land.
s 181(7)	Power to deduct expenses incurred in connection with sale	CFO, UMF, TLRS	
s 181AA	Duty to comply with Ministerial Guidelines	CFO, UMF, TLRS	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
			<p>Division 2A in the Act refers to environmental upgrade agreements.</p> <p>Maddocks has advised that environmental upgrade agreements (EUAs) may be entered into by any Victorian Council in respect of any non-residential building. Accordingly, the new Division 2A of the Act is applicable to Merri-bek. The application of this division is not limited to only certain metropolitan or interface Councils.</p> <p>An environmental upgrade charge is a first charge on the land like other municipal rates and charges and unpaid environmental upgrade charges may be recovered using the processes set out in sections 154, 156, 172, 175, 177, 178, 180 and 181 of the Local Government Act 1989.</p> <p>At its meeting on 14 September 2016, Council delegated power to the CEO to enter into EUAs as part of a two-year pilot programme.</p>
s 181C(2)	Power to send notice to person liable to pay environmental upgrade charge	UMF, TLRS	
s 181E(1)	Duty to use best endeavours to recover environmental upgrade charge	UMF, TLRS	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 181F	Duty to adjust environmental upgrade charge to reflect lower amount advanced to owner and advise any person liable to pay charge in writing of the adjustment	UMF, TLRS	Council must refund any excess amounts paid to owner or occupier as a result of an adjustment being made to an upgrade charge under 181F(1)
s 185F(1)	Duty to comply with any direction of the Minister under s 185D	CFO, UMF, TLRS	
s 181H	Power to enter into an environmental upgrade agreement on behalf of Council and declare and levy an environmental upgrade charge	Not delegated	
s 185I	Power to enter into a cladding rectification agreement in respect of rateable land with an existing building on it	CFO	Subject to ss 185I(4), 185J(4) and 185J(5)
s 185J(1)	Function of receiving details in writing of the information set out in s 185J(1)(a)	CFO, UMF	
s 185J(2)	Duty to give written notice to each owner or, in the case of rateable land managed by an owners corporation, each owner of a lot on the rateable land	CFO	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 185J(8)	Power to enter into a cladding rectification agreement if all the existing mortgagees of the rateable land agree in writing to the proposed cladding rectification charged	CFO	If Council is not satisfied of the matters set out in s 185J(4)
s 185J(9)	Power to enter into a cladding rectification agreement if all the existing mortgagees of those lots agree in writing to the cladding rectification charge	CFO	If Council is not satisfied of the matters set out in s 185J(5)
s 185K(1)(b)	Function of receiving information from the owners corporation	CFO, UMF	
s 185N(1)	Duty to use Council's best endeavours to recover a cladding rectification charge in accordance with any requirements imposed on it by the <i>Building Act 1993</i> and the cladding rectification agreement	CFO, UMF	Subject to s 185N(2) and (3)
s 199	Duty to give notice of proposed drainage works to persons affected	DCI, MCWPD, MCS, UMES, UMCW	
s 200(1)	Power to give persons notice that must carry out drainage works	DCI, MCWPD, MCS, UMES, UMCW	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 200(2)	Power to carry out works itself where non-compliance with notice	DCI, MCWPD	Note – section 201(2) provides that a Council may construct, operate, control, manage or maintain any works or undertakings which form the whole or part of a scheme declared to be an approved scheme declared to be an approved scheme under section 216 of the Water Act 1989.
s 201(1)	Duty to construct, manage, etc works under schemes approved under Water Act 1989	DCI, MCWPD	
s 201(2)	Power to carry out any power under the Act for purpose of 201(1)	DCI, MCWPD	
s 203(1)	Power to develop and implement a transport plan	DCI, MCDE, UMES, UMTF	
s 203(2)	Power to prepare a transport plan jointly with one or more other councils	DCI, MCDE, UMTF	
s 203A	Power to procure, provide or enable transport services within the municipal district	MCWPD, MCDE	
s 204(1)	Power to publish notice in Government Gazette of road to be declared a public highway	DCI, MCWPD, MCDE	
s 207D(2)	Duty to notify Registrar of Titles of an action under s 207D(1)(b) or a transfer of land in the form described in (a) – (c)	DCI, MCWPD	Delegation only extends to matters within the functional responsibility of delegate



LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 223(1)(a)	Duty to publish a public notice	Directors, Managers, Unit Managers, Coordinators	
s 223(1)(b)(iii)	Administrative duty to give reasonable notice of day, time and place of the meeting to each person who made a request to appear in person, or be represented in the submission	Directors, Managers, Unit Managers, Coordinators	
s 223(1)(d)(ii)	Duty to notify submitters after made decision	Directors, Managers, Unit Managers, Coordinators	
s 223(3)	Power to authorise members of Council staff to carry out administrative procedures	Directors	
s 224(1)	Power to appoint authorised officer	DBT, MGS	
s 224(1A)	Duty to maintain register of authorised officers	MGS, UMG, TLG	
s 224(2)	Duty to supply authorised officers with identity cards	MGS, UMG, TLG	Authorisation only to be made in respect of areas of responsibility of delegate
s 224(3)	Power to authorise a person to sign identity cards of authorised officers	Not delegated	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 224A(2)	Power to publish a notice in the Government Gazette which authorises police officers to enforce provisions of local law	MGS, UMG, MAC	Refers only to regulating the use, possession or consumption of alcohol pursuant to a local law.
s 237A	Duty to make available to the Secretary to the Department any information requested in accordance with s 121A of the <i>Livestock Disease Control Act 1994</i>	MAC	Note – “information” relates to ownership and zoning of properties.
sch 10 cl 1(a)	Power to make, maintain and repair roads	MCS, MCWPD	
sch 10 cl 2	Administrative functions necessary to give effect to power to deviate roads	MCWPD, UMES, UMTF, MCDE	Note – a gazettal is required prior to the deviation.
sch 10 cl 3	Administrative functions necessary to give effect to power to discontinue roads	MCDE, DPE	
sch 10 cl 4	Power to enter and take any materials necessary from certain land	DCI, MOSE, MCWPD, MCS	Note – provides that a Council may enter and take from: a) any waterway; or b) any Crown Land reserved under the Crown Land (Reserves) Act 1978 for the supply of sand, gravel, stone or other materials; or c) any materials necessary for making or maintaining anything which the Council under this Act may make or maintain.

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 10 cl 5(1)(a)	Power to approve, assign or change the name of a road	Not delegated	Power in cl 5(1) must be exercised in accordance with the Geographic Place Names Act 1998
sch 10 cl 5(1)(b)	Power to erect signs on a road	MCS, UMES, UMTF, TLTI, TLTSO, STE, TE, SPRO, TPO, ATO, MCDE	
sch 10 cl 5(1)(c)	Power to approve, assign and change the number of a road and any premises next to a road	UMF, TLRs, SRPO	
sch 10 cl 5(1)(d)	Power to require people to number their premises and to renew those numbers	MAC	
sch 10 cl 6	Power to cause standard survey marks to be established in roads	MCWPD, MCS	
sch 10 cl 8(1)(b)	Power to allow persons to make minor repairs, alterations, etc between the old alignment and the new alignment of a road	MCS	
sch 10 cl 8(3)	Duty to publish notice in Government Gazette before starting work	MCS	
sch 10 cl 9	Power to provide for temporary roads	MCS, MCWPD	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 10 cl 10	Power to permit the erection and maintenance of gate and fences and to revoke the permission and to permit the construction of by-passes for unfenced roads and to revoke the permission and require the removal of the by-pass	MCS, MCWPD	
sch 10 cl 11(a)	Power to require/cause the filling up of holes or excavations	MCS, MCWPD, UMCW, TLAA WO, APO, AAO, AATO, CMO, EAO, MAC	
sch 10 cl 11(b)	Power to require/cause the removal of a cause of danger/damage	MCS, MCWPD, UMCW, TLAA, WO, APO, AAO, AATO, CMO, EAO	
sch 10 cl 11(c)	Power to require/cause the erection or restoration of a fence between the holes or excavations and any adjacent land or road	MCS, MCWPD, UMCW, TLAA, WO, APO, AAO, AATO, CMO, EAO, MEMO, DMEMO	
sch 10 cl 12	Power to make, maintain, repair or reconstruct a bridge or crossing	MCS, MCWPD, UMCW, TLAA, WO, APO, AAO, AATO, CMO, EAO	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 11 cl 1	Power to fix times when vehicles may stand in parking areas and the fees for and manner of standing in parking areas	UMES, UMTP, TLTl, TLTSO, MCDE	
sch 11 cl 2	Power to issue special parking permits to disabled persons	MAC, UMCO, TLSBAC, BSO, SBSO	
sch 11 cl 3	Power to remove abandoned/unregistered vehicles	MAC, UMCO, LLO, LLAMO, PRSO	
sch 11 cl 4	Power to tow away and impound vehicles which are causing an unlawful obstruction etc and to charge a fee	MAC, UMCO, LLO, LLAMO, PRSO	Fees are determined by Council in the annual budget process
sch 11 cl 5	Power to require or cause the removal of any encroachment or obstruction	UMBS, MGS, MCS, MAC, UMCO, UMCW, TLAA, WO, APO, AAO, AATO, CMO, EAO LLO, LLAMO PO, TLDM, UMDAA	
sch 11 cl 6	Power to control traffic to enable works to be carried out on, over, or on land next to a road	DCI, MCS, MAC, UMES, UMTP, TLTl, TLTSO, MCDE PO, TLDM, UMDAA	
sch 11 cl 7	Power to close a road, or part of a road for a particular period	UMES, UMTP, TLTl, TLTSO, MCDE	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 11 cl 8	Power to erect and remove any works or structures to protect passengers, pedestrians and drivers or to regulate traffic on a road	UMES, UMTTP, TLTI, TLTSO, MCDE, MEMO, DMEMO, UMCW, MCS	
sch 11 cl 9	Administrative functions necessary to give effect to power to block or restrict the passage or access of vehicles on a road by placing a permanent barrier or obstruction on a road	UMES, UMTTP, TLTI, TLTSO, MCDE	Only to be exercised where report from Head, Transport for Victoria has been considered; and if the road is a freeway or arterial road, consent of Head, Transport for Victoria is required
sch 11 cl 10(1)(a) & cl 10(1)(b)	Power to block or restrict the passage or access of vehicles on a road by placing a temporary barrier or obstruction on a road	DCI, UMBS, MAC, UMES, UMTTP, TLTI, TLTSO, MCDE TLDM, UMDAA, MCS, UMCW, MEMO, DMEMO	If the road is a freeway or arterial road, consent of Head, Transport for Victoria is required
sch 11 cl 11	Administrative functions necessary to give effect to power to declare a road or part of a road a shopping mall and prohibit or restrict the entry of vehicles	UMES, UMTTP, TLTI, TLTSO, STE, TE, MCDE	
sch 11 cl 12(1)	Administrative functions necessary to give effect to power to prohibit the use of a road by a vehicle over a certain size or weight	UMES, UMTTP, TLTI, TLTSO, STE, TE, MCDE	

LOCAL GOVERNMENT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 11 cl 12(2)	Power to make decision to prohibit the use of a road by a vehicle over a certain size or weight	UMES, UMTTP, MCDE, MEMO, DMEMO	Only to be exercised where immediate risk of danger to people or damage to property exists and action is immediately reported to Council
sch 11 cl 13	Power to determine speed limits	Not delegated	VicRoads approval required.
sch 11 cl 14	Power to prohibit or restrict traffic on a road if unsafe	UMES, UMTTP, MCDE, MCS, UMCW, MEMO, DMEMO	

MAGISTRATES' COURT ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 99A(4)	Power to give persons or bodies making a written request under s 99A(3) access to any information that may be of use in the enforcement of court orders and fines	MAC, MCDE	Note – section 99A (4) provides that on the written request of the infringements registrar, the sheriff or any contractor or sub-contractor supporting the functions of the Infringements Court or the sheriff, a specified agency may give the person or body making the request access to any information held by the agency that may be of use in the enforcement of court orders and fines.



MAJOR TRANSPORT PROJECTS FACILITATION ACT 2009			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 111C(1)(a)	Power to enter into an agreement with project authority	DCI, DPE	Council as specified entity Provision inserted under <i>Suburban Rail Loop Act 2021</i>
s 134(4)	Duty to comply with requirement to surrender public land under subs(1)(a)	DCI, DPE	
s 134(5)	Duty to give written notice to the Project Minister and project authority of any lease, licence or other interest in land	DCI, DPE	
s 134(6)	Function of receiving written notice from the Project Minister	DCI, DPE	
s 146(2)	Power to claim compensation for pecuniary loss or expense incurred	DCI, DPE	
s 147	Function of agreeing to transfer of building or structure	DCI, DPE	
s 167	Function of receiving written notice from the project authority	DCI, DPE	For land owned or vested in Council Provision inserted under <i>Suburban Rail Loop Act 2021</i>
s 189(2)	Duty to obtain consent of project authority for the purposes of carrying out works or discontinue a road within a project area	DCI, DPE	Provision inserted under <i>Suburban Rail Loop Act 2021</i>
s 189(5)	Function of receiving written consent	DCI, DPE	

MAJOR TRANSPORT PROJECTS FACILITATION ACT 2009			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 195(1)(b)	Duty not to declare a road under section 204 of the <i>Local Government Act 1989</i> if Council is not the project authority	DCI, DPE	
s 195(2)	Power to apply to the relevant project authority for the purpose of 195(1)	DCI, DPE	
s 195(4)	Function of receiving written notice of the decision from the relevant project authority	DCI, DPE	

MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) ACT 1990			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 46(1)	Function of consulting with Minister	Not applicable	The purpose of this Act is to encourage mineral exploration and economically viable mining and extractive industries which make the best use of, and extract the value from, resources in a way that is compatible with the economic, social and environmental objectives of the State.  There are no such activities in Merri-bek.
s 77HB(2)	Function of consulting with Department Head before Department Head approves variation of work plan	Not applicable	
s 77M(3)	Power to consult with Minister regarding variation, suspension or revocation	Not applicable	
s 77R(1)(c)	Power to act, if specified by the Minister, as a referral authority	Not applicable	
s 80(2)(a)	Power to consult with Minister regarding amount of rehabilitation bond or further rehabilitation bond if the land is private land	Not applicable	
s 80(2A)	Power to consult with Minister regarding amount of rehabilitation bond in respect to an extractive industry work authority if the land is private land	Not applicable	

MINERAL RESOURCES (SUSTAINABLE DEVELOPMENT) ACT 1990			
s 82(2)	Power to consult with Minister before Minister returns bond if rehabilitation is satisfactory and if the land is private land	Not applicable	

NATIONAL PARKS ACT 1975			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19C(1)	Power to enter into agreement with Minister for management of land vested in or controlled or managed by Council	Not applicable	There are no National Parks in Merri-bek.
s 27(1)	Power to exercise powers in relation to a park with Parks Victoria's consent subject to any conditions it directs	Not applicable	

PIPELINES ACT 2005			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 21(1)	Power to consent to entry onto Crown Land for purpose of conducting survey	DPE, DCI, MOSE, UMPR	Where Crown Land is vested in Council
s 102	Power to decide construction of the pipeline in relation to roads, bridges and tramways is satisfactory	DCI, MCWPD	Where Council is the 'relevant authority'
s 103	Power to decide construction of the pipeline in relation to electrical apparatus or other pipelines is satisfactory	DCI, MCWPD	Where Council is the 'relevant authority'
s 104	Function of being reimbursed by licensee for expense incurred due to the existence of a pipeline	DPE, DCI, UMPR	
s 105(1)	Power to refer a dispute under Division 2 Part 7 of the Act to the Governor in Council for determination	Not delegated	The power remains with the CEO
s 105(2)	Duty to comply with Governor in Council's determination under s 105(1)	DCI	
s 116	Function of receiving notice from licensee of incident	DCI	Where Council is the 'relevant authority'

PRIVACY AND DATA PROTECTION ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 20(1)	Duty to comply with Information Privacy Principles	Directors, Managers, Unit Managers, Coordinators	
s 20(2)	Duty to comply with Information Privacy Principles when administering a public register	Directors, Managers, Unit Managers, Coordinators	
s 22(1)	Power to seek approval of a code of practice or an amendment to a code of practice	DBT, UMG	An organisation may seek approval of a code of practice or of an amendment to an approved code of practice, by submitting the code or amendment to the Commissioner.
s 22(4)	Function of being consulted by the Information Commissioner in relation to a code of practice	DBT, MGS, UMG	
s 23(1)(b)	Function of giving written notice to the Information Commissioner that Council intends to be bound by the approved code of practice	DBT, MGS, UMG	
s 23(6)	Function of giving written notice to the Information Commissioner that Council no longer intends to be bound by the approved code of practice	DBT, MGS, UMG	

PRIVACY AND DATA PROTECTION ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 26(4)	Function of being consulted by the Information Commissioner in relation to a code of practice	DBT, MGS, UMG	
s 28(5)	Power to refuse a request by an authorised representative of an individual for access to personal information where it is reasonably believed that access may endanger the individual	DBT, MGS, UMG	
s 29(1)	Power to apply to the Information Commissioner for a public interest determination	DBT, MGS, UMG	<p>An organisation may apply to the Commissioner, in writing, for a determination that:</p> <p>(a) an act or a practice of an organisation contravenes or may contravene a specified Information Privacy Principle (other than IPP 4 or 6) or an approved code of practice; and</p> <p>(b) the public interest in the organisation doing the act or engaging in the practice substantially outweighs the public interest in complying with that Information Privacy Principle or approved code of practice.</p>
s 29(5)	Function of receiving draft determination	DBT, MGS, UMG	



PRIVACY AND DATA PROTECTION ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 29(6)	Function of attending a conference with the Information Commissioner	DBT, MGS, UMG	
s 30(1)	Power to request that application be for a temporary public interest determination	DBT, MGS, UMG	
s 34(1)	Power to apply to the Information Commissioner for approval of an amendment to a public interest determination	DBT,-MGS, UMG	
s 34(2)	Function of receiving draft determination and attending a conference with the Information Commissioner and Power to make a submission	DBT, MGS, UMG	
s 35(2)	Function of receiving written notice from the Information Commissioner regarding revocation of a public interest determination	DBT, MGS, UMG	
s 36(1)	Duty to report to the Information Commissioner on an annual basis, or at any other agreed time	DBT, MGS, UMG	Note – the reporting requirement only applies where there has been a public interest determination by the Information Commissioner.
s 38(1)	Power to apply to the Information Commissioner for a temporary public interest determination and power to make a submission	DBT, MGS, UMG	

PRIVACY AND DATA PROTECTION ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 41(2)	Function of receiving written notice from the Information Commissioner regarding revocation of temporary public interest determination	DBT, MGS, UMG	
s 47(1)	Power to apply for approval of an information usage arrangement	DBT, MGS, UMG	Where Council is a lead party to an information usage arrangement
s 47(2)	Duty to consult where required	DBT, MGS, UMG	<p>Where Council is a party to an information usage arrangement</p> <p>Note: "lead party", in relation to an information usage arrangement, means:</p> <ul style="list-style-type: none"> <li>a) if one organisation is a party to the information usage arrangement, that organisation; or</li> <li>b) if more than one organisation is a party to the information usage arrangement: <ul style="list-style-type: none"> <li>• the organisation which has the agreement of the other parties to seek approval under section 47; or</li> <li>• if the arrangement is amended, the organisation which has the agreement of the other parties to seek approval of a further amendment under section 52;</li> </ul> </li> </ul>

PRIVACY AND DATA PROTECTION ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 49(6)	Function of receiving notice of a refusal under s 49(4) or (5) from the Information Commissioner	DBT, MGS, UMG	Where Council is a lead party to an information usage arrangement
s 52(1)	Power to apply for approval of an amendment to an information usage arrangement	DBT, MGS, UMG	Where Council is a lead party to an information usage arrangement
s 52(2)	Duty to consult where required	DBT, MGS, UMG	Where Council is a party to an information usage arrangement
s 53(2)	Power to request revocation of an approval of an information usage arrangement	DBT, MGS, UMG	Where Council is a party to an information usage arrangement
s 53(4)	Function of receiving notice from the Information Commissioner regarding ground for revocation of an information usage arrangement	DBT, MGS, UMG	Where Council is a party to an information usage arrangement
s 53(5)	Function of receiving notice from the Minister regarding revocation of an information usage arrangement	DBT, MGS, UMG	Where Council is a party to an information usage arrangement
s 54(1)	Duty to report to the Information Commissioner about the information usage arrangement	DBT, MGS, UMG	Where Council is a lead party to an information usage arrangement
s 56	Power to apply to VCAT for review of a decision to issue a certificate under s 55	DBT, MGS, UMG	Where Council's interests are affected by the decision
s 61	Function of receiving notice of complaint lodged with the Information Commissioner	DBT, MGS, UMG	

PRIVACY AND DATA PROTECTION ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 62(1)	Function of receiving notice that complaint is to be declined	DBT, MGS, UMG	
s 62(3)	Power to attend before the Information Commissioner and produce documents	DBT, MGS, UMG	
s 62(7)	Function of receiving notice of dismissal	DBT, MGS, UMG	
s 63(2)	Function of receiving notice of complaint being referred by the Information Commissioner	DBT, MGS, UMG	
s 64(2)	Function of receiving notice of complaint being dismissed by the Information Commissioner	DBT, MGS, UMG	
s 65A	Function of consulting with the Information Commissioner	DBT, MGS, UMG	
s 65B	Function of liaising with the Information Commissioner to informally resolve a complaint	DBT, MGS, UMG	
s 66(1)	Function of receiving notice that conciliation is inappropriate	DBT, MGS, UMG	
s 66(6)	Function of receiving notice of complaint being dismissed by the Information Commissioner	DBT, MGS, UMG	
s 67(3)	Power to attend conciliation and settle the matter	DBT, MGS, UMG	

PRIVACY AND DATA PROTECTION ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 68	Power to give information or produce a document	DBT, MGS, UMG	
s 69(1)	Power to prepare and sign conciliation agreement	DBT, MGS, UMG	
s 69(2)	Power to lodge certified conciliation agreement	DBT, MGS, UMG	
s 69(3)	Function of receiving copy of registered record	DBT, MGS, UMG	
s 71(1)	Function of receiving notice of unsuccessful conciliation	DBT, MGS, UMG	
s 71(6)	Function of receiving notice of complaint being dismissed by the Information Commissioner	DBT, MGS, UMG	
s 72	Power to apply to VCAT for an interim order	DBT, MGS, UMG	
s 77(1)	Power to administer/ implement order of VCAT	DBT, MGS, UMG	
s 77(3)	Function of receiving VCAT order relating to a public register administered by Council	DBT, MGS, UMG	
s 78(1)	Duty to comply with compliance notice served by the Information Commissioner	DBT, MGS, UMG	
s 78(3)	Power to apply for extension in relation to compliance notice	DBT, MGS, UMG	
s 79	Power to give information or produce a document	DBT, MGS, UMG	

PRIVACY AND DATA PROTECTION ACT 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 83(1)	Power to apply to VCAT for review of a decision of the Information Commission under s 78(1)	DBT, MGS	

PROFESSIONAL ENGINEERS REGISTRATION ACT 2019			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 75(3)	Duty to comply with a request under s 75(1)	DCI, DPE	Where Council is a specified body

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 25	Duty to report to the Secretary when required by notice	MCW	"Secretary" means the Secretary of the Department of Health and Human Services.
s 26(1)	Duty to prepare municipal health and wellbeing plan within 12 months after each general election in accordance with s 26(2) & (3)	MCW	Adoption of the Plan requires a Council resolution.
s 26(4)	Duty to review municipal public health and wellbeing plan annually and amend as appropriate	MCW	Unless s 27 applies
s 26(4A)	Duty to include a review of the measures referred to in s 26(2)(ba) when annually reviewing the municipal public health and wellbeing plan	MCW	Unless s 27 applies
s 26(6)	Duty to give a copy of the current municipal public health and wellbeing plan to the Secretary	MCW	Unless s 27 applies
s 26(6A)	Duty to report, to the Secretary, the measures referred to in s 26(2)(ba) at the intervals specified	MCW	Unless s 27 applies
s 26(7)	Duty to make copy of current municipal public health and wellbeing plan available for public inspection	MCW	Unless s 27 applies
s 27(3)	Power to apply to the Secretary for an exemption from complying with s 26	DC	



PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 27(6)	Duty to give a copy of the current Council Plan or Strategic Plan to the Secretary	MCW	If Council has been granted an exception from complying with s 26 and if change relates to matters in s 26(2)
s 28(a)	Duty, in a state of emergency or when a pandemic declaration is in force, to comply with an order of the Secretary	MEYY	
s 29(1)	Duty to appoint environmental health officer	GMCD, UMEH	Council must appoint at least one environmental health officer  Council can only appoint person with the qualifications and experience specified in s 29(2)
s 31(4)	Power to give directions to authorised officers	UMEH, TLEH	
s 57(2)	Power to disclose certain information to the Secretary, Chief Health Officer or another Council	DPE, GMCD, UMEH, TLEH	
s 57(4)	Power to disclose certain information to a Government Department, statutory body or other person responsible for administering another Act or regulations	DPE, GMCD, UMEH, TLEH	
s 60	Duty to remedy all nuisances in municipal district	UMEH, EHO, TLEH, PHWO, RNO, GEHO	

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 62(2)	Duty to investigate any notice of a nuisance	UMEH, EHO, TLEH, PHWO, RNO, GEHO	
s 62(3)	Duty to take action in s 62(3)(a) or (b) where nuisance is found to exist after investigation	UMEH, EHO, TLEH, PHWO, RNO, GEHO	
s 62(3)(a)	Function of taking action specified in s 62(4) where appropriate	UMEH, EHO, TLEH, PHWO, RNO, GEHO	
s 62(3)(b)	Function of determining whether matter is better settled privately and, if so, advising of methods for settling matter privately	UMEH, EHO, TLEH, PHWO, RNO, GEHO	
s 62(4)(a)	Power to exercise the powers in s 66 where that s applies, for the purposes of s 62(3)(a)	UMEH, TLEH, EHO, GEHO	
s 62(4)(b)	Power to issue an improvement notice or a prohibition notice for the purposes of s 62(3)(a)	UMEH, TLEH, EHO, PHWO, RNO, GEHO	

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 62(4)(c)	Power to bring proceedings under s 219(2) for an offence against this Act for the purposes of s 62(3)(a)	GMCD	For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated
s 64	Power to institute proceedings for an offence under s 61	GMCD	For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated
s 65	Power to investigate nuisance occurring outside municipal district	UMEH, EHO, TLEH, PHWO, RNO, GEHO	

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 66(2)(a)	Power to enter and take steps to abate nuisance and do all things necessary for abatement	UMEH, EHO, TLEH, PHWO, RNO, GEHO	Where nuisance comes from land for which the occupier and owner are unknown or cannot be found  Unless another Council is abating the nuisance under s 66(2)
s 66(2)(b)	Power to do all things necessary for abatement of nuisance	UMEH, EHO, TLEH, PHWO, RNO, GEHO	Where nuisance comes from land for which the occupier and owner are unknown or cannot be found  Unless another Council is abating the nuisance under s 66(2)
s 66(4)	Power to recover costs incurred under s 66(2)	UMEH, EHO, TLEH, PHWO, RNO, GEHO	
s 67	Function of receiving application for registration of prescribed accommodation	UMEH, EHO, TLEH, PHWO, GEHO, CCIAS, TLCDAS, SCDSO. CDSO	
s 67A	Function of receiving application for registration of lower risk prescribed accommodation	UMEH, EHO, TLEH, PHWO, GEHO, CCIAS, TLCDAS, SCDSO. CDSO	

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 69	Function of receiving application for registration of premises upon which a person conducts business	UMEH, EHO, TLEH, PHWO, GEHO, CCIAS, TLCDAS, SCDSO. CDSO	Applies to higher risk services
s 69A	Function of receiving application for registration of premises upon which a person conducts business	UMEH, EHO, TLEH, PHWO, GEHO, CCIAS, TLCDAS, SCDSO. CDSO	Applies to lower risk services
s 71	Function of receiving applications for the issue, renewal or transfer of a registration	UMEH, EHO, TLEH, PHWO, GEHO, CCIAS, TLCDAS, SCDSO. CDSO	
s 73(1)(a)	Power to give the applicant notice requiring specified information before considering the application under s 71	UMEH, EHO, TLEH, PHWO, GEHO	
s 73(1)(b)	Power to inspect prescribed accommodation or premises before considering the application under s 71	UMEH, EHO, TLEH, PHWO, GEHO	

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 73(1)(c)	Power to require alterations or improvements to prescribed accommodation or premises before considering the application under s 71	UMEH, EHO, TLEH, PHWO, , GEHO	
s 73(2)	Power to issue, transfer or renew a registration subject to s 73(1)(c)	UMEH, EHO, TLEH, PHWO, GEHO, CCIAS, TLCDAS, SCDSO. CDSO	
s 73A	Duty and power to enter information in the Rooming House Register	UMEH, EHO, TLEH, PHWO, GEHO	
s 74	Power to decide issue, transfer or renew registration	UMEH, EHO, TLEH, PHWO, GEHO, CCIAS, TLCDAS, SCDSO. CDSO	
s 76(1)(a)	Power to refuse to issue a registration	UMEH, EHO, TLEH, PHWO, GEHO	Decision of delegate only valid where Council later ratifies the refusal
s 76(1)(b)	Power to issue a registration subject to a condition imposed on the registration by the Council under s 73(2)	UMEH, EHO, TLEH, PHWO, GEHO	Subject to s 74

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 76(1)(c)	Power to vary a registration	UMEH, EHO, TLEH, PHWO, GEHO	
s 76(1)(d)	Power to cancel a registration	UMEH, EHO, TLEH, PHWO, GEHO	
s 76(1)(e)	Power to suspend a registration	UMEH, EHO, TLEH, PHWO, GEHO	
s 76(1)(f)	Power to refuse to transfer a registration	UMEH, EHO, TLEH, PHWO, GEHO	Decision of delegate only valid where Council later ratifies the refusal
s 76(1)(g)	Power to transfer a registration subject to a condition imposed on the registration by the Council under s 73(2)	UMEH, EHO, TLEH, PHWO, GEHO	Subject to s 74
s 76(1)(h)	Power to refuse to renew a registration	UMEH, EHO, TLEH, PHWO, GEHO	Decision of delegate only valid where Council later ratifies the refusal
s 76(1)(i)	Power to renew a registration subject to a condition imposed on the registration by the Council under s 73(2)	UMEH, EHO, TLEH, PHWO, GEHO	Subject to s 74
s 76(3)	Duty to notify applicant or registration holder of decision under s 76 and ground(s) on which it was based	UMEH, TLEH, PHWO, GEHO	

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 78	Power to issue a replacement certificate of registration	UMEH, EHO, SCDSO, DSO, TLEH, PHWO, GEHO, CCIAS, TLCDSO, CDSO	
s 78A(1)	Power to accept applications for the issue, transfer or renewal of registration in the online portal if accommodation or premises in located in the municipal district	UMEH, EHO, TLEH, PHWO, GEHO	
s 78A(2)	Duty to pay the charge for use of the online portal	UMEH, TLEH	
s 181(1)	Power to take any step in paragraphs (a)-(d) with respect to items seized by an authorised officer appointed by Council	UMEH, EHO, TLEH, PHWO, GEHO	
s 181(2)	Duty to notify owner of item forfeited under s 181(1)(c), setting out how to seek review of the decision	UMEH, EHO, TLEH, PHWO, GEHO	
s 182	Power to destroy or otherwise dispose of forfeited item	UMEH, EHO, TLEH, PHWO, GEHO	
s 185(1)	Function of receiving complaints about authorised officers appointed by the Council	GMCD, UMEH	Complaint must be in writing or other form approved by Council
s 185(2)	Power to approve form in which complaint is made	GMCD, UMEH, TLEH	



PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 185(4)(a)	Duty to investigate any written complaint provided under s 185(2)	GMCD, UMEH, TLEH	
s 185(4)(b)	Duty to provide written report to the complainant on the results of the investigation under s 185(4)(a)	GMCD, UMEH,	
s 194(2)(a)	Power to issue an improvement notice	UMEH, EHO, TLEH, PHWO, GEHO	In accordance with s 194(3)
s 194(2)(b)	Power to issue a prohibition notice	UMEH, EHO, TLEH, PHWO, GEHO	In accordance with s 194(3)
s 196(1)	Power to apply to Magistrates' Court for an injunction (compelling a person to comply or restraining a person from contravening an improvement notice or prohibition notice)	GMCD	
s 197(2)	Power to cause a complaint to be made to the Magistrates' Court (where prohibition notice or improvement notice issued and person does not comply or nuisance likely to recur)	GMCD	
s 197(5)(a)	Power, where order issued under s 197(4), to enter land and abate nuisance and do whatever is necessary to execute the order	UMEH, EHO, TLEH, PHWO, GEHO	

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 197(5)(b)	Power to recover costs and expenses incurred	UMEH, EHO, TLEH, PHWO, GEHO	
s 197(6)	Power to recover costs and expenses in court	GMCD	
s 205(2)	Function of receiving applications for review of Council decisions	UMEH, EHO, TLEH, PHWO, GEHO	
s 205(3)	Duty to review decision where application received under s 205(2)	GMCD, UMEH, EHO, TLEH, PHWO, GEHO	
s 205(5)	Power to agree a period greater than 28 days for review of a decision with the applicant	GMCD, UMEH, EHO, TLEH, PHWO, GEHO	
s 205(6)(a)	Power to make a decision affirming, varying or revoking a decision	UMEH, EHO, TLEH, PHWO, GEHO	
s 205(6)(b)	Power to make any other decision where original decision is revoked	GMCD, UMEH, EHO, TLEH, PHWO, GEHO	Where decision is to refuse an application, decision of delegate only valid where Council later ratifies the refusal
s 205(7)	Duty to give applicant for review a written statement of the decision and reasons	GMCD, UMEH, EHO, TLEH, PHWO, GEHO	

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 205(8)	Duty to inform applicant for review of right to apply to VCAT for a review under s 207	GMCD, UMEH, EHO, TLEH, PHWO, GEHO	
s 209(2)	Power to serve infringement notice	UMEH, EHO, TLEH, PHWO, GEHO, CCIAS, TLCDS, SCDSO, CDSO	
s 219(2)(a)	Power to bring proceedings for offence against Part 6, 9 or 10 (or any regulations under Part 6, 9 or 10)	GMCD	For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 219(2)(b)	Power to bring proceedings for offence relating to an improvement notice or a prohibition notice	GMCD	For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated
s 228(1)	Power to seek reimbursement of costs incurred where person is found guilty of an offence	UMEH, EHO, TLEH, PHWO, GEHO	
s 228(2)	Power to seek payment for cost of work conducted by Council where awarded legal costs	UMEH, EHO, TLEH, PHWO, GEHO	'work' is defined in s 228(3) <i>Section 228(2) provides that if a Council is awarded legal costs in any proceedings for an offence against the Act or the Regulations, the Council may seek payment for the cost of any work conducted by the Council.</i>
s 229(3)	Power to take the actions necessary to ensure compliance with the direction, requirement, improvement notice or prohibition notice	UMEH, EHO, TLEH, PHWO, GEHO	Where Council is so authorised by Chief Health Officer under s 229(2)

PUBLIC HEALTH AND WELLBEING ACT 2008			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 230(2)(b)	Power to recover, in court, costs incurred under s 229	GMCD	For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated

PUBLIC INTEREST DISCLOSURES ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 16(1)	Function of receiving a public interest disclosure that relates to the conduct of Council or of a member, officer or employee of Council	Public Interest Disclosures Coordinator, Public Interest Disclosures Officers CEO, Directors, Managers, Coordinators, Team Leaders, Supervisors	Subject to s 16(2) In accordance with the Public Interest Disclosure Policy and Procedure MGS is Public Interest Disclosures Coordinator UMG, UMIRR, MCS, MPS are Public Interest Disclosures Officers
s 21(2)	Duty to, no later than 28 days after the disclosure is made, notify the disclosure to the appropriate entity for assessment under Part 3	MGS	Where Council is a receiving entity
s 23	Power to provide information in respect of the disclosure	MGS, UMG, UMIRR	
s 24(2)	Duty to advise the person who made the disclosure that the disclosure has been notified to the IBAC, the Victorian Inspectorate or the Integrity and Oversight Committee (as the case may be) for assessment	MGS	Where Council is a receiving entity
s 24(3)	Duty to advise the person who made the disclosure of the matters in s 24(3)(a) – (c)	MGS	Where Council is a receiving entity
s 26(6)	Function of being consulted by IBAC	MGS	Where Council is a notifying entity

PUBLIC INTEREST DISCLOSURES ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 27	Function of receiving notification of IBAC's determination	MGS	Where Council is a notifying entity
s 54(1)	Power to disclose information regarding an assessable disclosure or identity of person who has made an assessable disclosure, only in the circumstances listed in s 54(2)	MGS	
s 58(1)	Duty to establish procedures to facilitate the making of disclosures and the handling of those disclosures	DBT,-MGS	
s 58(5)	Duty to establish procedures for the protection of persons from detrimental action by the Council, Council officers or Councillors	MGS, MPS, UMWR	
s 59(4)	Duty to make procedures established under s 58 available to the public and to staff and Councillors	MGS, UMG	
s 61(1)	Function of receiving recommendations from IBAC	DBT,-MGS	
s 70(1)	Duty to include certain items in annual report	DBT,-MGS	
sch 1 cl 25(2)	Duty to complete the investigation of the disclosure under the <i>Whistleblowers Protection Act 2001</i> and take action listed in sch 1 cl 25(2)(b)	Not applicable	Note: applies Where an investigation has been started but not completed under the <i>Whistleblowers Protection Act 2001</i>

PUBLIC INTEREST DISCLOSURES ACT 2012			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 1 cl 29(2)	Duty to notify IBAC within 28 days of a disclosure made after commencement of this Act	MGS, UMG, UMIRR	



PUBLIC RECORDS ACT 1973			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 8A	Duty to cause records to be transferred to custody of Public Records Office	DBT, MIT, CRIM	

RESIDENTIAL TENANCIES ACT 1997			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 91ZU(1)	Power to give a renter a notice to vacate rented premises	EHO, TLEH, UMEH	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	EHO, TLEH, UMEH	Where Council is a public statutory authority authorised to acquire land compulsorily for its purposes
s 91ZZE(1)	Power to give a renter a notice to vacate rented premises	EHO, TLEH, UMEH	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	EHO, TLEH, UMEH	Where Council is a public statutory authority engaged in the provision of housing
s 142D	Function of receiving notice regarding an unregistered rooming house	BS, SBS, EHO, COBS, TLEH, UMEH, UMBS, PEC, GEHO	
s 142G(1)	Duty to enter required information in Rooming House Register for each rooming house in municipal district	BS, SBS, EHO, COBS, TLEH, UMEH, BI, UMBS, GEHO	
s 142G(2)	Power to enter certain information in the Rooming House Register	BS, SBS, EHO, COBS, TLEH, UMEH, UMBS, GEHO	

RESIDENTIAL TENANCIES ACT 1997			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 142I(2)	Power to amend or revoke an entry in the Rooming House Register if necessary to maintain the accuracy of the entry	BS, SBS, EHO, COBS, TLEH, UMEH, UMBS, GEHO	
s 206AZA(2)	Function of receiving written notification	EHO, TLEH, UMEH, GEHO	
s 207ZE(2)	Function of receiving written notification	EHO, TLEH, UMEH, GEHO	

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 14(7)	Power to appeal to the Minister regarding decision of the Head, Transport for Victoria	DPE	
s 48M	Function of consulting with the relevant authority in relation to the development of guidelines for bus stopping points and bus stop infrastructure	DCI, DPE, MCDE, UMES, UMTF	
s 48N	Duty to notify relevant authority within 28 days of installation, removal or relocation of a bus shelter, seat or hardstand located at, or in the immediate vicinity of, a bus stopping point	MCWPD, MCDE, UMES, UMTF	
s 72(1)	Duty to issue an identity card to each authorised officer the entity appoints	DBT, MGS	Where Council is an appointing entity
s 86	Duty to keep a register containing the particulars of all matters reported to Council under s 85	DCI, DPE, MCWPD, MCS, MCDE	Where Council is the appointing entity
s 87(1)	Function of receiving complaints about the exercise of a power by an authorised officer under the Road Management Act 2004 (Vic)	DCI, DPE	Where Council is the appointing entity
s 87(2)(a)	Power to investigate complaint	DCI, DPE	Where Council is the appointing entity
s 87(2)(b)	Power to provide written report	DCI, DPE	Where Council is the appointing entity

ROAD MANAGEMENT ACT 2004			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 88(2)	Function of receiving a document or information from a person who provides a document or information in response to a requirement of an authorised officer under the Road Management Act 2004 (Vic)	DCI, DPE, MCWPD, MCDE, UMES, UMTF,	Where Council is the appointing entity
s 89(2)	Power to provide written authority to an authorised officer to give any information acquired by the authorised officer in carrying out those functions to any other person, whether directly or indirectly	DCI, DPE, UMES, UMTF,	Where Council is the appointing entity
sch 2 cl 4	Power to make submissions on the Head, Transport for Victoria's proposal to act under s 42 and cl 3	DCI, DPE	
sch 5A cl 15(3)	Duty to provide a certificate under cl 15(2)(b)(ii) of sch 5A on the written request of the Head, Transport for Victoria	MCWPD, MCDE	
sch 5A cl 26	Duty to surrender land to the Crown following an order of the Governor in Council	DPE, MCDE, MCWPD,	
sch 5A cl 27	Duty to surrender Council's interest in any Crown land to the Crown following an order of the Governor in Council	DPE, MCDE, MCWPD,	
sch 5A cl 51	Power to claim from the Head, Transport for Victoria an amount for loss or expense incurred as a result of an order under Division 2 Part 5 of the Act	DCI, DPE, MCDE, MCWPD,	Council must have sustained pecuniary loss or incurred an expense

ROAD SAFETY ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 59(1)(a) and (d)	Power to authorise officer or other person to request or signal driver or person in charge of motor vehicle to do certain things, such as stop the motor vehicle	Not delegated	<i>Note – refers to the mass or dimensions of a motor vehicle or trailer or to the number of hours during which a person may drive a motor vehicle or to the carrying of a log book.</i>
s 77(2)(b)	Power to prosecute and authorise staff member to prosecute	DBT, MGS	
s 77(4)	Power to authorise officer to take proceedings for any offence which relates to the parking or leaving standing of a vehicle if the offence occurs on land or premises which are vested in, or under the control of, Council	DBT, MGS	For the Magistrates' Court – Group Manager or Manager level; for VCAT planning matters – Group Manager or Director; for VCAT building matters – Group Manager; for other VCAT matters – Director; for the Children's court – Director; for the County Court – not delegated; for the Supreme Court – not delegated
s 84BE(1)	Function of receiving a statement under this s	MAC, UMCO	Where Council is the enforcement official
s 84BE(4), (5) and (5A)	Power to decide to accept statements as effective statements for the purposes of this Part	MAC, UMCO	Where Council is the enforcement official
s 84BE(6)	Duty to cause notice to be served on the statement-giver stating whether the enforcement official accepted the statement as an effective statement	MAC, UMCO	Where Council is the enforcement official

ROAD SAFETY ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 84BF	Power to cancel acceptance of a statement	MAC, UMCO	Where Council is the enforcement official
s 87(1)	Power to serve, or cause to be served, a parking infringement notice	MAC, PRSO, UMCO	
s 87(1D)	Duty to issue an identity card to authorised person Council appoints	DBT, MGS	
s 87(1E)	Power to authorise a member of staff to sign identity card	Not delegated	
s 87(8)	Power to authorise person for purpose of serving parking infringement notices in accordance with s 87(1C)	Not delegated	
s 90D(1)	Power to enter into an agreement with the owner or occupier or land for the provision of parking services	DCI, DPE	
s 90I	Power to issue parking permits to enable vehicles displaying a parking permit for people with disabilities to be parked in accordance with the Road Safety Road Rules 2017 (Vic)	DCI, MAC, TLBSAC, BSO, SBSO	

ROAD SAFETY ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 98(1)	Power to request Minister to extend application of Act	DCI	Note – section 98 (1) provides that The Minister may by Order at the request of any public authority or other person prescribed for the purposes of this section extend the application of any provisions of this Act, or of the regulations, that are specified in the Order to any land or premises vested in, or under the control of, that authority or person, and those provisions then extend and apply to the land or premises, so far as applicable and with any modifications that are necessary, in all respects as if the land or premises were a highway and, in particular, with the modification that in those provisions any reference to a highway authority is to be taken to include the relevant public authority or other person.
s 99A(4)	Power to establish requirements for traffic management plan	MCDE, MAC, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA, TMCO	Where Council is the coordinating road authority under the Road Management Act 2004
s 99B(1)	Power to issue permit to conduct non-road activity (including on conditions specified in s 99B(3))	DCI, MAC, UMDAA, TLDM, PO	Where Council is the coordinating road authority under the Road Management Act 2004



ROAD SAFETY ACT 1986			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 99B(2)	Power to authorise closure of highway to traffic	DCI, MAC, UMDAA, TLDM, PO	Where Council is the coordinating road authority under the Road Management Act 2004

ROOMING HOUSE OPERATORS ACT 2016			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 49(3)	Duty to comply with request under s 49(1) to answer any questions	GMCD, UMEH UMBS	

SECOND HAND DEALERS AND PAWNBROKERS ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 26F	Duty to comply with Director's or inspector's request to answer questions or provide information regarding endorsed pawnbroker's business as pawnbroker	GMCD, UMUP, PC, PEC	

SERVICE VICTORIA ACT 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 7(1)	Function of receiving a previously transferred customer service function	DBT, DC	
s 7(5)	Power to perform a customer service function in accordance with the enactment that confers the function on the service agency	DBT, DC	
s 12	Function of receiving a previously transferred identity verification function	DBT, DC	
s 12(5)	Power to perform an identity verification function in accordance with the enactment that confers the function on the service agency	DBT, DC	
s 47E	Power to make changes to information in database	DBT, DC	
s 54A(2)	Power to disclose regulated information in certain circumstances in (a) – (g)	DBT, DC	
s 58(3)	Power to provide agreement to Minister	DBT, DC	

SHERIFF ACT 2009			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 54(1)	Duty to comply with request for information made under s 53(1)	DCI, MAC	Unless s 54(1)(a) and (b) apply

SPORT AND RECREATION ACT 1972			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 6(3)	Power to enter into agreement with Minister and to agree to conditions for Minister to carry out works or undertakings or provide services	Not delegated	The power remains with the CEO.
s 14(3)	Function of receiving funds for works for provision of sport and recreation	DBT, MCW, DCI	

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 3(5)	Power to require variation of easement or restriction in compliance with planning scheme or permit	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, MCDE, SSP, PSP, SP, PSDO, UMSP	
s 5(3)(c)	Function of receiving application for certification	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE, CCIAS, TLCDAS, SCDSO, CDSO	
s 5(3)(d)	Power to provide statement of compliance	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 5(4)	Power to accept and consider plans	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 5(4A)	Power to consider and certify plans before <i>Transfer of Land Act 1958</i> application determined	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 6(1)	Duty to certify plan within prescribed time in specified circumstances	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 6(2)	Duty to refuse to certify plan where conditions in s 6(1) not met and give reasons in writing	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 7A(2)	Duty to, within 7 days after certifying the plan, give the Secretary to the Department of Environment, Land, Water and Planning written notice of that certification, a copy of the application for certification and the certified plan	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	



SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 8(1)	Duty to refer plans to referral authority in certain circumstances	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE, CCIAS, TLCDas, SCDSO, CDSO	Unless s 8(2)-(5) apply  Form of referral per r 13 and 14 of the Subdivision (Procedures) Regulations 2021
s 8(6)	Duty to give referral authority copy of certified plan where not referred to referral authority	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE, CCIAS, TLCDas, SCDSO, CDSO	
s 10(1)	Power to require applicant to alter plan	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 10(2)	Power to agree to an alteration at request of applicant	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 10(5)	Duty to send altered plan to referral authority	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE, CCIAS, TLCDAS, SCDSO, CDSO	Must send notice in prescribed Form 7 in Schedule 1 outlining revised times, r 19 of the Subdivision (Procedures) Regulations 2021
s 10(7)	Duty to notify surveyor of alteration required by Council	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 11(1)	Function of receiving application to amend certified plan	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE, CCIAS, TLCDAS, SCDSO, CDSO	

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 11(2)	Duty to refer application under s 11(1) to referral authority	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE, CCIAS, TLCDas, SCDSO, CDSO	
s 11(2A)	Power to amend without referral if minor amendment	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 11(7)	Duty to re-certify plan or advise of refusal in writing with reasons	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 11(10)	Duty to notify surveyor of an amendment by acquiring authority where plan prepared by surveyor	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 11(11)	Duty to give copy of re-certified plans to referral authority	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE, CCIAS, TLCDAS, SCDSO, CDSO	
s 11A(1)	Power to require more information	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 15(1)	Power to require engineering plan	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP MCWPD, UMES, DDE, PE, UMDAA, TLDM, DE, MCDE	Does not apply where s 14 applies

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 15(2)	Duty to approve/refuse approval/require alterations of engineering plan	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP MCWPD, UMES, DDE, PE	Does not apply where s 14 applies
s 15(6)	Power to charge for engineering plans prepared by it	MCWPD, UMES, DDE, PE	Does not apply where s 14 applies
s 17(2)(a)	Power to appoint supervisor of works	DCI, MCWPD, MCS, UMCW, UMES, DDE, PE	Does not apply where s 14 applies
s 17(2)(b)	Power to charge for supervision	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, UMES, DDE, PE, MCDE	Does not apply where s 14 applies
s 17(2)(c)	Power to enter into agreement with owner or applicant in anticipation of applicant becoming owner	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Does not apply where s 14 applies
s 17(2A)	Power to request Minister to nominate authority to consider what works are required	DPE	Does not apply where s 14 applies

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 17(2D)	Power to transfer works/interest in land relating to the works by agreement from Council to a relevant authority	GMCD, DCI, DBT	Does not apply where s 14 applies
s 18(1)	Power to require applicant to set aside land for public open space and/or pay a percentage	GMCD, SO, UP, UPFT, UMUP, PC, SUP, -SSP, PSP, SP, PSDO, UMSP, MCDE	Does not apply where ss 14, 18(5) and 18(8) apply Must have regard to matters in s 18(1A)-2
s 18(1B)	Power to vary time of payment by agreement with applicant	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 18(4)	Power to agree with applicant to set aside/pay different percentage	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Does not apply where s 14 applies
s 18(7)	Power to refund amount paid under s 18(1) where no longer intend to subdivide	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Does not apply where s 14 applies

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 18(8)	Power to consider it unlikely that each lot will be further subdivided.	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 18A(6)	Power to decide to refund the amount paid to it, if satisfied that it is no longer intended to subdivide the land	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 19(1)	Power to obtain valuation where value is not agreed	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Does not apply where s 14 applies
s 19(3)	Duty to give applicant copy of valuation	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Does not apply where s 14 applies
s 19(5)	Power to obtain revaluation on each anniversary of the making of the public open space requirement and vary the requirement accordingly, where the public open space requirement has not been complied with	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Does not apply where s 14 applies

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 21(1)	Duty to issue statement of compliance, subject to s 21(2C) and (2CA)	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Does not apply where s 14 applies Time limits apply (s 21(1)-(2))
s 21(2A)(a)&(b)	Duty to, in writing, notify Development Victoria of request within 7 days of receiving a request for issue of statement of compliance, and to provide Authority with a copy of planning permit	Not applicable	
s 21(2CA)	Duty not to issue a statement of compliance in relation to a plan relating to land, in respect of which an infrastructure contribution is imposed under an approved infrastructure contributions plan, unless the applicant has satisfied the Council of the criteria set out in s 21(2CA)(a) and (2CA)(b)	GMCD, SO	
s 21(4)	Power to provide in the statement of compliance that agreement pursuant to <i>Planning and Environment Act 1987</i> no longer applies in certain circumstances	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Does not apply where s 14 applies
s 21(9)	Duty to give a notice to the Commissioner of State Revenue that a statement of compliance has been issued	Not applicable.	



SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 21(10)(a)	Duty to, within 7 days after issuing a statement of compliance for a plan of subdivision relating to land in respect of which there is a levy recording (within the meaning of the <i>Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 (Vic)</i> ), give the Secretary to the Department of Environment, Land, Water and Planning written notice that the statement has been issued	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP	
s 21(10)(b)	Duty to, within 7 days after issuing a statement of compliance for a plan of subdivision relating to land in respect of which there is a levy recording (within the meaning of the <i>Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 (Vic)</i> ), give the Secretary to the Department of Environment, Land, Water and Planning a copy of the statement	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP	
s 21(10)(c)	Duty to, within 7 days after issuing a statement of compliance for a plan of subdivision relating to land in respect of which there is a levy recording (within the meaning of the <i>Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 (Vic)</i> ), give the Secretary to the Department of Environment, Land, Water and Planning a copy of the plan of subdivision	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	

SUBDIVISION ACT 1988				
Column 1	Column 2	Column 3	Column 4	
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS	
s 24A(1)	Duty to do any of the things listed in the table in this s 24A where so required by planning scheme with respect to reserves, etc	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Column 1 Person or body A Council	Column 2 Action Vest in itself land shown or set aside as a reserve on a registered but not certified plan.
			A Council	Vest in itself land on a registered but not certified plan that is not shown or set aside as a lot, common property, road or reserve.
			The person or body in whom or in which the land is vested	Remove a reservation from land shown or set aside as a reserve on a registered but not certified plan or shown on a plan prepared under this section.
			The person or body in whom or in which the land is vested	Remove a reservation from land set aside as a reserve on a certified and registered plan.

SUBDIVISION ACT 1988				
Column 1	Column 2	Column 3	Column 4	
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS	
			The person or body in whom or in which the land is vested	Remove any restriction on the use of land vested under section 18 of the <i>Cluster Titles Act</i> 1974.
s 24A(2)	Power to certify a plan prepared under s 24A(1) where applicant certifies land no longer reserved	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE		
s 25(1)	Function of being notified by Registrar of registration of plan and duty to notify any public authority for which easement has been created/reserve has vested.	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE		
s 25(2)	Function of being notified by Registrar if plan is withdrawn or refused registration	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE		
s 25(3)	Duty to notify referral authority affected by withdrawal/refusal	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE		

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 34E	Power to apply to VCAT for order compelling an owners corporation to carry out a requirement or perform a duty	GMCD	
s 34H(5)	Function of receiving notice from Registrar of amendment or cancellation of plan on winding up	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 35(1)	Duty of acquiring authority to submit plan for certification and registration where land subdivided	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	This clause relates to Council as the applicant (the acquiring authority).
s 35(2)	Power to require acquiring authority to submit certification new/amended plan	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, SSP, PSP, SP, PSDO, UMSP, MCDE	s 35(3)-(5) apply
s 35(6)	Duty of an acquiring authority to advise Registrar of vesting date	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 35(8)	Power of acquiring authority to submit for certification and registration of any land vested/registered in its own name	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	s 35(9) applies
s 35(11)	Duty to give notice to the Commissioner of State Revenue that the plan has been certified	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	Provision commenced 5 June 2024
s 36(1)	Function of stating in writing that it considers that subdivision requires removal/acquisition of easement	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	s 35(1AA) applies
s 38	Power to provide written consent	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 38A(1)	Power to provide written consent	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 38B	Power to provide written consent	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP, SSP, PSP, SP, PSDO, UMSP, MCDE	
s 38C	Power to provide written consent	GMCD, SO, UP, UPFT, UMUP, PC, SUP, UPCP, PUP,-SSP, PSP, SP, PSDO, UMSP, MCDE	
s 39(1)	Power to refer disputes to VCAT	GMCD	Unless s 39(2) applies
s 39(3)	Power to apply to the County Court to order registration of plan be stopped in certain circumstances	Not delegated	The power remains with the CEO.

SUBDIVISION ACT 1988			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 2 cl 11(1)	Power to apply to a court for an order regarding scheme of development	GMCD	<p>Note – “Scheme of development” means a scheme of development accompanying a registered cluster plan under section 21 of the Cluster Titles Act 1974.</p> <p>The approval requirements to institute proceedings in the various courts and tribunals are set out in Delegation Guidelines (D17/037824) approved by the Merri-bek Executive Group on 31 January 2017.</p> <p>For the Magistrates’ Court – Group Manager or Manager level;</p> <p>for VCAT planning matters – Group Manager or Director;</p> <p>for VCAT building matters – Group Manager;</p> <p>for other VCAT matters – Director;</p> <p>for the Children’s court – Director;</p> <p>for the County Court – not delegated;</p> <p>for the Supreme Court – not delegated</p>

SUMMARY OFFENCES ACT 1966			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 4	Power to give permission or consent to certain things		
	<ul style="list-style-type: none"> <li>leaving inflammable materials in or near a public shed or place in an open space near a building;</li> </ul>	UMBS	
	<ul style="list-style-type: none"> <li>open a drain or sewer in or remove the surface of a footpath or road;</li> </ul>	DCI, MCS, MCWPD	
	<ul style="list-style-type: none"> <li>a blasting operation in or near a public place;</li> </ul>	DCI	
	<ul style="list-style-type: none"> <li>doors etc opening on to a footpath; and</li> </ul>	UMBS	
	<ul style="list-style-type: none"> <li>set off fireworks.</li> </ul>	Not applicable	Approvals can only be given by WorkSafe Victoria.
s 6A(1)	Duty to consult with Victoria Police before granting an application for a permit for the use of Council land, a road closure or anything else that the Council believes will facilitate a public protest being held by the applicant	DCI	Subject to s 6A(2)(b)
s 50A(3)(a)	Power to apply to Governor in Council for declaration that municipal district be a 'district' for purposes of s 50A offences	Not delegated	The power remains with the CEO. Refers to land used for primary production.
s 50A(3)(b)	Power to apply to Governor in Council for revocation/variation of declaration under s 50A(3)(a)	Not delegated	The power remains with the CEO.



SUBURBAN RAIL LOOP ACT 2021			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 12(2)(o)	Function of receiving advice from the Authority	DCI, DPE	
s 63	Power to enter into an agreement or arrangement with the Authority concerning the matters outlined at s 63(1) and (2)	DCI, DPE	Council as public authority and reciprocal entity
s 71(1)	Function of receiving a copy of Suburban Rail Loop planning area declaration and statement containing prescribed information	DCI, DPE	
s 90(3)	Duty to comply with requirement under subsection (1)	DCI, DPE	

TAXATION ADMINISTRATION ACT 1997			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 92(1)(e)(vfa)	Function of receiving information from a tax officer under or in relation to the administration of a taxation law	CFO, UMF	
s 92(1)(h)	Function of receiving information from a tax officer under or in relation to the administration of a taxation law, being in relation to the <i>Short Stay Levy Act 2024</i>	CFO, UMF	

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

TRANSFER OF LAND ACT 1958			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 57(2)	Power to withdraw notice of intention to acquire	DPE, UMPR	Applies only where the Council is an acquiring authority as defined in s 53
s 62(4)	Function of receiving notice from Registrar of where land is located	UMPR	
s 73B	Power to consent to the creation or surrender of the right of carriageway	DPE, UMPR	Where land is located in Council's municipal district
s 88(1B)	Power to consent to the varying or releasing of a restrictive covenant	DPE, UMPR	Where land is located in Council's municipal district
s 88(2)	Power to lodge with the Registrar a notification of the acquisition of an easement or any other right over or affecting land	DPE, UMPR	Applies only where the Council is an acquiring authority as defined in s 53
s 106(1)(b)	Power to consent to the registration of a dealing or plan	DPE, UMPR	

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

<sup>1</sup> Interface legislation includes the Local Government Act 1989, Local Government Act 2020, Land Act 1958, Planning and Environment Act 1987 etc (see s 3 of the Transport and Integration Act 2010)

TRANSPORT INTEGRATION ACT 2010			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 115F(3)	Function of collaborating with the Commercial Passenger Vehicle Commission	DCI, MCDE, UMES, UMTF,	
s 197B(2)	Function of receiving notice from regulated bodies	DCI, MCDE, UMES, UMTF,	Where Council is the responsible authority and s 197 applies
s 197B(3)	Duty to meet with representatives from Director of Transport Safety	DCI	Where Council is the responsible authority and s 197 applies
s 197D	Duty to comply with guidelines issued under Act and directions of Secretary or Minister	DCI	(*) - Note - interface legislation includes the Local Government Act 1989 and 2020, the Land Act 1958 and the Planning and Environment Act 1987 etc (see section 3 of the Transport and Integration Act 2010).

VALUATION OF LAND ACT 1960			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 6(1)	Duty to give notice of the valuation to each rating authority interested in the valuation of land in the area for which the valuation is being made	UMF, TLRS	Where Council is the valuation authority
s 6(2)	Power to require the general valuation prepared by the valuation authority to show items in paragraphs (a) – (c)	Not applicable	Where Council is a rating authority Paragraphs (a) to (c) refer to the net annual value, site value and the capital improved value.
s 6(3)	Duty to give notice to valuer-general	CFO, UMF	Where Council is the rating authority
s 6(4)	Duty to ensure the valuer-general's request is given effect to	TLRS	Where the Council is the valuation authority
s 7AB(2)	Power to adjust the rate or fire services property levy payable retrospectively for any period it considers just	UMF, TLRS	
s 7A(1)	Power to pay valuer subject to the requirements of this s7A(1)	CFO, UMF, TLRS	Note – section 7A refers to payments to contract valuers.
s 7AE(2)	Duty to comply with an Order in Council requiring the making of a new valuation	UMF, TLRS	Note – section 7AE(2) refers to instances where on receiving a report from the Valuer-General that the whole or a part of a Council general valuation or a collection agency general valuation is not generally true and correct, the Minister may recommend to the Governor in Council that an Order be made under this section.

VALUATION OF LAND ACT 1960			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 7A(2)	Power to make a payment, irrespective of s 7A(1), if Council satisfies paragraphs (a) and (b)	UMF, TLRS	
s 7B(1)	Duty to provide valuation to valuer-general within 2 months of date on which the valuation was returned to Council	UMF, TLRS	
s 8AA(1B)	Duty to pay the valuer-general in accordance with s where Council has requested a supplementary valuation	CFO, UMF, TLRS	Council's valuation function is currently outsourced to Opteon Property Group.
s 8AA(2)(a)	Power to agree the fees in respect of servicing of a valuation	CFO	Refers to the fees payable to the Council by another agency such as the State Revenue Office.
s 10(1)	Power to make a nomination to have the power to cause a valuation of all land in its municipal district for a specified year	CFO	
s 10(6)	Power to revoke nomination made under s 10(1)	CFO	
s 11	Duty to cause a general valuation	CFO, UMF, TLRS	Where Council is the valuation authority
s 12	Function of causing a valuation of rateable land at the direction of the Minister	CFO, UMF, TLRS	Where Council is the valuation authority



VALUATION OF LAND ACT 1960			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 13DA(1)	Power to appoint people to carry out valuations	CFO, UMF, TLRS	Where Council is the valuation authority The person(s) to be appointed must hold the qualifications or experience specified by Minister.  Council's valuation function is currently outsourced to the Opteon Property Group. Subject to compliance with Council's Procurement Policy.
s 13DC(2)	Power to use in force valuations in certain circumstances	Not applicable	Note – refers to valuations “in force” prior to the constitution of the municipality (i.e.: 1994).
s 13DF(3A)	Power to use supplementary valuation before it is certified to levy or adjust municipal rate or fire services property levy	UMF, TLRS	
s 13DF(5)	Power to adjust rate or fire services property levy payable retrospectively where supplementary valuation made in circumstance referred to in s 13DF(2)(o)	UMF, TLRS	Note – the section refers to adjustments required as a result of a mathematical error
s 13DFA(2)	Function of receiving written certification of supplementary valuation from valuer-general	CFO, UMF, TLRS	
s 13DFB(1)	Power to request valuer-general to carry out a supplementary valuation	UMF, TLRS	

VALUATION OF LAND ACT 1960			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 13DFB(3)	Function of receiving the supplementary valuation within 10 business days after the supplementary valuation is returned to the valuer-general	CFO, UMF TLRS	
s 13DG(3)	Duty to make a valuation of all rateable land where Council has had annexed to its municipal district any area which is not part of a former municipal district.	Not applicable	Where Council is the valuation authority There is no land adjacent to Merri-bek that is not in a municipal district.
s 13G(1)	Power to make a nomination to have the Power to cause a valuation of land specified in s 13G(2) for a specified year	CFO	Where Council is the collection agency
s 13G(7)	Power to revoke nomination made under s 13G(1)	CFO	Where Council is the collection agency
s 13H	Duty to cause a general valuation of non-rateable leviable land to be made, returned to it and provided to the relevant collection agency	CFO	Where Council is the valuation authority
s 13I	Duty to comply with a Ministerial Direction given under s 13I	CFO, UMF,-TLRS	Where Council is the collection agency and also the valuation authority The Minister, after consultation with the Valuer-General, may direct a valuation authority to cause a valuation of non-rateable leviable land to be made as at, and returned before, dates other than those specified in section 13H.

VALUATION OF LAND ACT 1960			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 13J	Power to appoint people to carry out valuation	Not delegated	The person(s) to be appointed must hold the qualifications or experience specified by Minister Applies when Council is making a valuation for the purposes of the <i>Fire Services Property Levy Act 2012</i>
s 13L(4)	Power to use a supplementary valuation before it is certified by the valuer-general	CFO, UMF,-TLRS	Where Council is the collection agency
s 13L(6)	Power to adjust the fire services property levy payable retrospectively for any period considered just	CFO, UMF, TLRS	Where Council is the collection agency
s 13M(2)	Function of receiving certification in writing that the valuer-general is satisfied that the supplementary valuation is correct	CFO, UMF	Where Council is the collection agency
s 13N(1)	Power to request the Valuer-General to make a supplementary valuation	CFO, UMF,-TLRS	Where Council is the collection agency
s 13N(3)	Function of receiving the supplementary valuation within 10 business days after the supplementary valuation is returned to the valuer-general	UMF, TLRS	Where Council is the collection agency
s 13Q(4)	Power to adjust a rate or fire services property levy	CFO, UMF, TLRS	

VALUATION OF LAND ACT 1960			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 15(3)	Duty to give notices in paragraphs (a) and (b) if information is received from a valuation authority under s 15(1)(b) as to a general valuation	UMF, TLRS	Where Council is the rating authority
s 20(3)	Function of receiving objection and written submission where objection is because the value is too low or too high, and the value is not less than the prescribed amount	UMF, TLRS, SRPO, RO	Where Council is the valuation authority
s 21(2)	Duty to refer an objection received to the valuation authority	UMF, TLRS, SRPO, RO	Where Council is not the valuation authority which made the valuation
s 21(2A)	Duty to refer objection to valuer	UMF, TLRS, SRPO, RO	Where Council is the valuation authority
s 21(5)	Function of receiving written notice from the valuer-general of recommendation	UMF, TLRS	Where Council is the rating authority
s 21(6)	Duty to give effect to the decision of the valuer-general	UMF, TLRS	Where Council is the rating authority
s 22(5)	Function of receiving copy of application to VCAT for review of valuation decision	UMF, TLRS	Where Council is the valuation authority

VALUATION OF LAND ACT 1960			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 22(6)	Duty to forward to principal registrar of VCAT notice of objection and copies of any notices given under s 21 and any information given or submissions lodged under s 20, in relation to objection, within 1 month after being served with copy of objector's application for review under s 22(5)	UMF, TLRS	Where Council is the valuation authority

VICTORIAN ENVIRONMENTAL ASSESSMENT COUNCIL ACT 2001			
Column 1	Column 2		Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 26D(1)	Function of conferring with the Victorian Environmental Assessment Council	GMCD, DPE, MCDE, MSC	If affected by the provision of an assessment or advice requested under s 26B
s 26D(2)	Duty to give practicable assistance to the Victorian Environmental Assessment Council in preparing an assessment or advice	GMCD, DPE, MCDE, MSC	

VICTORIAN LOCAL GOVERNMENT GRANTS COMMISSION ACT 1976			
Column 1	Column 2		Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 10	Duty to supply prescribed information to the commission by certain time	CFO, UMF	

VICTORIA STATE EMERGENCY SERVICE ACT 2005			
Column 1	Column 2		Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 34(1)	Power to apply for registration of a group of persons as a unit of the Service	Not applicable	
s 35(2)	Power to consult with the Chief Officer, Operations regarding removal of controller of a registered unit from office	Not applicable	



VICTORIAN DATA SHARING ACT 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 10(a)	Power to provide some, or all, of the specified data to the Chief Data Officer	MIT	If the Chief Data Officer gives a notice under s 8
s 10(b)	Power not to respond to the request	Not delegated	If the Chief Data Officer gives a notice under s 8
s 13(a)	Power to provide some, or all, of the specified data to the Chief Data Officer	MIT	If the Chief Data Officer gives a notice under s 11
s 13(b)	Power not to respond to the request	Not delegated	If the Chief Data Officer gives a notice under s 11
s 24(3)(c)	Function of being informed by the Chief Data Officer, or data analytics body, if the <i>Victorian Data Sharing Act 2017</i> , <i>Privacy and Data Protection Act 2014</i> or <i>Health Records Act 2001</i> has been, or is likely to have been, breached in relation to data handled under the <i>Victorian Data Sharing Act</i> while in the control of the Chief Data Officer, or of the data analytics body	DBT, MIT, MGS, UMG	MGS and UMG as Privacy Officer
s 33(4)	Duty to have regard to policies or guidelines issued under s 33(1)	DBT, MIT, MGS, UMG	MGS and UMG as Privacy Officer

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

VICTORIAN PLANNING AUTHORITY ACT 2017			
Column 1	Column 2		Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 33(2)	Duty to comply with request by Authority under s 33(1) for information or assistance	GMCD, UMUP, PC, UMSP, DPE, MCDE	
s 34(1)	Function of consulting with Authority where exercising its Powers likely to affect Council's functions	GMCD, UMUP, PC, DPE, MCDE	

WATER ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 12(1)(a)	Duty to make any authorisation or permission that may affect the drainage system subject to any conditions required to ensure the conservation of waterways, wetlands and aquifers	MCWPD, MCDE, IWML	
s 12(1)(b)	Power to withhold authorisation or permission until such works are carried out that are required to avoid or lessen any possible adverse effect	MCWPD, MCDE, IWML	
s 27(4)(a)(ii)	Function of receiving notice of a proposed declaration by the Minister that an area will be a water supply protection area	Not applicable	
s 32H	Duty to keep copy of approved management plan available for inspection	Not applicable	
s36(3)(c)	Function of receiving a copy of an application for the grant of a bulk entitlement if Minister considers the Council is directly affected	Not applicable	
s 67A	Function of receiving a copy of an application under s 67 in respect of a dam	Not applicable	
s 67B	Duty to advise the Minister of response to application	DCI, DPE	Note – relates to deviation of watercourses.

WATER ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 122ZA(2)	Function of consenting to Minister's determination under s 122ZA(1)(b)	DCI, DPE	<i>Note – refers to the Minister's powers to restructure water and sewerage etc authorities.</i>
s 122ZC	Power to contribute money to environmental or recreational area for improving or maintaining the area	Not delegated	The power remains with the CEO.
s 144(2)(c)	Function of receiving a declaration by an Authority that land will be a serviced property for the purposes of the Act, if likely to be affected	MCWPD, MCDE, IWML	
s 152	Function of receiving notice of intention to affect works	MCWPD, MCDE, IWML	
s 153	Function of receiving notice to alter or remove works	MCWPD, MCDE, IWML	
s 165(1)	Power to require an Authority to fix fire plugs to works	MCS, UMCW, TLAA, WO	
s 165(2)	Duty to meet costs of providing, installing, marking and maintaining all fire plugs that the Council requires	MCS	
s 171D(1)	Power to require Melbourne Water Corporation to fix fire plugs to works	MCS	
s 171D(2)	Duty to meet costs of providing, installing, marking and maintaining fire plug, where plug is in Council's municipal district	MCS	

<b>WATER ACT 1989</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 180(1)	Duty to forward copy application for septic tank permit to Authority	UMEH, TLEH, EHO, GEHO, PHWO.	
s 180(3)	Function of receiving any notification of the location of the nearest sewer, the availability of works to service the land and any requirements	MCWPD	
s 180(4)	Duty to comply with any requirement of the Authority in regard to the application	MCWPD	
s 180(5)	Duty to not make a decision within 21 days after the copy is forwarded to the Authority	MCWPD	
s 188(3)	Function of receiving notice of proposed declaration of a waterway if the Council may have an interest in the waterway	DCI, DPE, MCDE, MCWPD, IWML	
s 205(3)	Function of receiving notice of proposed declaration that an area of land will be liable to flooding or be a floodway area	MCWPD, MCDE	
s 206(1)(b)	Function of receiving notice that an Order has been published in the Government Gazette	MCWPD, MSC, MCDE	
s 206(3)	Duty to prevent land uses that are inconsistent with any identified flood hazards	MCWPD, MCDE, UMSP	

WATER ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 208(2)	Duty to notify Authority of intention to undertake or erect any regulated works or structure before undertaking or erecting the works or structure	MCWPD, MSC, MCDE	Note – refers to works to: <ul style="list-style-type: none"> <li>control or mitigate floodwaters; or</li> <li>discharge stormwater etc.</li> </ul>
s 214(2)(b)	Duty to be represented on a committee to carry out investigations in relation to water management if the Council is affected	DCI, DPE, MCWPD, MSC, MCDE	
s 217	Power to apply for an order for removal or modification of works	DCI, DPE	
s 218(2)(b)(ii)	Function of receiving notice of proposed declaration that an area of land will be a drainage course	MCWPD, MSC, MCDE, IWML	
s 218(7)	Duty to act in accordance with a management plan approved by the Minister, if the Council has management and control of a drainage course	MCWPD, MSC, MCDE	
s 218(8)	Power to require an owner, occupier or other public statutory body to remove any interferences, carry out any works and maintain any structures, if the Council has the management and control of a drainage course	MCWPD, MSC, MCDE	Subject to the limitations set out in s 218
s 218(10)	Duty to comply with any request by another public statutory body within 1 month	MCWPD, MSC, MCDE, IWML	

WATER ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 218(14)	Power to enter into and remain on the drainage course for the purpose of doing anything that an owner or occupier failed to do	MCWPD	
s 244(7)	Function of receiving a copy of a community agreement, if land in the area is affected	MCWPD, MSC, MCDE, IWML	
s 244(8)(b)	Power to consent to community agreement where it involves the construction of a drain across a road reserve	MCWPD	
s 246	Power to exercise the powers and perform the Functions of the committee if requested by the committee, where land is affected by a community drainage or salinity mitigation or community water supply scheme	Not applicable	Refers to community drainage and salinity mediation works.
s 263(2)	Function of receiving a request to arrange for a supplementary valuation to be made	MCWPD	
s 281A(1)	Power to enter into agreement with Melbourne Water Corporation to collect money owing to Melbourne Water Corporation under the Act	DCI, DPE	



WATER ACT 1989			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 281A(3)	Duty to collect money owing to Melbourne Water Corporation under the Act, that relates to Council's municipal district	DCI, DPE	On the terms and conditions agreed with Melbourne Water Corporation or, in default of agreement, determined by the Essential Services Commission
s 286(1)(a)	Duty to contribute to the revenue of the Authority if requested	DCI, DPE	Conditions set out in s 285 and s 286
s 287(1)(a)	Duty to make a special contribution to the revenue of the Authority if requested	DCI, DPE	Conditions set out in s 285 and s 287

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 5(2)	Power to designate an area liable to flooding	UMBS, GMCD, DPE	Where Council is the relevant council
r 44	Function of receiving documents	DPE, UMBS, GMCD, UMUP, PC, ABS, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, BS, SBS, CDSO, CCIAS, SCDSO, CBS, TLCDas, BISP, CLOBS	Where Council is the relevant council
r 49	Duty to keep documents in any manner specified by the Keeper of Public Records until the building is demolished or removed from the allotment	UMBS, UMUP, PC, ABS, PUP, SUP, UPCP, UP, UPFT, COBS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLCDas, BISP, GMCD, CLOBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 50	Duty to make documents available on request	UMBS, UMUP, PC, ABS, PUP, SUP, UPCP, UP, UPFT, COBS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLCDas, BISP, GMCD, CLOBS	Where Council is the relevant council
r 51	Function of providing information	UMBS, ABS, UMUP, PC, COBS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLCDas, CBS, BISP, GMCD, CLOBS	Where Council is the relevant council
r 73(2)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, BI, BS, SBS, ABS, BISP	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 74(4)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT,-COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 75(4)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT,-COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 76(4)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT,-COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 77(3)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 78(6)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 79(6)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 80(6)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 81(6)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 82(5)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 83(3)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 84(9)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 85(3)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT,-COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 86(3)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT,-COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 87(2)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT,-COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 89(3)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT,-COBS, BAO, ABS,-BISP, BI, BS, SBS	Where Council is the relevant council
r 90(2)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT,-COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 91(5)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 92(2)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 94(6)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT,-COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 95(3)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 96(3)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 97(2)	Power of providing report and consent	GMCD, UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BI, BS, SBS	Where Council is the relevant council
r 109(1)	Power of providing report and consent	UMBS, GMCD, COBS, BAO, ABS, BISP, BI, GMCD, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, BS, SBS	Where Council is the relevant council
r 109(2)	Power of providing report and consent	UMBS, GMCD, COBS, BAO, ABS, BISP, BI, GMCD, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, BS, SBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 109(3)	Power to give consent under rr 109(1) or 109(2)	UMBS, COBS, BAO, ABS, BISP, BI, GMCD, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, BS, SBS	Where Council is the relevant council  if it considers that the projection of the part of the building beyond the street alignment will not be detrimental to the safety of the public
r 116(4)	Power of providing report and consent	UMBS, COBS, BAO, ABS, BISP, BI, BS, SBS, GMCD, UMUP, PC, PUP, SUP, UPCP, UP, UPFT	Where Council is the relevant council
r 130(1)	Power of providing report and consent	UMBS, COBS, BAO, BI, ABS, BISP, BS, SBS, GMCD, UMUP, PC, PUP, SUP, UPCP, UP, UPFT	Where Council is the relevant service authority
r 132(1)	Power of providing report and consent	UMBS, GMCD, COBS, BAO, ABS, BISP, BI, BS, SBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 133(2)	Power of providing report	UMBS, COBS, BAO, BI, BS, SBS, ABS, UMES, DDE, PE, BISP, GMCD, UMUP, PC, PUP, SUP, UPCP, UP, UPFT	Where Council is the relevant council
r 134(2)	Power of providing report and consent	UMBS, UMEH, COBS, BAO, ABS, BISP, BI, BS, SBS, GMCD, UMUP, PC, PUP, SUP, UPCP, UP, UPFT	Where Council is the relevant council
r 147L(2)	Function of receiving an application for registration	COBS, GMCD, UMBS, BAO, ABS, CDSO, CCIAS, BI, BS, SBS, CBS, SCDSO, TLCDas, BISP, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, CLOBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 147M(2)	Function of receiving an application for registration	COBS, GMCD, UMBS, BAO, ABS, CDSO, CCIAS, SCDSO, TLCDas, BISP, BI, CBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, CLOBS	Where Council is the relevant council
r 147N(2)	Function of receiving an application for registration	COBS, GMCD, UMBS, BAO, ABS, CDSO, CCIAS, SCDSO, TLCDas, BISP, BI, BS, SBS, CBS, UPFT, CLOBS	Where Council is the relevant council
r 147O(1)	Power to give notice	COBS, GMCD, UMBS, BAO, ABS, CCIAS, BISP, BI, BS, SBS	Where Council is the relevant council
r 147Q	Duty to enter information relating to a swimming pool or spa into Council's register	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDas, CLOBS, CBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 147R(1)	Duty to give notice of the matters in r 147R(1)(a) – (g)	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS, UMBS, BAO, BI, BS, SBS, ABS, CBS, BISP	Where Council is the relevant council
r 147R(4)	Duty to specify a date for the purposes of r 147R(1)(g)	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS, UMBS, BAO, BI, BS, SBS, BISP, ABS, CBS, CLOBS	Where Council is the relevant council
r 147R(5)	Power to specify date	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS, UMBS, ABS, BAO, BI, BS, SBS, CBS, BISP, CLOBS.	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 147S(1)	Duty to remove from the register the information about the swimming pool or spa set out in r 147J, as soon as practicable, where satisfied that a registered swimming pool or registered spa no longer exists or is no longer capable of containing water to a depth of greater than 300 mm	COBS, GMCD, CCIAS, TLCDAS, SCDSO, UMBS, BAI, BI, BS, SBS, CBS, CLOBS, BISP	Where Council is the relevant council
r 147S(2)	Duty to give a notice in writing after removing the information about the swimming pool or spa from the register	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS UMBS, BAO, ABS, BI, BS, SBS, CBS, CLOBS, BISP	Where Council is the relevant council
r 147T(1)	Duty to determine the date of construction	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS BAO, ABS, BI, BS, SBS, BISP, UMBS	Where Council is the relevant council
r 147U(1)	Duty to determine the date of construction	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 147V(1)	Duty of receiving a certificate of compliance	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS BAO, ABS, BI, BS, SBS, CBS, BISP, UMBS, CLOBS	Where Council is the relevant council
r 147V(4)	Duty to give notice in writing following lodgement of a certificate of pool and spa barrier compliance by the owner	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council
r 147W(1)	Power to exempt an owner from the requirement under r 147V(1) to lodge a certificate of pool and spa barrier compliance	COBS, GMCD, CCIAS UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council
r 147W(2)	Duty to give a notice in writing if an owner is exempted under r 147V(1)	COBS, GMCD, CCIAS UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 147Z(1)	Power to extend the period for lodgement of a certificate of pool and spa barrier compliance if satisfied of the criteria in r 147Z(1)(a) – (e)	COBS, DMBS GMCD, CCIAS UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council
r 147Z(3)	Duty to give a notice, in writing, to the owner of the land specifying a new due date for the lodgement of a certificate of pool and spa barrier compliance as soon as practicable after that decision is made	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council
r 147ZD	Duty to update the applicable barrier standard on the register to include the applicable barrier standard referred to in the certificate	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council
r 147ZE	Duty to give a notice, in writing, to the owner as soon as practicable following lodgement of a certificate of pool and spa barrier compliance under r 147ZC	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 147ZJ(3)	Duty to give a notice, in writing, to the owner of the land on which the swimming pool or spa relating to the barrier is located	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS, UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council
r 147ZL(1)	Duty to update the register with details of the name of the new owner of the land as soon as practicable	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS, UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council
r 147ZL(2)	Duty to give a notice, in writing, to the new owner of the land	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS, UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council
r 147ZM	Duty to submit the requested information to the Authority in the form approved by the Authority	COBS, GMCD, CDSO, CCIAS, SCDSO, TLCDAS, UMBS, BAO, ABS, BI, BS, SBS, BISP	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 148	Duty to prepare maps	UMBS	
r 149(1)	Duty to amend or prepare map for the existing or new designated special area	UMBS	Where Council is the relevant council
r 149(2)	Duty to advise the Authority if a designated special area is altered or created	UMBS	
r 149(3)	Duty to lodge copies of designated special area maps with the Authority	UMBS	Where Council is the relevant council
r 149(4)	Duty to make an up-to-date copy of each designated special area map, applicable to Council's municipal district, available to the public for inspection	UMBS	
r 150	Power to designate areas within Council's municipal district in which buildings are likely to be subject to attack by termites	DCI, UMBS, COBS	
r 152(1)	Power to designate areas in Council's municipal district that are likely to be subject to significant snowfalls	Not applicable	For the purposes of the BCA

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 153(2)	Power of providing report and consent	UMBS, BS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, DPE, BISP, BI, BS, SBS	Where Council is the relevant council
r 153(4)	Duty not to give consent under r 153(2) if there is likely to be a danger to the life, health or safety of the occupants of the building due to flooding of the site	UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, TLBS, BAO, ABS, BISP, COBS, BI, BS, SBS	Where Council is the relevant council
r 153(5)	Power to specify, Council's report, a level for the surface of the lowest floor of a building on the site	UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BS, BI, SBS	Where Council is the relevant council
r 153(6)	Duty to consult with the floodplain management authority for the site and specify a level in line with r 153(6)(b) requirements	UMBS, UMUP, PC, PUP, SPEO, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, PEC, BISP, BS, BI, SBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 153(7)	Duty to, without delay, advise the floodplain management authority and sewerage authority for the site of the floor level (if any) specified under r 153(5)	UMBS, GMCD, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, BISP, BS, BI, SBS	Where Council is the relevant council
r 154(1)	Power of providing report and consent	UMBS, BISP, ABS, BAO, BI, BS, SBS, COBS GMCD, UMUP, PC, PUP, SUP, UPCP, UP, UPFT	Where Council is the relevant council
r 154(2)	Power to include, in the report and consent Council provides, recommendations controlling the location and construction of retaining walls and fences in relation to designated land or designated work	UMBS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BAO, ABS, PEC, BISP, BI, BS, SBS	Where Council is the relevant council
r 154(3)	Duty to consult with the waterway management authority for the designated land or designated works before giving consent under r 154(1)	UMBS, UMUP, PC, PUP, SUP, UPCP, COBS, BAO, ABS, BISP, BI, BS, SBS	

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 166B(c)(ii)	Power to approve floor area size greater than 60m <sup>2</sup>	DPE, GMCD, UMBS, COBS, BS, SBS, BI, ABS, BAO, UMUP, PC PUP, SUP, UP, UPFT, UPCP, BISP	
r 166C(1)(a)	Function of receiving notification from building owner of intention to commence occupying the building as the owner's principal place of residence	UMBS, UMEH, COBS, BS, BI, SBS	
r 166C(1)(b)	Function of receiving notification from building owner of the proposed commencement date of that occupation	UMBS, UMEH, COBS, BS, BI, SBS	
r 166C(2)	Function of receiving notification from building owner of proposed commencement date of occupation	UMBS, UMEH, COBS, BS, BI, SBS	
r 187(2)	Power of providing report and consent	UMEH, UMBS, COBS, BS, BI, SBS, ABS, BAO, UMUP, PC PUP, SUP, UP, UPFT, UPCP, BISP	Where Council is the relevant council Subject to r 187(3)

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 202(1)	Duty to keep the documents relating to occupancy permits in any manner specified by the Keeper of Public Records	UMEH, UMBS, ABS, COBS, BAO, BI, BS, SBS, CCIAS, CLOBS	For the purposes of s 75 of the <i>Building Act</i> 1993
r 202(2)	Duty to keep documents relating to a temporary approval for 3 years after the earlier of the two periods set out in rr 202(2)(a) and 202(2)(b)	UMEH, UMBS, ABS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BI, BS, SBS, BAO	For the purposes of s 75 of the <i>Building Act</i> 1993
r 203	Function of receiving documents	DPE, UMBS, ABS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BI, BAO, BS, SBS, BISP, CCIAS, CLOBS	
r 205	Function of receiving information	DPE, UMBS, ABS, UMUP, PC, PUP, SUP, UPCP, UP, UPFT, COBS, BI, BS, SBS, BAO, CDSO, CCIAS, SCDSO, TLCDAS, CLOBS	Where Council is the relevant council

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 215(3)(c)	Function of receiving a determination and report under s 120(2)(a) of the <i>Building Act 1993</i>	UMEH, UMBS, COBS, BS, SBS, BI	Where Council is the relevant council If the essential safety measure is required under an emergency order or a building order under Part 8 of the <i>Building Act 1993</i>
r 280(1)	Power to exempt a Class 10 building, that is to be constructed on farm land and used for farming purposes, from all or any of the requirements of these Regulations	Not applicable	Where Council is the relevant council

COUNTRY FIRE AUTHORITY REGULATIONS 2014			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 105(3)	Duty to notify the executive officer of the regional fire prevention committee of the name of the nominee nominated in accordance with r 105(2)	Not applicable	Provision applies where Council's municipal district is located wholly or partly in a country area of Victoria
r 105(8)	Duty to give written notice to Authority of names and addresses of persons elected as representatives of Council	Not applicable	Provision applies where Council's municipal district is located wholly or partly in a country area of Victoria



DANGEROUS GOODS (EXPLOSIVES) REGULATIONS 2022			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 147(3)	Function of receiving written notice of intention to discharge fireworks, Chinese firecrackers or theatrical fireworks	MAC	Does not apply if local law requires a person to give Council greater notice of an intention to discharge fireworks
r 147 (6)	Function of receiving written notice of intention to discharge fireworks or firecrackers in or near port waters	MAC	Where Council administers the relevant area of water

DRUGS, POISONS AND CONTROLLED SUBSTANCES REGULATIONS 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 7(1)	Power to have possession of 'Schedule 4 poisons' that are necessary for immunisation programs coordinated by Council in accordance with the <i>Public Health and Wellbeing Act 2008</i>	MCHN, IN	

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

ENVIRONMENT PROTECTION REGULATIONS 2021			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 21(2)	Power to require an applicant to provide additional information	UMEH, TLEH, EHO, PHWO, GEHO	
r 25	Power to administer prescribed permit activities	UMEH, TLEH, EHO, PHWO, GEHO	
r 33	Duty to inspect on-site wastewater management system and power to issue a certificate approving the use of the system if satisfied that the system complies with the permit	UMEH, TLEH, EHO, PHWO, GEHO	
r 100(1)	Duty to provide information	DCI, MCS	
r 100(5)	Duty to provide a report under sub-regulation (1) within 3 months after the end of the financial year to which the report relates	DCI, MCS	
r 161	Function of receiving notification	UMEH, TLEH, EHO, PHWO, GEHO	
r 162(2)	Power to inspect records under sub-regulation 1	UMEH, TLEH, EHO, PHWO, GEHO	
r 171	Power to take proceedings for specified offences relating to on-site wastewater management systems	UMEH, TLEH, EHO, PHWO, GEHO	

ENVIRONMENT PROTECTION REGULATIONS 2021			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 215	Power to (a) waive the fee, in whole or parts; or (b) refund the fee paid, in whole or part	UMEH	
r 220(2)	Duty to give a person a reasonable opportunity to provide further information in order to decide a new application	UMEH, TLEH, EHO, PHWO, GEHO	

INFRINGEMENTS REGULATIONS 2016			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 8	Duty to report listed information to Attorney-General	MAC, UMEH, UMBS, TLBSAC, GMCD, PEC, DPE, CCIAS	Note - Amenity and Compliance staff work with City Development staff to compile this report on an annual basis.

LAND ACQUISITION AND COMPENSATION REGULATIONS 2021			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 11	Function of providing certain information as set out in (a)-(h) as requested by an Authority	DPE	
r 12	Function of providing certain information as set out in (a) –(d) as requested by an Authority	DPE	Where Council is responsible authority

LOCAL GOVERNMENT (GENERAL) REGULATIONS 2015			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 10	Duty to include in the notice of rates and charges the information prescribed	CFO, UMF, TLRS	



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

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

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

LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2021			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 14(1)(b)	Duty to grant the member a day off instead of a public holiday	Directors, Managers	Within their area of responsibility.
r 14(2)	Power to agree on a mutually convenient time with the member	Directors, Managers	Within their area of responsibility.
r 15	Power to agree on a mutually convenient time with the member to take all or part of long service leave entitlement	Supervisor	Within their area of responsibility. In accordance with the Leave Procedure.
r 16	Power to approve long serve leave entitlement at half the salary for twice the period	Supervisor	In accordance with the Leave Procedure.
r 17	Power to approve a member to engage in any employment for hire or reward while the member is on long service leave	Directors, Managers	In accordance with the Employee Code of Conduct
r 18	Duty to provide another Council with any information in its possession which may be required by that other Council for the purposes of these Regulations	PAYC, SPO	
r 19(2)	Duty to inform the other Council (former Council) of the employment within 2 months of the commencement of the employment	PAYC, SPO	
r 19(3)	Duty to, within 2 months of being informed of the employment, pay to the Council an amount equal to one-	PAYC, SPO	Where Council is the member's former employer

LOCAL GOVERNMENT (LONG SERVICE LEAVE) REGULATIONS 2021			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	fortieth of one month's pay for each completed month of service of the member with Council		
r 19(4)	Duty to refund a payment made to it under sub-regulation (3)	PAYC, SPO	Where Council is the member's new employer
r 20	Power to enter into an agreement with an authority, person responsible for an office or Authority referred to in regulation 13(4) regarding transfer of entitlements	Not delegated	

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

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

PUBLIC HEALTH AND WELLBEING REGULATIONS 2019			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
r 19(6)	Function of receiving a copy of a disease vector control notice	DPE, GMCD, UMEH, TLEH, MEMO, DMEMO	
r 59(4)	Function of being notified of test results	DPE, GMCD, UMEH, TLEH	
r 59(7)	Function of receiving written notice	DPE, GMCD, UMEH, TLEH	
r 98	Function of being notified by the Secretary	DPE, GMCD, UMEH	
r 112(1)	Power to request information	DPE, GMCD, UMEH, TLEH	



PUBLIC HEALTH AND WELLBEING (PRESCRIBED ACCOMMODATION) REGULATIONS 2020			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
r 12(2)	Power to determine a building to be of cultural heritage significance if one of the circumstances in (2)(a) – (d) exist	DPE, GMCD, UMUP	

ROAD SAFETY ROAD RULES 2017			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 200(2)	Power to permit drivers of heavy and long vehicles to stop on roads in a built-up area for longer than 1 hour	MCDE, UMES, UMTF	
r 244C	Function of consulting with the Head, Transport for Victoria regarding specification of a route or area under r 244C(1)	MCDE, UMES, UMTF	
r 289(1)(d)	Power to prohibit drivers riding bicycles or animals on the nature strip	MAC, MCDE, UMC, UMES, UMTF	

ROAD SAFETY (GENERAL) REGULATIONS 2019			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 79(1)(b)	Power to authorise staff member to file a charge	DCI, DPE	Note - Part 7A of the Act refers to private parking areas (which can be under Council control).

ROAD SAFETY (TRAFFIC MANAGEMENT) REGULATIONS 2019			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 5	Power to appoint school crossing supervisor	DCI, MAC, MPS	
r 10(1)	Function of receiving notice, in writing, from the Head, Transport for Victoria if the Head, Transport for Victoria proposes to erect, display, place, remove or alter a traffic control device of a kind referred to in r 9(4)(a) to (f) (a proposal) on a road or road related area that is within the municipal district of the Council	DCI, DPE	Unless the road or road related area forms part of a freeway or arterial road
r 10(2)	Power to disagree, in writing, with the proposal	DCI, DPE	
r 11(1)	Power to erect, display, place, remove or alter traffic control devices on roads or road related areas	DCI, DPE, MCDE, UMES, UMTF, TLTI, TLTSO, STE, TE	Where Council is a responsible entity
r 11(2)(a)	Power to erect, display, place, remove or alter a minor traffic control device that is for the control of stopping or parking of vehicles in accordance with Part 12 of the <i>Road Safety Road Rules 2017</i> (Vic)	DCI, MCDE, MCS, UMES, UMTF, TLTI, TLTSO, STE, TE	On a road or road related area forming part of an arterial road within Council's municipal district
r 11(2)(b)	Power to erect, display, place, remove or alter a traffic control device that is associated with a children's crossing	DCI, DPE, MCDE, MCS, UMES, UMTF, TLTI, TLTSO	
r 11(2)(c)	Power to erect, display, place, remove or alter a traffic control device installed in accordance with r 15	DCI, MCS, DPE, MCDE	

ROAD SAFETY (TRAFFIC MANAGEMENT) REGULATIONS 2019			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 11(2)(d)	Power to erect, display, place, remove or alter any other minor traffic control device or a major traffic control device	DCI, MCS, DPE, MCDE, UMES, UMTF, TLTI, TLTSO, STE, TE	With the authorisation of the Head, Transport for Victoria Subject to r 11(3)
r 11(4)	Duty to alter the minor traffic control device to remove the inconsistency or remove the minor traffic control device	DCI, DPE, MCDE, MCS, UMES, UMTF, TLTI, TLTSO, STE, TE	If a minor traffic control device referred to in r 11(2)(a) is inconsistent with a major traffic control device located on the same length of road
r 12(1)(d)	Power to authorise an authorised works manager, or a person acting on behalf of an authorised works manager, to erect, display, place, remove or alter any other minor traffic control device	DCI, DPE, MCDE, MAC, MCS, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA	Where Council is the coordinating road authority for that road or road related area Note: see r 23(b)
r 13(1)(f)	Power to authorise a person, to whom a coordinating road authority has issued a permit under section 99B of the Road Safety Act 1986 (Vic) to conduct a non-road activity, to erect, display, place, remove or alter any other minor traffic control device	DCI, DPE, MCDE, MAC, MCS, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA	Where Council is the coordinating road authority for that road or road related area Note: see r 23(b)
r 18(1)(b)	Power to authorise a person to erect, display, place, remove or alter traffic control devices	DCI, DPE, MCDE, MAC, MCS, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA	Where Council is the coordinating road authority Note: see r 23(b)

ROAD SAFETY (TRAFFIC MANAGEMENT) REGULATIONS 2019			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 27	Power to permit, in writing, a person to drive a vehicle on a road in an organised procession (other than a funeral procession) or a parade	DCI, DPE, MCDE, MAC, UMES, UMTF, TLTI, TLTSO, PO, TLDM, UMDAA	Where Council is the coordinating road authority for that road
r 30(4)	Power to approve, in writing, a police-controlled rolling road closure	DCI, DPE, MCDE, MCS, UMES, UMTF	Where Council is the coordinating road authority
r 32(2)(d)(ii)	Power to approve a highway collection being conducted	DCI, MAC, UMCO	
r 34(1)	Function of receiving an application for a permit under s 99B of the Road Safety Act 1986 (Vic) from a person intending to conduct a non-road activity on a highway	DCI, MAC, UMCO	Where Council is the coordinating road authority
r 34(4)	Power to reduce, waive or refund the fee for a permit	DCI, MAC	Where Council is a coordinating road authority  If there are special circumstances that justify the reduction, waiver or refund of the fee

ROAD SAFETY (VEHICLES) REGULATIONS 2021			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 122(3)	Power to enter into an agreement with Secretary to provide extracts for fees	DCI, DPE	

SUBDIVISION (FEES) REGULATIONS 2016			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 9	Power to fix a fee for considering an engineering plan submitted under s 15 of the Subdivision Act 1988	Not delegated	Fees are determined by Council in the annual budget process.
r 12	Power to waive or rebate the payment of a fee payable under the Subdivision Act 1988	DPE, GMCD, UMUP	
r 13	Duty to record reasons for waiving or rebating payment of a fee under r 12 in writing	DPE, GMCD, UMUP	



SUBDIVISION (PROCEDURES) REGULATIONS 2021			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 11	Duty to give the applicant the street address and lot location of each plot on the plan	PSDO, SO, UMUP, PC, GMCD, DPE	
r 14(a)	Duty to provide the referral authority with a copy of the application and certain details	PSDO, SO, UMUP, PC, GMCD, DPE	
r 14(b)	Duty to provide the applicant with a copy of the application and certain details	PSDO, SO, UMUP, PC, GMCD, DPE	
r 19(1)	Duty to send the referral authority notice of revised time for consideration of the plan, when sending a copy of altered plan under s 10(5) of Subdivision Act 1988	PSDO, SO, UMUP, PC, GMCD, DPE	
r 19(3)	Duty to send the applicant notice of revised time for consideration of the plan when altered plan is sent to a referral authority under s 10(5) of Subdivision Act 1988	PSDO, SO, UMUP, PC, GMCD, DPE	
r 23(a)	Duty to provide the referral authority with a copy of the plan and certain details, when referring an application to amend a certified plan under s 11(2) of Subdivision Act 1988	PSDO, SO, UMUP, PC, GMCD, DPE	

SUBDIVISION (PROCEDURES) REGULATIONS 2021			
r 23(b)	Duty to provide the applicant with a copy of the application and certain details, when referring an application to amend a certified plan under s 11(2) of <i>Subdivision Act 1988</i>	PSDO, SO, UMUP, PC, GMCD, DPE	
r 29	Duty to provide the applicant with the amended street address and lot location of each lot on amended plan or new plan	PSDO, SO, UMUP, PC, GMCD, DPE	In circumstances described in r 29
r 33(1)	Duty to maintain a register of applications	DPE, GMCD, UMUP, PC, PSDO, SO, CCIAS	May be kept in conjunction with register of permit applications kept under s 49(1) of the <i>Planning and Environment Act 1987</i>
r 33(4)	Duty to make the register available for inspection	DPE, GMCD, UMUP, PC, PSDO, SO, CCIAS	
r 36(4)	Duty to send notice of refusal where Council refuses to issue a statement of compliance under s 21 of <i>Subdivision Act 1988</i>	DPE, GMCD, PSDO, SO, UMUP, PC, CCIAS	

SUBDIVISION (REGISTRAR'S REQUIREMENTS) REGULATIONS 2021			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 20	Function of being advised by Registrar of any amendments made to any certified plan under s 22(2)(a) of Subdivision Act 1988	GMCD, UMUP, PC, PSDO, SO, CCIAS	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
<b>Section A – Finance Issues</b>			
1	Power to sign and issue Council order forms for purchase of goods, services and works and to enter into contracts for provision of goods, services and works to the Council		Within amounts/contracts included in the adopted 4 year Budget or revised quarterly forecast.
	• To the value of \$550,000 (excluding GST)	DCI	
	• To a value of \$400,000 (excluding GST)	DBT, DC, DPE,	
	• To a value of \$320,000 (excluding GST)	MCWPD	
	• To a value of \$170,000 (excluding GST)	Managers	
	• To a value of \$50,000 (excluding GST)	Unit Managers, Coordinators	
2	Power to authorise expenditure without Purchase Order	CFO	
	• To a value of \$10,000 (excluding GST)	Director	
	• To a value of \$5,000 (excluding GST)	Managers	
	• To a value of \$1,000 (excluding GST)	Level Four Unit Managers/ Coordinators	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
3	Power to authorise an exemption as specified in the Procurement Policy	Directors, CFO	<p>Procurement Exemptions can be authorised by the applicable director and the CFO where they are specifically allowed under the approved terms in the Procurement Policy.</p> <p>Directors/CFO to authorise exemptions from quotations up to the public tender threshold of \$300k (including GST), with any exemption from tendering above \$300k requiring CEO signoff.</p>
4	Power to authorise payment of wages, salaries, related payments	DBT, MPS CFO, UMF	<p>The first authorisation must be completed by the four roles delegated. The secondary approval will be completed by one of the authorised finance officers, segregation of duties must be observed at all times.</p>

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
5	Power to authorise payment of Councillor and Mayoral allowances	DBT, MGS, MPS, CFO, UMF	<p>Within the amount of allowance as determined by the Victorian Independent Remuneration Tribunal in accordance with s 39 of the Local Government Act 2020</p> <p>In accordance with s 39(6) of the Local Government Act 2020, s 74 of the Local Government Act 1989 continues to apply in respect of allowances payable to Mayors, Deputy Mayors and Councillors until the first Determination made by the Victorian Independent Remuneration Tribunal in accordance with s 39(6) of the Local Government Act 2020</p> <p>The first authorisation must be completed by the four roles delegation. The second approval will be completed by one of the authorised finance officers, segregation of duties must be observed at all times.</p>
6	Power to open bank accounts in Council's name	DBT, CFO	
7	Power to approve invoices and accounts for payment. Budget items - e.g. super	DBT, CFO, UMP, UMF	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
8	Power to authorise enforcement of overdue debts	DBT, CFO, UMF	
9	Power to appoint collection agency	DBT, CFO	
10	Power to approve contract variations to contracts awarded under Officer Delegation.		
	To the cumulative value of \$110,000 (excluding GST) provided the new contract amount does not exceed \$660,000 and must be within amounts/contracts included in the 4 year Budget or revised quarterly forecast.	DCI	
	To the cumulative value of \$80,000 (excluding GST) provided the new contract amount does not exceed \$480,000 and must be within amounts/contracts included in the 4 year Budget or revised quarterly forecast.	DBT, DC, DPE	
	To the cumulative value of \$64,000 (excluding GST) provided the new contract amount does not exceed \$384,000 and must be within amounts/contracts included in the 4 year Budget or revised quarterly forecast.	MCWPD	
	To the cumulative value of \$34,000 (excluding GST) provided the new contract amount does not exceed \$204,000 and must be within amounts/contracts included in the 4 year Budget or revised quarterly forecast.	Managers	
	To the cumulative value of \$10,000 (excluding GST) provided the new contract amount does not exceed \$60,000 and must be within amounts/contracts included in the 4 year Budget or revised quarterly forecast.	Unit Managers, Coordinators	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
11	Power to approve contract variations to contracts approved by Council resolution of up to 5% of the cumulative contract sum for latent conditions or unforeseen circumstances.	DCI, MCWPD, DBT	
12	Power to amend or vary agreements	Directors, CFO, Managers, Unit Managers, Coordinators	Total financial commitment resulting from an amended agreement must not exceed the financial limits at item 1 plus 20%.
13	Power to approve electronic payments and transfers	CFO Approved Finance Officers	All electronic payments and transfers are completed by two authorised Finance Officers. Segregation of duties must be observed at all times.
14	Power to issue credit cards and purchase cards to staff and set transaction limits	Directors	Directors to approve the request for a credit or purchasing card and approve the limit, in alignment with the CEO approved limits by role. A listing of all card holders and limits to be provided to the CEO on a periodic basis as per the policy requirement.  Authorised finance officers to administer the card requests.



MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
15	Power to approve credit card expenditure	Directors, CFO Managers, Unit Managers, Coordinators	Credit card usage must be aligned to the Credit Card Policy. Authorisation of all expenditure is to be approved by a one-up manager.  The CFO can approve expenditure on behalf of any role if required.  The CEO Credit Card Expenditure is approved by the CFO.
16	Power to authorise staff reimbursements (not relating to Petty Cash)		
	<ul style="list-style-type: none"> <li>To a value of \$10,000 (excluding GST)</li> </ul>	Director, CFO	
	<ul style="list-style-type: none"> <li>To a value of \$1,000 (excluding GST)</li> </ul>	Managers	
	<ul style="list-style-type: none"> <li>To a value of \$500 (excluding GST)</li> </ul>	Unit Manager, Coordinator	
17	Power to authorise calling of invitations for expressions of interest or tenders for works, services and equipment.	Directors, Managers, Unit Managers, Coordinators	
18	Power to authorise to sign contracts of sale and vendor statements for land approved for sale.	DPE	
19	Power to sign contracts of sale for the approved acquisition of Real Estate (see 2A).	DPE	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
20	Power to authorise the order, release, refund, or return of securities, bank guarantees and bonds, relating to property transactions only.	DPE	
21	Power to authorise progress payments	Directors, Managers, Unit Managers, Coordinators	Total financial commitment resulting from an amended agreement must not exceed the financial limits at item 1
22	Power to authorise payment of contract variations	Directors, Managers, Unit Managers, Coordinators	Total financial commitment resulting from an amended agreement must not exceed the financial limits at item 1
23	Power to determine fees and charges	Not delegated	Fees and charges are determined by Council as part of the Budget process
24	Power to sign land owners consent documentation in relation to land owned or managed by Council	Directors	
25	Power to authorise the sale or disposal of assets other than land.	Directors	
26	Power to write off bad debts	DBT, CFO, FAC	FAC can only approve the write off of debt relating to an aged care debtor

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
Section B – Building Issues			
27	Power to determine fees required under cl 1(c)(i) of sch 2, ss 18, 42 and 54 of the <i>Building Act 1993</i> for building permit, application for an occupancy permit (building work) , application for an occupancy permit (places of public entertainment) and under rr 147P(3), 147X and 147ZJ of the <i>Building Regulations 2018</i> in relation to swimming pool or spa barriers.	GMCD, UMBS, COBS, DPE	
28	Power to determine fees payable, person responsible for payment of fees and method of payment and recovery of fees for any application, approval, permit, consent, referral, request, information, inspection, consultation, advice, report, the keeping of documents and records or other function, service or work performed or provided under the <i>Building Act 1993</i> , <i>Building Regulations 2018</i> or for the purposes of any other building control or related function of the Council by the Council or its delegate or any member of staff of the Council.	GMCD, UMBS, COBS, DPE	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
<b>Section C – Miscellaneous Issues</b>			
29	Power to appoint agent, and enter into agency agreement, for the purposes of s 108 of the <i>Local Government Act 2020</i>	Directors	In consultation with Chief Financial Officer or Unit Manager Procurement Councils (individually or as a group) can however appoint an agency (such as the Municipal Association of Victoria, or one of the Councils participating in a collaborative procurement) to act as an agent for them in purchasing goods and services.
30	Power to obtain legal opinions and instruct external legal providers	Directors, Managers	Legal advice may only be sought in relation to area of responsibility. Legal representation may be sought: a) For agreements and/or other operational matters – Group Manager or Manager b) for the Magistrates' Court – Group Manager or Manager; c) for VCAT planning matters – Group Manager or Director; d) for VCAT building matters –

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
			<p>Group Manager;</p> <p>e) for other VCAT matters – Director;</p> <p>f) for the Children’s court – Director;</p> <p>g) for the County Court – not delegated;</p> <p>h) for the Supreme Court – not delegated; The power to obtain legal advice and /or representation is subject to:</p> <p>Advice and/or representation must be from one of the 10 firms of solicitors on Council’s panel; Where advice and/or representation is required from solicitors not on the Council panel, the approval of the relevant Director is also required;</p> <p>Where there is a requirement to engage counsel (a barrister), the approval of the relevant Director is also required.</p>
31	Power to approve legal costs	Directors, Managers, UMG	UMG, Managers up to \$10,000 Directors up to financial delegation

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
32	Power to approve variations to approved legal costs	MGS, UMG	Variations of up to 5% or \$200, whichever is greater, as recommended by Legal Services.  Substantive legal cost must already be approved by the relevant manager/director in accordance with items 30 & 31.
33	Power to make "ex gratia" settlement of insurance claims	MGS	
34	Power to manage processing of insurance claims	MGS, UMIRR	
35	Power to execute funding and service agreements with other levels of government.	Directors	
36	Power to execute applications for government grants	Directors	
37	Power to determine suitability and value of "in kind" local contributions toward \$ for \$ capital works	DC, MCW	
38	Power to assess and determine applications for HACC services	MACS	
39	Power to grant approval for storage or sale of liquor on Council premises	Directors	
40	Power to make seasonal and casual allocation of sporting grounds	DC, MCW	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
41	Power to enter into agreements for voluntary or not-for-profit organisation to use Council facilities	DC, MCW, MGS	
42	Power to enter into a licence for the occupation or use of property	DPE, UMPR	UMPR – for period not exceeding 6 months
43	Power to lodge with the Register a caveat, and subsequently seek its withdrawal in accordance with s 89(1) of the <i>Transfer of Land Act 1958</i>	CFO	
44	Power to make statements to the press	Directors,-MCCE	In accordance with the Media Policy
45	Power to give authority to make statements to the press	DC	
46	Power to authorise the issue of media releases	DC, MCCE	
47	Power to authorise access to Council files and documents	Managers, Unit Managers, Coordinators, Team Leaders	
48	Power to sign correspondence	Directors, Managers, Unit Managers, Coordinators, Team Leaders	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
49	Power to make a decision relating to the conduct of a proceeding before the Victorian Civil and Administrative Tribunal, including a decision to settle the proceeding	Directors, UMBS, BS, SBS, GMCD, PC, PUP, SPEO, PEO, SUP, UPCP, UP, UPFT, SO, PEC, PSDO	Where Council is a party to a proceeding at the Victorian Civil and Administrative Tribunal
50	Power to make a decision relating to the conduct of a proceeding before Court, including a decision to settle the proceeding	Directors	
51	Power to approve litigation settlement amounts	Directors	In accordance with the financial delegations (when issued).
52	Power to appeal a decision of the Victorian Civil and Administrative Tribunal or Court	Not delegated	



MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
53	Duty to administer a competition and consumer protection compliance program	Directors	<p>The requirements reflect the introduction of the <i>Competition and Consumer Act 2010</i> and its application in Victoria pursuant to the <i>Australian Consumer Law and Fair Trading Act 2012</i>.</p> <p>Maddocks have indicated that while there is no specific provision or express duty imposed on Councils to administer a compliance program under either of the Acts, the reference is included to remind Councils that they are required to comply with the Australian Consumer Law.</p>
54	Duty to administer a privacy compliance program	MGS, UMG	
55	Power to authorise entertainment expenses	Directors, CFO	
56	Power to authorise publication on the internet	MCCE, Directors, Managers, Unit Managers, Coordinators	
57	Power to authorise publication on the Intranet	MCCE, Directors, Managers, Unit Managers, Coordinators	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
58	Power to make or authorise the making of submissions to external bodies	Directors	
59	Power to approve arrangements having important public relations aspect (e.g. opening ceremony for new facilities)	Directors, MCCE	
60	Power to authorise expenditure on advertising and media	DBT, MCCE, Managers, Unit Managers	
61	Power to give permission to publish any document or publication	Directors, MCCE,	
62	Power to authorise allocation or change over of garbage bins	DCI, MCS	
63	Power to serve statements under the <i>Land Acquisition and Compensation Act 1986</i>	DPE, CFO	
64	Power to sign transfer-related documentation under the <i>Duties Act 2000</i>	DPE, CFO	
65	Power to authorise the release of deposit moneys under the <i>Sale of Land Act 1962</i>	DPE, CFO	
66	Power to serve statutory notices in relation to land owned or managed by Council	DPE, CFO	

MISCELLANEOUS AND ADMINISTRATIVE POWERS			
Column 1	Column 2	Column 3	Column 4
	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
67	Power to request a Minister or Secretary to appoint a Council officer to be an authorised officer or authorised for a particular purpose under an Act <sup>2</sup>	DBT	Where an Act provides that an appointment or authorisation must be done by that Minister or Secretary - e.g.: section 24ZW(2) of the <i>Prevention of Cruelty to Animals Act 1986</i>
68	Function of lodging claims for Natural Disaster Financial Assistance and liaising with the Department of Treasury and Finance regarding claims	DBT, CFO	
69	Power to enter into Memorandums of Understanding	Directors	Subject to financial delegations
70	Power to sign Payroll Tax Exemption Declarations for labour hire agencies (suppliers) in accordance with the <i>Payroll Tax Act 2007</i>	CFO, UMF	

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<sup>2</sup> Where an Act provides that an appointment or authorisation must be done by that Minister or Secretary. See eg: s 24ZW(2) of the *Prevention of Cruelty to Animals Act 1986*.