



# **AGENDA**

## **Ordinary Council Meeting Wednesday, 16 February 2022**

**I hereby give notice that an Ordinary Meeting of Council will be held  
on:**

**Date: Wednesday, 16 February 2022**

**Time: 10:00am**

**Location: Council Chambers  
23 West Street  
Mount Isa**

**David Keenan  
Chief Executive Officer**







## Order Of Business

<b>1</b>	<b>Opening of the Meeting/Acknowledgement of Country .....</b>	<b>5</b>
<b>2</b>	<b>Prayer .....</b>	<b>5</b>
<b>3</b>	<b>Apologies/Leave of Absence .....</b>	<b>5</b>
<b>4</b>	<b>Public Participation .....</b>	<b>5</b>
<b>5</b>	<b>Confirmation of Previous Meeting Minutes.....</b>	<b>6</b>
5.1	Minutes of the Ordinary Meeting held on 27 January 2022.....	6
<b>6</b>	<b>Actions from Previous Council Meetings .....</b>	<b>21</b>
6.1	Outstanding Actions from Previous Council Meetings as at 16 February 2022 .....	21
<b>7</b>	<b>Declarations of Conflicts of Interest.....</b>	<b>23</b>
<b>8</b>	<b>Mayoral Minute.....</b>	<b>23</b>
	Nil	
<b>9</b>	<b>Reading and Consideration of Correspondence .....</b>	<b>23</b>
	Nil	
<b>10</b>	<b>Executive Services Reports .....</b>	<b>24</b>
10.1	Register of Delegations Council to Chief Executive Officer Annual Review .....	24
10.2	Office of the Independent Assessor Complaint Referral - Councillor Peta MacRae.....	281
10.3	Office of the Independent Assessor Complaint Referral - Councillor Kim Coghlan.....	284
10.4	Australian Mining Cities Alliance (AMCA) - Endorsement of Change of Appointment.....	288
10.5	Councillor Update - AMCA Board Meeting - 8 February 2022 .....	290
<b>11</b>	<b>Corporate and Community Services Reports .....</b>	<b>293</b>
11.1	Finance Overview Report - December 2021.....	293
11.2	Finance Overview Report - January 2022 .....	316
11.3	Budget Year Ending 30 June 2022 December Quarter Review .....	340
11.4	Splash Private BBQ Area Hire Fee.....	349
11.5	Splash Overview Report - January 2022 .....	351
11.6	Library Overview Report - December 2021 and January 2022 .....	355
11.7	Economic and Community Development Overview Report - December 2021 - January 2022 .....	358
11.8	Corporate Services Overview Report - December 2021 and January 2022.....	365
11.9	Lake Moondarra Advisory Committee - Members for Approval.....	373
11.10	Motor Sports Advisory Committee - Members for Approval .....	376
11.11	Strategic Review Report of Mount Isa City Council Owned Enterprises (MICCOE) .....	380
11.12	RADF 2021-22 Round 1 .....	458
11.13	Approval of Community and Sustainability Grant as part of the Environmental Charge Projects for the Financial Year 2021/2022 .....	460



11.14	Approval for Environmental Charge Project 21/22.....	465
<b>12</b>	<b>Infrastructure Services Reports.....</b>	<b>472</b>
12.1	Water and Sewerage Overview Report .....	472
12.2	Major Projects Overview Report.....	479
12.3	LGGSP Funding Application.....	482
12.4	QRRRF and RRUP Funding Application Summary .....	485
12.5	DRFA - MICC - Tender Evaluation .....	490
<b>13</b>	<b>Notices of Motion.....</b>	<b>495</b>
	Nil	
<b>14</b>	<b>Consideration of Confidential Business Items .....</b>	<b>496</b>
14.1	Internal Audit FY22 and FY23-FY25.....	496
14.2	Land Dealings Over Lots 9 & 10 on MPH13990 .....	496



**1 OPENING OF THE MEETING/ACKNOWLEDGEMENT OF COUNTRY**Acknowledgement of Country

Mount Isa City Council acknowledges the Kalkadoon and the Indjilandji people, Traditional Custodians of the land on which we meet today and pay our respects to their Elders past, present and emerging.

We extend that respect to Aboriginal and Torres Strait Islander peoples here today.

Recording of Council Meeting

Please note this Ordinary Meeting of Mount Isa City Council may be live streamed and recorded in accordance with Council's 'Recording of Council Meetings Policy'.

As a visitor in the public gallery, your presence may be recorded.

By remaining in Chambers, it is assumed your consent is given if your image is inadvertently broadcast.

**2 PRAYER****3 APOLOGIES/LEAVE OF ABSENCE****4 PUBLIC PARTICIPATION**



**5 CONFIRMATION OF PREVIOUS MEETING MINUTES****5.1 MINUTES OF THE ORDINARY MEETING HELD ON 27 JANUARY 2022**

**Document Number:** 758304

**Author:** Senior Governance Officer

**Authoriser:** Chief Executive Officer

**RECOMMENDATION**

**THAT** the Minutes of the Ordinary Meeting held on 27 January 2022 be received and the recommendations therein be adopted.

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**ATTACHMENTS**

1. Minutes of the Ordinary Meeting held on 27 January 2022





# **MINUTES**

**Ordinary Council Meeting  
Thursday, 27 January 2022**



**Order Of Business**

<b>1</b>	<b>Opening of the Meeting/Acknowledgement of Country .....</b>	<b>4</b>
<b>2</b>	<b>Prayer .....</b>	<b>4</b>
<b>3</b>	<b>Apologies/Leave of Absence .....</b>	<b>4</b>
<b>4</b>	<b>Public Participation .....</b>	<b>4</b>
<b>5</b>	<b>Confirmation of Previous Meeting Minutes.....</b>	<b>5</b>
5.1	Minutes of the Ordinary Meeting held on 15 December 2021 .....	5
5.2	Minutes of the Special Meeting held on 20 December 2021 .....	5
5.3	Minutes of the Special Meeting held on 18 January 2022.....	5
<b>6</b>	<b>Actions from Previous Council Meetings .....</b>	<b>5</b>
	Nil	
<b>7</b>	<b>Declarations of Conflicts of Interest.....</b>	<b>5</b>
<b>8</b>	<b>Mayoral Minute.....</b>	<b>5</b>
8.1	Mayoral Minute - January 2022 .....	5
<b>9</b>	<b>Reading and Consideration of Correspondence .....</b>	<b>6</b>
9.1	Correspondence Report - December 2021/January 2022 .....	6
<b>10</b>	<b>Executive Services Reports .....</b>	<b>6</b>
10.1	Council Decision Report - 2021 .....	6
10.2	Australian Local Government Women's Association National and Queensland State Conference - 1-3 March 2022 .....	6
10.3	Media and Communications Report November and December 2021 .....	7
10.4	Development and Land Use Quarter Two (2) Overview Report.....	7
10.5	Centennial Place - Final Draft Design.....	7
10.6	Special Paid Pandemic Leave V3.....	7
<b>11</b>	<b>Corporate and Community Services Reports .....</b>	<b>7</b>
11.1	Finance Overview Report - December 2021.....	7
11.2	Rates in Arrears .....	8
11.3	Splasherz Overview Report - December 2021.....	10
11.4	Local Laws Overview Report - November and December 2021 .....	10
11.6	WASTE MANAGEMENT OVERVIEW REPORT - NOVEMBER & DECEMBER 2021 .....	11
11.7	Building Better Regions Funding Round 6 Application - Infrastructure Stream .....	11
11.8	Building Better Regions Funding Round 6 Application - Community Investment Stream .....	11
11.9	Feedback Submission on Draft Queensland Resources Industry Development Plan.....	11
11.10	Sign On Expo 2022 .....	12
11.11	Zonta Club of Mount Isa Sponsorship - request to postpone event.....	12
<b>12</b>	<b>Infrastructure Services Reports.....</b>	<b>12</b>
12.1	Major Projects Overview Report.....	12



12.2	Works and Operations Overview Report .....	12
12.3	Additional Reseal Works .....	13
<b>13</b>	<b>Notices of Motion.....</b>	<b>13</b>
	Nil	
<b>14</b>	<b>Consideration of Confidential Business Items .....</b>	<b>13</b>
14.1	January 2022 - Quarterly Report - Response to DWQMP Audit Recommendations .....	14



**MINUTES OF MOUNT ISA CITY COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, 23 WEST STREET, MOUNT ISA  
ON THURSDAY, 27 JANUARY 2022 AT 9AM**

**PRESENT:** Crs Slade, Barwick, Fortune, MacRae, Stretton, Tully, Coghlan

**IN ATTENDANCE:** David Keenan (Chief Executive Officer), Chiley Luangala (Director Corporate and Community)

**1 OPENING OF THE MEETING/ACKNOWLEDGEMENT OF COUNTRY**

Her Worship Mayor Cr Slade opened the meeting and welcomed all those present. Mayor Cr Slade provided the meeting with an acknowledgement of country. Mayor Cr Slade advised this Ordinary Meeting is being recorded in accordance with Council's 'Recording of Council Meeting' Policy.

**MOTION**

**RESOLUTION OM01/ 01/22**

Moved: Cr Peta MacRae

Seconded: Cr Paul Stretton

**THAT** in accordance with Section 277 of the *Local Government Regulation 2012*, the following participants will be taking part in this meeting via teleconference and will be noted as in attendance:

- Deputy Mayor Phil Barwick
- Cr Mick Tully

**CARRIED**

**2 PRAYER**

Cr Paul Stretton provided the meeting with a prayer,

**3 APOLOGIES/LEAVE OF ABSENCE**

Nil

**4 PUBLIC PARTICIPATION**

Mr B Merrick

- Mr Merrick presented Council with two historical books regarding Mount Isa.

Casual for a Cause

- Mayor Slade advised Council Staff raised \$510.05 on behalf of Man Up! Australia.

Ms K Burton

- Ms Burton provided Council with feedback regarding the Australia Day Awards held on 26 January 2022.

**5 CONFIRMATION OF PREVIOUS MEETING MINUTES**

**5.1 MINUTES OF THE ORDINARY MEETING HELD ON 15 DECEMBER 2021**



**RESOLUTION OM02/ 01/22**

Moved: Cr Peta MacRae  
Seconded: Cr Paul Stretton

**THAT** the Minutes of the Ordinary Meeting held on 15 December 2021 be received and the recommendations therein be adopted.

**CARRIED**

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**5.2 MINUTES OF THE SPECIAL MEETING HELD ON 20 DECEMBER 2021****RESOLUTION OM03/ 01/22**

Moved: Cr Peta MacRae  
Seconded: Cr Paul Stretton

**THAT** the Minutes of the Special Meeting held on 20 December 2021 be received and the recommendations therein be adopted.

**CARRIED**

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**5.3 MINUTES OF THE SPECIAL MEETING HELD ON 18 JANUARY 2022****RESOLUTION OM04/ 01/22**

Moved: Cr George Fortune  
Seconded: Cr Peta MacRae

**THAT** the Minutes of the Special Meeting held on 18 January 2022 be received and the recommendations therein be adopted.

**CARRIED**

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**6 ACTIONS FROM PREVIOUS COUNCIL MEETINGS**

Nil

**7 DECLARATIONS OF CONFLICTS OF INTEREST**

Cr Mick Tully declared a declarable conflict of interest in Item 9.1 Correspondence Report December 2021/January 2022 as his business has previously provided a service to Centrex Metals Limited. Cr Mick Tully advised he while he will remain connected to the meeting he will refrain from discussion, debate or voting on the matter in relation to the agenda item.

**8 MAYORAL MINUTE****8.1 MAYORAL MINUTE - JANUARY 2022****RESOLUTION OM05/ 01/22**

Moved: Cr Mick Tully

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Seconded: Cr Phil Barwick

**THAT** Council receives and accepts the January 2022 Mayoral Minute.

**CARRIED**  
**AGAINST – CR FORTUNE**

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## **9 READING AND CONSIDERATION OF CORRESPONDENCE**

### **9.1 CORRESPONDENCE REPORT - DECEMBER 2021/JANUARY 2022**

#### **RESOLUTION OM06/ 01/22**

Moved: Cr Phil Barwick

Seconded: Cr Kim Coghlan

**THAT** Council receives and accepts the December 2021/January 2022 Correspondence Report.

**CARRIED**

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## **10 EXECUTIVE SERVICES REPORTS**

### **10.1 COUNCIL DECISION REPORT - 2021**

#### **RESOLUTION OM07/ 01/22**

Moved: Cr Mick Tully

Seconded: Cr Peta MacRae

**THAT** Council receives and accepts the 2021 Council Decision Report.

**CARRIED**

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### **10.2 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION NATIONAL AND QUEENSLAND STATE CONFERENCE - 1-3 MARCH 2022**

#### **RESOLUTION OM08/ 01/22**

Moved: Cr Kim Coghlan

Seconded: Cr Paul Stretton



**THAT** Council is represented at the Australian Local Government Women's Association (ALGWA) National and Queensland State Conference to be held in Airlie Beach from 1 to 3 March 2022 by Mayor Cr Danielle Slade.

**CARRIED**

**AGAINST – CR FORTUNE**

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### **10.3 MEDIA AND COMMUNICATIONS REPORT NOVEMBER AND DECEMBER 2021**

#### **RESOLUTION OM09/ 01/22**

Moved: Cr Kim Coghlan

Seconded: Cr Peta MacRae

**THAT** Council receives and accepts the November and December 2021 Media and Communications Report.

**CARRIED**

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### **10.4 DEVELOPMENT AND LAND USE QUARTER TWO (2) OVERVIEW REPORT**

#### **RESOLUTION OM10/ 01/22**

Moved: Cr George Fortune

Seconded: Cr Paul Stretton

**THAT** Council receives and accepts the Development and Land Use Quarter Two (2) Overview Report.

**CARRIED**

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### **10.5 CENTENNIAL PLACE - FINAL DRAFT DESIGN**

#### **RESOLUTION OM11/ 01/22**

Moved: Cr George Fortune

Seconded: Cr Peta MacRae

**THAT** Council approve the Centennial Place Design and resolve to proceed with calling for tenders.

**CARRIED**

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### **10.6 SPECIAL PAID PANDEMIC LEAVE V3**

#### **RESOLUTION OM12/ 01/22**

Moved: Cr Peta MacRae

Seconded: Cr Phil Barwick

**THAT** Council adopt the Special Paid Pandemic Leave Policy V3 as presented.

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CARRIED

**11 CORPORATE AND COMMUNITY SERVICES REPORTS****11.1 FINANCE OVERVIEW REPORT - DECEMBER 2021****RESOLUTION OM13/ 01/22**

Moved: Cr Phil Barwick

Seconded: Cr Peta MacRae

**THAT** Council receives and accepts the December 2021 Finance Overview Report.

CARRIED

**11.2 RATES IN ARREARS****RESOLUTION OM14/ 01/22**

Moved: Cr Phil Barwick

Seconded: Cr Kim Coghlan

**THAT** Council resolves:

- (a) *pursuant to regulation 140(2) of the Local Government Regulation 2012 (Qld), to sell the land described in Schedule A to this resolution, by reason of the non-payment of overdue local government rates and charges which have been outstanding for more than 3 years in relation to the said land, and authorises the taking of all necessary action to effect such sales in accordance with Chapter 4 Part 12 Division 3 of the Local Government Regulation 2012 (Qld):*

Schedule A:

Assessment No.	Legal Description
02897-00000-000	LOT 63 CROWN PLAN M758197
00536-00000-000	LOT 605 CROWN PLAN MPH14001
04832-00000-000	LOT 4 CROWN PLAN MPH22113
01211-00000-000	LOT 22 CROWN PLAN MPH4582
00953-00000-000	LOT 2 CROWN PLAN M758102
02506-00000-000	LOT 37 CROWN PLAN MPH22085
06273-00000-000	LOT 62 CROWN PLAN MPH14002
03660-00000-000	LOT 10 CROWN PLAN PMH21928
01291-00000-000	LOT 42 CROWN PLAN MPH13999
04618-00000-000	LOT 1 CROWN PLAN MPH21955 & LOT 2 CROWN PLAN MPH21955
02600-00000-000	LOT 117 CROWN PLAN M758180
01544-00000-000	LOT 39 CROWN PLAN M758115
03124-00000-000	LOT14 CROWN PLAN M758194
00087-00000-000	LOT 141 CROWN PLAN MPH13993
02937-00000-000	LOT 21 CROWN PLAN MPH22027
06268-00000-000	LOT 8 CROWN PLAN MPH13997



01692-00000-000	LOT 10 CROWN PLAN MPH4567
01846-00000-000	LOT 24 CROWN PLAN MPH22067 &
	LOT 25 CROWN PLAN MPH22067
00693-00000-000	LOT 5 CROWN PLAN MPH7994
04260-00000-000	LOT 23 CROWN PLAN MPH22068
02152-00000-000	LOT 65 CROWN PLAN M758147
04327-00800-000	LOT 13 CROWN PLAN MPH33732
00355-00000-000	LOT 9 CROWN PLAN MPH22032
04925-00000-000	LOT 26 CROWN PLAN MPH40024
02201-00000-000	LOT 24 CROWN PLAN M758148
01959-00000-000	LOT 9 CROWN PLAN MPH22085
00807-00000-000	LOT 47 CROWN PLAN M758141
04981-40000-000	LOT 7 CROWN PLAN MPH33824
00697-00000-000	LOT 12 CROWN PLAN MPH7994
00032-00000-000	LOT 2 SURVEY PLAN 206660
01724-00000-000	LOT 4 CROWN PLAN MPH13999
02334-00000-000	LOT104 CROWN PLAN M758158
04316-00000-000	LOT 124 CROWN PLAN M758107
00780-00000-000	LOT 60 CROWN PLAN M758141
02426-00000-000	LOT 3 CROWN PLAN M758196
06548-00000-000	LOT 16 CROWN PLAN MPH40092
04405-00000-000	LOT 5 CROWN PLAN MPH21950
03837-00000-000	LOT 52 CROWN PLAN MPH13998
05993-00000-000	LOT 2 CROWN PLAN MPH7949,
	LOT 9 CROWN PLAN MPH14003 &
	LOT 1 CROWN PLAN MPH21995
05984-00000-000	LOT 37 CROWN PLAN MPH13994
02980-00000-000	LOT 49 CROWN PLAN M758200
01784-00000-000	LOT 11 CROWN PLAN MPH14003
06364-00000-000	LOT 27 CROWN PLAN MPH40091
04875-00000-000	LOT 20 CROWN PLAN MPH22110
01396-00000-000	LOT 3 CROWN PLAN M758115
04976-00000-000	LOT 53 CROWN PLAN MPH14010
03919-00000-000	LOT 14 CROWN PLAN MPH13998
00575-00000-000	LOT 14 CROWN PLAN MPH22013
01104-00000-000	LOT 33 CROWN PLAN MPH13994
03000-00000-000	LOT 19 CROWN PLAN MPH30396
06792-00000-000	LOT 4 CROWN PLAN MPH40065
00430-00000-000	LOT 88 CROWN PLAN MPH22033
03408-00000-000	LOT 102 CROWN PLAN MPH21969
06380-00000-000	LOT 11 CROWN PLAN MPH40091
04793-00000-000	LOT 31 CROWN PLAN MPH21963
05829-00000-000	LOT 11 SURVEY PLAN 147774
06935-18110-000	LOT 38 REGISTERED PLAN 907592



04327-91600-000	LOT 1 CROWN PLAN MPH26476
06275-15002-000	LOT 2 SURVEY PLAN 219127
07172-00000-000	LOT 503 CROWN PLAN C3931 &
	LOT 504 CROWN PLAN C3931
02474-00000-000	LOT 23 CROWN PLAN M758172
02199-00000-000	LOT 34 CROWN PLAN M758148
06682-00000-000	LOT 118 CROWN PLAN MPH40095
01129-00000-000	LOT 69 CROWN PLAN M758141
06997-00000-000	LOT 22 CROWN PLAN MPH40048
04758-00000-000	LOT 91 CROWN PLAN MPH21962
06755-09900-000	LOT 82 SURVEY PLAN 206675
00934-00000-000	LOT 31 CROWN PLAN M758104
00325-00000-000	LOT 716 CROWN PLAN MPH14001
06468-00000-000	LOT 47 CROWN PLAN MPH40092
04190-00000-000	LOT 5 CROWN PLAN M758107
02851-00000-000	LOT 9 CROWN PLAN M758199
03568-00000-000	LOT 27 CROWN PLAN MPH4562
01778-00000-000	LOT 92 CROWN PLAN MPH13999
04827-00000-000	LOT 32 CROWN PLAN MPH22113
06795-00000-000	LOT 1 CROWN PLAN MPH40065
04812-00000-000	LOT 6 CROWN PLAN MPH22110
04120-00000-000	LOT 261 CROWN PLAN MPH14006
06195-00000-000	LOT 115 CROWN PLAN MPH13991

(b) to delegate to the Chief Executive Officer its power to take all further and necessary action pursuant to Chapter 4 Part 12 Division 3 of the *Local Government Regulation* 2012 (Qld), to effect the sale of the land as described in Schedule A to this resolution (including, for the avoidance of doubt, the power to end the sale procedures, including pursuant to regulation 141(3) of the *Local Government Regulation* 2012 (Qld).

(c) to delegate to the Chief Executive Officer its power to take all further and necessary action to write off any remaining debt to enable properties sold by the sale of land process to be free of all encumbrances on transfer of title in accordance with regulation 145 (4) of the *Local Government Regulation* 2012 (Qld).

**CARRIED**

### 11.3 SPLASHEZ OVERVIEW REPORT - DECEMBER 2021

#### RESOLUTION OM15/ 01/22

Moved: Cr Kim Coghlan

Seconded: Cr George Fortune

**THAT** Council receives and accepts the December 2021 Splashez Overview Report as presented.

**CARRIED**



**11.4 LOCAL LAWS OVERVIEW REPORT - NOVEMBER AND DECEMBER 2021****RESOLUTION OM16/ 01/22**

Moved: Cr Paul Stretton

Seconded: Cr George Fortune

**THAT** Council receives and accepts November and December 2021 Local Laws Overview Report.**CARRIED**

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**11.6 WASTE MANAGEMENT OVERVIEW REPORT - NOVEMBER & DECEMBER 2021****RESOLUTION OM17/ 01/22**

Moved: Cr Paul Stretton

Seconded: Cr George Fortune

**THAT** Council receives and accepts the November and December 2021 Waste Management Overview Report.**CARRIED**

---

**11.7 BUILDING BETTER REGIONS FUNDING ROUND 6 APPLICATION - INFRASTRUCTURE STREAM****RESOLUTION OM18/ 01/22**

Moved: Cr Phil Barwick

Seconded: Cr Peta MacRae

**THAT** Council endorses the application for funding for Library Upgrade (Concept B) under Building Better Regions Fund Round 6 – Infrastructure Stream.**CARRIED**

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**11.8 BUILDING BETTER REGIONS FUNDING ROUND 6 APPLICATION - COMMUNITY INVESTMENT STREAM****RESOLUTION OM19/ 01/22**

Moved: Cr Peta MacRae

Seconded: Cr Paul Stretton

**THAT** Council endorses the Regional Small Business Information Forums project as an application for funding through Building Better Regions Fund Round 6 – Community Investment Stream.**CARRIED**

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**11.9 FEEDBACK SUBMISSION ON DRAFT QUEENSLAND RESOURCES INDUSTRY DEVELOPMENT PLAN****RESOLUTION OM20/ 01/22**

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Moved: Cr Phil Barwick  
Seconded: Cr Peta MacRae

**THAT** Council endorses the feedback to be provided to the Minister of Resources on the draft Queensland Resources Industry Development Plan.

**CARRIED**

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At 10:38am, Cr Kim Coghlan left the meeting.

## **11.10 SIGN ON EXPO 2022**

### **RESOLUTION OM21/ 01/22**

Moved: Cr Peta MacRae  
Seconded: Cr George Fortune

**THAT** Council approves to the postponement of the 2022 Sign On Expo to 19 February 2022 and the event to be held at Civic Centre, subject to Covid-19 restrictions and Queensland Health directives.

**AND**

**THAT** Council assist in promoting all clubs, organisations, volunteer groups and associated businesses through Council's various online platforms.

**CARRIED**

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At 10:41am, Cr Kim Coghlan returned to the meeting.

## **11.11 ZONTA CLUB OF MOUNT ISA SPONSORSHIP - REQUEST TO POSTPONE EVENT**

### **RESOLUTION OM22/ 01/22**

Moved: Cr Phil Barwick  
Seconded: Cr George Fortune

**THAT** Council support the change of approved activity for the Zonta Club of Mount Isa International Women's Day 2022 event and approve the sponsorship payment of \$5,000.00 (incl. GST) to be paid in the 2022/23 financial year for the event to be held in September 2022.

**CARRIED**

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## **12 INFRASTRUCTURE SERVICES REPORTS**

### **12.1 MAJOR PROJECTS OVERVIEW REPORT**

#### **RESOLUTION OM23/ 01/22**

Moved: Cr Kim Coghlan  
Seconded: Cr Mick Tully

**THAT** Council receives and accepts the December 2021 Major Projects Overview Report as presented.

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**CARRIED**

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**12.2 WORKS AND OPERATIONS OVERVIEW REPORT****RESOLUTION OM24/ 01/22**

Moved: Cr Kim Coghlan

Seconded: Cr Mick Tully

**THAT** Council receives and accepts the December 2021 Works and Operations Overview Report.**CARRIED**

---

**12.3 ADDITIONAL RESEAL WORKS****RESOLUTION OM25/ 01/22**

Moved: Cr George Fortune

Seconded: Cr Mick Tully

**THAT** Council issues RPQ Spray Seal Pty Ltd a Variation Notice to undertake an extra 6056m2 of reseal at its existing contract rates

and

**THAT** Council issues a Request for Tender (RFT) on Local Buy as a Closed Tender to Fulton Hogan, Koppens Constructions and Stabilised Pavements Australia (SPA) for the extra rehabilitation and reseal works of 18000m2 as a separate Contract**CARRIED**

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**13 NOTICES OF MOTION**

Nil

<b>Council Adjourned: 11:04am</b>
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<b>Council Reconvened: 11:14am</b>
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**14 CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS****RESOLUTION OM26/ 01/22**

Moved: Cr Paul Stretton

Seconded: Cr Peta MacRae

**THAT** Council considers the confidential report(s) listed below in a meeting closed to the public at 11:15am in accordance with Section 254J of the Local Government Regulation 2012:**14.1 January 2022 - Quarterly Report - Response to DWQMP Audit Recommendations**

This matter is considered to be confidential under Section 254J - h of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with other business for which a public



discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

**CARRIED**

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**RESOLUTION OM27/ 01/22**

Moved: Cr Peta MacRae

Seconded: Cr Kim Coghlan

**THAT** Council moves out of Closed Council into Open Council.

**CARRIED**

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**14.1 JANUARY 2022 - QUARTERLY REPORT - RESPONSE TO DWQMP AUDIT RECOMMENDATIONS****RESOLUTION OM28/ 01/22**

Moved: Cr George Fortune

Seconded: Cr Paul Stretton

**THAT** Council receives and accepts the January 2022 Quarterly Response to DWQMP Audit Recommendations.

**CARRIED**

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**There being no further business the Meeting closed at 11:22am**

**The minutes of this meeting were confirmed at the Council Meeting held on 16 February 2022.**

.....  
**CHAIRPERSON**



**6 ACTIONS FROM PREVIOUS COUNCIL MEETINGS****6.1 OUTSTANDING ACTIONS FROM PREVIOUS COUNCIL MEETINGS AS AT 16 FEBRUARY 2022**

**Document Number:** 758842

**Author:** Senior Governance Officer

**Authoriser:** Chief Executive Officer

**EXECUTIVE SUMMARY**

Outstanding actions from previous council meetings as at 16 February 2022

**RECOMMENDATION**

**THAT** Council receives and notes outstanding actions from previous Council Meetings as at 16 February 2022

---

**RECOMMENDATION OPTIONS**

**THAT** Council receives and notes outstanding actions from previous Council Meetings as at 16 February 2022

Or

**THAT** Council does not receive and note outstanding actions from previous Council Meetings as at 16 February 2022

**ATTACHMENTS**

1. Outstanding Actions - As at 16 February 2022 [↓](#) 



**ACTIONS REPORT**

Division:  
Committee: Council  
Officer:

Printed: 11 February 2022 12:01  
PM  
Date From: 1/01/2022  
Date To: 18/02/2022

Meeting	Date	Officer	Title	Target
Council 27/01/2022	27/01/2022	Manager Works and Operations	Additional Reseal Works	10/02/2022
Council 27/01/2022	27/01/2022	Manager Finance and Information Technology	Rates in Arrears	28/02/2022



**7        DECLARATIONS OF CONFLICTS OF INTEREST**

**8        MAYORAL MINUTE**

Nil

**9        READING AND CONSIDERATION OF CORRESPONDENCE**

Nil



**10 EXECUTIVE SERVICES REPORTS****10.1 REGISTER OF DELEGATIONS COUNCIL TO CHIEF EXECUTIVE OFFICER ANNUAL REVIEW****Document Number:** 757632**Author:** Coordinator Corporate Governance**Authoriser:** Chief Executive Officer**Directorate:** Executive Services**Portfolio:** Executive Services**EXECUTIVE SUMMARY**

Council's Register of Delegations – Council to CEO has been reviewed and updated as prescribed in s257(5) of the *Local Government Act 2009*.

**RECOMMENDATION**

**THAT** Council adopt the updated Register of Delegations – Council to CEO V4

**BACKGROUND**

Council is required to review and update the Register of Delegations – Council to CEO on an annual basis. Pursuant to s257(1)(b) of the *Local Government Act 2009*, a local government may by resolution, delegate a power under this act or another act to the chief executive officer. Section 260 of the *Local Government Act 2009* prescribes, the chief executive officer must establish a register of delegations that contains the particulars prescribed under a regulation (s305 of the *Local Government Regulation 2012*).

**OVERVIEW**

To allow the Mayor and Councillors to focus on strategic issues and the reduce the amount of time to address issues that can be effectively handled at an operational level, Council may delegate decision-making powers to the Chief Executive Officer.

This review has only a few changes due to legislation amendments with the introduction of the following registers:

- *Land Regulation 2020*
- *Nature Conservation (Animals) Regulation 2020*
- *Nature Conservation (Plants) Regulation 2020*
- *State Penalties and Enforcement Regulations 2014*

**BUDGET AND RESOURCE IMPLICATIONS**

Nil

**LINK TO CORPORATE PLAN**

Theme:	5.	Ethical & Inclusive Governance
Strategy:	5.1	Continually monitor and evaluate all Council operations and conduct independent surveys of client/customer satisfaction levels



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**CONSULTATION (INTERNAL AND EXTERNAL)**

Internal consultation has taken place Council's Executive Management Team.

**LEGAL CONSIDERATIONS**

All proposed changes have been recommended by King and Company Solicitors through the Local Government of Queensland's Delegation Register Service.

Council is required to review the Register of Delegations – Council to CEO annually, pursuant to Pursuant to s257(5) of the *Local Government Act 2009*.

**POLICY IMPLICATIONS**

Any changes to legislated decision-making powers within the organisation may affect a number of Council policy documents, employees will need to ensure changes to the Register of Delegations are appropriately applied to their departmental policies and procedures, to ensure the matter is referred to the correct decision maker.

**RISK IMPLICATIONS**

Nil

**HUMAN RIGHTS CONSIDERATIONS**

Consideration has been given to protected Human Rights.

**RECOMMENDATION OPTIONS**

THAT Council adopt the Register of Delegations Council to CEO V4

OR

THAT Council do not adopt the Register of Delegations Council to CEO V4

**ATTACHMENTS**

1. Register of Delegations - Council to CEO V4  





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>MAYOR DELEGATIONS</b>					
M1	Deputy Mayor	Mayors powers	Section 258 <i>Local Government Act 2009</i>	12/02/2020 OM12/02/20	The Mayor must not delegate the power to give directions to the chief executive officer.
<b>LOCAL GOVERNMENT DELEGATIONS</b>					
<b>Aboriginal Cultural Heritage Act 2003</b>					
1	Chief Executive Officer	Power, in the circumstances set out in subsection (1), to take all reasonable and practicable steps to ensure that the human remains are taken into the custody of the chief executive.	<i>Section 17 Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
2	Chief Executive Officer	Power, in the circumstances set out in subsection (1), to advise the chief executive of the existence and location of the human remains and give the chief executive all details that the chief executive reasonably requires.	<i>Section 18 Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
3	Chief Executive Officer	Power, as a person who carries out an activity, to take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage.	<i>Section 23 Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
4	Chief Executive Officer	Power to consult with the Minister about cultural heritage duty of care guidelines.	<i>Section 28(2) Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
5	Chief Executive Officer	Power, as a person who is involved in putting an approved cultural heritage management plan into effect, to take all reasonable steps to ensure the chief executive is advised about all Aboriginal cultural heritage revealed to exist because of any activity carried out under the plan.	<i>Section 30 Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
6	Chief Executive Officer	Power, as a person who carries out an activity, to advise the chief executive of Aboriginal cultural heritage revealed to exist because of the activity.	<i>Section 31 Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
7	Chief Executive Officer	Power to carry out a cultural heritage study and have its findings recorded in the register including all steps authorised or required by Part 6 of the Act for the purpose of carrying out the study, recording it in the register and objecting to the way the study is recorded in the register.	<i>Sections 53, 56, 57, 58, 59, 60, 61, 62(2), 63(3), 64(2), 65(2), 67, 68, 69(2), 70, 71, 76, 77(2) and 153 Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
8	Chief Executive Officer	Power to consult with the Minister about guidelines to help people in choosing suitable methodologies for carrying out cultural heritage studies.	<i>Section 54(2) Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
9	Chief Executive Officer	Power, as the owner or occupier of land, to consult with the sponsor about obtaining access to the land and determine whether or not access should be given.	<i>Section 70(3) Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
10	Chief Executive Officer	Power to consult with the chief executive about a cultural heritage study.	<i>Section 72(1)(c) Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	
11	Chief Executive Officer	Power to object to the Land Court to: (a) the chief executive's recording in the register of the findings of a cultural heritage study; and (b) the chief executive's refusal to record in the register the findings of a cultural heritage study.	<i>Section 76 Aboriginal Cultural Heritage Act 2003</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
12	Chief Executive Officer	Power to develop, reach agreement on and seek approval for a cultural heritage management plan including all steps authorised or required by Part 7 of the Act for the purpose of developing, reaching agreement on and seeking approval of the plan and objecting to any refusal to approve the plan.	Sections 82, 83, 91, 92, 93, 94, 95, 96, 97(2), 98(2), 99(2), 100, 101, 103, 104, 105, 106, 107, 109(5), 111, 112, 113, 114, 115, 116, 117(5) and 153 Aboriginal Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
13	Chief Executive Officer	Power to consult with the Minister about guidelines to help people in choosing suitable methodologies for developing cultural heritage management plans.	Section 85(1) Aboriginal Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
14	Chief Executive Officer	Power, as the owner or occupier of land, to consult with a person who wishes to enter land to perform a cultural heritage activity about obtaining access to the land and to determine whether or not access should be given.	Section 153 Aboriginal Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
<b>Acquisition of Land Act 1967</b>					
15	Chief Executive Officer	Power as an entity taking the resource interest to give the relevant chief executive for the resource interest written notice.	Section 4B(2) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
16	Chief Executive Officer	Power to prepare, serve and amend a Notice of Intention to Resume, to discontinue resumption and to give notice to the land registry.	Section 7 Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
17	Chief Executive Officer	Power to hear the objector; consider the grounds of objection to the taking of land and to amend the notice of intention to resume or discontinue the resumption.	Section 8 Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
18	Chief Executive Officer	Power to apply to the Minister that the land be taken and to respond to requests from the Minister for further particulars or information.	Section 9 Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
19	Chief Executive Officer	Power to deal with land mentioned in subsection (4) for the purpose for which it is taken on and from the day it is taken, even though the land is yet to be dedicated, granted, leased or otherwise dealt with under subsection (4A).	Section 12(4B) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
20	Chief Executive Officer	Power to agree with the Claimant on the amount of compensation payable.	Section 12(5A) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
21	Chief Executive Officer	Power to serve the gazette resumption notice upon every person who is entitled pursuant to section 18 to claim compensation or is a mortgagee of the land.	Section 12(7) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
22	Chief Executive Officer	Power to lodge with the registrar of titles a plan of survey showing a new boundary for a lot or common property.	Section 12A Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
23	Chief Executive Officer	Power to dedicate land taken under the Act as a road.	Section 12B Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
24	Chief Executive Officer	Power to take additional land.	Sections 13(1) and (1A) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
25	Chief Executive Officer	Power to take additional land.	Sections 13(2) and (2A) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
26	Chief Executive Officer	Power to sell or otherwise deal with additional land taken.	Section 13 (3) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
27	Chief Executive Officer	Power to take land pursuant to a resumption agreement and to take all steps necessary to prepare and enter the resumption agreement.	Section 15B Acquisition of Land Act 1967	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
28	Chief Executive Officer	Power to apply to the Minister to take land pursuant to a resumption agreement and to respond to requests from the Minister for further particulars or information.	Section 15C Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
29	Chief Executive Officer	Power to declare by gazette notice that land taken pursuant to a resumption agreement is taken for the purpose stated in the notice.	Section 15D Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
30	Chief Executive Officer	Power to serve a notice of discontinuance of a resumption.	Section 16(1) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
31	Chief Executive Officer	Power to agree with the claimant about the amount of compensation payable under subsection (1A) or to refer the issue for determination by the Land Court.	Section 16(1B) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
32	Chief Executive Officer	Power to have the amount of compensation payable under subsection (1) taxed by an officer of the Supreme Court.	Section 16(1C) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
33	Chief Executive Officer	Power as a gazetting authority to, by gazette notice, revoke a gazette resumption notice.	Section 17(1) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
34	Chief Executive Officer	Power to agree in writing with the person entitled as owner to compensation in respect of the taking of the land to the revesting of the land or part of it, to which a gazette resumption notice relates.	Section 17(1A) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
35	Chief Executive Officer	Power to lodge a gazette copy of the revoking gazette notice with the land registry.	Section 17(2)(c) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
36	Chief Executive Officer	Power to agree upon the amount of compensation to be paid under subsection (4) or to agree that the amount be determined by the Land Court.	Section 17(5) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
37	Chief Executive Officer	Power to refer the determination of the amount of compensation to be paid under subsection (4) to the Land Court.	Section 17(5) Acquisition of Land Act 1967	17/03/2021 OM26/03/21	
38	Chief Executive Officer	Power to accept and deal with a claim for compensation served by the claimant more than 3 years after the day the land was taken.	Section 19 Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
39	Chief Executive Officer	Power to accept and deal with a claim for compensation served by the claimant more than 3 years after the day the land was taken.	Sections 19(4) and 19(6) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
40	Chief Executive Officer	Power to agree to grant the claimant, in satisfaction wholly or partly of the claimant's claim for compensation, any easement, right of way, lease or other right of occupation, or any other right, privilege or concession in, upon, over or under the land taken or any other land the property of Council.	Section 21(1) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
41	Chief Executive Officer	Power to agree to transfer land held in fee simple by Council to the claimant in satisfaction wholly or partly of the Claimant's claim for compensation.	Section 21(1A) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
42	Chief Executive Officer	Power to agree with the Claimant that the extent to which the grant or transfer shall satisfy the claim for compensation be determined by the Land Court.	Section 21(2) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
43	Chief Executive Officer	Power to make an advance on compensation to the Claimant.	Section 23(2) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
44	Chief Executive Officer	Power to, before paying the advance, require the claimant to satisfy Council regarding taxes, rates and other moneys which, if unpaid, would be a charge upon the land, and to decide to reduce an advance by any such amount.	Section 23(5) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
45	Chief Executive Officer	Power to reduce the advance by the sum due to the mortgagee.	Section 23(6) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
46	Chief Executive Officer	Power to pay to Council, the Crown or a mortgagee any amount by which the advance has been reduced.	Section 23(7) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
47	Chief Executive Officer	Power to refer a claim for compensation to the Land Court.	Section 24(1) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
48	Chief Executive Officer	Power to apply to the Land Court for further or other particulars of a claim for compensation.	Section 24(4) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
49	Chief Executive Officer	Power to apply to the Land Court for the Claimant to enter an appearance on the reference.	Section 25(1) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
50	Chief Executive Officer	Power to pay the amount of compensation agreed upon or determined into the Supreme Court.	Sections 29 & 30 Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
51	Chief Executive Officer	Power to pay to a mortgagee so much of the amount of compensation as does not exceed the sum due to the mortgagee.	Section 32 Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
52	Chief Executive Officer	Power to deduct from an amount of compensation and pay to the Crown or to Council any amount of taxes, rates or other moneys charged upon the land taken in favour of the Crown or Council.	Section 35 Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
53	Chief Executive Officer	Power to authorise a person to exercise the powers in section 36(1) on Council's behalf.	Section 36(1) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
54	Chief Executive Officer	Power to give 7 days' notice in writing of the intention to enter the land.	Section 36(3) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
55	Chief Executive Officer	Power to temporarily occupy and use any land for the purpose of constructing, maintaining or repairing any works and to exercise the powers prescribed in subsection (1).	Section 37(1) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
56	Chief Executive Officer	Power to give notice to the occupier or owner of the intention to temporarily occupy and use the land.	Section 37(2) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
57	Chief Executive Officer	Power to agree with the Claimant upon the amount of compensation to be paid under section 37 or to agree that such amount be determined by the Land Court.	Section 37(5) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
58	Chief Executive Officer	Power to issue a warrant to the sheriff to deliver up possession of the land taken or occupied under the Act.	Section 38(1) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
59	Chief Executive Officer	Power to offer for sale land taken under the Act to the former owner of the land.	Section 41(1) Acquisition of Land Act 1967	12/02/2020 OM12/02/20	
<b>Animal Care and Protection Act 2001</b>					
60	Chief Executive Officer	Power, as the occupier of a place, to consent to entry of the place by an inspector.	Sections 156(2) Animal Care and Protection Act 2001	17/03/2021 OM26/03/21	
61	Chief Executive Officer	Power, in the specified circumstances, to agree in writing to the transfer of the ownership of an animal or other thing to Council.	Sections 156(2) Animal Care and Protection Act 2001	12/02/2020 OM12/02/20	
62	Chief Executive Officer	Power, in the specified circumstances, to deal with an animal or other thing as considered appropriate.	Section 157 Animal Care and Protection Act 2001	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
63	Chief Executive Officer	Power, in the specified circumstances, to recover the cost from the animal's owner or former owner.	Section 189 Animal Care and Protection Act 2001	12/02/2020 OM12/02/20	
64	Chief Executive Officer	Power, in the specified circumstances, to agree in writing to the transfer of the ownership of an animal to Council.	Section 214A(2) Animal Care and Protection Act 2001	12/02/2020 OM12/02/20	
<b>Animal Care and Protection Regulation 2012</b>					
65	Chief Executive Officer	Power to comply with the requirements of schedule 3A – Code of practice for breeding of dogs.	Section 2(2), Animal Care and Protection Regulation 2012	12/02/2020 OM12/02/20	
66	Chief Executive Officer	Power as a person in charge of a breeding dog usually kept at premises to ensure:- a) the relevant information for the dog is recorded in writing; and b) the records of the relevant information is kept for 3 years after the later of when the dog is last used for breeding or the dog is no longer kept for breeding.	Section 5A, Animal Care and Protection Regulation 2012	12/02/2020 OM12/02/20	
<b>Animal Management (Cats and Dogs) Act 2008</b>					
67	Chief Executive Officer	Power to give identifying information to particular persons.	Section 39 Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
68	Chief Executive Officer	Power to recognise a body supervising an exhibition in which a cat or dog is participating.	Section 42(4) Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
69	Chief Executive Officer	Power, as an approved entity, to:- a) conduct an accreditation scheme to breed dogs; and b) accredit a person as an "accredited breeder" under the accreditation scheme. NOTE: this section only applies to local governments who have been declared to be an approved entity under section 43W.	Section 43B Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
70	Chief Executive Officer	Power, as an approved entity, to give an accreditation number to an accredited breeder. NOTE: this section only applies to local governments who have been declared to be an approved entity under section 43W.	Section 43C Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
71	Chief Executive Officer	Power to give registration notice.	Section 49(2) Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
72	Chief Executive Officer	Power to keep registration form and information.	Section 51 Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
73	Chief Executive Officer	Power to fix the fee for the registration of a dog.	Section 52 Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
74	Chief Executive Officer	Power to recognise a body supervising an exhibition or an obedience trial in which a dog is participating.	Section 64(1) Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
75	Chief Executive Officer	Power to require applicant to give a stated document or information that is relevant to a permit application.	Section 74(1) Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
76	Chief Executive Officer	Power to grant or refuse a permit application within a certain time.	Section 75(1) Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
77	Chief Executive Officer	Power to decide whether desexing is likely to be a serious risk to the health of a dog.	Section 75(3) Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	
78	Chief Executive Officer	Power to impose conditions on the grant of an application for a restricted dog permit.	Section 75(5) Animal Management (Cats and Dogs) Act 2008	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
79	Chief Executive Officer	Power to issue a restricted dog permit.	<i>Section 77 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
80	Chief Executive Officer	Power to issue a decision notice after deciding to refuse a permit application.	<i>Section 79 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
81	Chief Executive Officer	Power to grant or refuse a renewal application within a certain time.	<i>Section 84(1) Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
82	Chief Executive Officer	Power to seek further information in deciding an application for a renewal application.	<i>Section 84(4)(b) Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
83	Chief Executive Officer	Power to: if the application is granted, issue a renewed permit; or if the application is refused, issue a decision notice.	<i>Section 84(5) Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
84	Chief Executive Officer	Power to mend a restricted dog permit at any time.	<i>Section 87 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
85	Chief Executive Officer	Power to make:- (a) A dangerous dog declaration; (b) A menacing dog declaration; (c) A restricted dog declaration.	<i>Section 89(1) Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
86	Chief Executive Officer	Power to determine whether a dog is of a breed mentioned in section 63(1).	<i>Section 89(4) Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
87	Chief Executive Officer	Power to give a dog owner a proposed declaration notice regarding a dog.	<i>Section 90 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
88	Chief Executive Officer	Power to withdraw a proposed declaration notice regarding a dog.	<i>Section 92 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
89	Chief Executive Officer	Power to consider any written representations and evidence within a period stated in a proposed declaration notice and make a regulated dog declaration.	<i>Section 94 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
90	Chief Executive Officer	Power to give an owner of a dog the subject of a regulated dog declaration, a notice about the decision under subsection (3) or (4).	<i>Section 95 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
91	Chief Executive Officer	Power to destroy a surrendered regulated dog.	<i>Section 100 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
92	Chief Executive Officer	Power to recover reasonable seizure or destruction costs.	<i>Section 102 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
93	Chief Executive Officer	Power to give notice of a proposed inspection program.	<i>Section 114 Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
94	Chief Executive Officer	Power to include other information considered appropriate in the general register.	<i>Section 178(e) Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
95	Chief Executive Officer	Power to authorise an employee to verify a copy of a document.	<i>Section 198(1) Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
96	Chief Executive Officer	Where a local government has received a registration form in relation to a cat prior to 23 September 2013 and it has not yet given a registration notice, power to: (a) refund the registration fee to the owner; or (b) if the local government is a declared local government—register the cat under former chapter 3, part 2; or (c) if a local government makes a local law requiring cats to be registered—register the cat under the local law.	<i>Section 227(2) Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
97	Chief Executive Officer	Where a local government has received a registration fee in relation to a cat prior to 23 September 2013 and it has given a registration notice for the cat, power to refund the registration fee or a portion of the fee to the owner.	<i>Section 228(2)(b) Animal Management (Cats and Dogs) Act 2008</i>	12/02/2020 OM12/02/20	
<b><i>Biosecurity Act 2014</i></b>					
98	Chief Executive Officer	Power, in a circumstance listed in subsection (1), to advise an inspector of the presence of the biosecurity matter.	<i>Section 36(2) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
99	Chief Executive Officer	Power, in a circumstance listed in subsection (1), to advise an appropriate authorised officer of the presence of the biosecurity matter that is a relevant restricted matter.	<i>Section 42(2) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
100	Chief Executive Officer	Power to carry out the main function of a local government under the Act.	<i>Section 48 Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
101	Chief Executive Officer	Power to consult with the Minister.	<i>Section 50(3) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
102	Chief Executive Officer	Power to comply with a notice issued by the Minister pursuant to subsection (4).	<i>Section 50(5) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
103	Chief Executive Officer	Power to agree with the chief executive that Council cannot achieve substantial compliance with the notice.	<i>Section 51(2) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
104	Chief Executive Officer	Power to comply with a request from the Minister for a written report made pursuant to subsection (1).	<i>Section 52(2) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
105	Chief Executive Officer	Power to prepare and approve a biosecurity plan for invasive biosecurity matter for Council's area.	<i>Section 53 Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
106	Chief Executive Officer	Power to keep a copy of the biosecurity plan available for inspection.	<i>Section 54 Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
107	Chief Executive Officer	Power to consult with the chief executive about the suitability and priority of the activities.	<i>Section 59 Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
108	Chief Executive Officer	Power to pay the amount required by a notice issued by the Minister pursuant to this section.	<i>Section 60(5) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
109	Chief Executive Officer	Power, as a building authority for a barrier fence, or as an owner of land affected by the amendment, to consult with the chief executive about the amendment of the barrier fence map.	<i>Section 91(3) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
110	Chief Executive Officer	Power, as a building authority for a barrier fence, in the circumstance set out in subsection (1), to build and pay for a gate or grid in the fence.	<i>Section 92(2) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
111	Chief Executive Officer	Power, as a building authority for a barrier fence, to undertake the activities set out in subsections (a) and (b).	<i>Section 93 Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
112	Chief Executive Officer	Power, as a building authority for a barrier fence, to enter a place in the circumstances set out in subsection (1).	<i>Section 94 Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
113	Chief Executive Officer	Power, as a building authority for a barrier fence, to enter into an agreement with another person about making an opening in the fence for a particular purpose and period.	<i>Section 95 Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	
114	Chief Executive Officer	Power, as a building authority for a barrier fence, to give a notice to a person requiring the person to restore the fence.	<i>Section 96(2) Biosecurity Act 2014</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
115	Chief Executive Officer	Power, as a building authority for a barrier fence, to carry out the restoration of the barrier fence and recover the reasonable costs from the person to whom notice was given pursuant to subsection (2).	Section 96(4) Biosecurity Act 2014	12/02/2020 OM12/02/20	
116	Chief Executive Officer	Power, as a building authority for a barrier fence part, to appoint a person employed or engaged by Council to exercise powers under the Act in relation to the barrier fence part.	Section 100 Biosecurity Act 2014	12/02/2020 OM12/02/20	
117	Chief Executive Officer	Power, as a building authority for a barrier fence part, to give directions to a barrier fence employee.	Section 101(2) Biosecurity Act 2014	12/02/2020 OM12/02/20	
118	Chief Executive Officer	Power, as a relevant entity, to consult with the chief executive about a proposed making of a code of practice.	Section 105 Biosecurity Act 2014	12/02/2020 OM12/02/20	
119	Chief Executive Officer	Power to make written submissions on a proposed guideline.	Section 107 Biosecurity Act 2014	12/02/2020 OM12/02/20	
120	Chief Executive Officer	Power to apply to an inspector for a biosecurity emergency order permit.	Section 121 Biosecurity Act 2014	12/02/2020 OM12/02/20	
121	Chief Executive Officer	Power to apply to an inspector for a biosecurity instrument permit.	Section 132 Biosecurity Act 2014	12/02/2020 OM12/02/20	
122	Chief Executive Officer	Power as a registrable biosecurity entity to apply for registration.	Sections 145 and 147 Biosecurity Act 2014	12/02/2020 OM12/02/20	
123	Chief Executive Officer	Power as a registrable biosecurity entity to apply for a registration exemption.	Section 146 Biosecurity Act 2014	12/02/2020 OM12/02/20	
124	Chief Executive Officer	Power to make written submissions in response to a notice from the chief executive.	Section 150(3)(b) Biosecurity Act 2014	12/02/2020 OM12/02/20	
125	Chief Executive Officer	Power, in the circumstances referred to in subsection (1) to apply for deregistration as a biosecurity entity.	Section 152 Biosecurity Act 2014	12/02/2020 OM12/02/20	
126	Chief Executive Officer	Power to comply with a requirement of the chief executive made under subsection (2) or (3).	Section 156(2) Biosecurity Act 2014	12/02/2020 OM12/02/20	
127	Chief Executive Officer	Power as a registered biosecurity entity, owner or occupier to give the chief executive a restricted place notice.	Section 160(2) Biosecurity Act 2014	12/02/2020 OM12/02/20	
128	Chief Executive Officer	Power to apply to the chief executive for the removal of the entry for a restricted place from the biosecurity register.	Section 164 Biosecurity Act 2014	12/02/2020 OM12/02/20	
129	Chief Executive Officer	Power to apply to the chief executive for the end of a declaration of a designated animal as a restricted animal.	Section 164A Biosecurity Act 2014	12/02/2020 OM12/02/20	
130	Chief Executive Officer	Power to apply to the chief executive for the end of a declaration of a designated biosecurity matter as a restricted biosecurity matter.	Section 164B Biosecurity Act 2014	12/02/2020 OM12/02/20	
131	Chief Executive Officer	Power to give the chief executive further information or a document about the application.	Section 165 Biosecurity Act 2014	12/02/2020 OM12/02/20	
132	Chief Executive Officer	Power as a registered biosecurity entity to give the chief executive a change notice.	Section 170(2) Biosecurity Act 2014	12/02/2020 OM12/02/20	
133	Chief Executive Officer	Power to apply to the chief executive for a travel approval for the movement of a special designated animal.	Section 181 Biosecurity Act 2014	12/02/2020 OM12/02/20	
134	Chief Executive Officer	Power, as a receiver of a special designated animal at a saleyard, to take the action referred to in subsections (a) and (b).	Section 187 Biosecurity Act 2014	12/02/2020 OM12/02/20	
135	Chief Executive Officer	Power, as a receiver of a special designated animal at a restricted agricultural show, to take the action referred to in subsection (2).	Section 188 Biosecurity Act 2014	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
136	Chief Executive Officer	Power, as a receiver of a special designated animal at a place, to take the action referred to in subsection (2).	Section 190 Biosecurity Act 2014	12/02/2020 OM12/02/20	
137	Chief Executive Officer	Power, in the circumstances referred to in subsection (1), as a receiver of a special designated animal to advise an inspector of the circumstances in subsection (1).	Section 193(2) Biosecurity Act 2014	12/02/2020 OM12/02/20	
138	Chief Executive Officer	Power, to comply with all reasonable directions the inspector gives.	Section 193(3) Biosecurity Act 2014	12/02/2020 OM12/02/20	
139	Chief Executive Officer	Power, as a relevant person, to create a movement record for a designated animal and to give the record to the conveyor or drover of the animal.	Section 194(2) Biosecurity Act 2014	12/02/2020 OM12/02/20	
140	Chief Executive Officer	Power, as a relevant person, to keep and produce a movement record for a designated animal in accordance with the requirements of this section.	Section 197 Biosecurity Act 2014	12/02/2020 OM12/02/20	
141	Chief Executive Officer	Power, as person who receives a copy of a movement record, to keep and produce the copy of the movement record for in accordance with the requirements of this section.	Section 198(2) and (7) Biosecurity Act 2014	12/02/2020 OM12/02/20	
142	Chief Executive Officer	Power, in the circumstances referred to in subsection (4) and as a person who accepts delivery of the animal at the end of the movement, to create, keep and produce a record complying with subsection (6).	Section 198(5) and (7) Biosecurity Act 2014	12/02/2020 OM12/02/20	
143	Chief Executive Officer	Power, as a person having responsibility for the organisation and operation of an agricultural show, to keep a record in the appropriate form for the designated animal.	Section 199 Biosecurity Act 2014	12/02/2020 OM12/02/20	
144	Chief Executive Officer	Power to apply for a prohibited matter permit or a restricted matter permit and to take all steps required to bring the application to finalisation and obtain a decision on the application.	Sections 214 and 215 Biosecurity Act 2014	12/02/2020 OM12/02/20	
145	Chief Executive Officer	Power to apply for the renewal of a prohibited matter permit or a restricted matter permit and to take all steps required to bring the application to finalisation and obtain a decision on the application.	Sections 225 and 226 Biosecurity Act 2014	12/02/2020 OM12/02/20	
146	Chief Executive Officer	Power to comply with a direction of the chief executive issued pursuant to subsection (2).	Section 229 Biosecurity Act 2014	12/02/2020 OM12/02/20	
147	Chief Executive Officer	Power to apply for the transfer of a prohibited matter permit or a restricted matter permit.	Section 230 Biosecurity Act 2014	12/02/2020 OM12/02/20	
148	Chief Executive Officer	Power to consult with an interested entity about a proposed biosecurity program.	Section 235(3)(d) Biosecurity Act 2014	12/02/2020 OM12/02/20	
149	Chief Executive Officer	Power to consult with the chief executive about a proposed biosecurity program.	Section 239(1) Biosecurity Act 2014	12/02/2020 OM12/02/20	
150	Chief Executive Officer	Power to consult with the chief executive and an invasive animal board before authorising a biosecurity program.	Section 239(2) Biosecurity Act 2014	12/02/2020 OM12/02/20	
151	Chief Executive Officer	Power to give make copies of a biosecurity program authorisation available for inspection and purchase at Council's public office.	Section 241 Biosecurity Act 2014	12/02/2020 OM12/02/20	
152	Chief Executive Officer	Power as an occupier of a place to sign an acknowledgement of consent to enter the place.	Section 268(1) Biosecurity Act 2014	17/03/2021 OM26/03/21	
153	Chief Executive Officer	Power as an occupier of a place to consent to entry by an authorised officer.	Section 269(2) Biosecurity Act 2014	17/03/2021 OM26/03/21	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
154	Chief Executive Officer	Power to apply to the court for an order against the person convicted of an offence against the Act to pay the costs Council has incurred in taking a thing or doing something else during the investigation of the offence.	Section 358 Biosecurity Act 2014	12/02/2020 OM12/02/20	
155	Chief Executive Officer	Power, as a relevant body, to stay the original decision, fix conditions on the stay, fix the period of a stay and revoke a stay.	Section 364 Biosecurity Act 2014	12/02/2020 OM12/02/20	
156	Chief Executive Officer	Power, as the issuing authority, after receiving an internal review application to conduct an internal review and make a decision.	Section 365 Biosecurity Act 2014	12/02/2020 OM12/02/20	
157	Chief Executive Officer	Power, as the issuing authority, to give notice of an internal review decision.	Section 366 Biosecurity Act 2014	12/02/2020 OM12/02/20	
158	Chief Executive Officer	Power, as the issuing authority, to make a new decision following the receipt of directions from the court.	Section 372(1) Biosecurity Act 2014	12/02/2020 OM12/02/20	
159	Chief Executive Officer	Power, as the issuing authority, to give effect to a decision of the court to substitute the internal review decision with a new decision.	Section 372(2) Biosecurity Act 2014	12/02/2020 OM12/02/20	
160	Chief Executive Officer	Power, as the issuing authority for a biosecurity order, to give notice of the amount of the debt.	Section 380(2) Biosecurity Act 2014	12/02/2020 OM12/02/20	
161	Chief Executive Officer	Power to register a charge over the land for an unpaid amount and to release the charge once the unpaid amount has been paid.	Section 381 Biosecurity Act 2014	12/02/2020 OM12/02/20	
162	Chief Executive Officer	Power, as a third party, to appear at the hearing of an application for a cost recovery order.	Section 383 Biosecurity Act 2014	12/02/2020 OM12/02/20	
163	Chief Executive Officer	Power to enter into a government and industry agreement with the Minister or the chief executive.	Section 391 Biosecurity Act 2014	12/02/2020 OM12/02/20	
164	Chief Executive Officer	Power to enter into a compliance agreement with the chief executive.	Section 393 Biosecurity Act 2014	12/02/2020 OM12/02/20	
165	Chief Executive Officer	Power to apply to the chief executive to enter into a compliance agreement with the State.	Section 396 Biosecurity Act 2014	12/02/2020 OM12/02/20	
166	Chief Executive Officer	Power to give the chief executive further information or a document required to decide the application.	Section 399(1)(b) Biosecurity Act 2014	12/02/2020 OM12/02/20	
167	Chief Executive Officer	Power, as the other party to a compliance agreement, to make written representations to the chief executive following receipt of a show cause notice.	Section 405 Biosecurity Act 2014	12/02/2020 OM12/02/20	
168	Chief Executive Officer	Power, as the holder for a relevant authority, to apply to the chief executive to amend the conditions of the authority and to take all steps necessary to obtain a decision on the application.	Sections 479 and 480 Biosecurity Act 2014	12/02/2020 OM12/02/20	
169	Chief Executive Officer	Power, as the holder for a relevant authority, to make written representations about the show cause notice to the chief executive.	Section 485 Biosecurity Act 2014	12/02/2020 OM12/02/20	
170	Chief Executive Officer	Power, as the holder for a relevant authority, to ask the chief executive to cancel the authority.	Section 490 Biosecurity Act 2014	12/02/2020 OM12/02/20	
171	Chief Executive Officer	Power, as the holder for a relevant authority, to comply with a notice requiring the return of the document evidencing the authority.	Section 491(3) Biosecurity Act 2014	12/02/2020 OM12/02/20	
<b>Biosecurity Regulation 2016</b>					
172	Chief Executive Officer	Power, as a registered biosecurity entity for a designated place, to make a biosecurity management plan.	Section 94G(1) Biosecurity Regulation 2016	17/03/2021 OM26/03/21	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
173	Chief Executive Officer	Power, as an entity mentioned in subsection (1), to:- (a) keep the plan as a separate document at the place; and (b) make the plan available for inspection at the place, on request, during ordinary business hours; and (c) ensure a sign is conspicuously displayed at each management area for the plan stating that:- (i) a biosecurity management plan applies to the place; and (ii) it is an offence for a person entering, present at, or leaving the management area to fail to comply with the measures stated in the plan unless the person has a reasonable excuse.	Section 94G(4) Biosecurity Regulation 2016	17/03/2021 OM26/03/21	
<b>Body Corporate and Community Management (Accommodation Module) Regulation 2008</b>					
174	Chief Executive Officer	Power, as the relevant planning body, to issue a certificate certifying the transaction has been approved or noted as required under the relevant Planning Act.	Section 159 (6)(b) Body Corporate and Community Management (Accommodation Module) Regulation 2008	12/02/2020 OM12/02/20	
<b>Body Corporate and Community Management (Commercial Module) Regulation 2008</b>					
175	Chief Executive Officer	Power, as the relevant planning body, to issue a certificate certifying the transaction has been approved or noted as required under the relevant Planning Act.	Section 117 (6)(b) Body Corporate and Community Management (Commercial Module) Regulation 2008	12/02/2020 OM12/02/20	
<b>Body Corporate and Community Management (Small Schemes Module) Regulation 2008</b>					
176	Chief Executive Officer	Power, as the relevant planning body, to issue a certificate certifying the transaction has been approved or noted as required under the relevant Planning Act.	Section 95(6)(b) Body Corporate and Community Management (Small Schemes Module) Regulation 2008	12/02/2020 OM12/02/20	
<b>Body Corporate and Community Management (Specified Two-lot Schemes Module) Regulation 2011</b>					
177	Chief Executive Officer	Power, as the relevant planning body, to issue a certificate certifying the transaction has been approved or noted as required under the relevant Planning Act.	Section 33(4)(b) Body Corporate and Community Management (Specified Two-lot Schemes Module) Regulation 2011.	12/02/2020 OM12/02/20	
<b>Body Corporate and Community Management (Standard Module) Regulation 2008</b>					
178	Chief Executive Officer	Power, as the relevant planning body, to issue a certificate certifying the transaction has been approved or noted as required under the relevant Planning Act.	Section 161(6)(b) Body Corporate and Community Management (Standard Module) Regulation 2008	12/02/2020 OM12/02/20	
<b>Body Corporate and Community Management Act 1997</b>					
179	Chief Executive Officer	Power as a relevant planning authority, to endorse a community management statement notation on a proposed community management statement	Section 60(3) Body Corporate and Community Management Act 1997	12/02/2020 OM12/02/20	
180	Chief Executive Officer	Power, as a utility service provider, to enter an agreement with a body corporate in relation to the utility charges for the scheme land.	Section 196(4) Body Corporate and Community Management Act 1997	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
181	Chief Executive Officer	Power, as a utility service provider, to ask the registrar to register a charge and to remove the charge when the amount secured by the charge is paid.	<i>Section 197 Body Corporate and Community Management Act 1997</i>	12/02/2020 OM12/02/20	
182	Chief Executive Officer	Power to enter the common property if necessary to exercise a power conferred under an Act.	<i>Section 316(1) Body Corporate and Community Management Act 1997</i>	12/02/2020 OM12/02/20	
<b>Building Act 1975</b>					
183	Chief Executive Officer	Power, as an assessment manager, to determine whether a building development application complies with the building assessment provisions and if it does, to approve the application.	<i>Section 34A(2) Building Act 1975</i>	12/02/2020 OM12/02/20	
184	Chief Executive Officer	Power, as an assessment manager, to consult with the chief executive about the variation application.	<i>Section 41(1) Building Act 1975</i>	12/02/2020 OM12/02/20	
185	Chief Executive Officer	Power, as a referral agency, to appoint or employ a building certifier to carry out the assessment against the fire safety standard.	<i>Section 46(5) Building Act 1975</i>	12/02/2020 OM12/02/20	
186	Chief Executive Officer	Power, under the Planning Act to receive, assess and decide a building development application.	<i>Section 51(2)(a) Building Act 1975</i>	12/02/2020 OM12/02/20	
187	Chief Executive Officer	Power to appoint or employ a private certifier or another building certifier.	<i>Section 51(2)(b) Building Act 1975</i>	12/02/2020 OM12/02/20	
188	Chief Executive Officer	Power to appoint or employ a building certifier where asked in writing by the nominated owner and the building work has not been certified.	<i>Section 51(3) Building Act 1975</i>	12/02/2020 OM12/02/20	
189	Chief Executive Officer	Power to issue a building development approval.	<i>Section 52 Building Act 1975</i>	12/02/2020 OM12/02/20	
190	Chief Executive Officer	Power, in carrying out functions under the <i>Building Act</i> , to accept and, without checking, rely and act on a certificate or other document made by or given to the building certifier.	<i>Section 53(2) Building Act 1975</i>	12/02/2020 OM12/02/20	
191	Chief Executive Officer	Power to accept and, without further checking, rely and act on a document, given to Council by a private certifier for a building development application, for the purpose of making it available for inspection or purchase as required by the <i>Planning Act</i> .	<i>Section 54 Building Act 1975</i>	12/02/2020 OM12/02/20	
192	Chief Executive Officer	Power, as assessment manager, in relation to undecided building development applications and lapsed building development approvals, to resume or start the development assessment process under the Planning Act at any stage the assessment manager considers it appropriate.	<i>Section 55 Building Act 1975</i>	12/02/2020 OM12/02/20	
193	Chief Executive Officer	Power, as the holder of a registered easement or statutory covenant, to consent to building work.	<i>Section 65 Building Act 1975</i>	12/02/2020 OM12/02/20	
		Power, as assessment manager, to prepare a written statement of reasons.	<i>Section 68A(2) Building Act 1975</i>		
194	Chief Executive Officer	Power to decide an application to extend the period mentioned in subsection 71(3), to consult with an entity in deciding the application and to give notice of the decision.	<i>Section 71 Building Act 1975</i>	12/02/2020 OM12/02/20	
195	Chief Executive Officer	Power to give a private certifier a document acknowledging receipt of the fee mentioned in subsection 86(1)(c).	<i>Section 87 Building Act 1975</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
196	Chief Executive Officer	Power to take the action it considers necessary to complete the building work where the building development approval lapses and the building work is other than demolition.	Section 92(2) Building Act 1975	12/02/2020 OM12/02/20	
197	Chief Executive Officer	Power to use all or part of any security given to the local government for the carrying out of the building work.	Section 92(5) Building Act 1975	12/02/2020 OM12/02/20	
198	Chief Executive Officer	Power to refund or release part of any security given to the local government for the carrying out of the building work, at any time, having regard to the progress of the building work.	Section 93(1) Building Act 1975	12/02/2020 OM12/02/20	
199	Chief Executive Officer	Power, as the assessment manager, to give a reminder notice about the lapsing.	Section 95 Building Act 1975	12/02/2020 OM12/02/20	
200	Chief Executive Officer	Power to consult with a private certifier with regard to further extensions of the period under the Planning Act, s 85(1) (currency period).	Section 97(2) Building Act 1975	12/02/2020 OM12/02/20	
201	Chief Executive Officer	Power, as the assessment manager, to take enforcement action against an owner contravening section 114 of the Act.	Section 117 Building Act 1975	12/02/2020 OM12/02/20	
		Power, as the owner of a building, to by notice ask for a copy of any inspection documentation for the inspection performed by the building certifier.	Section 124A(2) Building Act 1975		
		Power, as the owner of a building, to give an additional certification notice.	Section 143B(2) Building Act 1975		
		Power to make a complaint to QBCC about a building certifier.	Section 190(1) Building Act 1975		
202	Chief Executive Officer	Power to give a building certifier a notice ('show cause notice').	Section 206(1) Building Act 1975	12/02/2020 OM12/02/20	
203	Chief Executive Officer	Power to consider any representations made under the show cause notice and decide to take no further action or apply to the Queensland Civil and Administrative Tribunal to start a disciplinary proceeding against the building certifier.	Section 207 Building Act 1975	12/02/2020 OM12/02/20	
204	Chief Executive Officer	Power to apply to the Queensland Civil and Administrative Tribunal to conduct disciplinary proceeding to determine whether there are proper grounds for taking disciplinary action against a building certifier.	Section 208(1) Building Act 1975	12/02/2020 OM12/02/20	
205	Chief Executive Officer	Power to notify the QBCC of its application to the Queensland Civil and Administrative Tribunal.	Section 210 Building Act 1975	12/02/2020 OM12/02/20	
206	Chief Executive Officer	Power to consult with any other entity considered appropriate in deciding an application made by the owner of a budget accommodation building to approve a period for the building under section 220(a)(ii) or (b)(ii) (longer periods for approval).	Section 221(2) Building Act 1975	12/02/2020 OM12/02/20	
207	Chief Executive Officer	Power to grant (including with reasonable conditions) or refuse an application made by the owner of a budget accommodation building to approve a period for the building under section 220(a)(ii) or (b)(ii) (longer periods for approval).	Section 221(2)(b) and (3) Building Act 1975	12/02/2020 OM12/02/20	
208	Chief Executive Officer	Power to decide the application and give the owner an information notice about the decision.	Section 221(4) Building Act 1975	12/02/2020 OM12/02/20	
209	Chief Executive Officer	Power to, on written application from the owner, decide whether or not a building conforms with fire safety standards and, if applicable, state what must be done to make the building conform.	Section 222(2) Building Act 1975	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
210	Chief Executive Officer	Power to inspect budget accommodation buildings at least once every 3 years.	Section 228 (2) Building Act 1975	12/02/2020 OM12/02/20	
		Power to keep the records referred to in subsections 228(4)(a) to (c).	Section 228(4) Building Act 1975		
211	Chief Executive Officer	Power, as local government, to approve, with or without conditions, a later day for a residential care building to comply with section 231AK of the Building Act.	Section 231AK(a)(iii) and (b)(iii) and section 231AL Building Act 1975	12/02/2020 OM12/02/20	
212	Chief Executive Officer	Power, as local government, on an application by the owner of an RCB for a later day to obtain a fire safety compliance certificate or certificate of classification to: (a) consult on the application; (b) decide the application; (c) impose conditions on the grant of an application; (d) give an information notice about the decision.	Section 231AL Building Act 1975	12/02/2020 OM12/02/20	
213	Chief Executive Officer	Power to require the applicant to give medical evidence to support the application.	Section 236 Building Act 1975	12/02/2020 OM12/02/20	
214	Chief Executive Officer	Power to, on application by a pool owner, decide an application for exemption from complying with part of the pool safety standard relating to barriers for a regulated pool due to disability (with or without conditions).	Section 237 Building Act 1975	12/02/2020 OM12/02/20	
215	Chief Executive Officer	Power to give notice of Council's decision (including an information notice about the decision).	Section 238 Building Act 1975	12/02/2020 OM12/02/20	
216	Chief Executive Officer	Power to give notice of each exemption granted under Chapter 8, Part 2, Division 3 to the QBCC Commissioner.	Section 239 Building Act 1975	12/02/2020 OM12/02/20	
217	Chief Executive Officer	Power to give an applicant a show cause notice.	Section 242(2) Building Act 1975	12/02/2020 OM12/02/20	
218	Chief Executive Officer	Power to consider any representations made under the show cause notice and give a further notice (a revocation notice) to the applicant, revoking the decision previously given.	Section 242(3) Building Act 1975	12/02/2020 OM12/02/20	
219	Chief Executive Officer	Power to give to the QBCC commissioner notice of each revocation notice given.	Section 243 Building Act 1975	12/02/2020 OM12/02/20	
220	Chief Executive Officer	Power to keep a copy of each exemption granted and make the copy available for inspection and purchase as if it were a document, that under the Planning Act, the local government must make available for inspection and purchase.	Section 244 Building Act 1975	12/02/2020 OM12/02/20	
221	Chief Executive Officer	Power to, on application by a pool owner for exemption from complying with part of the pool safety standard relating to barriers for the regulated pool due to compliance being impracticable, require further information to establish that compliance with the part of the pool safety standard is not practicable.	Section 245A Building Act 1975	12/02/2020 OM12/02/20	
222	Chief Executive Officer	Power to, on application by a pool owner, decide an application for exemption from complying with part of the pool safety standard relating to barriers for the regulated pool due to compliance being impracticable (with or without conditions).	Section 245B Building Act 1975	12/02/2020 OM12/02/20	
223	Chief Executive Officer	Power to give written notice of the grant of an exemption.	Section 245C(1) Building Act 1975	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
224	Chief Executive Officer	Power to give an information notice.	<i>Section 245C(2) Building Act 1975</i>	12/02/2020 OM12/02/20	
225	Chief Executive Officer	Power to give the owner of the regulated pool a show cause notice.	<i>Section 245E(2) Building Act 1975</i>	12/02/2020 OM12/02/20	
226	Chief Executive Officer	Power to consider any representations made under the show cause notice and give a further notice (a revocation notice) to the owner, revoking the decision previously given.	<i>Section 245E(3) Building Act 1975</i>	12/02/2020 OM12/02/20	
227	Chief Executive Officer	Power to give the QBCC commissioner the notices required by sections 245F(1) and 245F(2).	<i>Section 245F Building Act 1975</i>	12/02/2020 OM12/02/20	
228	Chief Executive Officer	Power to keep a copy of each exemption available for inspection and purchase as if it were a document that, under the Planning Act, must be available for inspection and purchase.	<i>Section 245FA(2) Building Act 1975</i>	12/02/2020 OM12/02/20	
229	Chief Executive Officer	Power, as owner of adjoining land, to agree with the pool owner as to the construction of a pool barrier along the common boundary.	<i>Section 245XB(2) Building Act 1975</i>	12/02/2020 OM12/02/20	
230	Chief Executive Officer	Power, as owner of adjoining land, to agree with the pool owner as to the alteration or replacement of a dividing fence that is used, or proposed to be used, as a pool barrier along the common boundary.	<i>Section 245XD(2) Building Act 1975</i>	12/02/2020 OM12/02/20	
231	Chief Executive Officer	Power, as owner of adjoining land where a pool barrier is constructed along the common boundary for a pool on the other land, to: (a) alter or replace the part of the pool barrier with the agreement of the pool owner; or (b) attach a thing on the part of the pool barrier that does not unreasonably or materially alter or damage the barrier.	<i>Section 245XF(2) and (3) Building Act 1975</i>	12/02/2020 OM12/02/20	
232	Chief Executive Officer	Power, as owner of adjoining land, to grant access to Council's land to the owner of the other land to carry out fencing work.	<i>Section 245XG(1) Building Act 1975</i>	12/02/2020 OM12/02/20	
233	Chief Executive Officer	Power, as owner of adjoining land, where Council has carried out urgent fencing work under section 245XK of the <i>Building Act</i> and the owner of the other land is responsible for some or all of the costs of carrying out the fencing work under section 245XH of the <i>Building Act</i> , to require the owner of the other land to contribute a share for any reasonable cost incurred for the fencing work.	<i>Section 245XN(2) Building Act 1975</i>	12/02/2020 OM12/02/20	
234	Chief Executive Officer	Power, as owner of adjoining land, to apply to QCAT, in the absence of the owner of the other land, for authorisation to carry out fencing work, including apportionment of the contributions for the work.	<i>Section 245XS(1) Building Act 1975</i>	12/02/2020 OM12/02/20	
235	Chief Executive Officer	Power, as owner of adjoining land, where an order has been made under section 245XS(1) of the <i>Building Act</i> and the owner of the other land has since been located, to give a copy of the order to the owner of the other land and recover the contribution as stated in the order.	<i>Section 245XS(3) Building Act 1975</i>	12/02/2020 OM12/02/20	
236	Chief Executive Officer	Power, as owner of adjoining land, where the owner of the other land has carried out fencing work for a dividing fence forming part of a pool barrier without authorisation, to apply to QCAT for an order requiring the owner to rectify the dividing fence.	<i>Section 245XV(2) Building Act 1975</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
237	Chief Executive Officer	Power to inspect a regulated pool for compliance when a pool safety complaint notice or section 245I or 245UA notice is received.	Section 246ADA(2) Building Act 1975	12/02/2020 OM12/02/20	
238	Chief Executive Officer	Power to take necessary enforcement action to ensure the pool complies with the pool safety standard or fencing standards for the pool.	Section 246ADA(5) Building Act 1975	12/02/2020 OM12/02/20	
239	Chief Executive Officer	Power to cancel pool safety certificate for a regulated pool.	Section 246AF(2) Building Act 1975	12/02/2020 OM12/02/20	
240	Chief Executive Officer	Power to give the QBCC commissioner notice of the cancellation of the pool safety certificate for a regulated pool.	Section 246AF(3) Building Act 1975	12/02/2020 OM12/02/20	
241	Chief Executive officer	Power to give a show cause notice before cancelling a pool safety certificate.	Section 246AG(1) Building Act 1975	12/02/2020 OM12/02/20	
242	Chief Executive Officer	Power to consider submissions and decide whether to cancel a pool safety certificate.	Section 246AG(5) Building Act 1975	12/02/2020 OM12/02/20	
243	Chief Executive Officer	Power to give the owner notice of the decision.	Section 246AG(6) Building Act 1975	12/02/2020 OM12/02/20	
244	Chief Executive Officer	Power to give the owner an information notice about the decision.	Section 246AG(7) Building Act 1975	12/02/2020 OM12/02/20	
245	Chief Executive officer	Power to appoint or employ a pool safety inspector to conduct an inspection of a pool in the circumstances referred to in subsection (1).	Section 246AH Building Act 1975	12/02/2020 OM12/02/20	
246	Chief Executive Officer	Power to keep a record of a notice mentioned in section 246ADA(1) and the results of the inspection carried out under section 246ADA.	Section 246AIA Building Act 1975	12/02/2020 OM12/02/20	
247	Chief Executive Officer	Power to comply with a request for information from the QBCC commissioner.	Section 246AIB(2) Building Act 1975	12/02/2020 OM12/02/20	
248	Chief Executive Officer	Power to give the QBCC commissioner notice of each existing regulated pool in Council's local government area of which it has a record.	Section 246AQ Building Act 1975	12/02/2020 OM12/02/20	
249	Chief Executive Officer	Power to give the swimming pool safety advisory information to the owner of each non- certificate regulated pool in its local government area.	Section 246ATC Building Act 1975	12/02/2020 OM12/02/20	
250	Chief Executive Officer	Power to, by gazette notice, designate land as a transport noise corridor.	Section 246X Building Act 1975	12/02/2020 OM12/02/20	
251	Chief Executive Officer	Power to give a notice ('enforcement notice') to the owner of a building, structure or building work.	Section 248(1) Building Act 1975	12/02/2020 OM12/02/20	
252	Chief Executive Officer	Power to give an enforcement notice to a person who does not comply with a particular matter in the <i>Building Act 1975</i> .	Section 248(2) Building Act 1975	12/02/2020 OM12/02/20	
253	Chief Executive Officer	Power to give a person a show cause notice.	Section 248(3) Building Act 1975	12/02/2020 OM12/02/20	
254	Chief Executive Officer	Power, as local government, to make a complaint for an offence against section 245G(1) of the <i>Building Act 1975</i> .	Section 256(2)(d) Building Act 1975	12/02/2020 OM12/02/20	
255	Chief Executive Officer	Power, as local government, to make a complaint for an offence against section 245K, 245L or 246AR(2) of the <i>Building Act 1975</i> .	Section 256(2)(e) Building Act 1975	12/02/2020 OM12/02/20	
256	Chief Executive Officer	Power, as local government, to make a complaint for an offence against section 246AD(2) or 246AJ(4) of the <i>Building Act 1975</i> .	Section 256(2)(f) Building Act 1975	12/02/2020 OM12/02/20	
257	Chief Executive Officer	Power, as local government, to make a complaint for an offence against section 246AP(2) of the <i>Building Act 1975</i> .	Section 256(2)(g) Building Act 1975	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
258	Chief Executive Officer	Power, as local government, to make a complaint for an offence against chapter 8, part 4, division 5, subdivision 2, other than section 246ATH(2) of the <i>Building Act 1975</i> .	<i>Section 256(2)(h) Building Act 1975</i>	12/02/2020 OM12/02/20	
259	Chief Executive Officer	Power, as local government, to authorise a person to make a complaint for an offence against chapter 8, part 4, division 5, subdivision 2, other than section 246ATH(2) of the <i>Building Act 1975</i> .	<i>Section 256(2)(h) Building Act 1975</i>	12/02/2020 OM12/02/20	
260	Chief Executive Officer	Power, as local government, to make a complaint for an offence against chapter 8, part 5 of the <i>Building Act 1975</i> .	<i>Section 256(2)(i) Building Act 1975</i>	12/02/2020 OM12/02/20	
261	Chief Executive Officer	Power, as local government, to authorise a person to make a complaint for an offence against chapter 8, part 5 of the <i>Building Act 1975</i> .	<i>Section 256(2)(i) Building Act 1975</i>	17/03/2021 OM26/03/21	
262	Chief Executive Officer	Power, as local government, to make a complaint for an offence in the <i>Building Act 1975</i> other than an offence listed in section 256(2)(a)-(j) of the <i>Building Act</i> .	<i>Section 256(2)(k) Building Act 1975</i>	12/02/2020 OM12/02/20	
263	Chief Executive Officer	Power, as local government, to authorise a person to make a complaint for an offence in the <i>Building Act 1975</i> other than an offence listed in section 256(2)(a)-(j) of the <i>Building Act</i> .	<i>Section 256(2)(k) Building Act 1975</i>	12/02/2020 OM12/02/20	
264	Chief Executive Officer	Power to extend the time for an owner of a swimming pool to comply with section 235 (where an extension under section 49H(11)(b) of the <i>Local Government Act 1936</i> is still in force).	<i>Section 262 Building Act 1975</i>	12/02/2020 OM12/02/20	
<b>Building Regulation 2006</b>					
265	Chief Executive Officer	Power, if it is not practicable to show each of the designated bush fire prone area in Council's planning scheme maps, to:- (a) prepare maps showing the areas; and (b) ensure the maps are updated.	<i>Section 12(4) Building Regulation 2006</i>	12/02/2020 OM12/02/20	
266	Chief Executive Officer	Power to keep a register of the flood hazard areas Council designates and when each designation was made.	<i>Section 13(4) Building Regulation 2006</i>	12/02/2020 OM12/02/20	
267	Chief Executive Officer	Power as an owner to:- a) register, by using the online system, the owner's name and the address of the owner's private building; and b) give a copy of a completed combustible cladding checklist (part 1) for the building to the QBCC by using the online system. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	<i>Section 16Q(1) Building Regulation 2006</i>	12/02/2020 OM12/02/20	
268	Chief Executive Officer	Power as an owner to apply to the QBCC commissioner to extend the time for complying with subsection (1). NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	<i>Section 16Q(2) Building Regulation 2006</i>	12/02/2020 OM12/02/20	





**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
269	Chief Executive Officer	Power as an owner to keep the completed combustible cladding checklist for the owner's private building in the way provided in subsections (a) and (b). NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	<i>Section 16R Building Regulation 2006</i>	12/02/2020 OM12/02/20	
270	Chief Executive Officer	Power, as an owner who knows or suspects that the building is an affected private building, to give the QBCC notice of that knowledge or suspicion. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	<i>Section 16S(2)(b) Building Regulation 2006</i>	12/02/2020 OM12/02/20	
271	Chief Executive Officer	Power, as an owner to which section 16S applies, to give to the QBCC:- (a) a completed combustible cladding checklist (part 2) for the owner's private building; and (b) a building industry professional statement. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	<i>Section 16T(1) Building Regulation 2006</i>	12/02/2020 OM12/02/20	
272	Chief Executive Officer	Power, as an owner to which section 16S applies, to apply to the QBCC commissioner to extend the time for complying with subsection (1).	<i>Section 16T(3) Building Regulation 2006</i>	12/02/2020 OM12/02/20	
273	Chief Executive Officer	Power, as an owner to which section 16S applies, to keep the completed combustible cladding checklist (part 2) and a building industry professional statement for the owner's private building in the way provided in subsections (a) and (b). NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	<i>Section 16U Building Regulation 2006</i>	12/02/2020 OM12/02/20	
274	Chief Executive Officer	Power, as an owner to which section 16V applies, to give to the QBCC, the name and registration number of the fire engineer engaged by the owner for complying with part 4A, division 2, subdivision 3. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	<i>Section 16W(1) Building Regulation 2006</i>	12/02/2020 OM12/02/20	
275	Chief Executive Officer	Power, as an owner to which section 16V applies, to apply to the QBCC commissioner to extend the time for complying with subsection (1). NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	<i>Section 16W(2) Building Regulation 2006</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
276	Chief Executive Officer	Power, as an owner to which section 16V applies, to apply give to the QBCC a copy of each of the following documents for the owner's private building:- (a) a completed combustible cladding checklist (part 3); (b) a building fire safety risk assessment; and (c) a fire engineer statement. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16X(1) Building Regulation 2006	12/02/2020 OM12/02/20	
277	Chief Executive Officer	Power, as an owner to which section 16V applies, to apply to the QBCC commissioner to extend the time for complying with subsection (1). NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16X(4) Building Regulation 2006	12/02/2020 OM12/02/20	
278	Chief Executive Officer	Power, as an owner to which section 16V applies, to keep the documents listed in subsection (1) for the owner's private building for the period provided in subsections (2) and/or (3). NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16Y Building Regulation 2006	12/02/2020 OM12/02/20	
279	Chief Executive Officer	Power, as an owner to which subsection 16Z applies, to display an affected private building notice in compliance with subsections (2) and (3). NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16ZA(1) Building Regulation 2006	12/02/2020 OM12/02/20	
280	Chief Executive Officer	Power, as an owner to which subsection 16Z applies, to give the QBCC, in the approved way, a compliance notice. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Sections 16ZA(4) and (5) Building Regulation 2006		
281	Chief Executive Officer	Power, as an owner to which subsection 16Z applies of a building that comprises two or more lots, to, if there is a body corporate roll kept for the building, give a copy of the building fire safety risk assessment to each lot owner, and each leasehold interest holder, for a lot in the building. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16ZB(2) Building Regulation 2006	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
282	Chief Executive Officer	Power, as an owner to which subsection 16Z applies of a building that comprises two or more lots, to, if there is not a body corporate roll kept for the building, leave a copy of the building fire safety risk assessment at, or post a copy of the building fire safety risk assessment to, the address of each lot in the building. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16ZB(3) Building Regulation 2006	12/02/2020 OM12/02/20	
283	Chief Executive Officer	Power, as an original owner, in the circumstance set out in subsection (1), to, before the ownership changes, give the new owner:- (a) a notice, in the approved form, about the extent to which the original owner has complied with part 4A; and (b) a copy of each document given by or to the original owner under this part. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16ZD(2)(a) Building Regulation 2006	12/02/2020 OM12/02/20	
284	Chief Executive Officer	Power, as an original owner, in the circumstance set out in subsection (1), to, before the ownership changes, give the QBCC a copy of the notice that is given to the new owner under subsection (2)(a)(i). NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16ZD(2)(b) Building Regulation 2006	12/02/2020 OM12/02/20	
285	Chief Executive Officer	Power, as an original owner, to give the document/s referred to in subsection (1)(a) to the new owner before ownership of the building changes. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16ZF(3) Building Regulation 2006	12/02/2020 OM12/02/20	
286	Chief Executive Officer	Power, as an owner, to comply with a notice given by the QBCC. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16ZM(2) Building Regulation 2006	12/02/2020 OM12/02/20	
287	Chief Executive Officer	Power, as an owner of the building, to apply to the QBCC commissioner to replace the original checklist. NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16ZQ(2) Building Regulation 2006	17/03/2021 OM26/03/21	
288	Chief Executive Officer	Power, as an owner of the building, comply with the notice given by the QBCC commissioner under subsections 16ZQ(3) or (4) NOTE: This provision only applies if Council owns the building, jointly with one or more private entities and the private entities own more than 50% of the building.	Section 16ZQ(5) Building Regulation 2006	17/03/2021 OM26/03/21	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>Development Assessment Rules</b>					
289	Chief Executive Officer	Power, as an assessment manager, to determine if the application is a properly made application.	Section 1.2 Development Assessment Rules	12/02/2020 OM12/02/20	
290	Chief Executive Officer	Power, as an assessment manager, to give a confirmation notice.	Section 2.3 Development Assessment Rules	12/02/2020 OM12/02/20	
291	Chief Executive Officer	Power, as an assessment manager, to give an action notice.	Section 3.1 Development Assessment Rules	12/02/2020 OM12/02/20	
292	Chief Executive Officer	Power, as an assessment manager, to agree to a further period for the applicant to comply with all actions in the action notice and give notice to the assessment manager that it has complied.	Section 3.2 Development Assessment Rules	12/02/2020 OM12/02/20	
293	Chief Executive Officer	Power, as an assessment manager, to give a confirmation notice if the applicant has complied with the action notice.	Section 3.4 Development Assessment Rules	12/02/2020 OM12/02/20	
294	Chief Executive Officer	Power, as an assessment manager, to accept the application as a properly made application after giving an action notice.	Section 3.5 Development Assessment Rules	12/02/2020 OM12/02/20	
295	Chief Executive Officer	Power, as an assessment manager, to agree on a further period for giving a confirmation notice.	Section 3.6(b) Development Assessment Rules	12/02/2020 OM12/02/20	
296	Chief Executive Officer	Power, as an assessment manager, to agree to a further period for the applicant to give a copy of the application to a referral agency.	Section 5.1 Development Assessment Rules	12/02/2020 OM12/02/20	
297	Chief Executive Officer	Power, as a referral agency, to determine if the application is a properly referred application.	Section 6.2 Development Assessment Rules	12/02/2020 OM12/02/20	
298	Chief Executive Officer	Power, as a referral agency, to give a referral confirmation notice.	Section 7.1 Development Assessment Rules	12/02/2020 OM12/02/20	
299	Chief Executive Officer	Power, as a referral agency, to give the applicant an action notice	Section 8.1(a) Development Assessment Rules	12/02/2020 OM12/02/20	
300	Chief Executive Officer	Power, as a referral agency, to give a copy of the action notice to the assessment manager.	Section 8.1(b) Development Assessment Rules	12/02/2020 OM12/02/20	
301	Chief Executive Officer	Power, as a referral agency, to agree to a further period for the applicant to comply with all the actions in the action notice.	Section 8.2 Development Assessment Rules	12/02/2020 OM12/02/20	
302	Chief Executive Officer	Power, as a referral agency, where the applicant has complied with all the actions in the action notice, to give a referral confirmation notice to the applicant and a copy to the assessment manager.	Section 8.2(b) Development Assessment Rules	12/02/2020 OM12/02/20	
303	Chief Executive Officer	Power, as a referral agency, to give the assessment manager notice that the application is taken to have not been referred.	Section 8.3(b) Development Assessment Rules	12/02/2020 OM12/02/20	
304	Chief Executive Officer	Power, as a referral agency, to agree to a further period for the referral agency assessment period.	Sections 9.2(a) and (b) Development Assessment Rules	12/02/2020 OM12/02/20	
305	Chief Executive Officer	Power, as an assessing authority, to agree to receive further information from the applicant during the development assessment process.	Section 11.2 Development Assessment Rules	12/02/2020 OM12/02/20	
306	Chief Executive Officer	Power, as an assessing authority, to make an information request.	Section 12.1 Development Assessment Rules	12/02/2020 OM12/02/20	
307	Chief Executive Officer	Power, as an assessment manager, to agree to a further period in which to make the information request.	Section 12.2 Development Assessment Rules	12/02/2020 OM12/02/20	
308	Chief Executive Officer	Power, as a referral agency, to agree to a further period in which to make the information request.	Section 12.4 Development Assessment Rules	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
309	Chief Executive Officer	Power, as an assessing authority, to give the applicant advice about an information request or any other matter, including how the applicant may change the application.	Section 12.5 Development Assessment Rules	12/02/2020 OM12/02/20	
310	Chief Executive Officer	Power, as an assessing authority, to agree to a further period for the applicant to respond to the information request.	Section 13.1 Development Assessment Rules	12/02/2020 OM12/02/20	
311	Chief Executive Officer	Power, as an assessment manager acting under section 53(10) of the Act to comply with the public notice requirements.	Sections 17.1, 17.3 and 17.4 Development Assessment Rules	12/02/2020 OM12/02/20	
312	Chief Executive Officer	Power, as an assessment manager, to agree to a further period for the applicant to give notice of compliance with the public notice requirements.	Section 18.1 Development Assessment Rules	12/02/2020 OM12/02/20	
313	Chief Executive Officer	Power, as an assessment manager, to accept properly made submissions and not properly made submissions.	Section 19.1 Development Assessment Rules	12/02/2020 OM12/02/20	
314	Chief Executive Officer	Power, as an assessment manager, to agree to a further period to consider the submissions.	Section 19.3 Development Assessment Rules	12/02/2020 OM12/02/20	
315	Chief Executive Officer	Power, as the assessment manager, to agree to a further period to assess and decide the application.	Section 22.1(a) Development Assessment Rules	12/02/2020 OM12/02/20	
316	Chief Executive Officer	Power, as the assessment manager, to:- (a) give a copy of the notice to each referral agency for the original application and any other referral agency required to be given referral; and (b) advise each referral agency, with a copy to the applicant, of the effect of the change on the development assessment process.	Section 25.1 Development Assessment Rules	12/02/2020 OM12/02/20	
317	Chief Executive Officer	Power, as the assessment manager, to determine whether the change:- (a) only deals with a matter raised in a properly made submission for the application; or (b) is in response to an information request for the application; or (c) is in response to further advice provided by an assessing authority about the application.	Section 26.1 Development Assessment Rules	12/02/2020 OM12/02/20	
318	Chief Executive Officer	Power, as the assessment manager, to give the applicant a confirmation notice where part 4 applies to the changed application and part 4 did not apply to the original application.	Section 26.2(a)(i) Development Assessment Rules	12/02/2020 OM12/02/20	
319	Chief Executive Officer	Power, as the assessment manager, to determine whether the change:- (a) would be likely to attract a submission objecting to the thing comprising the change if public notification were to apply to the change; or (b) only addresses a matter raised in a properly made submission.	Section 26.2(b) Development Assessment Rules	12/02/2020 OM12/02/20	
320	Chief Executive Officer	Power, as the assessment manager, to give notice to the applicant that public notification is required under section 26.2(b) and that it must be carried out in accordance with section 16.4.	Section 26.2(c) Development Assessment Rules	12/02/2020 OM12/02/20	
321	Chief Executive Officer	Power, as a referral agency, despite section 11.1, to make an information request as a result of a referral under section 26.	Section 26.5 Development Assessment Rules	12/02/2020 OM12/02/20	
322	Chief Executive Officer	Power, as an assessing authority, despite section 11.1, to make an information request about the change.	Section 27.2 Development Assessment Rules	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
323	Chief Executive Officer	Power, as the assessment manager, to determine whether the change would be likely to attract a submission objecting to the thing comprising the change, if public notification were to apply to the change.	Section 27.3 Development Assessment Rules	12/02/2020 OM12/02/20	
324	Chief Executive Officer	Power, as a concurrence agency, after the referral agency assessment period and any further periods has ended, to change its referral agency response or give a late referral agency response before the application is decided.	Section 28.1 Development Assessment Rules	12/02/2020 OM12/02/20	
325	Chief Executive Officer	Power, as a concurrence agency, to give notice of its intention to change its referral agency response to the assessment manager and the applicant.	Section 28.4(a) Development Assessment Rules	12/02/2020 OM12/02/20	
326	Chief Executive Officer	Power, as a concurrence agency, to agree to a further period for the giving of an amended referral agency response.	Section 28.4(b) Development Assessment Rules	12/02/2020 OM12/02/20	
327	Chief Executive Officer	Power, as a party to the application, to give notice to each other party that the applicant has not referred the application in accordance with section 54(1) of the Act.	Section 29.2 Development Assessment Rules	12/02/2020 OM12/02/20	
328	Chief Executive Officer	Power, as a referral agency, despite section 11.1, to make an information request as a result of a referral under section 29.	Section 29.6 Development Assessment Rules	12/02/2020 OM12/02/20	
329	Chief Executive Officer	Power, as a party who initiated an extension under the DA rules, to give a copy of the agreement to any other party to the application.	Section 33.1 Development Assessment Rules	12/02/2020 OM12/02/20	
330	Chief Executive Officer	Power, as an assessment manager or as a concurrence agency for the application, to ask any third party for third party advice.	Section 34.1 Development Assessment Rules	12/02/2020 OM12/02/20	
331	Chief Executive Officer	Power, as an assessment manager or as a concurrence agency for the application, to give further advice about the application to the applicant, including how the applicant may change the application.	Sections 35.1 and 35.2 Development Assessment Rules	12/02/2020 OM12/02/20	
332	Chief Executive Officer	Power, as an assessment manager, to give a notice to the applicant extending the decision period until a day no later than 10 days after the end of the caretaker period.	Section 38.2 Development Assessment Rules	17/03/2021 OM26/03/21	
<b>Disaster Management Act 2003</b>					
334	Chief Executive Officer	Power to establish a Local Disaster Management Group for the local government area.	Section 29 Disaster Management Act 2003.	12/02/2020 OM12/02/20	
335	Chief Executive Officer	Power to agree to unite with one or more other local government/s for the purpose of establishing a local group.	Section 31 Disaster Management Act 2003.	12/02/2020 OM12/02/20	
336	Chief Executive Officer	Power to provide, at least once a year, written notice of the members of a Local Disaster Management Group to the chief executive and the chairperson of the district group for the disaster district in which the Local Disaster Management Group is situated.	Section 37 Disaster Management Act 2003.	12/02/2020 OM12/02/20	
337	Chief Executive Officer	Power to prepare a local disaster management plan for disaster management in the local government's area.	Section 57(1) Disaster Management Act 2003.	12/02/2020 OM12/02/20	
338	Chief Executive Officer	Power to review, or renew, its local disaster management plan when local government considers it appropriate.	Section 59 Disaster Management Act 2003.	12/02/2020 OM12/02/20	
339	Chief Executive Officer	Power to, on payment of the appropriate fee, give a person a copy of the local disaster management plan.	Section 60 Disaster Management Act 2003.	12/02/2020 OM12/02/20	
340	Chief Executive Officer	Power to agree to unite with one or more other local governments for the purpose of preparing a local disaster management plan.	Section 61 Disaster Management Act 2003.	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>Disaster Management Regulation 2014</b>					
341	Chief Executive Officer	Power to appoint a person to a district disaster management group for a disaster district.	Section 5(1) Disaster Management Regulation 2014	12/02/2020 OM12/02/20	
342	Chief Executive Officer	Power to inform the chief executive of the department, and the chairperson of the district group, of an appointment under section 5(1).	Section 5(6) Disaster Management Regulation 2014	12/02/2020 OM12/02/20	
343	Chief Executive Officer	Power to nominate a person to a temporary district disaster management group.	Section 7(1) Disaster Management Regulation 2014	12/02/2020 OM12/02/20	
344	Chief Executive Officer	Power to appoint a person as a member of a local disaster management group.	Section 9(1) Disaster Management Regulation 2014	12/02/2020 OM12/02/20	
345	Chief Executive Officer	Power to appoint a chairperson and deputy chairperson of a local disaster management group.	Section 10(1) Disaster Management Regulation 2014	12/02/2020 OM12/02/20	
<b>Economic Development Act 2012</b>					
346	Chief Executive Officer	Power to make a submission about a draft provisional land use plan.	Section 36B Economic Development Act 2012	12/02/2020 OM12/02/20	
347	Chief Executive Officer	Power to consult with MEDQ about a draft provisional land use plan.	Section 36C(3) Economic Development Act 2012	12/02/2020 OM12/02/20	
348	Chief Executive Officer	Power to make a submission about a proposed amendment of a provisional land use plan.	Section 36I(3) Economic Development Act 2012	12/02/2020 OM12/02/20	
349	Chief Executive Officer	Power to consult with MEDQ about a proposed amendment of a provisional land use plan.	Section 36I(3) Economic Development Act 2012	12/02/2020 OM12/02/20	
350	Chief Executive Officer	Power to consult with MEDQ about a proposed declaration under section 40C(1).	Section 40B Economic Development Act 2012	12/02/2020 OM12/02/20	
351	Chief Executive Officer	Power to consult with MEDQ about a proposed PDA instrument change.	Section 40H(1) Economic Development Act 2012	12/02/2020 OM12/02/20	
352	Chief Executive Officer	Power, if asked by MEDQ, to prepare the proposed instrument for the planning instrument change.	Section 40I Economic Development Act 2012	12/02/2020 OM12/02/20	
353	Chief Executive Officer	Power to consult with MEDQ about a proposed instrument for a planning scheme change.	Section 40J(a) Economic Development Act 2012	12/02/2020 OM12/02/20	
354	Chief Executive Officer	Power, as the proposer of the planning instrument change, to consult with any government entity, GOC or other entity it considers will be likely to be affected by the proposed planning instrument change.	Section 40J(b) Economic Development Act 2012	12/02/2020 OM12/02/20	
355	Chief Executive Officer	Power, as the proposer of the planning instrument change, to give MEDQ the proposed instrument for its approval.	Section 40K(2) Economic Development Act 2012	12/02/2020 OM12/02/20	
356	Chief Executive Officer	Power, as the proposer of the planning instrument change, to amend the proposed instrument for a planning instrument change in compliance with conditions imposed by MEDQ under section 40K(3)(b).	Section 40K(6) Economic Development Act 2012	12/02/2020 OM12/02/20	
357	Chief Executive Officer	Power to publish on its website the planning instrument change made or approved under section 40K.	Section 40M(2) Economic Development Act 2012	12/02/2020 OM12/02/20	
358	Chief Executive Officer	Power to make submissions to MEDQ about the proposed planning instrument change.	Section 41(5)(b) Economic Development Act 2012	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
359	Chief Executive Officer	Power as the proposer to prepare a proposed planning instrument change. For the avoidance of doubt this power includes all actions and all matters required to be considered under sections 42A, 42B, 42C, 42D, 42E, 42G, 42H, 42I, 42J and 42L of the <i>Economic Development Act 2012</i>	<i>Sections 42A, 42B, 42C, 42D, 42E, 42G, 42H, 42I, 42J and 42L Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
360	Chief Executive Officer	Power to agree to the making of a regulation making an interim local law.	<i>Section 43(3) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
361	Chief Executive Officer	Power, as the enforcement authority under the Planning Act for a Planning Act approval and where chapter 3, part 2, division 4, subdivision 3 applies, to commence proceedings in the court seeking a declaration mentioned in section 51AJ(3).	<i>Section 51AJ Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
362	Chief Executive Officer	Power, as the enforcement authority under the Planning Act for a Planning Act approval and where chapter 3, part 2, division 4, subdivision 3 applies, to give an infrastructure charges notice if the circumstances in section 51AQ(2) apply.	<i>Section 51AQ(2) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
363	Chief Executive Officer	Power, as a distributor-retailer under the <i>South-East Queensland Water (Distribution and Retail Restructuring) Act 2009</i> (SEQW(DRR)A) and where a water connection aspect of a water approval mentioned in section 51AU of the <i>Economic Development Act 2012</i> is amended, to give an infrastructure charges notice under the SEQW(DRR)A in relation to the amendment.	<i>Section 51AU(6) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
364	Chief Executive Officer	Power to comply with a request by MEDQ to supply documents or information.	<i>Section 52(3) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
365	Chief Executive Officer	Power to consult with MEDQ about a proposed development scheme.	<i>Section 58(2)(a) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
366	Chief Executive Officer	Power as an owner of land to consent to the making of a PDA development application.	<i>Section 82(1)(b) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
367	Chief Executive Officer	Power to make submissions to MEDQ about a PDA development application.	<i>Section 84(4)(d) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
368	Chief Executive Officer	Power as an owner of land to consent in writing to the cancellation of a PDA development approval.	<i>Section 98(2 1) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
369	Chief Executive Officer	Power as a superseding public sector entity to continue to make and levy the infrastructure expenses recoupment charge.	<i>Section 116E(3)(b) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
370	Chief Executive Officer	Power as a charging entity to give a charge notice.	<i>Section 116G Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
371	Chief Executive Officer	Power to recover a charge that becomes owing under subsection (1).	<i>Section 117 Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
372	Chief Executive Officer	Power to consult with MEDQ about a proposed infrastructure agreement likely to continue to apply to land after the land ceases to be in, or to be PDA-associated land for, a priority development area.	<i>Section 122(2) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	
373	Chief Executive Officer	Power as a directed entity to do everything reasonably necessary to comply with a direction given by MEDQ.	<i>Section 127(4) Economic Development Act 2012</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
374	Chief Executive Officer	Power as a directed entity to comply with a direction given by MEDQ to provide or maintain stated infrastructure in, or relating to, a stated priority development area.	Section 128(4) Economic Development Act 2012	12/02/2020 OM12/02/20	
375	Chief Executive Officer	Power to subdelegate a function or power of MEDQ delegated to Council under subsection (1) to an appropriately qualified employee Council.	Section 169(4) Economic Development Act 2012	12/02/2020 OM12/02/20	
376	Chief Executive Officer	Power, where serving a document under the <i>Economic Development Act 2012</i> , to effect service by giving the receiver a communication stating that: (a) the relevant document can be viewed on a stated website or other electronic medium; and (b) the receiver may ask for a copy of the relevant document.	Section 171B Economic Development Act 2012	12/02/2020 OM12/02/20	
377	Chief Executive Officer	Power, where serving a document under section 171B(1) or (2), and where the receiver has asked for a copy of the relevant document, to give the receiver a copy of the relevant document.	Section 171B(6) Economic Development Act 2012	12/02/2020 OM12/02/20	
378	Chief Executive Officer	Power as a directed entity, in the circumstances specified in subsection (1), to comply with the direction.	Section 213(2) Economic Development Act 2012	12/02/2020 OM12/02/20	
379	Chief Executive Officer	Power as a directed entity, in the circumstances specified in subsection (1), to comply with the direction.	Section 214(2) Economic Development Act 2012	12/02/2020 OM12/02/20	
<b>Electricity Act 1994</b>					
<b>NOTE:</b> This register contains the powers of Council as a road authority, public entity and street lighting customer only. It does not contain provisions which apply to Council as a consumer of electricity.					
380	Chief Executive Officer	Power, as a road authority, to enter a written agreement with an electricity entity.	Section 102(2) Electricity Act 1994	12/02/2020 OM12/02/20	
381	Chief Executive Officer	Power, as a road authority, to give electricity entity information about lines and levels for proposed roadworks.	Section 102(4) Electricity Act 1994	12/02/2020 OM12/02/20	
382	Chief Executive Officer	Power, as a road authority, to consult with an electricity entity.	Section 103 Electricity Act 1994	12/02/2020 OM12/02/20	
383	Chief Executive Officer	Power, as a public entity, to require an electricity entity to alter the position of the electricity entity's works in a publicly controlled place if the works could interfere with the exercise of the public entity's powers for the place.	Section 106 Electricity Act 1994	12/02/2020 OM12/02/20	
384	Chief Executive Officer	Power, as a public entity, to refer a dispute with an electricity entity arising under Chapter 4, Part 4 of the Act to the Regulator.	Section 117(2) Electricity Act 1994	12/02/2020 OM12/02/20	
385	Chief Executive Officer	Power, as a person whose interests are affected by a decision mentioned in schedule 1, to apply to the reviewer for internal review of the decision, including all steps necessary to progress the internal review (such as applying for a statement of reasons, applying to QCAT for a stay, participating in a mediation or arbitration).	Sections 214, 215, 216 and 217 Electricity Act 1994	12/02/2020 OM12/02/20	
386	Chief Executive Officer	Power, as a person whose interests are affected by a decision of the regulator under section 218 to apply to QCAT for an external review of the decision.	Section 219 Electricity Act 1994	12/02/2020 OM12/02/20	
<b>Electricity Regulation 2006</b>					





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>NOTE:</b> This register contains the powers of Council as a road authority, public entity and street lighting customer only. It does not contain provisions which apply to Council as a consumer of electricity.					
387	Chief Executive Officer	Power, as a public entity, to agree on a different consultation period with an electricity entity.	Section 18(3) Electricity Regulation 2006	12/02/2020 OM12/02/20	
388	Chief Executive Officer	Power, as a public entity, to impose reasonable requirements on an electricity entity that proposes to undertake action on a publicly controlled place.	Section 19(1) Electricity Regulation 2006	12/02/2020 OM12/02/20	
389	Chief Executive Officer	Power, as a public entity, to require an electricity entity to provide additional warning or protection devices to safeguard the public whilst taking action on a publicly controlled place.	Section 20(2) Electricity Regulation 2006	12/02/2020 OM12/02/20	
390	Chief Executive Officer	Power, as a public entity, to agree with an electricity entity about the restoration of a publicly controlled place that has been opened or broken up, including the power to impose reasonable conditions and requirements for the restoration.	Section 21(2) Electricity Regulation 2006	12/02/2020 OM12/02/20	
391	Chief Executive Officer	Power, as a public entity, to agree with an electricity entity about the way maintenance work is to be carried out.	Section 22(2) Electricity Regulation 2006	12/02/2020 OM12/02/20	
392	Chief Executive Officer	Power, as a local government, to consult with a person about the installation of a low voltage electricity line beyond the person's property, including the power to state in writing whether or not Council has any objection to the proposal.	Section 24 Electricity Regulation 2006	12/02/2020 OM12/02/20	
<b>Environmental Offsets Act 2014</b>					
393	Chief Executive Officer	Power to make an environmental offsets policy available for inspection.	Section 12(3) Environmental Offsets Act 2014	12/02/2020 OM12/02/20	
394	Chief Executive Officer	Power, as an administering agency, to impose an offset condition if the circumstances in sections 14 and 15 apply.	Sections 14 and 15 Environmental Offsets Act 2014	12/02/2020 OM12/02/20	
395	Chief Executive Officer	Power to consider a notice of election and any offset delivery plan.	Section 19(1) Environmental Offsets Act 2014	12/02/2020 OM12/02/20	
396	Chief Executive Officer	Power to decide whether it is appropriate to deliver the environmental offset in the way stated in the notice of election, and any offset delivery plan, or whether the offset should be delivered in a different way and to give notice of the decision.	Sections 19(2) and 19(3) Environmental Offsets Act 2014	12/02/2020 OM12/02/20	
397	Chief Executive Officer	Power to agree to amend either or both of the agreed delivery arrangement and an offset delivery plan.	Section 19(7) Environmental Offsets Act 2014	12/02/2020 OM12/02/20	
398	Chief Executive Officer	Power to give the notice required to be given under subsection (4).	Section 19A Environmental Offsets Act 2014	12/02/2020 OM12/02/20	
399	Chief Executive Officer	Power to enter another agreed delivery arrangement.	Section 20 Environmental Offsets Act 2014	12/02/2020 OM12/02/20	
400	Chief Executive Officer	Power to decide an application to remove duplicate conditions.	Section 25A Environmental Offsets Act 2014	12/02/2020 OM12/02/20	
401	Chief Executive Officer	Power, as a relevant agency, to enter an environmental offset agreement.	Section 26 Environmental Offsets Act 2014	12/02/2020 OM12/02/20	
402	Chief Executive Officer	Power, as a relevant agency, to enter another environmental offset agreement that varies, or terminates and replaces, an earlier environmental offset agreement.	Section 28 Environmental Offsets Act 2014	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
403	Chief Executive Officer	Power, in the circumstance specified in subsection 35(1)(a), to give a compliance notice in relation to the terms of the environmental offset agreement.	<i>Section 35 Environmental Offsets Act 2014</i>	12/02/2020 OM12/02/20	
404	Chief Executive Officer	Power, where Council has given a compliance notice and the person contravenes it by not doing something, to do the thing and recover any reasonable costs or expenses incurred in doing it as a debt.	<i>Section 39 Environmental Offsets Act 2014</i>	12/02/2020 OM12/02/20	
405	Chief Executive Officer	Power to credit amounts received by Council as a financial settlement offset to Council's trust fund.	<i>Section 89(1) Environmental Offsets Act 2014</i>	12/02/2020 OM12/02/20	
406	Chief Executive Officer	Power to transfer an amount received by Council as a financial settlement offset in one of the circumstances listed in subsection (2).	<i>Section 89(2) Environmental Offsets Act 2014</i>	12/02/2020 OM12/02/20	
407	Chief Executive Officer	Power, as an administering agency, to keep a register of the matters listed in subsection one, make the register available for inspection and give information held on the register to the chief executive.	<i>Section 90 Environmental Offsets Act 2014</i>	12/02/2020 OM12/02/20	
408	Chief Executive Officer	Power, as an administering agency, to decide an application to amend:- (a) an existing authority; (b) an authority granted, on or after commencement, as the result of an application that was made but not dealt with, before commencement, (c) and to do all things authorised or required by section 95B following the making of the decision.	<i>Section 95B Environmental Offsets Act 2014</i>	12/02/2020 OM12/02/20	
<b>Environmental Offsets Regulation 2014</b>					
409	Chief Executive Officer	Power, as an owner of land proposed to be included within a new area covered by a later environmental offset agreement, to decide whether or not to consent to the amended declaration of the environmental offset protection area.	<i>Section 11(3)(c) Environmental Offsets Regulation 2014</i>	12/02/2020 OM12/02/20	
410	Chief Executive Officer	Power, as a decision maker, to decide an application for an area of land to be identified as an advanced offset and to do all things authorised or required by section 14 following the making of the decision.	<i>Section 14 Environmental Offsets Regulation 2014</i>	12/02/2020 OM12/02/20	
411	Chief Executive Officer	Power, as a decision maker, to remove an advanced offset from the register kept under section 90 of the Act.	<i>Section 14(7) Environmental Offsets Regulation 2014</i>	12/02/2020 OM12/02/20	
412	Chief Executive Officer	Power, as a decision maker, to decide an application to vary the boundary of an area of land identified as an advanced offset and to do all things authorised or required by section 15 following the making of the decision.	<i>Section 15 Environmental Offsets Regulation 2014</i>	12/02/2020 OM12/02/20	
413	Chief Executive Officer	Power, as a relevant entity, to extend the time for applying for internal review.	<i>Section 18(2) Environmental Offsets Regulation 2014</i>	12/02/2020 OM12/02/20	
414	Chief Executive Officer	Power, as a relevant entity, to review a reviewable decision, make an internal review decision and to do all things authorised or required by section 19 following the making of the decision.	<i>Section 19 Environmental Offsets Regulation 2014</i>	12/02/2020 OM12/02/20	
<b>Environmental Protection (Water and Wetland Biodiversity) Policy 2019</b>					





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
415	Chief Executive Officer	Power, as a recognised entity, in cooperation with the chief executive, to develop and implement a healthy waters management plan.	Section 16(2) Environmental Protection (Water and Wetland Biodiversity) Policy 2019	12/02/2020 OM12/02/20	
<b>Environmental Protection Act 1994</b>					
416	Chief Executive Officer	Power, as an affected person, to make written comments to the chief executive about a TOR notice.	Sections 42 and 43 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
417	Chief Executive Officer	Power to make a written submission about a submitted EIS.	Section 54 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
418	Chief Executive Officer	Power, as an administering authority, to give an applicant a notice about an application that is not a properly made application.	Section 128 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
419	Chief Executive Officer	Power to agree a further period within which the applicant must give notice under section 128	Section 129 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
420	Chief Executive Officer	Power, as an administering authority, to give a notice or other document relating to an application made by joint applicants, to the principal applicant nominated in the application.	Section 130 (3)(a) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
		Power, as an administering authority, to make a requirement under Chapter 5 relating to an application made by joint applicants, to the principal applicant nominated in the application.	Section 130(3)(b) Environmental Protection Act 1994		
421	Chief Executive Officer	Power, as an administering authority, to refuse to allow a change to an application if the change would result in the application not being a properly made application and the applicant does not take action to make the remade application properly made.	Section 132 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
422	Chief Executive Officer	Power, as an administering authority, to give written agreement that a change to an application is a minor change.	Section 133 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
423	Chief Executive Officer	Power, as an administering authority, to determine satisfaction that the requirements under the application stage have been complied with.	Section 136(b)(i) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
424	Chief Executive Officer	Power, as an administering authority, to make a written information request to the applicant to give further information needed to assess the application.	Section 140 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
425	Chief Executive Officer	Power, as an administering authority, to agree to extend the applicant's information request response period.	Sections 145 and 147 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
426	Chief Executive Officer	Power, as an administering authority, to determine not to make an information request.	Section 148(b)(i) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
427	Chief Executive Officer	Power, as an administering authority, to determine the change would not be likely to attract a submission objecting to the thing the subject of the change, if the notification stage were to apply to the change.	Section 150(1)(d) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
428	Chief Executive Officer	Power, as an administering authority, to give the applicant an information notice prescribing an additional or substituted way to give public notice of an application.	Section 152 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
		Power, as an administering authority, to keep the documents listed in subsection 157(1) open for inspection by members of the public during office hours on business days for all of the access period.	Section 157(1) Environmental Protection Act 1994		
429	Chief Executive Officer	Power to decide to allow or not allow substantial compliance with public notice requirements.	Section 159 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
430	Chief Executive Officer	Power, as an administering authority, to by written notice to the applicant extend the decision period and further extend the decision period with the written agreement of the applicant.	Section 168 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
431	Chief Executive Officer	Power, as an administering authority, to approve a standard application subject to the standard conditions for the relevant activity or authority.	Section 170 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
432	Chief Executive Officer	Power, as an administering authority, to approve a variation application subject to the standard conditions for the relevant activity or authority or subject to conditions which are different to the standard conditions for the activity or authority.	Section 171 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
433	Chief Executive Officer	Power, as an administering authority, to refuse a site- specific application or approve a site-specific application subject to conditions.	Section 172 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
434	Chief Executive Officer	Power, as an administering authority, to include a copy of the environmental authority in the relevant register.	Section 177 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
		Power, as an administering authority after making a decision under division 2, subdivision 2, to give written notice of the decision.	Section 181 Environmental Protection Act 1994		
		Power, as an administering authority, to make a final decision on an application for an environmental authority.	Section 194A Environmental Protection Act 1994		
435	Chief Executive Officer	Power, as an administering authority, to issue an environmental authority.	Section 195 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
436	Chief Executive Officer	Power, as an administering authority, to include a copy of an environmental authority in the relevant register.	Section 197 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
437	Chief Executive Officer	Power, as an administering authority, to give an information notice to the applicant for an environmental authority.	Section 198(2) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
438	Chief Executive Officer	Power, as an administering authority, to give an information notice about the decision to any submitter for the application.	Section 198(4) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
439	Chief Executive Officer	Power, as an administering authority, to impose a condition on an environmental authority or draft environmental authority to which section 115 applies.	Section 203 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
440	Chief Executive Officer	Power, as an administering authority, to amend an environmental authority to correct a clerical or formal error by giving written notice to the holder but only if the amendment does not adversely affect the interests of the holder or anyone else.	Section 211 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
441	Chief Executive Officer	Power, as an administering authority, to amend an existing environmental authority issued subject to conditions to replace the existing standard conditions with new standard conditions issued by the chief executive under and to give written notice of the amendment to the environmental authority holder.	Section 213 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
442	Chief Executive Officer	Power, as an administering authority, to make an amendment to an environmental authority which is necessary or desirable because of a matter mentioned in section 215(2) or if the holder has agreed in writing to the amendment.	Section 215 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
443	Chief Executive Officer	Power, as an administering authority, to make other amendments to an environmental authority in accordance with the procedure required by Chapter 5, Part 6, Division 2 or with the written agreement of the authority holder.	Sections 216 and 219 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
444	Chief Executive Officer	Power, as an administering authority, to refuse an amendment application to which section 227A(1) applies, to require the environmental authority holder to make a site specific application and to give written notice of the refusal to the applicant.	Section 227A Environmental Protection Act 1994	12/02/2020 OM12/02/20	
		Power, as an administering authority where an amendment application is not a properly made amendment application, to give the applicant a notice stating all the matter contained in the subsection.	Section 227AAB(2) Environmental Protection Act 1994		
		Power, as an administering authority where a notice has been issued under subsection 227AAB(2), to agree to a further period to take the action mentioned in subsection 227AAB(2)(c).	Section 227AAC(2) Environmental Protection Act 1994		
445	Chief Executive Officer	Power, as an administering authority, to decide whether an application made by the holder of an environmental authority to amend the authority is a minor or major amendment. Power, as an administering authority after receiving an amendment application, to decide whether the proposed amendments is a minor or major amendment.	Section 228 (1) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
446	Chief Executive Officer	Power, as an administering authority, to set the submission period for the application by written notice.	Section 234 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
447	Chief Executive Officer	Power, as an administering authority, to give written agreement to the continued assessment of a changed application to amend an environmental authority.	Section 237 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
448	Chief Executive Officer	Power, as an administering authority, to request further information needed to assess a changed amendment application which is not a minor change and to which the information stage applies.	Section 238(3) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
449	Chief Executive Officer	Power, as an administering authority, to decide that the notification stage be repeated in respect of a changed amendment application which would be likely to attract a submission objecting to the change.	Section 238(7) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
450	Chief Executive Officer	Power, as an administering authority, to: (a) decide to approve or refuse an amendment application; (b) if the amendment is approved, to make other amendments to the conditions of the environmental authority; (c) give notice of the decision to the applicant; and (d) include a copy of any amended environmental authority in the register	Sections 240 & 242 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
451	Chief Executive Officer	Power, as an administering authority, to decide to approve an application to amalgamate environmental authorities or refuse an amalgamation application to which section 247(1)(b) applies.	Section 247 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
452	Chief Executive Officer	Power, as an administering authority, to:- (a) de-amalgamate an environmental authority; (b) issue 2 or more environmental authorities; and (c) include each environmental authority in the relevant register.	Section 250C Environmental Protection Act 1994	12/02/2020 OM12/02/20	
453	Chief Executive Officer	Power, as an administering authority, to approve or refuse an application by the holder of an environmental authority to transfer all or part of the environmental authority to another entity.	Section 254 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
454	Chief Executive Officer	Power, as an administering authority, to decide whether a final rehabilitation report includes enough information to decide that the requirements in section 264(1)(b)(i) and 264(1)(b)(ii) have been met.	Section 264 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
455	Chief Executive Officer	Power, as an administering authority, to make a written request to an applicant to give further information needed to assess an application to surrender an environmental authority.	Section 265 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
456	Chief Executive Officer	Power, as an administering authority, to approve or refuse a surrender application.	Section 266 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
		Power, as an administering authority, after deciding a surrender application to take the steps listed in subsections 275(a) or 275(b) as applicable.	Section 275 Environmental Protection Act 1994		
457	Chief Executive Officer	Power, as an administering authority, to:- (a) cancel or suspend an environmental authority if an event mentioned in section 278(2) has occurred; (b) follow the procedures in Chapter 5, Part 11, Division 2; (c) give notice of the decision; and (d) record the action in the relevant register.	Sections 278, 279, 280, 281, 282, 283 and 284 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
		Power, as an administering authority in the circumstances set out in subsection 284AA(1), to cancel an environmental authority if the procedure in Chapter 5, Part 11, Division 2 is followed.	Section 284AA(2) Environmental Protection Act 1994		
458	Chief Executive Officer	Power, as an administering authority, to approve or refuse an application made by the holder of an environmental authority to suspend the environmental authority.	Section 284C Environmental Protection Act 1994	12/02/2020 OM12/02/20	
459	Chief Executive Officer	Power, as an administering authority, to impose a condition on an environmental authority requiring the holder to give financial assurances as security for compliance with the environmental authority and for costs or expenses mentioned in section 298.	Section 292 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
460	Chief Executive Officer	Power, as an administering authority, to decide the amount and form of financial assurance required under a condition of an environmental authority.	Section 295 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
461	Chief Executive Officer	Power, as an administering authority, to give notice of the decision under section 296(1).	Section 296 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
462	Chief Executive Officer	Power, as an administering authority, to decide to make a claim on or realise a financial assurance and give an information notice about the decision.	Section 301 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
463	Chief Executive Officer	Power, as an administering authority, to by written notice require an applicant to give a compliance statement for a financial assurance before deciding an application to amend or discharge the financial assurance.	Section 304 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
464	Chief Executive Officer	Power, as an administering authority, to approve or refuse an application by the holder of an environmental authority to amend the amount or form of a financial assurance stated in a notice given under section 296 or to discharge a financial assurance.	Section 305 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
465	Chief Executive Officer	Power, as an administering authority, to require a change of the amount of a financial assurance.	Section 306 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
466	Chief Executive Officer	Power, as an administering authority to, in the circumstances referred to in subsection (1), give notice stating how much of the financial assurance has been used and requiring it be replenished.	Section 307 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
467	Chief Executive Officer	Power, as the administering authority, to recover from the holder of an environmental authority as a debt, outstanding annual fees.	Section 308 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
468	Chief Executive Officer	Power, as an administering authority, to change the anniversary day for an environmental authority for which an annual fee is prescribed, in the circumstances provided for by section 310(1)(a) and 310(1)(b).	Section 310 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
469	Chief Executive Officer	Power, as an administering authority, to change an anniversary day for an environmental authority.	Section 311 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
470	Chief Executive Officer	Power, as an administering authority to, in the circumstances specified in section 314(1)(a) and 314(1)(b):- (a) require the holder of the environmental authority to make a site-specific application for a new environmental authority under Chapter 5 Part 2 or make an amendment application for the authority under Chapter 5 Part 7; (b) give written notice of the proposed requirement prior to making it.	Section 314 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
471	Chief Executive Officer	Power, as an administering authority, to ask any entity for advice, comment or information about an application made under Chapter 5.	Section 315 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
	Chief Executive Officer	Power, as an administering authority in the circumstances referred to in 316C, to make a claim on or realise a financial assurance.	Section 316D Environmental Protection Act 1994		
	Chief Executive Officer	Power, as an administering authority in the circumstances set out in subsection 316E(1) and (2) give written notice to the entity who gave the EPA assurance or the entity who paid the surety.	Section 316E Environmental Protection Act 1994		
	Chief Executive Officer	Power, as an administering authority, to decide whether to make a claim on, or realise, the EPA assurance, or to ask for payment of the costs and expenses mentioned in subsection 316D(2)(b) and give an information	Section 316G Environmental Protection Act 1994		





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
	Chief Executive Officer	Power, as the administering authority, to give an annual notice.	<i>Section 316L(2) Environmental Protection Act 1994</i>		
	Chief Executive Officer	Power, as the administering authority, to recover from the holder of an environmental authority as a debt, outstanding annual fees.	<i>Section 316L(4) Environmental Protection Act 1994</i>		
	Chief Executive Officer	Power, as an administering authority, to change the anniversary day for an environmental authority for which an annual fee is prescribed, in the circumstances provided for by section 316L(1)(a) and 316L(1)(b).	<i>Sections 316L and 316M Environmental Protection Act 1994</i>		
	Chief Executive Officer	Power, as an administering authority, to give the holder:- (a) if the decision is the change the day – written notice of the decision; or if the decision is not to change the day – an information notice for the decision.	<i>Section 316N Environmental Protection Act 1994</i>		
	Chief Executive Officer	Power, as an administering authority to, in the circumstances specified in section 316P(1)(a) and 316P(1)(b):- (b) require the holder of the environmental authority to make a site-specific application for a new environmental authority under Chapter 5 Part 2 or make an amendment application for the authority under Chapter 5 Part 7; give written notice of the proposed requirement prior to making it.	<i>Section 316P Environmental Protection Act 1994</i>		
	Chief Executive Officer	Power, as an administering authority, to ask any entity for advice, comment or information about an application made under Chapter 5.	<i>Section 316Q Environmental Protection Act 1994</i>		
472	Chief Executive Officer	Power to make submissions about a proposed ERA standard.	<i>Section 318A Environmental Protection Act 1994</i>	12/02/2020 OM12/02/20	
473	Chief Executive Officer	Power, as person aware of an event described in section 320A, to give written notice of the event, its nature and the circumstances in which it happened to the administering authority, any occupier of the affected land or any registered owner of the affected land, or by public notice	<i>Section 320C Environmental Protection Act 1994</i>	12/02/2020 OM12/02/20	
474	Chief Executive Officer	Power, as employer aware of an event described in section 320A, to give written notice of the event, its nature and the circumstances in which it happened to the administering authority, any occupier of the affected land or any registered owner of the affected land, or by public notice.	<i>Section 320D Environmental Protection Act 1994</i>	12/02/2020 OM12/02/20	
475	Chief Executive Officer	Power, as a person mentioned in section 320A(2)(a), to within 24 hours after becoming aware of an event or change mentioned in section 320A(2)(b)(i) or (ii) give the administering authority written notice of the matters stated in subsection (2).	<i>Section 320DA(1) Environmental Protection Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
476	Chief Executive Officer	Power, as a person mentioned in section 320A(2)(a), to within 20 business days after becoming aware of an event or change mentioned in section 320A(2)(b)(iii) give the administering authority written notice of the activity.	Section 320DA(3) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
477	Chief Executive Officer	Power, as a local government mentioned in section 320(3)(a), to within 20 business days after becoming aware that the activity has been, or is being, carried out on land in its area, give the administering authority written notice.	Section 320DB(1) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
478	Chief Executive Officer	Power, as a local government mentioned in section 320(3)(b), to within 24 hours after becoming aware of the event or the change in condition of the land give the administering authority written notice.	Section 320DB(2) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
479	Chief Executive Officer	Power, as an administering authority, to require a person to conduct or commission an environmental audit and give an environmental report about the audit.	Sections 322 and 323 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
480	Chief Executive Officer	Power, as an administering authority, to require a person to conduct or commission an environmental investigation.	Section 326B Environmental Protection Act 1994	12/02/2020 OM12/02/20	
481	Chief Executive Officer	Power, as an administering authority, to ask for further information.	Section 326F Environmental Protection Act 1994	12/02/2020 OM12/02/20	
482	Chief Executive Officer	Power, as an administering authority, to accept the report or refuse to accept the report and to give notice of the decision.	Section 326G Environmental Protection Act 1994	12/02/2020 OM12/02/20	
483	Chief Executive Officer	Power, as an administering authority which has accepted an environmental report under section 326G, to do 1 or more of the things listed in subsection (1).	Section 326H Environmental Protection Act 1994	12/02/2020 OM12/02/20	
484	Chief Executive Officer	Power, as an administering authority which has refused to accept an environmental report under section 326G(4)(b), to, by written notice, require the recipient to conduct or commission another environmental investigation and submit a report on the investigation.	Section 326I Environmental Protection Act 1994	12/02/2020 OM12/02/20	
485	Chief Executive Officer	Power, as an administering authority, to require a person or public authority to submit a draft transitional environmental program.	Section 332 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
486	Chief Executive Officer	Power to submit a draft transitional environmental program to the administering authority for approval.	Section 333 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
487	Chief Executive Officer	Power, as an administering authority, to by written notice require the person or public authority that submitted the draft transitional environmental authority to give further information.	Section 334A Environmental Protection Act 1994	12/02/2020 OM12/02/20	
488	Chief Executive Officer	Power to make a submission in relation to a draft transitional environmental program.	Section 335 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
489	Chief Executive Officer	Power, as an administering authority, to invite parties to a conference to help it determine whether or not to approve a draft transitional environmental program.	Section 336 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
490	Chief Executive Officer	Power, as an administering authority, to seek advice, comment or information about a TEP submission.	Section 336A Environmental Protection Act 1994	12/02/2020 OM12/02/20	
491	Chief Executive Officer	Power, as an administering authority, to extend the period for decision about a draft transitional environmental program and approve a draft transitional environmental program.	Section 337 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
492	Chief Executive Officer	Power, as an administering authority, to:- (a) approve a draft transitional environmental program as submitted or with amendments requested or agreed to by the administering authority; or (b) refuse to approve a draft transitional environmental program.	Section 339(1) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
493	Chief Executive Officer	Power, as an administering authority, to impose on an approval of a draft transitional environmental program:- (a) any conditions the authority must impose under a regulatory requirement; and (b) any other conditions the administering authority considers appropriate.	Section 339(2) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
494	Chief Executive Officer	Power, as an administering authority, to give a person or public authority who submitted a draft transitional environmental program for approval written notice of the decision.	Section 340 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
495	Chief Executive Officer	Power, as an administering authority, to approve a draft transitional environmental program if there has been substantial compliance with public notice requirements.	Section 342 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
496	Chief Executive Officer	Power, as an administering authority, to consider and approve or refuse an application to amend a transitional environmental program.	Section 344 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
497	Chief Executive Officer	Power, as an administering authority, to cancel the approval for a transition environmental program, give notice of the decision or record details of the decision in a register.	Section 344E Environmental Protection Act 1994	12/02/2020 OM12/02/20	
498	Chief Executive Officer	Power, as an administering authority, to withdraw the notice or remove the record.	Section 344F Environmental Protection Act 1994	12/02/2020 OM12/02/20	
499	Chief Executive Officer	Power, as an administering authority, to give the holder of the environmental authority a copy of the authority that does not include the note.	Section 344G Environmental Protection Act 1994	12/02/2020 OM12/02/20	
500	Chief Executive Officer	Power, as an administering authority, to apply to the Court for an order that section 353(1) does not apply.	Section 355 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
501	Chief Executive Officer	Power, as an administering authority who has made an application to the Court under section 355, to apply to the Court for an order pending decision on the application	Section 357(2) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
502	Chief Executive Officer	Power, as administering authority, to – (a) grant an application for a temporary emissions licence, with or without conditions, as submitted or on different terms than have been requested in the application; or (b) refuse to grant the application for a temporary emissions licence.	Sections 357C, 357D and 357E Environmental Protection Act 1994	12/02/2020 OM12/02/20	
503	Chief Executive Officer	Power, as administering authority, to amend, cancel or suspend a temporary emissions licence.	Section 357J Environmental Protection Act 1994	12/02/2020 OM12/02/20	
504	Chief Executive Officer	Power, as holder of a temporary emissions licence, to give written agreement to the amendment of the licence.	Section 357J Environmental Protection Act 1994	12/02/2020 OM12/02/20	
505	Chief Executive Officer	Power, as an administering authority, to issue an environment protection order.	Section 358 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
506	Chief Executive Officer	Power, as an administering authority, to decide a person has a relevant connection with a company.	Section 363AB Environmental Protection Act 1994	12/02/2020 OM12/02/20	
507	Chief Executive Officer	Power, as an administering authority, to issue an environmental protection order to a related person of the company.	Section 363AC Environmental Protection Act 1994	12/02/2020 OM12/02/20	
508	Chief Executive Officer	Power, as an administering authority, to issue an environmental protection order to a related person of a high-risk company.	Section 363AD Environmental Protection Act 1994	12/02/2020 OM12/02/20	
509	Chief Executive Officer	Power, as an administering authority, to issue a cost recovery notice to the recipient.	Section 363AI Environmental Protection Act 1994	12/02/2020 OM12/02/20	
510	Chief Executive Officer	Power, as an administering authority, to claim the amount from the recipient as a debt.	Section 363AI(7) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
511	Chief Executive Officer	Power, as the land's owner, to make a written submission to the administering authority in response to a show cause notice issued pursuant to section 375.	Section 376 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
512	Chief Executive Officer	Power, to give the administering authority:- (a) a contaminated land investigation document accompanied by a declaration and a statement; and (b) a statement as owner of the land agreeing to the draft plan.	Section 390 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
513	Chief Executive Officer	Power, as a prescribed responsible person, to make a written submission in response to a show cause notice issued pursuant to section 391.	Section 392(1) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
514	Chief Executive Officer	Power, as a prescribed responsible person, to comply with a notice issued by the administering authority pursuant to this section.	Section 394(5) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
515	Chief Executive Officer	Power, as a prescribed responsible person, to:- (a) obtain the consent of the owner or occupier to enter the land; (b) give the owner or occupier written notice of the intention to enter the land; (c) agree with the owner or occupier about reasonable compensation because of the loss or damage; and (d) appear in any proceeding before a court of competent jurisdiction (including instructing a legal representative to appear) where agreement about compensation cannot be reached.	Section 395 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
516	Chief Executive Officer	Power, as a prescribed responsible person, to comply with a requirement of the administering authority given pursuant to this section.	Section 397 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
517	Chief Executive Officer	Power to apply to amend a site management plan and to comply with Chapter 7, Part 8, Division 3, Subdivisions 2 to 4 as they relate to the application.	Section 402 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
518	Chief Executive Officer	Power, as owner or occupier of land, to consent to the amendment of a site management plan for the land by the administering authority.	Section 403 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
519	Chief Executive Officer	Power, as the person who released the contaminant, the relevant local government or the owner of the land, to prepare a draft amendment of a site management plan if requested to do so by the administering authority and to comply with Chapter 7, Part 8, Division 3, Subdivisions 2 to 5 as they relate to the draft amendment.	Section 404 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
520	Chief Executive Officer	Power, as owner of land, to give a lessee or proposed lessee notice that particulars of the land have been recorded in the contaminated land register.	Section 407 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
521	Chief Executive Officer	Power, as an owner of land in a circumstance listed in subsection (1), to give the notice required by subsection (2).	Section 408 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
522	Chief Executive Officer	Power, as an administering authority, to require a person to provide information for the enforcement or administration of this Act.	Section 451 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
523	Chief Executive Officer	Power, as owner or occupier of land, to consent to an authorised person's entry onto the land.	Section 452 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
524	Chief Executive Officer	Power, as owner or occupier of land, to consent to an authorised person's entry onto the land.	Section 454 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
525	Chief Executive Officer	Power, as an administering authority, to issue a notice that an authorised person will enter land.	Section 454(3)(b) and (4) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
526	Chief Executive Officer	Power, as the occupier of access land, to consent to an authorised person's entry onto the land.	Section 455 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
527	Chief Executive Officer	Power as a person to whom an emergency direction is given to comply with the direction and to take the steps required by subsection (b).	Section 478 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
528	Chief Executive Officer	Power, as an administering authority, to waive payment of costs of investigation or remediation work.	Section 489 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
529	Chief Executive Officer	Power, as an administering authority, to make an application to the court for an order against a defendant for costs.	Section 501(1)(c) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
530	Chief Executive Officer	Power, as an administering authority, to carry out work or take other action reasonably necessary where a person has failed to comply with an order made under section 502.	Section 502A(2) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
531	Chief Executive Officer	Power, as an administering authority, to make an application to the Court to remedy or restrain an offence against this Act.	Section 505 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
532	Chief Executive Officer	Power, as a person who has made an application pursuant to section 505, to seek an order of the Court pending determination of the application.	Section 506 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
533	Chief Executive Officer	Power, as the administering authority, to: (a) accept or reject an enforceable undertaking; (b) given written notice of the decision and the reasons for the decision (c) publish a copy of any undertaking on Council's website; and (d) take all reasonable steps to have any proceedings in relation to the contravention discontinued.	Section 507 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
534	Chief Executive Officer	Power, as the administering authority, to agree in writing to the withdrawal or variation of an enforceable undertaking and to publish notice of the withdrawal or variation on Council's website.	Section 509 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
535	Chief Executive Officer	Power, as the administering authority, to amend an enforceable undertaking by written agreement.	Section 510 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
536	Chief Executive Officer	Power, as the administering authority, to make an amendment to an enforceable undertaking to correct a clerical or formal error and give written notice of the amendment.	Section 511 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
537	Chief Executive Officer	Power, as the administering authority, to:- (a) amend or suspend an enforceable undertaking where satisfied one of the circumstances in subsections 512(1)(a) to (d) apply; and (b) comply with the requirements of subsection 512(2) to (7).	Section 512 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
538	Chief Executive Officer	Power, as the administering authority, to apply to the Magistrates Court for an order if a person contravenes an enforceable undertaking.	Section 513(2) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
539	Cannot be delegated	<b>Setting of fees payable to the local government for a matter devolved to it.</b>	<b>Section 514(5)(a) Environmental Protection Act 1994</b>		
540	Chief Executive Officer	Power to exercise all the powers of the chief executive that have been delegated to Council. (Sub-section (2) permits sub delegation of these powers to a qualified entity).	Section 516 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
541	Chief Executive Officer	Power, where the chief executive has delegated the powers as an administering authority to Council, to exercise those delegated powers.	Section 518(1)(a)(ii) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
542	Cannot be delegated	<b>Delegation of the local government's powers under the Environmental Protection Act to an appropriately qualified entity.</b>	<b>Section 518(1)(b) Environmental Protection Act 1994</b>		
		Power, as a dissatisfied person, to apply for a review of an original decision.	Section 521(1) Environmental Protection Act 1994		
543	Chief Executive Officer	Power, as an administering authority, to review a decision.	Section 521(5) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
544	Chief Executive Officer	Power, as a dissatisfied person, to apply for a review of an original decision.	Section 521 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
545	Chief Executive Officer	Power, as a dissatisfied person that has applied for a review under section 521, to apply to the Planning and Environment Court or the Land Court for a stay of operation of the original decision.	Section 522 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
546	Chief Executive Officer	Power, as a dissatisfied person, to appeal to the Land Court against a review decision of an original decision mentioned in schedule 2, part 1.	Section 524 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
		Power, as a party to an appeal, to ask the Land Court to conduct or provide mediation for the appeal, participate in the mediation and attempt to settle the appeal at mediation.	Section 526 Environmental Protection Act 1994		
547	Chief Executive Officer	Power, as a dissatisfied person, to appeal to the Planning and Environment Court against a review decision of an original decision, other than a review decision to which Chapter 11, Part 3, Division 3, Subdivision 1 of this Act applies or a review decision that relates to an original decision mentioned in Schedule 2, Part 3.	Section 531 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
		Power, as an applicant for internal review of an original decision mentioned in schedule 2, part 1 or 2, to apply for a stay of the decision.	Section 539A(1) Environmental Protection Act 1994		
548	Chief Executive Officer	Power, as an administering authority, keep the registers listed in section 540(1) and keep them available for inspection.	Section 540, 541 and 542 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
549	Chief Executive Officer	Power, as an administering authority, to prepare and submit a report to the chief executive.	Section 546 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
550	Chief Executive Officer	Power, as an administering authority, to consider and decide a request for the issue of a temporary authority.	Section 547C(1) and (2) Environmental Protection Act 1994	17/03/2021 OM26/03/21	
551	Chief Executive Officer	Power, as an administering authority, to give the person written notice of the decision to refuse the issue of a temporary authority and the reasons for the decision.	Section 547C(3) Environmental Protection Act 1994	17/03/2021 OM26/03/21	
552	Chief Executive Officer	Power, as an administering authority, to issue a temporary authority by giving a written notice.	Section 547D(2) Environmental Protection Act 1994	17/03/2021 OM26/03/21	
553	Chief Executive Officer	Power, as an administering authority, to consult with the chief executive about guidelines the chief executive proposes for administering authorities.	Section 548(3) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
554	Chief Executive Officer	Power to consult with the chief executive about guidelines the chief executive proposes.	Section 549(3) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
555	Chief Executive Officer	Power, in the circumstance referred to in subsection 574BA(1), to recover the administering authorities reasonable costs and expenses in performing the function.	Section 574BA Environmental Protection Act 1994	12/02/2020 OM12/02/20	
556	Chief Executive Officer	Power, as an administering authority, to request written notice of damage caused to land or something on the land by a person who enters land under an entry order.	Section 578 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
557	Chief Executive Officer	Power, as the owner or occupier of the land, to claim compensation for any compensatable effect in a proceeding brought in a court of competent jurisdiction.	Section 579(4) Environmental Protection Act 1994	17/03/2021 OM26/03/21	
558	Chief Executive Officer	Power, as an administering authority, to change or cancel a condition of an environmental authority given continuing effect under section 619(2)(d) or 619(4)(d) of this Act.	Section 620 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
559	Chief Executive Officer	Power, as an administering authority, in relation to an activity being carried out under section 619(1) of this Act, to give the person carrying out the activity a development approval and a registration certificate.	Section 621 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
560	Chief Executive Officer	Power, as an administering authority, to give the registered operator for a level 1 approval for a level 1 chapter 4 activity taken to be a registration certificate under section 619, a notice stating that section 316 applies to the registration certificate.	Section 623 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
561	Chief Executive Officer	Power, as an administering authority, to amend a condition about financial assurance imposed under Chapter 13 Part 7.	Section 634 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
562	Chief Executive Officer	Power, as an administering authority, to consider or continue to consider, a draft transitional program submitted under section 332 or 333 before 4 April 2011 and decide whether to approve it under the unamended Act.	Section 671(2) Environmental Protection Act 1994	12/02/2020 OM12/02/20	
563	Chief Executive Officer	Power, as an administering authority, to approve or refuse an application made by the holder of a transitional authority, to convert the conditions of the transitional authority to the standard conditions for the authority or relevant activity.	Section 697 Environmental Protection Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
564	Chief Executive Officer	Power, as an administering authority, to approve an application to convert a surrendered registration certificate to an environmental authority that has been suspended under Chapter 5, Part 11A of this Act.	Section 698B Environmental Protection Act 1994	12/02/2020 OM12/02/20	
565	Chief Executive Officer	Power, as an administering authority, to amend an environmental authority to which a requirement applies to impose a condition about the financial assurance and to give written notice of the amendment to the authority holder.	Section 699 Environmental Protection Act 1994	12/02/2020 OM12/02/20	
<b>Environmental Protection Regulation 2019</b>					
566	Chief Executive Officer	Power, where Council is a referral agency for a development application for a material change of use for a concurrence ERA to assess the development application against the matters stated in subsection 19(2)(a) to (e).	Section 19(4) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
		Power, where Council is a referral agency for a development application for a material change of use for a concurrence ERA to assess the development application against the matters stated in subsection 21(2)(a) to (c).	Section 21(4) Environmental Protection Regulation 2019		
567	Chief Executive Officer	Power, as an administering authority making an environmental management decision relating to an environmentally relevant activity, other than a prescribed ERA to do those things required in subsections 35(1)(a) to 35(1)(e).	Section 35(1) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
568	Chief Executive Officer	Power, as an administering authority making an environmental management decision relating to a prescribed ERA to do those things required in subsections 35(3)(a) and 35(3)(b).	Section 35(3) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
569	Chief Executive Officer	Power, as an administering authority making an environmental management decision relating to an activity, to consider whether to impose conditions about each of the matters listed in subsections 36(1)(a) to 36(1)(m).	Section 36(1) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
570	Chief Executive Officer	Power, as an administering authority making an environmental management decision relating to an activity, to consider whether to impose monitoring conditions about the release of contaminants from the activity on the receiving environment.	Section 37 Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
571	Chief Executive Officer	Power, as an administering authority making an environmental management decision relating to an activity that involves, or may involve, the release of water or waste to a wetland for treatment, to refuse to grant the application for a reason listed in subsection 40(2).	Section 40 Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
572	Chief Executive Officer	Power, as an administering authority making an environmental management decision relating to an activity that involves, or may involve, the release of water or waste directly to groundwater, to refuse to grant the application for a reason listed in subsection 40(2).	Section 41 Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
573	Chief Executive Officer	Power, as an administering authority in the circumstances set out in subsection 41AA(1), to refuse to grant the application if the relevant activity will, or may have, a residual impact.	Section 41AA(3) Environmental Protection Regulation 2019	17/03/2021 OM26/03/21	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
574	Chief Executive Officer	Power, as a person who generates waste, if required by an authorised person, to retest the waste under chapter 5, part 1, division 2.	<i>Section 47 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
575	Chief Executive Officer	Power, as a generator of waste in the circumstances prescribed in subsection 51(1), to notify the administering authority of the change within 24 hours after receiving the test results for the retesting.	<i>Section 51(2) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
576	Chief Executive Officer	Power, as a generator of waste in the circumstances prescribed in subsection 51(1), to give a written report to the administering authority containing those things prescribed in subsection 51(3).	<i>Section 51(3) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
577	Chief Executive Officer	Power, as a generator of tested waste in the State, to:- a) for each load of the waste transported to a receiver, record the prescribed information for the load in the approved form; b) give the prescribed information for the load to the receiver; and c) keep the record mentioned in subsection 52(1) for at least 5 years.	<i>Section 52 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
578	Chief Executive Officer	Power, as a receiver in the State who is given a load of tested waste, to:- a) record the prescribed information for the load in the approved form; b) within 24 hours after becoming aware of an omission or inaccuracy in the prescribed information, give written notice of the omission or inaccuracy to the administering authority; and c) keep the record mentioned in subsection 53(2) for at least 5 years.	<i>Section 53 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
579	Chief Executive Officer	Power, as a waste handler to pay the fee to the chief executive when giving prescribed information about the transportation of trackable waste to the administering authority.	<i>Section 73 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
580	Chief Executive Officer	Power, as a generator, to give the transporter the prescribed information about the waste in the prescribed form and to record the prescribed information about the waste.	<i>Section 78(1) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
581	Chief Executive Officer	Power, as a generator, to give the prescribed information about the waste to the administering authority in the prescribed way and within the prescribed period after giving the waste to the transporter.	<i>Section 78(2) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
582	Chief Executive Officer	Power, as a transporter, to give the receiver the prescribed information about the waste and to record the prescribed information about the waste.	<i>Section 79(2) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
583	Chief Executive Officer	Power, as a transporter, to give the administering authority notice of a discrepancy in information received from the generator.	<i>Section 79(3) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
584	Chief Executive Officer	Power, as a transporter, to keep the record mentioned in subsection 79(2)(b) for at least 5 years.	<i>Section 79(4) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
585	Chief Executive Officer	Power, as a receiver, to record the prescribed information about the waste.	<i>Section 80(1) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
586	Chief Executive Officer	Power, as a receiver, to give a copy of the prescribed information about the waste to the administering authority in the prescribed way and within the prescribed period.	Section 80(2) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
587	Chief Executive Officer	Power, as a receiver, to give the administering authority written notice of a discrepancy in information received from the transporter.	Section 80(3) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
588	Chief Executive Officer	Power, as a transporter, to keep the record mentioned in subsection 80(1) for at least 5 years.	Section 80(4) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
589	Chief Executive Officer	Power, as a receiver, to record the prescribed information about the waste.	Section 84(1) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
590	Chief Executive Officer	Power, as a receiver, to give the prescribed information about the waste to the administering authority in the prescribed way and within the prescribed period.	Section 84(2) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
591	Chief Executive Officer	Power, as a receiver, to give the administering authority written notice of a discrepancy in information received from the transporter.	Section 84(3) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
592	Chief Executive Officer	Power, as a receiver, to keep the record mentioned in subsection 84(1) for at least 5 years.	Section 84(4) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
593	Chief Executive Officer	Power, as a generator, to give the transporter the prescribed information about the waste and to record the prescribed information about the waste.	Section 87(1) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
594	Chief Executive Officer	Power, as a generator, to give the prescribed information about the waste to the administering authority in the prescribed way and within the prescribed period.	Section 87(2) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
595	Chief Executive Officer	Power, as a receiver, to keep the record mentioned in subsection 87(1)(b) for at least 5 years.	Section 87(4) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
596	Chief Executive Officer	Power, as a transporter, to give the administering authority notice of a discrepancy in information received from the generator.	Section 88(2) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
597	Chief Executive Officer	Power to apply to the administering executive for approval of a particular way of giving prescribed information to the administering authority under division 3 and to take all steps necessary to advance the application.	Section 92 Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
598	Chief Executive Officer	Power to apply to the administering executive for a consignment number for a load of trackable waste to be transported into Queensland and to take all steps necessary to advance the application.	Section 93 Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
599	Chief Executive Officer	Power to apply to the administering executive for an exemption for the transportation of trackable waste to which Chapter 5, Part 9 applies and to take all steps necessary to advance the application.	Section 94 Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
600	Chief Executive Officer	Power to apply to the administering executive for a generator identification number.	Section 97 Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
601	Chief Executive Officer	Power to require an owner or occupier of relevant premises to supply waste containers other than standard general waste containers.	Section 101(1)(b) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	
602	Chief Executive Officer	Power to supply premises with standard general waste containers.	Section 101(2) Environmental Protection Regulation 2019	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
603	Chief Executive Officer	Power to require a waste container to be kept at a particular place at a premises.	<i>Section 103(1)(a) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
604	Chief Executive Officer	Power to require a prescribed person of serviced premises, other than a detached dwelling, to supply: a) an elevated stand at a level required by Council; or b) an imperviously paved and drained area for the waste containers, and c) a hose cock and hose in the vicinity of the stand or paved area; and d) a suitable enclosure for the waste containers.	<i>Section 104(2) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
605	Chief Executive Officer	Power to give a written notice about the removal of general waste.	<i>Section 105 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
606	Chief Executive Officer	Power to give a written approval to the owner or occupier of relevant premises for depositing or disposing of general waste and to impose conditions on the approval.	<i>Section 106 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
607	Chief Executive Officer	Power to require the occupier of relevant premises where there is industrial waste to: a) supply industrial waste containers; b) keep the waste containers at a place at the premises that Council requires; and c) keep each waste container clean and in good repair.	<i>Section 107(1) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
608	Chief Executive Officer	Power, where the occupier does not supply the waste containers required under subsection 107(1)(a), to supply industrial waste containers.	<i>Section 107(2) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
609	Chief Executive Officer	Power to require occupier of relevant premises where there is industrial waste, to treat the waste to the standard approved by Council for disposal of the waste at a waste facility.	<i>Section 108 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
610	Chief Executive Officer	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to give the chief executive the information identified in subsection 117(2).	<i>Section 117(2) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
611	Chief Executive Officer	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to comply with a notice issued by the chief executive pursuant to subsection 117(6).	<i>Section 117(7) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
612	Chief Executive Officer	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to keep the information listed in section 119.	<i>Section 119 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
613	Chief Executive Officer	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to make written representations to the Minister in response to a notice issued pursuant to subsection 120(4).	<i>Section 120 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
614	Chief Executive Officer	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to apply to the chief executive for an estimation technique approval and to respond to any request for further information.	<i>Section 123 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
615	Chief Executive Officer	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to give the chief executive a written notice claiming that the information required to be given under section 117(2) or (7) should be treated as confidential and to respond to any requests for further information.	<i>Section 127 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
616	Chief Executive Officer	Power to administer and enforce those provisions of the Act devolved to Council under Chapter 8, Part 1.	<i>Sections 130, 131, 132, 133, 134, 135 and 136 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
617	Chief Executive Officer	Power, as an administering authority, to recover as a debt an unpaid fee under the Act.	<i>Section 155 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
618	Chief Executive Officer	Power, as a holder, to give the chief executive the documents listed in subsection 166(1).	<i>Section 166(1) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
619	Chief Executive Officer	Power, as a holder, to keep the records listed in in subsections 170(a) to (d).	<i>Section 170 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
620	Chief Executive Officer	Power, as a holder, to comply with a notice issued by an authorised person pursuant to subsection 171(2).	<i>Section 171(3) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
621	Chief Executive Officer	Power, as a holder, to give the administering authority written notice that eligibility for the reduced annual fee under subsections 165(1)(c)(i) or (ii) has stopped.	<i>Section 172 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
622	Chief Executive Officer	Power, as an administering authority, to require by written notice the holder to pay the difference between the annual fee and the reduced annual fee.	<i>Section 173(2) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
623	Chief Executive Officer	Power, as an administering authority, to recover as a debt from the holder of an environmental authority an unpaid supplementary annual fee for an amended environmental authority.	<i>Section 174(3) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
624	Chief Executive Officer	Power, as an administering authority, to, by written notice, require the holder of an environmental authority for regulated waste transport to pay a supplementary annual fee and if unpaid, to recover the supplementary annual fee as a debt.	<i>Section 175 Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
625	Chief Executive Officer	Power, as an administering authority, to, by written notice, require the holder to pay:- a) the annual fee or the outstanding amount of the fee; and b) the late payment fee stated in schedule 15 of the Regulation.	<i>Section 177(2) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
626	Chief Executive Officer	Power, as a holder, to comply with a notice issued pursuant to subsection 177(2).	<i>Section 177(3) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	
627	Chief Executive Officer	Power, as a holder, to pay the administering authority a fee for its assessment of the holder's annual returns and monitoring compliance with the transitional environmental program.	<i>Section 178(2) Environmental Protection Regulation 2019</i>	12/02/2020 OM12/02/20	

**Fire and Emergency Service Act 1990**





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
628	Chief Executive Officer	Power to comply with a requirement issued by an authorised fire officer under subsection (2).	Section 58D Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
629	Chief Executive Officer	Power to comply with a requisition notice.	Section 69 Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
630	Chief Executive Officer	Power, as the occupier of a premises in or on which any dangerous goods are stored or to be stored, to provide information sought by the commissioner in a notice.	Section 96 Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
631	Chief Executive Officer	Power, as the occupier of a premises in or on which any dangerous goods are stored or to be stored, to prepare an off-site emergency plan and to amend the plan.	Sections 97, 99 and 100 Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
632	Chief Executive Officer	Power to pay to the commissioner charges for any advice or other assistance provided in preparation of an off-site emergency plan.	Section 98(2) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
633	Chief Executive Officer	Power to implement an off-site emergency plan.	Section 101 Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
634	Chief Executive Officer	Power to give written notice to the chief executive of a change of circumstances affecting an off-site emergency plan.	Section 102(1) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
635	Chief Executive Officer	Power, as the occupier of a building, to maintain a fire and evacuation plan and to provide instructions to prescribed persons in the building concerning the action to be taken by them in the event of fire threatening the building.	Section 104E Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
636	Chief Executive Officer	Power to pay to the commissioner charges for any advice or other assistance provided in preparation of a fire and evacuation plan.	Section 104F(2) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
637	Chief Executive Officer	Power to consult with the commissioner about a notice under section 104G(1).	Section 104G(2) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
638	Chief Executive Officer	Power, as the occupier or owner of a building, to comply with a notice issued by the commissioner under section 104G(1).	Section 104G(3) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
639	Chief Executive Officer	Power to consult with an authorised officer about a notice under section 104I(7) or (8).	Section 104I(9) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
640	Chief Executive Officer	Power to nominate a person to be appointed an assessor by the commissioner to help QCAT in section 104SG(1) proceedings.	Section 104SI(2)(b)(iii) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
641	Chief Executive Officer	Power to furnish to the chief executive a return disclosing the particulars prescribed under a regulation relating to certain properties.	Section 109(1) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
642	Chief Executive Officer	Power to collect annual contributions and other amounts imposed by the local government pursuant to Part 10 of the Fire and Emergency Services Act.	Section 111(2) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
643	Chief Executive Officer	Power to, in respect of each financial year: a) determine the prescribed properties within its area; and b) determine the annual contributions payable in respect of prescribed properties by reference to the categories prescribed under a regulation made under section 108.	Section 112(1) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
644	Chief Executive Officer	Power to give the owner of a prescribed property a levy notice.	Section 112(2) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	
645	Chief Executive Officer	Power to give the chief executive information which is relevant to the determination of an appeal against a local government's determination, if required by the chief executive.	Section 113(3) Fire and Emergency Services Act 1990	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
646	Chief Executive Officer	Power to amend, revoke or give a new levy notice if the chief executive allows an appeal.	Section 113(6) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
647	Chief Executive Officer	Power to refund to the appellant any amount paid in respect of contributions, for the financial year to which the notice relates and for any previous financial year, in excess of the amount calculated in accordance with the chief executive's determination.	Section 113(7) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
648	Chief Executive Officer	Power to decide the way in which it keeps an administration fee for performing functions under Part 10 of the Fire and Emergency Service Act.	Section 117(3) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
649	Chief Executive Officer	Power to make payments to the department, for the fund, out of its operating fund from moneys received or recovered by the local government under Part 10.	Section 118(1) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
650	Chief Executive Officer	Power to prepare and submit a return in the approved form	Section 118(4) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
651	Chief Executive Officer	Power to refuse or grant, subject to any conditions, an application to pay contributions by instalments.	Section 121(2) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
652	Chief Executive Officer	Power to engage a debt collector (authorised to perform a debt collection activity under the Debt Collectors (Field Agents and Collection Agents) Act 2014) to collect any arrears of annual contribution payable by an owner of prescribed property, and to require by notice in writing the owner to pay an amount by way of a collection fee.	Section 126(1) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
653	Chief Executive Officer	Power to contribute amounts raised via special rates or charges, or separate rates or charges, to rural fire brigades operating in Council's local government area.	Section 128A Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
654	Chief Executive Officer	Power to consult with the commissioner about the establishment of an SES unit in Council's local government area.	Section 133(2) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
655	Chief Executive Officer	Power to nominate a person to be the local controller for an SES unit.	Section 134(2) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
656	Chief Executive Officer	Power as a local government affected by a disaster to request the commissioner to appoint a person as a SES coordinator.	Section 136(3) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
657	Chief Executive Officer	Power to consult with the commissioner about the appointment of a person as a SES coordinator.	Section 136(4) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
658	Chief Executive Officer	Power to enter an agreement with the Department which sets out the responsibilities of each party in relation to the SES in Council's local government area.	Section 140 Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
659	Chief Executive Officer	Power to consult with the commissioner about the establishment of an ES unit in Council's local government area.	Section 141(2) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
660	Chief Executive Officer	Power to consult with the commissioner about the functions of an ES unit in Council's local government area.	Section 142(3) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
661	Chief Executive Officer	Power to nominate a person to be a ES unit coordinator.	Section 146(2) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
662	Chief Executive Officer	Power to produce to an authorised person any document or record mentioned in subsection (2)(b).	Section 152C(4) Fire and Emergency Service Act 1990	12/02/2020 OM12/02/20	
Food Act 2006					





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
663	Chief Executive Officer	Power to administer and enforce the following provisions of the <i>Food Act 2006</i> : a) section 39(1); b) chapters 3 and 4; c) chapter 6, other than section 159.	<i>Section 23(1) Food Act 2006</i>	12/02/2020 OM12/02/20	
664	Chief Executive Officer	Power to administer and enforce sections 32, 33, 35 and 36 of the <i>Food Act 2006</i> , in conjunction with the State.	<i>Section 24 Food Act 2006</i>	12/02/2020 OM12/02/20	
665	Chief Executive Officer	Power to agree with the chief executive that the State may do a thing that is a matter of administration and enforcement for local government under section 23(1) of the <i>Food Act 2006</i> .	<i>Section 25(1)(a) Food Act 2006</i>	12/02/2020 OM12/02/20	
666	Chief Executive Officer	Power to agree with the chief executive that Council may do a thing that is a matter of administration and enforcement for the State under section 22(1) of the <i>Food Act 2006</i> .	<i>Section 25(1)(b) Food Act 2006</i>	12/02/2020 OM12/02/20	
667	Chief Executive Officer	Power to consult with the chief executive, and provide information required by the chief executive, about the administration and enforcement of sections 24 and 25 of the <i>Food Act 2006</i> .	<i>Section 28 Food Act 2006</i>	12/02/2020 OM12/02/20	
668	Chief Executive Officer	Power to consider and grant, or refuse to grant, an application for a licence to carry on a licensable food business.	<i>Section 55 Food Act 2006</i>	12/02/2020 OM12/02/20	
669	Chief Executive Officer	Power to obtain and consider the written advice of an auditor about whether a food safety program complies with section 98.	<i>Section 56(2) Food Act 2006</i>	12/02/2020 OM12/02/20	
670	Chief Executive Officer	Power to decide whether premises are suitable for carrying on a licensable food business.	<i>Section 58 Food Act 2006</i>	12/02/2020 OM12/02/20	
671	Chief Executive Officer	Power to make enquiries as to the suitability of the applicant to hold a licence, and the suitability of the premises for carrying on a licensable food business.	<i>Section 59(1)(a) Food Act 2006</i>	12/02/2020 OM12/02/20	
672	Chief Executive Officer	Power to require the applicant to give Council further information or documents that Council reasonably requires.	<i>Section 59(1)(b) Food Act 2006</i>	12/02/2020 OM12/02/20	
673	Chief Executive Officer	Power to extend the time needed to make a decision about the application.	<i>Section 62(2) Food Act 2006</i>	12/02/2020 OM12/02/20	
674	Chief Executive Officer	Power to agree with the applicant, at any time prior to the final consideration day, about the day upon which the application must be decided.	<i>Section 62(3) Food Act 2006</i>	12/02/2020 OM12/02/20	
675	Chief Executive Officer	Power to issue a provisional licence, at any time prior to deciding an application for a licence.	<i>Section 64 Food Act 2006</i>	12/02/2020 OM12/02/20	
676	Chief Executive Officer	Power to decide the term of the licence. (Note: not more than 3 years).	<i>Section 67 Food Act 2006</i>	12/02/2020 OM12/02/20	
677	Chief Executive Officer	Power to decide the term of the provisional licence. (Note: not more than 3 months).	<i>Section 68(1) Food Act 2006</i>	12/02/2020 OM12/02/20	
678	Chief Executive Officer	Power to extend, and further extend, the term of a provisional licence (to a total period of not more than 3 months after the provisional licence was issued).	<i>Section 68(2) Food Act 2006</i>	12/02/2020 OM12/02/20	
679	Chief Executive Officer	Power to impose reasonable conditions on the licence.	<i>Section 69(1)(e) Food Act 2006</i>	12/02/2020 OM12/02/20	
680	Chief Executive Officer	Power to consider and renew, or refuse to renew, the licence for an application made under section 72(1) of the <i>Food Act 2006</i> .	<i>Section 72(3) Food Act 2006</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
681	Chief Executive Officer	Power to consider and restore, or refuse to restore, the licence, where application has been made under section 73(1) of the <i>Food Act 2006</i> .	<i>Section 73(3) Food Act 2006</i>	12/02/2020 OM12/02/20	
682	Chief Executive Officer	Power to consider and amend, or refuse to amend, a licence, where application has been made under section 74(1) of the <i>Food Act 2006</i> .	<i>Section 74(3) Food Act 2006</i>	12/02/2020 OM12/02/20	
683	Chief Executive Officer	Power to require the applicant to give Council further information or documents Council reasonably requires to decide the application (for an application that is made under Chapter 3, Part 5, Division 2, Subdivision 1, i.e. sections 72(1), 73(1) and 74(1)).	<i>Section 75(1) Food Act 2006</i>	12/02/2020 OM12/02/20	
684	Chief Executive Officer	Power to give an information notice where Council has failed to decide an application within 30 days of receipt under Chapter 3, Part 5, Division 2, Subdivision 1, i.e. Sections 72(1), 73(1) and 74(1).	<i>Section 77(4) Food Act 2006</i>	12/02/2020 OM12/02/20	
685	Chief Executive Officer	Power to give a show cause notice.	<i>Section 79(2) Food Act 2006</i>	12/02/2020 OM12/02/20	
686	Chief Executive Officer	Power to consider representations about a show cause notice.	<i>Section 80(2) Food Act 2006</i>	12/02/2020 OM12/02/20	
687	Chief Executive Officer	Power to end the show cause process after considering representations made by the licensee.	<i>Section 81 Food Act 2006</i>	12/02/2020 OM12/02/20	
688	Chief Executive Officer	Power to suspend a licence after considering representations (if any).	<i>Section 82(2)(a) Food Act 2006</i>	12/02/2020 OM12/02/20	
689	Chief Executive Officer	Power to cancel a licence after considering representations (if any).	<i>Section 82(2)(b) Food Act 2006</i>	12/02/2020 OM12/02/20	
690	Chief Executive Officer	Power to suspend a licence immediately.	<i>Section 83(1) Food Act 2006</i>	12/02/2020 OM12/02/20	
691	Chief Executive Officer	Power to give an information notice and show cause notice, as required, before suspending a licence pursuant to section 83(1).	<i>Section 83(2) Food Act 2006</i>	12/02/2020 OM12/02/20	
692	Chief Executive Officer	Power, as the second local government, to take the same action as the first local government (except the power to cancel, suspend impose conditions or other similar action in relation to the licence).	<i>Section 90(1) Food Act 2006</i>	12/02/2020 OM12/02/20	
693	Chief Executive Officer	Power, as the second local government, to advise the first local government of the thing done or omitted to be done by a licensee of a mobile food business.	<i>Section 91(2) Food Act 2006</i>	12/02/2020 OM12/02/20	
694	Chief Executive Officer	Power, as the first local government, to take action, in relation to a thing done or omitted to be done by the licensee in the second local government area.	<i>Section 92(2) Food Act 2006</i>	12/02/2020 OM12/02/20	
695	Chief Executive Officer	Power to consider and grant, or refuse to grant, an application for a replacement licence.	<i>Section 97 Food Act 2006</i>	12/02/2020 OM12/02/20	
696	Chief Executive Officer	Power to consider an application and to accredit, or refuse to accredit, the food safety program.	<i>Section 103(1) Food Act 2006</i>	12/02/2020 OM12/02/20	
697	Chief Executive Officer	Power to obtain and consider the written advice of an auditor about whether or not the food safety program complies with the criteria in section 104.	<i>Section 103(2) Food Act 2006</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
698	Chief Executive Officer	Power, before deciding the application, to require the applicant to give further information or documents reasonably required to decide the application.	Section 105(1) Food Act 2006	12/02/2020 OM12/02/20	
699	Chief Executive Officer	Power to give an information notice to the applicant where the application is refused under section 107.	Section 107(4) Food Act 2006	12/02/2020 OM12/02/20	
700	Chief Executive Officer	Power to decide that more time is needed to make a decision about the application.	Section 108(1) Food Act 2006	12/02/2020 OM12/02/20	
701	Chief Executive Officer	Power to agree with the applicant, at any time prior to the final consideration day, about the day upon which the application must be decided.	Section 108(3) Food Act 2006	12/02/2020 OM12/02/20	
702	Chief Executive Officer	Power, after accrediting an applicant's food safety program, to decide how often the program must have compliance audits.	Section 109(2) Food Act 2006	12/02/2020 OM12/02/20	
703	Chief Executive Officer	Power to determine changes to the frequency of compliance audits for a food safety program accredited by Council.	Section 110 Food Act 2006	12/02/2020 OM12/02/20	
704	Chief Executive Officer	Power to consider an application and approve, or refuse to approve, the amendment of an accredited food safety program.	Section 112(4) Food Act 2006	12/02/2020 OM12/02/20	
705	Chief Executive Officer	Power, before deciding the application, to require the applicant to give further information or documents reasonably required to decide the application.	Section 113(1) Food Act 2006	12/02/2020 OM12/02/20	
706	Chief Executive Officer	Power, by notice, to direct the holder of a Council accredited food safety program to amend the program.	Section 114 Food Act 2006	12/02/2020 OM12/02/20	
707	Chief Executive Officer	Power to give the holder of a food safety program a show cause notice, and to decide the term of the show cause period.	Section 118 Food Act 2006	12/02/2020 OM12/02/20	
708	Chief Executive Officer	Power to consider representations about a show cause notice.	Section 119 Food Act 2006	12/02/2020 OM12/02/20	
709	Chief Executive Officer	Power, after considering written representations by the holder of the accredited food safety program, to take no further action.	Section 120 Food Act 2006	12/02/2020 OM12/02/20	
710	Chief Executive Officer	Power to cancel the accreditation of a food safety program.	Section 121(2) Food Act 2006	12/02/2020 OM12/02/20	
711	Chief Executive Officer	Power to conduct a non -conformance audit of a food safety program.	Section 160(2) Food Act 2006	12/02/2020 OM12/02/20	
712	Chief Executive Officer	Power to approve an improvement notice where remedying the contravention would be likely to stop the food business from operating.	Section 210(2) Food Act 2006	12/02/2020 OM12/02/20	
713	Chief Executive Officer	Power, as the 'reviewer', to review an original decision under Chapter 3 or Chapter 4 of the Food Act 2006.	Section 237 Food Act 2006	12/02/2020 OM12/02/20	
714	Chief Executive Officer	Power, as reviewer, to, at any time, extend the time to apply for a review.	Section 238(2) Food Act 2006	12/02/2020 OM12/02/20	
715	Chief Executive Officer	Power, as reviewer, to, after reviewing the original decision, make a further decision to: (i) confirm the original decision; or (b) amend the original decision; or (c) substitute another decision for the original decision.	Section 239 Food Act 2006	12/02/2020 OM12/02/20	
<b>Food Production (Safety) Act 2000</b>					





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
716	Chief Executive Officer	Power to approve the appointment of an employee of Council as an authorised officer by Safe Food Production (QLD).	Section 83 Food Production (Safety) Act 2000	12/02/2020 OM12/02/20	
<b>Heavy Vehicle (Mass, Dimension and Loading) National Regulation</b>					
717	Chief Executive Officer	Power, as a road manager, to consent to the making of an HML declaration.	Sections 13(1)(b) and 14 Heavy Vehicle (Mass, Dimension and Loading) National Regulation	12/02/2020 OM12/02/20	
718	Chief Executive Officer	Power, as a relevant road manager for an HML declaration, to consent to the making of the declaration subject to the condition that stated intelligent access conditions are imposed on the use of a stated type of HML heavy vehicle under the higher mass limits in an area or on a route to which the declaration applies.	Section 14(3) Heavy Vehicle (Mass, Dimension and Loading) National Regulation	12/02/2020 OM12/02/20	
719	Chief Executive Officer	Power, as a relevant road manager for an HML declaration, to give written reasons for a decision made under subsection 14(3) to the Regulator.	Sections 14(4) Heavy Vehicle (Mass, Dimension and Loading) National Regulation	12/02/2020 OM12/02/20	
720	Chief Executive Officer	Power, as a relevant road manager for an HML declaration in the circumstances set out in subsection 18(1), to ask the Regulator to do one or more of the things listed in subsection 18(2).	Sections 18 Heavy Vehicle (Mass, Dimension and Loading) National Regulation	12/02/2020 OM12/02/20	
721	Chief Executive Officer	Power, as a road manager, to consent to the granting of an HML permit.	Sections 22(1)(b) and 23 Heavy Vehicle (Mass, Dimension and Loading) National Regulation	12/02/2020 OM12/02/20	
722	Chief Executive Officer	Power, as a road manager, to consent to the granting of an HML permit subject to conditions.	Section 24(1)(a) Heavy Vehicle (Mass, Dimension and Loading) National Regulation	12/02/2020 OM12/02/20	
723	Chief Executive Officer	Power, as a road manager, to consent to amendment of an HML permit.	Section 29(4) Heavy Vehicle (Mass, Dimension and Loading) National Regulation	12/02/2020 OM12/02/20	
724	Chief Executive Officer	Power, as a road manager for a HML permit, to request the regulator to amend or cancel the permit.	Section 31(2) Heavy Vehicle (Mass, Dimension and Loading) National Regulation	12/02/2020 OM12/02/20	
725	Chief Executive Officer	Power, as a road manager, to consent to a declaration of the regulator pursuant to section 40.	Section 41(1) Heavy Vehicle (Mass, Dimension and Loading) National Regulation	12/02/2020 OM12/02/20	
<b>Heavy Vehicle National Law (Qld)</b>					
726	Chief Executive Officer	Power, as a party in the chain of responsibility for a heavy vehicle, to ensure, so far as is reasonably practicable, the safety of the party's transport activities relating to the vehicle.	Section 26C Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
727	Chief Executive Officer	Power to apply for a vehicle standards exemption permit and to comply with any request from the Regulator for further information.	Section 69 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
728	Chief Executive Officer	Power, as the holder of a permit for a vehicle standards exemption (permit), to apply to the Regulator for an amendment or cancellation of the exemption and to comply with any request from the Regulator for further information.	Section 75 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
729	Chief Executive Officer	Power, as the holder of a permit for a vehicle standards exemption permit, to make written representation in response to a notice issued by the Regulator issued under subsection (2).	Section 76(2)(e) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
730	Chief Executive Officer	Power, as the holder of a permit for a vehicle standards exemption permit, to comply with a notice issued by the Regulator requiring the return of the permit.	Section 79(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
731	Chief Executive Officer	Power, in the circumstances specified in subsection (1), to apply for a replacement permit.	Section 80(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
732	Chief Executive Officer	Power, as a relevant party for a driver mentioned in subsection (2), to ensure the driver complies with subsection (2).	Section 82(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
733	Chief Executive Officer	Power, as a relevant party for a driver mentioned in subsection (2), to ensure the driver complies with subsection (2).	Section 83(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
734	Chief Executive Officer	Power, as a person who permits another person to drive a heavy vehicle on a road, to ensure the vehicle, and the vehicle's components and load, comply with the mass requirements applying to the vehicle.	Section 96(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
735	Chief Executive Officer	Power, as a person who permits another person to drive a heavy vehicle on a road, to ensure the vehicle, and the vehicle's components and load, comply with the dimension requirements applying to the vehicle.	Section 102(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
736	Chief Executive Officer	Power, as a person who permits another person to drive a heavy vehicle on a road, to ensure the vehicle, and the vehicle's components and load, comply with the loading requirements applying to the vehicle.	Section 111(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
737	Chief Executive Officer	Power, as a road manager, to consent to the grant of a mass or dimension exemption (notice)	Section 118(1)(b) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
738	Chief Executive Officer	Power, as a road manager, to consent to the amendment of a map or list imposed on a mass or dimension exemption (notice)	Section 119(5)(b) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
739	Chief Executive Officer	Power to apply to the Regulator for a mass or dimension exemption (permit) and to comply with a notice from the Regulator for additional information.	Section 123 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
740	Chief Executive Officer	Power, as a road manager, to consent to the grant of a mass or dimension exemption (permit)	Section 124(1)(b) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
741	Chief Executive Officer	Power, as an operator of a heavy vehicle, to ensure, so far as is reasonably practicable, the driver of the pilot vehicle or escort vehicle complies with subsection (2). the vehicle, and the vehicle's components and load, comply with the loading requirements applying to the vehicle	Section 130(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
742	Chief Executive Officer	Power, as a relevant party for a driver mentioned in subsection (2), to ensure the driver complies with subsection (2).	Section 132(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
743	Chief Executive Officer	Power, as a relevant party for a driver mentioned in subsection (1), to ensure the driver complies with subsection (1).	Section 133(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
744	Chief Executive Officer	Power, as a road manager, to consent to the grant of a class 2 heavy vehicle authorisation (notice)	Section 139(1)(b) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
745	Chief Executive Officer	Power, as a road manager, to consent to the amendment of a map or list imposed on a class 2 heavy vehicle authorisation (notice)	Section 142(6)(b) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	

Council to CEO Delegation Register V3\_17 March 2021

52 of 25





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
746	Chief Executive Officer	Power, as a road manager, to consent to the grant of a class 2 heavy vehicle authorisation (permit)	Section 145(1)(b) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
747	Chief Executive Officer	Power, as a relevant party for a driver mentioned in subsection (2), to ensure the driver complies with subsection (2).	Section 151(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
748	Chief Executive Officer	Power, as a relevant party for a driver mentioned in subsection (1), to ensure the driver complies with subsection (1).	Section 152(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
749	Chief Executive Officer	Power, as a road manager, to consent or not to consent to the grant of a mass or dimension authority.	Section 156(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
750	Chief Executive Officer	Power, as a road manager, to ask the Regulator for a longer period of time under section 156(1)(b).	Section 156(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
751	Chief Executive Officer	Power, as a road manager, to determine that the consent should only be given if the mass of the vehicle under the application for the authority was less than applied for and give the consent subject to a road condition that the vehicle not exceed the mass.	Section 156A(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
752	Chief Executive Officer	Power to give the Regulator a written statement that explains the road manager's decision and complies with section 172.	Section 156A(4) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
753	Chief Executive Officer	Power, as a road manager, to notify the Regulator:- a) that a route assessment is required for the road manager deciding whether to give or not to give the consent; b) the fee payable (if any) for the route assessment under a law of the jurisdiction in which the road is situated.	Section 159(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
754	Chief Executive Officer	Power, as a road manager, to grant a mass or dimension authority subject to conditions.	Sections 160(1), 161(1) and 162(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
755	Chief Executive Officer	Power, as a road manager for a mass or dimension authority, to give the Regulator a written statement that explains the road manager's decision and complies with section 172.	Sections 160(2), 161(2) and 162(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
756	Chief Executive Officer	Power, as a road manager for a mass or dimension authority, to give the Regulator a notice objecting to the application of section 167 to the proposed replacement authority.	Section 167(2)(b) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
757	Chief Executive Officer	Power, as a road manager for a mass or dimension authority, to seek an extension of time to give a notice under section 167(2)(b).	Section 167(2)(b)(ii) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
758	Chief Executive Officer	Power, as a road manager for a mass or dimension authority, to give consent to the grant of a mass or dimension authority for a trial period of no more than 3 months.	Section 169(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
759	Chief Executive Officer	Power, as a road manager for a mass or dimension authority, to object to the renewal of the authority for a further trial period.	Section 170(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
760	Chief Executive Officer	Power, as a road manager for a mass or dimension authority granted by Commonwealth gazette notice, to request the Regulator to amend or cancel the authority.	Section 174(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
761	Chief Executive Officer	Power, as a road manager for a mass or dimension authority granted by permit, to request the Regulator to amend or cancel the authority.	Section 178(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
762	Chief Executive Officer	Power, as a responsible entity for a freight container, to ensure an operator or driver of a heavy vehicle does not transport the freight container by road using the vehicle without a complying container weight declaration for the freight container containing information in the form required under section 192A.	<i>Section 190(1) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
763	Chief Executive Officer	Power, as an operator of a heavy vehicle, to ensure a driver of a heavy vehicle does not transport the freight container by road using the vehicle without a complying container weight declaration for the freight container containing information in the form required under section 192A.	<i>Section 191(1) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
764	Chief Executive Officer	Power, as an operator of a heavy vehicle, to ensure the freight container is not given to another carrier unless the carrier has been provided with:- a) a complying container weight declaration for the freight container containing information in the form required under section 192A; or b) the prescribed particulars contained in a complying container weight declaration for the freight container.	<i>Section 191(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
765	Chief Executive Officer	Power, as a relevant party for the driver, in the circumstances mentioned in subsection (1), to ensure, so far as is reasonably practicable, the driver:- a) does not drive a fatigue-regulated heavy vehicle after making the change unless the driver has complied with section 263; and b) can comply with his or her obligations in relation to the change.	<i>Section 264(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
766	Chief Executive Officer	Power, as a person referred to in subsection (1), to apply to the Regulator for a work and rest hours exemption and provide any additional information sought by the Regulator.	<i>Section 274 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
767	Chief Executive Officer	Power, as the holder of a permit for a work and rest hours exemption, to apply to the Regulator for an amendment or cancellation of the exemption and to provide any additional information sought by the Regulator.	<i>Section 280 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
768	Chief Executive Officer	Power to comply with a notice from the Regulator regarding a work and rest hours exemption.	<i>Section 284 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
769	Chief Executive Officer	Power, where a permit for a work and rest hours exemption is defaced, destroyed, lost or stolen, to apply to the Regulator for a replacement permit.	<i>Section 285 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
770	Chief Executive Officer	Power, as a relevant party for a driver mentioned in subsection (2), to ensure the driver complies with subsection (2).	<i>Section 287(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
771	Chief Executive Officer	Power, as a relevant party for a driver mentioned in subsection (1), to ensure the driver complies with subsection (1).	<i>Section 288(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	





**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
772	Chief Executive Officer	Power, as a record keeper in the circumstances listed in subsection 1), to, as soon as reasonably practicable after becoming aware of the matter or having reason to suspect the matter:- a) either:- i) make the electronic work diary capable of recording new information; or ii) give the driver a new electronic work diary that is in working order; and b) if the record keeper removes any information relating to any period during the last 28 days from the work diary to make it capable of recording new information—give the driver the removed information in a way that makes the information readily available to the driver; and c) notify the Regulator in the approved form that the electronic work diary has been filled up.	<i>Section 311 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
773	Chief Executive Officer	Power, as a record keeper in the circumstances listed in subsection 1), to, as soon as reasonably practicable after becoming aware of the matter or having reason to suspect the matter:- a) inform the driver that the electronic work diary has been destroyed, lost or stolen unless the driver informed the record keeper about the fault under section 309; and b) give the driver an electronic work diary that is in working order; and c) give the driver any information, in a way that makes the information readily available to the driver, that was in the destroyed, lost or stolen electronic work diary that:- i) is accessible to the record keeper; and ii) relates to any period during the last 28 days; and iii) is not stored in the new electronic work diary.	<i>Section 312(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
774	Chief Executive Officer	Power as a record keeper to notify the Regulator in the approved form that the electronic work diary has been destroyed, lost or stolen.	<i>Section 312(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
775	Chief Executive Officer	Power, as a record keeper in the circumstances listed in subsection (1), to, as soon as reasonably practicable after becoming aware of the matter or having reason to suspect the matter inform the driver about the matter unless the driver informed the record keeper about the matter under section 309.	<i>Section 313(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
776	Chief Executive Officer	Power, as a record keeper in the circumstances listed in subsection (1), to, after becoming aware of the matter or having reason to suspect the matter: - (a) direct the driver in the approved form to use a supplementary record in compliance with section 305; and (b) give the driver information that was in the electronic work diary, in a way that makes the information readily available to the driver, that: - (i) is accessible to the record keeper; and (ii) relates to any period during the last 28 days; and (iii) is not stored in the electronic work diary because the electronic work diary is not in working order or is malfunctioning or has malfunctioned; and (c) notify the Regulator in the approved form that the electronic work diary is not in working order or is malfunctioning or has malfunctioned; and (d) ensure the electronic work diary is examined and brought into working order and is not malfunctioning.	Section 313(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
777	Chief Executive Officer	Power, as a responsible party for the driver of a fatigue-regulated heavy vehicle, to ensure, so far as is reasonably practicable, the driver complies with each of Part 6.4, Division 2, Subdivisions 1, 2, 3 and 4.	Section 315 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
778	Chief Executive Officer	Power, as a record keeper for a driver of a fatigue-regulated heavy vehicle who is undertaking only 100km work under standard hours, to keep a record of the information listed in subsections (1)(a) to (b).	Section 319 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
779	Chief Executive Officer	Power, as a record keeper for a driver of a fatigue-regulated heavy vehicle who is undertaking 100+km work under standard hours; or operating under BFM hours, AFM hours or exemption hours, to keep a record of the information listed in subsections (1)(a) to (c) and (3) (where relevant).	Section 321 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
780	Chief Executive Officer	Power, as a record keeper for a driver of a fatigue-regulated heavy vehicle to ensure the driver complies with subsection (2).	Section 322(4) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
781	Chief Executive Officer	Power, as a new record keeper for a driver of a fatigue-regulated heavy vehicle to ensure the driver complies with subsection (2).	Section 323(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
782	Chief Executive Officer	Power, as a record keeper in the circumstances listed in subsection (1), to give the driver the information listed in subsection (2).	Section 324(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
783	Chief Executive Officer	Power, as a record keeper in the circumstances listed in subsection (1), to give the driver the information listed in subsection (2).	Section 324A(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
784	Chief Executive Officer	Power, as a record keeper for the driver of a fatigue-regulated heavy vehicle who knows, or has reasonable grounds to suspect, an electronic work diary has been tampered with, to report the matter to the Regulator.	Section 336A Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
785	Chief Executive Officer	Power as a record keeper of the driver of a fatigue-regulated heavy vehicle, to keep a record (or a copy) required to be made or kept under Division 3, for the period for which, and way in which subsections (1) to (7) require.	<i>Section 341 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
786	Chief Executive Officer	Power to apply to the Regulator for the approval of an electronic recording system.	<i>Section 342 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
787	Chief Executive Officer	Power, as the holder of an electronic recording system approval, to apply to the Regulator for an amendment or cancellation of the approval and give any additional information sought by the Regulator.	<i>Section 351 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
788	Chief Executive Officer	Power, as the holder of the approval in relation to which a direction has been given under subsection (2), to comply with the direction.	<i>Section 354(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
789	Chief Executive Officer	Power, as a person given a notice under subsection (3), to give a copy of the notice to each other person to whom the person has supplied an electronic recording system the subject of the approval, or a device forming part of the system.	<i>Section 354(5) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
790	Chief Executive Officer	Power, in the circumstance stated in subsection (1), to remove any electronic message on the system's visual display stating the system is or includes an electronic work diary.	<i>Section 355(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
791	Chief Executive Officer	Power, in the circumstance stated in subsection (1), to give each person to whom the holder has supplied an electronic recording system the subject of the approval that constitutes an electronic work diary, or of which an electronic work diary is a part, a notice stating that the approval has been cancelled	<i>Section 355(4) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
792	Chief Executive Officer	Power, as the employer of the driver of a fatigue-regulated heavy vehicle to make an application under subsection (1) on behalf of the driver and give any further information sought by the Regulator.	<i>Section 364 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
793	Chief Executive Officer	Power, as a relevant party for a driver mentioned in subsection (2), to ensure the driver complies with subsection (2).	<i>Section 376(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
794	Chief Executive Officer	Power, as the record keeper for a driver of a fatigue-regulated heavy vehicle, to apply to the Regulator for a fatigue record keeping exemption (permit) and give any further information sought by the Regulator.	<i>Section 384 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
795	Chief Executive Officer	Power, as the holder of a permit for a fatigue record keeping exemption, to apply to the Regulator for an amendment or cancellation of the exemption and give any further information sought by the Regulator.	<i>Section 389 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
796	Chief Executive Officer	Power, as the holder of a permit for a fatigue record keeping exemption, to make submissions to the Regulator.	<i>Section 390(2)(e) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
797	Chief Executive Officer	Power, as the holder of a permit for a fatigue record keeping exemption that is amended or cancelled, to comply with a notice of the Regulator given under subsection (1).	<i>Section 392(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
798	Chief Executive Officer	Power, as the holder of a permit for a fatigue record keeping exemption that is defaced, destroyed, lost or stolen, to apply to the Regulator for a replacement permit.	<i>Section 393(1) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
799	Chief Executive Officer	Power, as the owner of a fatigue-regulated heavy vehicle required by the national regulations to be fitted with an odometer, to maintain the odometer in accordance with the requirements prescribed by the national regulations.	<i>Section 396(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
800	Chief Executive Officer	Power, as the owner of a fatigue-regulated heavy vehicle that is informed under section 397 of a malfunctioning or suspected malfunctioning odometer, to ensure the odometer is examined and brought into working order.	<i>Section 398(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
801	Chief Executive Officer	Power, as the operator of a heavy vehicle, to apply to the Regulator for heavy vehicle accreditation, provide the declaration required by subsection (3) and give any further information or statutory declaration sought by the Regulator.	<i>Section 459 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
802	Chief Executive Officer	Power, as the applicant, to consent to the Regulator obtaining prescribed criminal history information.	<i>Section 460(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
803	Chief Executive Officer	Power as an operator to ask the Regulator for an accreditation label for the new relevant vehicle.	<i>Section 466(2)(a) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
804	Chief Executive Officer	Power, as the operator of a heavy vehicle, to ensure a driver who is operating under a BFM accreditation or AFM accreditation complies with subsection (1).	<i>Section 468(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
805	Chief Executive Officer	Power, as an operator of a heavy vehicle who holds a heavy vehicle accreditation, to, if the accreditation is BFM accreditation or AFM accreditation, ensure each driver who operates under the accreditation: - a) is inducted into the operator's relevant management system; and b) at all times, meets the requirements relating to drivers operating under the accreditation (if any).	<i>Section 470(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
806	Chief Executive Officer	Power, as an operator of a heavy vehicle who holds a heavy vehicle accreditation, to, if the accreditation is AFM accreditation, ensure each driver who operates under the accreditation is informed of the AFM hours applying under the accreditation.	<i>Section 470(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
807	Chief Executive Officer	Power, as an operator of a heavy vehicle who holds a heavy vehicle accreditation, to keep the things listed in subsection (4).	<i>Section 470(4) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
808	Chief Executive Officer	Power, as an operator of a heavy vehicle who holds a heavy vehicle accreditation, to comply with a requirement issued by the Regulator under subsection (7).	<i>Section 470(8) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
809	Chief Executive Officer	Power, as an operator of a heavy vehicle who holds a heavy vehicle accreditation that is amended or suspended, or as an operator that ceases to hold an accreditation, to give notice to any driver of, or scheduler for, a heavy vehicle who may be affected by the amendment, suspension or cessation	<i>Section 471(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
810	Chief Executive Officer	Power, as a person who holds a heavy vehicle accreditation, to apply to the Regulator for an amendment or cancellation of the heavy vehicle accreditation and give any further information sought by the Regulator.	<i>Section 472 Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
811	Chief Executive Officer	Power, as a person who holds a heavy vehicle accreditation, to make written representations in response to a notice given by the Regulator.	<i>Section 473(2)(f) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
812	Chief Executive Officer	Power, as an operator of a heavy vehicle who holds a heavy vehicle accreditation that is amended, suspended or cancelled, to comply with a notice of the Regulator issued under subsection (1).	<i>Section 476(2) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
813	Chief Executive Officer	Power, as a person whose accreditation certificate for a heavy vehicle accreditation is defaced, destroyed, lost or stolen, to apply to the Regulator for a replacement accreditation certificate.	<i>Section 477(1) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
814	Chief Executive Officer	Power, as an occupier of a place, to consent to its entry by an authorised officer, with or without conditions, and to sign and acknowledgement of the consent.	<i>Section 504(1) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
815	Chief Executive Officer	Power, as an operator of a heavy vehicle, to comply with a direction of an authorised officer to move the vehicle or cause it to be moved to a location stated in the direction.	<i>Section 516(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
816	Chief Executive Officer	Power, as an operator of a heavy vehicle, to comply with a direction of an authorised officer to move the vehicle or cause it to be moved to a location stated in the direction and do, or cause to be done, anything else the officer reasonably requires in the direction.	<i>Section 517(4) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
817	Chief Executive Officer	Power, as a registered operator or owner of a heavy vehicle, to comply with a notice of an authorised officer issued under subsection (2) and to request that the place or time of inspection be changed.	<i>Sections 522(3) and (5) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
818	Chief Executive Officer	Power, as an operator of a heavy vehicle that is the subject of a self-clearing defect notice, to apply to an authorised officer for written permission for the vehicle to be used on a road during a period stated in the permission.	<i>Section 529AA Heavy Vehicle National Law (Qld)</i>	17/03/2021 OM26/03/21	
819	Chief Executive Officer	Power, as an operator of a heavy vehicle that is the subject of a major defect notice or minor defect notice, to make a request to an authorised officer for written permission for the vehicle to be used on a road during a period stated in the permission.	<i>Section 529A(1) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
820	Chief Executive Officer	Power, as an operator of a heavy vehicle that is the subject of a major defect notice or minor defect notice, to provide the authorised officer with evidence of adequate repairs or other measures.	<i>Section 529A(3) Heavy Vehicle National Law (Qld)</i>	17/03/2021 OM26/03/21	
821	Chief Executive Officer	Power, as an operator of a heavy vehicle, to comply with a direction of an authorised officer given under subsection (2).	<i>Section 533(7) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
822	Chief Executive Officer	Power, as an operator of a heavy vehicle, to comply with a direction of an authorised officer given under subsection (2).	<i>Section 534(5) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
823	Chief Executive Officer	Power, as an operator of a heavy vehicle, to comply with a direction of an authorised officer given under subsection (2).	<i>Section 535(5) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
824	Chief Executive Officer	Power, as owner of a thing seized under chapter 10 and not forfeited, to apply to the relevant tribunal or court for the return of the thing.	<i>Section 556(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	
825	Chief Executive Officer	Power, as a person served with an embargo notice, to take all reasonable steps to stop any other person from doing anything prohibited in the notice.	<i>Section 558(3) Heavy Vehicle National Law (Qld)</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
826	Chief Executive Officer	Power, as a person served with an embargo notice, to comply with a requirement stated in the notice.	Section 559(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
827	Chief Executive Officer	Power to seek an authorised officer's approval to tamper with an embargoed thing or anything used to restrict access to the thing and enter a place in contravention of a restriction or tamper with anything used to restrict access to a place.	Sections 559(4) and (5) Heavy Vehicle National Law (Qld)	17/03/2021 OM26/03/21	
828	Chief Executive Officer	Power, as owner of a thing or sample seized under chapter 10 and forfeited under section 561(1), to agree with the Regulator to transfer the ownership of the thing or sample to the Regulator.	Section 563 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
829	Chief Executive Officer	Power, as a party mentioned in subsection (1), to apply to the relevant tribunal or court for:- a) ownership in the thing or sample to be transferred to Council; or b) the thing or sample to be sold and the Regulator to pay to Council, and any other persons with a registered interest in the thing or sample, an amount commensurate with the value of their respective interest.	Section 565(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
830	Chief Executive Officer	Power, as a responsible person for a heavy vehicle, to comply with a requirement issued by an authorised officer under subsection (1).	Section 569(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
831	Chief Executive Officer	Power, as a responsible person for a heavy vehicle, to comply with a requirement issued by an authorised officer under subsection (1).	Section 570(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
832	Chief Executive Officer	Power to comply with a notice issued by an authorised officer under subsections (2) or (3).	Section 570A(5) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
833	Chief Executive Officer	Power, as a person given an improvement notice, to take the steps necessary to comply with the notice.	Section 573 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
834	Chief Executive Officer	Power, as a person given a direction under section 576A(2) or a prohibition notice to comply with the direction or notice.	Section 576C Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
835	Chief Executive Officer	Power, as an occupier of a place, to comply with a requirement issued by an authorised officer under subsections (1) or (2).	Section 577(4) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
836	Chief Executive Officer	Power to claim compensation from the Regulator if Council incurs costs, damage or loss because of the exercise, or purported exercise, of a power by or for an authorised officer.	Section 581(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
837	Chief Executive Officer	Power to give an undertaking in relation to the contravention or alleged contravention of the Heavy Vehicle National Law by Council.	Section 590A Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
838	Chief Executive Officer	Power to comply with an undertaking given under section 590A.	Section 590B Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
839	Chief Executive Officer	Power to agree in writing with the promisee to withdraw the undertaking or change the undertaking.	Section 590C(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
840	Chief Executive Officer	Power, as a person to whom a supervisory intervention order applies, to apply to the Court to amend or revoke the order.	Section 603 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
841	Chief Executive Officer	Power, as a person to whom a supervisory intervention order applies, to take the steps necessary to comply with the order.	Section 604 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
842	Chief Executive Officer	Power, as a person to whom a prohibition order applies, to apply to the Court to amend or revoke the order.	Section 609 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
843	Chief Executive Officer	Power, as a person to whom a prohibition order applies, to take the steps necessary comply with the order.	Section 610 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
844	Chief Executive Officer	Power, as a road manager, to apply to the Court for a compensation order.	Section 611(2) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
845	Chief Executive Officer	Power, as a public authority, to sign a certificate.	Section 612(2)(c) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
846	Chief Executive Officer	Power, as a public authority, to give a copy of the certificate issued pursuant to section 611(2)(c) to the defendant.	Section 613(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
847	Chief Executive Officer	Power, as a dissatisfied person for a reviewable decision, to apply to the Regulator for internal review of the decision.	Section 641(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
848	Chief Executive Officer	Power, as a person given a decision notice, but not an information notice, for the reviewable decision, to ask the Regulator for a statement of reasons for the decision.	Section 641(6)(b) Heavy Vehicle National Law (Qld)	17/03/2021 OM26/03/21	
849	Chief Executive Officer	Power, as a person who has made a review application for a reviewable decision, to apply for a stay of the decision and serve a copy of the application on the Regulator.	Sections 642(2) and (6) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
850	Chief Executive Officer	Power, as a person who has made a review application for a reviewable decision, to make representations to the reviewer.	Section 644(3) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
851	Chief Executive Officer	Power, as a reviewer, to make a review decision.	Section 645(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
852	Chief Executive Officer	Power, as a reviewer who is a road manager, to give a copy of the review decision to the Regulator.	Section 645(5) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
853	Chief Executive Officer	Power, as a road manager, to agree to a longer prescribed period for a review of a reviewable decision.	Section 645(6) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
854	Chief Executive Officer	Power to appeal against a review decision relating to a reviewable decision made by the Regulator or an authorised officer.	Section 647(1) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
855	Chief Executive Officer	Power, as a person who appeals against a review decision, to apply to the relevant appeal body for a stay of the decision and to serve a copy of the application on the Regulator.	Sections 648(2) and (6) Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
856	Chief Executive Officer	Power, as a defendant for an offence, to give the complainant notice of the intention to challenge a matter stated in a certificate mentioned in section 711, 712, 713 or 714(1).	Section 715 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
857	Chief Executive Officer	Power, as a defendant for an offence, to give the complainant notice of the intention to challenge a matter stated in subsection (5).	Section 722 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
858	Chief Executive Officer	Power, as a defendant for an offence, to give the complainant notice of the intention to challenge a matter stated in subsection (4).	Section 724 Heavy Vehicle National Law (Qld)	12/02/2020 OM12/02/20	
<b>Heavy Vehicle National Law Regulation 2014</b>					
859	Chief Executive Officer	Power, as a road manager, to set the fee payable for a route assessment.	Section 4(2) Heavy Vehicle National Law Regulation 2014	12/02/2020 OM12/02/20	
<b>Housing Act 2003</b>					





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
860	Chief Executive Officer	Power to enter a funding agreement with the Chief Executive	Section 25(1) Housing Act 2003	12/02/2020 OM12/02/20	
861	Chief Executive Officer	Power, as a funded provider, to respond to a show cause notice issued by the Chief Executive	Section 26(2)(b) Housing Act 2003	12/02/2020 OM12/02/20	
862	Chief Executive Officer	Power, as a funded provider, to comply with the prescribed requirements.	Section 34 Housing Act 2003	12/02/2020 OM12/02/20	
863	Chief Executive Officer	Power, as a funded provider who has received a compliance notice, to comply with the notice.	Section 35(5) Housing Act 2003	12/02/2020 OM12/02/20	
864	Chief Executive Officer	Power, as an applicant that is a local government, to apply for registration on the State Register, pay the prescribed fee and comply with any requirement for information or documents issued by the Registrar.	Section 37B Housing Act 2003	12/02/2020 OM12/02/20	
865	Chief Executive Officer	Power, as a registered provider, to comply with each condition applying to the registration and each applicable code provision.	Section 37D Housing Act 2003	12/02/2020 OM12/02/20	
866	Chief Executive Officer	Power, as a State provider, to apply to the Registrar for the cancellation of the provider's registration.	Section 37G(1)(a) Housing Act 2003	12/02/2020 OM12/02/20	
867	Chief Executive Officer	Power, as a State provider, in circumstances mentioned in subsection (1), to ensure that on or before the relevant day, each State community housing asset is transferred in accordance with subsection (3) and any conditions imposed by the chief executive.	Sections 37H(3) and (4) Housing Act 2003	12/02/2020 OM12/02/20	
868	Chief Executive Officer	Power, as a registered provider, to comply with the binding instructions stated in a notice of non-compliance.	Section 38B(3) Housing Act 2003	12/02/2020 OM12/02/20	
869	Chief Executive Officer	Power, as a registered provider who has received a notice of intent to cancel registration, to respond to the notice.	Section 38C(3) Housing Act 2003	12/02/2020 OM12/02/20	
870	Chief Executive Officer	Power, as a registered provider, to agree with a statutory manager about the provider performing a function exercising a power.	Section 38D(7) Housing Act 2003	12/02/2020 OM12/02/20	
871	Chief Executive Officer	Power, as a registered provider, to pay the expenses of a statutory manager.	Section 38E(1) Housing Act 2003	12/02/2020 OM12/02/20	
872	Chief Executive Officer	Power to consent to the release of information concerning Council by the registrar.	Section 38H(b) Housing Act 2003	12/02/2020 OM12/02/20	
873	Chief Executive Officer	Power, as a funded ancillary provider, to pay the amount of an administration cost.	Section 59 Housing Act 2003	12/02/2020 OM12/02/20	
874	Chief Executive Officer	Power to claim compensation from the Chief Executive where Council has incurred loss or damage because of the exercise or purported exercise of a power under Part 6 of the Act.	Section 62(1) Housing Act 2003	12/02/2020 OM12/02/20	
875	Chief Executive Officer	Power, as an entity entitled to be given a notice under section 64, to apply to a Chief Executive for a review of the decision.	Section 65 Housing Act 2003	12/02/2020 OM12/02/20	
876	Chief Executive Officer	Power to comply with a notice received from the Chief Executive of an authorised officer requiring Council to give information or documents.	Section 81(5) Housing Act 2003	12/02/2020 OM12/02/20	
877	Chief Executive Officer	Power, as a registered provider, to ensure that a suitably qualified officer attends a meeting with the Registrar.	Section 81A(1) Housing Act 2003	12/02/2020 OM12/02/20	
878	Chief Executive Officer	Power, where Council incurs loss or damage because of the exercise or purported exercise of a power under Part 7, to claim compensation from the Chief Executive.	Section 83 Housing Act 2003	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>Housing Regulation 2015</b>					
879	Chief Executive Officer	Power, as a funded provider, to use the funding or receipts in a way that complies with the funding agreement.	Section 7 Housing Regulation 2015	12/02/2020 OM12/02/20	
880	Chief Executive Officer	Power, as a funded provider, to repay the amount to the Chief Executive.	Section 8(3) Housing Regulation 2015	12/02/2020 OM12/02/20	
881	Chief Executive Officer	Power, as a funded provider, to pay the amount stated in the payment notice to the Chief Executive.	Section 9(4) Housing Regulation 2015	12/02/2020 OM12/02/20	
882	Chief Executive Officer	Power, as a funded provider that receives funding for an ancillary housing service, to prepare annual financial statements and provide copies of the statements to the Chief Executive.	Section 11 Housing Regulation 2015	12/02/2020 OM12/02/20	
883	Chief Executive Officer	Power, as a funded provider, to keep and implement an asset management plan for each funded property and to provide a copy of the asset management plan to the Chief Executive.	Section 12 Housing Regulation 2015	12/02/2020 OM12/02/20	
884	Chief Executive Officer	Power, as a funded provider that receives funding to provide a social housing service, to implement:- a) the Social Housing Eligibility Criteria; and b) the Allocations Policy for Funded Social Housing Providers.	Section 14(2) Housing Regulation 2015	12/02/2020 OM12/02/20	
885	Chief Executive Officer	Power, as a funded provider, to accept an application from a person for a social housing service and to give the application to the Chief Executive or an approved funded provider.	Section 15(2) Housing Regulation 2015	12/02/2020 OM12/02/20	
886	Chief Executive Officer	Power, as a funded provider that receives funding to provide an ancillary housing service, to keep an eligibility policy and implement the eligibility policy consistently and fairly.	Section 16(2) Housing Regulation 2015	12/02/2020 OM12/02/20	
887	Chief Executive Officer	Power, as a funded provider that receives funding to provide housing for residential use, to keep a rent policy and implement the rent policy consistently and fairly.	Section 17(2) Housing Regulation 2015	12/02/2020 OM12/02/20	
888	Chief Executive Officer	Power, as a funded provider who receives funding to provide housing for residential use, where a tenant pays rent for the housing, to keep a record of rent calculations for the tenant stating those matters listed in subsection (4).	Section 17(4) Housing Regulation 2015	12/02/2020 OM12/02/20	
889	Chief Executive Officer	Power, as a funded provider that receives funding to provide a social housing service, to give the Chief Executive information about each funded property for the service and where necessary, to notify details of changes of the information.	Section 18 Housing Regulation 2015	12/02/2020 OM12/02/20	
890	Chief Executive Officer	Power, as a funded provider that receives funding to provide a housing service, to comply with a notice from the Chief Executive for information.	Section 19(3) Housing Regulation 2015	12/02/2020 OM12/02/20	
891	Chief Executive Officer	Power, where Council has applied to the Chief Executive to lodge a document, to comply with a requisition notice issued by the Chief Executive.	Section 26 Housing Regulation 2015	12/02/2020 OM12/02/20	
892	Chief Executive Officer	Power, as an accommodation provider, to consult with the Chief Executive about the most appropriate way of transferring or otherwise disposing of the relevant asset.	Section 37(2) Housing Regulation 2015	12/02/2020 OM12/02/20	
893	Chief Executive Officer	Power, as an accommodation provider, to comply with a condition imposed by the Chief Executive.	Section 37(6) Housing Regulation 2015	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>Human Rights Act 2019</b>					
894	Chief Executive Officer	Power, as a party to a proceeding before a court, in the circumstances in subsection 49(1), to make an application to have the proceeding referred to the Supreme Court.	Section 49(2) Human Rights Act 2019	12/02/2020 OM12/02/20	
895	Chief Executive Officer	Power, as a party to a proceeding in the Supreme Court or District Court, to give notice in the approved form to the Attorney-General and the commission if: (a) a question of law arises that relates to the application of the Act; or (b) a question arises in relation to the interpretation of a statutory provision in the Act.	Section 52(1)(a) Human Rights Act 2019	12/02/2020 OM12/02/20	
896	Chief Executive Officer	Power, as a party to a proceeding, to give notice in the approved form to the Attorney-General and the commission if a question is referred to the Supreme Court under section 49.	Section 52(1)(b) Human Rights Act 2019	12/02/2020 OM12/02/20	
897	Chief Executive Officer	Power, where the commissioner decides to accept a human rights complaint, to comply with the actions taken by the commissioner including: - a) making submissions to the commission in writing in response to the complaint; b) complying with a direction to give the commission information relevant to the complaint; c) participating in a conciliation of the complaint under part 4, division 2, subdivision 4.	Section 77(1) Human Rights Act 2019	12/02/2020 OM12/02/20	
898	Chief Executive Officer	Power, as a relevant entity for a complaint, to comply with a direction given by the commissioner under subsection 78(2).	Section 78(5) Human Rights Act 2019	12/02/2020 OM12/02/20	
899	Chief Executive Officer	Power, as a party to a complaint, to seek the consent of the commissioner to be represented by another person.	Section 83(1) Human Rights Act 2019	12/02/2020 OM12/02/20	
900	Chief Executive Officer	Power to make submissions to the commissioner about a proposed adverse comment in a report prepared under section 88 or part 4, division 3.	Section 93(2) Human Rights Act 2019	12/02/2020 OM12/02/20	
901	Chief Executive Officer	Power to comply with a notice, issued by the commissioner pursuant to subsection 98(1), to provide information.	Section 98(3) Human Rights Act 2019	12/02/2020 OM12/02/20	
<b>Industrial Relations Act 2016</b>					
902	Chief Executive Officer	Power, as the employer, to ask or require an employee to work additional hours if the hours are reasonable under section 26.	Section 23(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
903	Chief Executive Officer	Power, as the employer, to agree with an employee who is not covered by an applicable industrial instrument, to an averaging arrangement.	Section 25(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
904	Chief Executive Officer	Power, as the employer, to decide an employee's request for flexible working arrangements with or without conditions.	Sections 28(1) and (2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
905	Chief Executive Officer	Power, as the employer, to give written notice of the decision on an employee's request for flexible working arrangements.	Section 28(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
906	Chief Executive Officer	Power, as the employer, to agree when an employee is to take annual leave.	Section 33(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
907	Chief Executive Officer	Power, as the employer, and where the employer and employee cannot agree when the employee is to take annual leave, to decide when the employee is to take the leave and give the applicable notice to the employee.	Section 33(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
908	Chief Executive Officer	Power, as the employer, to agree that an employee may take annual leave before becoming entitled to it.	Section 33(4) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
909	Chief Executive Officer	Power, as the employer, to agree to pay the employee for annual leave otherwise than in advance.	Section 35(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
910	Chief Executive Officer	Power, as the employer, to agree that an employee may cash out a particular amount of annual leave.	Section 37(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
911	Chief Executive Officer	Power, as the employer, to pay an employee for annual leave not taken on termination of employment.	Section 38(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
912	Chief Executive Officer	Power, as the employer, to agree to an employee taking additional unpaid carer's leave.	Section 42(4) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
913	Chief Executive Officer	Power, as the employer, to agree to an employee who is a short term casual taking additional unpaid carer's leave.	Section 43(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
914	Chief Executive Officer	Power, as the employer, to agree to an employee who is a long term casual taking additional unpaid carer's leave.	Section 44(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
915	Chief Executive Officer	Power, as the employer, to require an employee to give a doctor's certificate or statutory declaration as evidence of the need to take carer's leave for more than 2 consecutive days.	Section 45(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
916	Chief Executive Officer	Power, as the employer, to require an employee to give a statutory declaration or evidence mentioned in section 45(3)(a) to (d) as evidence of the need to take carer's leave to care for or support a person who has experienced domestic violence.	Section 45(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
917	Chief Executive Officer	Power, as the employer, to require an employee to give a copy of a funeral notice or other evidence as evidence of a death resulting in the taking of bereavement leave.	Section 49(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
918	Chief Executive Officer	Power, as the employer, to require an employee to give evidence to satisfy a reasonable person that the employee was taking compassionate leave because the life of a member of the employee's family or household was threatened by personal illness or personal injury.	Section 49(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
919	Chief Executive Officer	Power, as the employer, to agree to an employee taking additional unpaid bereavement leave or compassionate leave.	Section 50 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
920	Chief Executive Officer	Power, as the employer, to agree to an employee taking unpaid cultural leave	Section 51(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
921	Chief Executive Officer	Power, as the employer, to agree to an employee taking additional unpaid domestic and family violence leave.	Section 52(5) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
922	Chief Executive Officer	Power, as the employer, and where an employee has claimed domestic and family violence leave, to ask the employee for evidence that the employee has experienced domestic violence and needs to take leave as a result	Section 54(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
923	Chief Executive Officer	Power, as the employer, to inform the employee his/her entitlements and obligations under chapter 2, part 3, division 8	Section 71(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
924	Chief Executive Officer	Power, as the employer that has decided to implement significant change at a workplace, to advise employees on parental leave about the proposed change before it is implemented and give each employee reasonable opportunity to discuss any significant effect the change will have on the employee's position	Section 72 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
925	Chief Executive Officer	Power, as the employer, to agree to an employee entitled to parental leave under subdivision 2, or who is taking parental leave, making more than 1 application under subsection (1) within a 12-month period in relation to a particular instance of parental leave.	Section 73(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
926	Chief Executive Officer	Power, as the employer, to agree to an employee on parental leave, making more than 1 application under subsection (1) within a 12-month period.	Section 74(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
927	Chief Executive Officer	Power, as the employer, to decide an application by an employee entitled to or taking parental leave to extend parental leave if the circumstances of section 73 exist, to discuss the application and to give written notice of that decision.	Section 76 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
928	Chief Executive Officer	Power, as the employer, to decide an application by an employee on parental leave to return to work on a part-time basis pursuant to section 74, to discuss the application and to give written notice of that decision.	Section 76 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
929	Chief Executive Officer	Power, as the employer, to nominate a time for the employee to resume work.	Section 78(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
930	Chief Executive Officer	Power, as the employer, to agree to an employee taking paid sick leave or other paid leave whilst the employee is on unpaid parental leave.	Section 79(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
931	Chief Executive Officer	Power, as the employer, to agree to an employee on parental leave performing work on a keeping in touch day.	Section 80(1)(b) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
932	Chief Executive Officer	Power, as the employer, to agree that an employee break the period of parental leave by returning to work.	Section 81 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
933	Chief Executive Officer	Power, as the employer, to agree to an employee on parental leave shortening the period of leave.	Section 83 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
934	Chief Executive Officer	Power, as the employer, to give notice to the employee of the day on which the employee must return to work and, if the employee returns to work, to cancel the rest of the parental leave.	Section 84 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
935	Chief Executive Officer	Power, as the employer of a female employee whose present work is, because of her pregnancy or breastfeeding, a risk to the health or safety of the employee or her unborn or newborn child, to temporarily adjust the employee's working conditions or hours of work, or transfer the employee to other appropriate work.	Section 89 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
936	Chief Executive Officer	Power, as the employer of a replacement employee, to give the replacement employee written notice of the temporary nature of the employment and the parent's right to return to work.	Section 92(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
937	Chief Executive Officer	Power, as the employer, to agree when an employee is to take long service leave.	Section 97(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
938	Chief Executive Officer	Power, as the employer, and where the employer and employee cannot agree when the employee is to take long service leave, to decide when the employee is to take the leave and give the applicable notice to the employee.	Section 97(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
939	Chief Executive Officer	Power, as the employer, where the employee is on long service leave and where the ordinary rate is increased or reduced, to pay the employee at the increased or reduced rate for the leave period to which the increased or reduced rate applies.	Section 98(4) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
940	Chief Executive Officer	Power, as the employer, to agree on when, and the way in which, the employee will be paid for long service leave.	Section 101 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
941	Chief Executive Officer	Power, as the employer of a casual or regular part-time employee, to agree that the employee's entitlement to long service leave may be taken in the form of its full time equivalent.	Section 104 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
942	Chief Executive Officer	Power, as the employer, to agree in writing with the employee that the employee be paid for all or part of an entitlement to long service leave instead of taking the leave.	Section 110(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
943	Chief Executive Officer	Power, as the employer, upon an employee's death, to pay the employee's legal personal representative any amount payable for the employee's entitlement to long service leave that has not already been paid.	Section 111(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
944	Chief Executive Officer	Power, as the employer, to ask an employee to work on a public holiday if the request is reasonable.	Section 116(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
945	Chief Executive Officer	Power, as the employer, to dismiss an employee if the circumstances of section 121(1) exist.	Section 121(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
946	Chief Executive Officer	Power, as the employer who obtains other acceptable employment for the employee or cannot pay the amount, to apply to the commission for an order reducing the amount of the redundancy pay to a stated amount the commission considers appropriate.	Section 127(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
947	Chief Executive Officer	Power, as the employer, to give each employee before, or as soon as practicable after, the employee starts working for the employer, the information and documents required by section 129(1).	Section 129 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
948	Chief Executive Officer	Power, as the employer, where a magistrate has made an order about an offence against section 137(4) and that order states both alternatives of section 137(8), to decide how to comply with that order in terms of the alternatives.	Section 137(9) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
949	Chief Executive Officer	Power, as an employer, to apply to the commission to:- a) make a modern award; or b) make an order varying a modern award.	Section 147(2)(b) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
950	Chief Executive Officer	Power, as an employer, to apply to the commission to make an order revoking a modern award.	Section 150(3)(b)(iii) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
951	Chief Executive Officer	Power, as a person to whom a modern award applies, to apply to the commission to review the award.	Section 156(1)(b)(i) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
952	Chief Executive Officer	Power, as an employer, to make a certified agreement with 1 or more employee organisations that represent, or are entitled to represent, Council's employees, or the employees of Council at the time the agreement is made.	Section 165 Industrial Relations Act 2016	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
953	Chief Executive Officer	Power, as an employer, to consent to the making of a bargaining award.	Section 167(a) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
954	Chief Executive Officer	Power, as a proposer, to give a notice of intention to:- a) the other proposed parties to the negotiations; b) if the negotiations relate to a project agreement—all relevant employee organisations and the commission.	Section 169(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
955	Chief Executive Officer	Power, as a recipient of a notice of intention where the negotiations: - a) relate to a project agreement; or b) involve a multi-employer agreement, to give written notice of Council's intention to be a party to the negotiations to the proposer and the commission.	Section 170(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
956	Chief Executive Officer	Power, as the employer and where the circumstances of section 171(1) exist, to take reasonable steps to ensure compliance with section 171(2).	Section 171(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
957	Chief Executive Officer	Power, as the employer and where the circumstances of section 171(1) exist, to give the relevant employee organisation a reasonable opportunity to represent the employee as required by section 171(4).	Section 171(4) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
958	Chief Executive Officer	Power, as the employer and where the circumstances of section 172(1) exist, to negotiate with the single bargaining unit.	Section 172(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
959	Chief Executive Officer	Power, as negotiating party, to negotiate in good faith and do all things listed in subsections (2) and (3).	Section 173 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
960	Chief Executive Officer	Power, as negotiating party, where the peace obligation period has ended, to ask the commission to help the parties reach an agreement.	Section 175(1)(b) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
961	Chief Executive Officer	Power, as one of the negotiating parties, to notify the commission that the parties intend to resume negotiating without the commission's help.	Section 175(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
962	Chief Executive Officer	Power, as a negotiating party, to comply with an attendance notice and negotiate on Council's behalf at a conciliation conference.	Section 176(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
963	Chief Executive Officer	Power, as one of the negotiating parties, to apply to the commission for arbitration of the matter.	Section 178(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
964	Chief Executive Officer	Power, as one of the negotiating parties, to agree matters with the other negotiating parties before or during an arbitration of the matter.	Section 181(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
965	Chief Executive Officer	Power, as a negotiating party, to agree with the other negotiating parties the nominal expiry date for the arbitration determination.	Section 183(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
966	Chief Executive Officer	Power, as a negotiating party, to apply to the commission for a scope order.	Section 184(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
967	Chief Executive Officer	Power, as a party to an agreement, to apply to the commission to certify the agreement.	Section 189(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
968	Chief Executive Officer	Power, as a party to a proposed bargaining award, to apply to the commission to:- a) make the bargaining award; and b) terminate the relevant modern award.	Section 190(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
969	Chief Executive Officer	Power, as a person who will be covered by a proposed bargaining instrument, to take action that may be necessary to enable the commission to grant the application, including participating in a conciliation on Council's behalf.	Section 194 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
970	Chief Executive Officer	Power, as a party to a proposed bargaining instrument, to sign it on Council's behalf.	Section 196(1)(b) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
971	Chief Executive Officer	Power, as an employer in the circumstances set out in subsection (1), to apply to the commission for a decision under subsection (3).	Section 213(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
972	Chief Executive Officer	Power, as the employer, on or before the nominal expiry date of a bargaining instrument, to apply to the commission to extend the nominal expiry date.	Section 223(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
973	Chief Executive Officer	Power, as an employer, to apply to the commission to amend a bargaining instrument.	Section 225(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
974	Chief Executive Officer	Power, as an approving party, to approve an amendment to a bargaining instrument.	Section 225(2)(a)(i) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
975	Chief Executive Officer	Power, as a person to whom a bargaining instrument applies, to apply to the commission to amend the instrument in one of the ways set out in subsection (5) and to agree to any amendment.	Section 225(5) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
976	Chief Executive Officer	Power, as a party to a bargaining award or a proposed new party to the award, to, in the circumstances set out in subsection (1), apply to the commission to amend the bargaining award so the award applies to the proposed new party.	Section 226(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
977	Chief Executive Officer	Power, as the employer, on or before the nominal expiry date of a certified agreement or arbitration determination, to apply to the commission to terminate the agreement or determination.	Section 227(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
978	Chief Executive Officer	Power, as the employer, after the nominal expiry date of a certified agreement or arbitration determination, to apply to the commission to terminate the agreement or determination.	Section 228(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
979	Chief Executive Officer	Power, as the person who intends to terminate the agreement or determination to give all other persons to whom the agreement or determination applies, notice of the intention.	Section 228(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
980	Chief Executive Officer	Power, as a party to an agreement or determination that does not provide for the way it may be terminated, to agree to the agreement or determination being terminated.	Section 228(3)(b)(i) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
981	Chief Executive Officer	Power, as a negotiating party for a proposed bargaining instrument, to take protected industrial action for the proposed instrument subject to the requirements of Chapter 4, Part 8.	Section 232 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
982	Chief Executive Officer	Power, as the employer intending to take the industrial action, to give notice of the intention to all of the negotiating parties for the proposed bargaining instrument, either in writing or by taking other reasonable steps to notify employees of the intended action.	Section 236 Industrial Relations Act 2016	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
983	Chief Executive Officer	Power, as the employer taking industrial action that is the lockout of an employee, to refuse to pay the employee for the period of the lockout.	Section 237(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
984	Chief Executive Officer	Power, as a negotiating party for a proposed bargaining instrument, to apply to the commission for an order to suspend or terminate protected industrial action for the proposed bargaining instrument being engaged in, or threatened to be engaged in.	Section 240(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
985	Chief Executive Officer	Power, as a negotiating party for a proposed bargaining instrument, to apply to the commission for an order to suspend or terminate protected industrial action for the proposed bargaining instrument being engaged in, where the industrial action has threatened, is threatening or would threaten:- a) to endanger the life, personal safety or health, or welfare of the State's population or part of it; or b) to cause significant damage to the State's economy or an important part of it..	Section 241(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
986	Chief Executive Officer	Power, as the employer, to apply to the registrar for a certificate stating that the employer need not negotiate with an employee organisation under chapter 4 because of a circumstance in section 171(5).	Section 242(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
987	Chief Executive Officer	Power, as a party to a certified agreement or a bargaining award, to sign the affidavit prepared pursuant to subsection (2) on behalf of Council.	Section 250(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
988	Chief Executive Officer	Power, as a relevant party subject to a direction of the commission, to comply with the direction on behalf of Council, including signing any affidavit required under subsection (3).	Section 251(4) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
989	Chief Executive Officer	Power, as a party to an industrial dispute, in the circumstances referred to in subsection (1), to give the registrar written notice of the dispute.	Section 261(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
990	Chief Executive Officer	Power, as a party directly involved in an industrial cause, to request the registrar act as mediator in the cause.	Section 263(a) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
991	Chief Executive Officer	Power, as a person served with an attendance notice, to attend the compulsory conference and agree to measures which attempt to prevent or settle the dispute.	Section 264(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
992	Chief Executive Officer	Power, as a person the subject of an order, to prepare, file and sign an affidavit under subsection (3)(c).	Section 265(3) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
993	Chief Executive Officer	Power, as a person served with a show cause notice, to show cause to the full bench at the stated time why Council should not be dealt with under section 266.	Section 265(7) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
994	Chief Executive Officer	Power, as the employer, to pay or refuse to pay, an employee for a period when the employee engages in a strike.	Section 268(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
995	Chief Executive Officer	Power, as an employer against whom the strike was organised, engaged in or threatened, to make an application to the commission for an order for a contravention of section 268.	Section 269(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
996	Chief Executive Officer	Power, as a person who has been affected by a contravention of Chapter 8, Part 1, to apply to the commission for the commission to deal with the dispute.	Section 309(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
997	Chief Executive Officer	Power, as an applicant or an employer, to attend a conciliation conference at a stated time and place and attempt to settle the matter on behalf of Council.	Section 312(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
998	Chief Executive Officer	Power, as an employer, to attend a conciliation conference at a stated time and place and attempt to settle the matter on behalf of Council.	Section 318(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
999	Chief Executive Officer	Power, as a party, to seek further conciliation, or settle the matter, at any time before an order is made under section 321 or 322.	Section 318(5) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1000	Chief Executive Officer	Power, as the employer that has decided to dismiss 15 or more employees for economic, technological or structural reasons, to dismiss the employees if the circumstances of section 329(1) apply and give the requisite notices.	Section 329(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1001	Chief Executive Officer	Power, as the employer, to give each employee organisation the opportunity to consult on the ways listed in section 330(1).	Section 330 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1002	Chief Executive Officer	Power, as the employer, to stand down an employee if the circumstances of section 333 apply	Section 333 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1003	Chief Executive Officer	Power, as the employer, to apply to the commission for an authorised officer's authority under section 337 to be revoked or suspended.	Section 338(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1004	Chief Executive Officer	Power, as the employer, to keep a time and wages record for each industrial instrument employee as required by section 339.	Section 339(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1005	Chief Executive Officer	Power, as the employer and upon request by the employee, to give the employee a certificate stating the total hours recorded under section 339(1)(d) for the employee, worked out to the previous 30 June.	Section 339(5) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1006	Chief Executive Officer	Power, as the employer, to keep a time and wages record for each non-industrial instrument employee as required by section 340.	Section 340(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1007	Chief Executive Officer	Power, as the employer and upon request by the employee, to give the employee a certificate stating the total hours recorded under section 340(1)(d) for the employee, worked out to the previous 30 June.	Section 340(5) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1008	Chief Executive Officer	Power, as the employer, to keep an employee register as required by section 341.	Section 341(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1009	Chief Executive Officer	Power, as the employer, when paying an employee wages, to give the employee a written statement as required by section 343(2).	Section 343(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1010	Chief Executive Officer	Power, as the employer, when asked by the inspector to inspect, or for electronic access to, the time and wages record, to comply with the request.	Section 344(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1011	Chief Executive Officer	Power, as the employer, when asked by the registrar to inspect, or for electronic access to, the time and wages record, to comply with the request.	Section 346(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1012	Chief Executive Officer	Power, as the employer, when directed by the registrar, to give the employee register or index to a stated person, at a stated reasonable time and place.	<i>Section 346(4) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1013	Chief Executive Officer	Power, as the employer, to agree to an employee inspecting the time and wages record for that employee's particulars, as permitted by section 347(2)(a) and (b), and to give the particulars to the employee in writing.	<i>Section 347 Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1014	Chief Executive Officer	Power, as the employer, to agree to an employee inspecting the time and wages record:- a) more than once in any 12-month period; or b) outside the employer's business hours; or c) during the employee's working time.	<i>Section 347(2) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1015	Chief Executive Officer	Power, as the employer, to require an authorised officer to produce the officer's authorisation.	<i>Section 348(2) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1016	Chief Executive Officer	Power, as the employer, where an authorised officer fails to produce the officer's authorisation, to treat the office as a trespasser.	<i>Section 348(5) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1017	Chief Executive Officer	Power, as the employer, when asked by the authorised officer for an item in section 350(1), to comply with the request and to refuse to comply if the circumstances of section 350(3) or 350(5) exist.	<i>Section 350 Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
		<i>Power, as the employer, keep an authorisation given under this section at, or in a place where it can be accessed from, a workplace of the employer in Queensland.</i>	<i>Section 354B Industrial Relations Act 2016</i>		
		<i>Power, as the employer in the circumstances set out in subsection 354C(1), to give the information referred to in subsection 354C(2).</i>	<i>Section 354C(2) Industrial Relations Act 2016</i>		
		<i>Power, as an employer who has given information to the registered employee organisation under subsection 354C(2)(a), to notify the employee.</i>	<i>Section 354C(5) Industrial Relations Act 2016</i>		
1018	Chief Executive Officer	Power, as the employer, to keep an accurate written account of the amounts received from the prime contractor, and of the way the amounts have been disbursed or disposed of.	<i>Section 359(4) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1019	Chief Executive Officer	Power, as the employer, to produce the account for inspection to an employee in the circumstances set out in subsection (a) to (c) and allow the employee to make a copy of the account.	<i>Sections 359(5) and (6) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1020	Chief Executive Officer	Power, as a prime contractor served with an attachment notice, to keep from the amounts payable, or to become payable, by the prime contractor to the employer for the contracted work, an amount sufficient to satisfy:- a) the claim for wages stated in the notice; and b) all further claims for wages stated in notices of attachment served on the prime contractor within 7 days after the service of the first notice.	<i>Section 361(2) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1021	Chief Executive Officer	Power, as a prime contractor served with an attachment notice, to pay the amount to which the notice relates to a clerk of the Magistrates Court.	<i>Section 361(4) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1022	Chief Executive Officer	Power, as a prime contractor, to pay the amount stated in the relevant order to the employee from the amounts attached and kept in the hands of the prime contractor.	<i>Section 362(4) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1023	Chief Executive Officer	Power, as a prime contractor, to ask the employee to sign a discharge for the amount paid for a claim for wages to which an order under section 362 relates.	<i>Section 366 Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1024	Chief Executive Officer	Power, as the employer, where an employee's consent authorising a deduction to be made from wages is not written, to, before making the deduction, give the employee written acknowledgement of the consent.	<i>Section 371(5) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1025	Chief Executive Officer	Power, as the employer, to pay each employee's wages at least monthly to the employee.	<i>Section 373(1) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1026	Chief Executive Officer	Power, as the employer, where the circumstances in subsection (1) apply, to immediately at the end of the 30 days, pay the wages payable to the former employee to the nearest clerk of the Magistrates Court.	<i>Section 375(2) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1027	Chief Executive Officer	Power, as the employer, to recover an amount to which the employee is not entitled by deducting amounts from the employee's wages for a subsequent pay period or periods.	<i>Section 376(2) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1028	Chief Executive Officer	Power, as the employer, where an employee ceases employment without giving the employer the notice required by an industrial instrument, to deduct from the employee's wages an amount stated by an industrial instrument.	<i>Section 377 Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1029	Chief Executive Officer	Power, as the employer, to contribute, for eligible employees, to the approved superannuation fund at the level required by the relevant industrial instrument.	<i>Section 394(1) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1030	Chief Executive Officer	Power, as a person who may be directly affected by the declaration, to apply to the commission for a declaration about an industrial matter.	<i>Section 463(1) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1031	Chief Executive Officer	Power, as an employer, to apply to the commission for an interpretation of an industrial instrument, other than a certified agreement or bargaining award.	<i>Sections 467(1) and 468(1) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1032	Chief Executive Officer	Power, as a person bound by the agreement, to apply to the commission for an interpretation of a certified agreement or bargaining award.	<i>Sections 467(1) 468(2) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1033	Chief Executive Officer	Power, as a party to an industrial cause, to agree in writing to the parties requesting the commission to assist the parties in negotiating or resolving a matter relevant to the industrial cause, whether or not the matter is within the jurisdiction of the commission and to agree that the request being amended.	<i>Sections 469(1) and (2) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1034	Chief Executive Officer	Power, as a party to an industrial cause, to agree, in writing, for the decision of the commission to bind the parties.	<i>Section 469(4) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	
1035	Chief Executive Officer	Power, as a party to a dispute, to make a referral agreement with the other parties to the dispute.	<i>Section 470(1)(b) Industrial Relations Act 2016</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1036	Chief Executive Officer	Power, as a party to a dispute, in the circumstances set out in subsection (1), to apply to the commission for the commission to perform its dispute resolution functions.	Section 470(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1037	Chief Executive Officer	Power, as a party to a contract, in the circumstances set out in subsection (1), to apply to the commission for the commission to amend or declare void (wholly or partly) the contract.	Section 471(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1038	Chief Executive Officer	Power, as a person under section 474, to apply to the commission for the commission to grant an injunction:- a) to compel compliance with an industrial instrument, a permit or this Act; or b) to restrain or prevent a contravention, or continuance of a contravention, of an industrial instrument, a permit or this Act.	Section 473(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1039	Chief Executive Officer	Power, as an employer, to apply to the full bench for the orders set out in section 479 about a demarcation dispute.	Section 479 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1040	Chief Executive Officer	Power, as a person mentioned in section 485, to apply to the full bench or the commission for proceedings to be reopened.	Section 484(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1041	Chief Executive Officer	Power, as a party to proceedings, to appoint in writing, an agent to represent Council in the proceedings.	Section 529(1)(a) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1042	Chief Executive Officer	Power, as a person aggrieved by a decision of the court or the full bench constituted by the president and 2 or more other members, to appeal to the Court of Appeal.	Section 554(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1043	Chief Executive Officer	Power, as a person aggrieved by a decision of the full bench constituted by the president and 2 or more other members, to seek the leave of the Court of Appeal to appeal.	Section 554(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1044	Chief Executive Officer	Power, as a person aggrieved by a decision of a magistrate, to appeal to the court.	Section 556 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1045	Chief Executive Officer	Power, as a person aggrieved by a decision of the commission, to appeal to the court.	Section 557(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1046	Chief Executive Officer	Power, as a person aggrieved by a decision of the commission, to seek the leave of the court to appeal.	Section 557(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1047	Chief Executive Officer	Power, as a person aggrieved by a decision of the registrar, to appeal to the full bench.	Section 560(1) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1048	Chief Executive Officer	Power, as a person aggrieved by a decision of the registrar, to seek the leave of the full bench to appeal.	Section 560(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1049	Chief Executive Officer	Power to apply to the industrial tribunal to allow a longer period in which to start an appeal.	Section 564(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1050	Chief Executive Officer	Power, as a person mentioned in column 2 of schedule 3, to apply to the relevant industrial tribunal for an order in relation to a contravention, or alleged contravention, of a civil penalty provision.	Section 572 Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1051	Chief Executive Officer	Power, as a person subject to a requirement from an inspector to produce a document, to comply with the requirement.	Section 912(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1052	Chief Executive Officer	Power, as an employer subject to a written demand by an inspector under subsection (1), to comply with the demand.	Section 915(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1053	Chief Executive Officer	Power, as an employer, to pay wages payment to an employee under the Act, a relevant industrial instrument or a permit, in accordance with the employee's written direction.	Section 928(1)(b) Industrial Relations Act 2016	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1054	Chief Executive Officer	Power, as the employer in a workplace where an industrial instrument applies, to display a copy of the industrial instrument as required by section 934(2).	Section 934(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
1055	Chief Executive Officer	Power, as the employer, where a person whose employment with the employer has been terminated has asked for a certificate described in section 935(1), to give the certificate.	Section 935(2) Industrial Relations Act 2016	12/02/2020 OM12/02/20	
<b>Industrial Relations Regulation 2018</b>					
1056	Chief Executive Officer	Power, as the employer, when working out continuous service under section 123(1) of the <i>Industrial Relations Act 2016</i> , to notify the employee that another absence from work breaks the employee's continuous service	Section 4(1)(c) Industrial Relations Regulation 2018	12/02/2020 OM12/02/20	
1057	Chief Executive Officer	Power, as the employer, when working out continuous service under section 123(1) of the <i>Industrial Relations Act 2016</i> , to withdraw a notice to the employee given under section 4(1)(c)	Section 4(5)(b) Industrial Relations Regulation 2018	12/02/2020 OM12/02/20	
<b>Information Privacy Act 2009</b>					
1058	Chief Executive Officer	Power, as agency, to transfer an individual's personal information to an entity outside Australia under certain circumstances.	Section 33 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1059	Chief Executive Officer	Power, as agency, to enter into a service arrangement with an entity other than an agency to provide services.	Section 34 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1060	Chief Executive Officer	Power, as agency, to give access to a document created after the application for access is received.	Section 47 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1061	Chief Executive Officer	Power, as agency, to search for a document on a backup system if it considers the search is appropriate.	Section 49 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1062	Chief Executive Officer	Power, as agency, to appoint an appropriately qualified healthcare professional to make a healthcare decision in relation to an access or amendment application.	Section 50(5)(b) Information Privacy Act 2009	12/02/2020 OM12/02/20	
1063	Chief Executive Officer	Power, as agency, to contact the person and tell them how the application does not comply with a relevant application requirement.	Section 53(2) Information Privacy Act 2009	12/02/2020 OM12/02/20	
1064	Chief Executive Officer	Power, as agency, to refuse to deal with an access or amendment application if: a) the application does not comply with all relevant application requirements; and b) the applicant has been afforded a reasonable opportunity to consult with a view to making the application comply.	Section 53(3) Information Privacy Act 2009	12/02/2020 OM12/02/20	
1065	Chief Executive Officer	Power, as agency, to give prescribed written notice of the decision.	Section 53(6) Information Privacy Act 2009	12/02/2020 OM12/02/20	





**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1066	Chief Executive Officer	Power, as agency, to refuse to deal with an access application if: a) the application should have been made under the Right to Information Act (because it is for access to a document other than to the extent it contains the applicant's personal information); and b) reasonable efforts have been made to inform the applicant that the application: i) cannot be made under the Information Privacy Act; and ii) should be made under the Right to Information Act; and iii) may be changed so it can be made under the Information Privacy Act, or may be dealt with under the Right to Information Act by paying the application fee.	<i>Section 54 Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1067	Chief Executive Officer	Power, as agency, at any time before a deemed decision is taken to have been made in relation to an access or amendment application, to ask applicant for a further specified period to consider the application. NOTE: more than one request can be made (section 55(2) Information Privacy Act	<i>Section 55(1) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1068	Chief Executive Officer	Power, as agency, to continue to consider an access or amendment application, if a further specified period has been requested under section 55(1), the applicant has not refused the request, and no notice that the applicant has applied for review has been received.	<i>Section 55(3) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1069	Chief Executive Officer	Power, as agency, to give access to a document that contains information the disclosure of which may reasonably be expected to be of concern to a government, agency, or person (a "relevant third party"), only if reasonably practicable steps are taken to obtain the relevant third party's views on whether: (a) the document is a document for Chapter 3 of the Information Privacy Act (document of an agency or a Minister under the Right to Information Act); or (b) the information is exempt information or contrary to public interest information.	<i>Section 56(1) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1070	Chief Executive Officer	Power, as agency, to transfer an access or amendment application to another agency if the document is not in the original agency's possession, but is, to the original agency's knowledge, in the other agency's possession, and the other agency consents.	<i>Section 57(2) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1071	Chief Executive Officer	Power, as agency, to refuse to deal with the application without having identified any or all of the documents, if the documents contain information of a stated kind or relate to a stated subject matter and it appears that all of the documents are comprised of exempt information (as defined in Schedule 3 of the <i>Right to Information Act</i> ).	<i>Section 59 Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	





**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1072	Chief Executive Officer	Power, as agency, to refuse to deal with an access or amendment application, or, if considering two or more access or amendment applications by the applicant, all the applications, if the work involved in dealing with the application, or all the applications, would substantially and unreasonably divert the resources of Council from use in performance of Council functions.	<i>Section 60(1) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1073	Chief Executive Officer	Power, as agency, to give the applicant: (a) written notice of the refusal to deal with an access or amendment application under section 60(1) Information Privacy Act; and (b) a reasonable opportunity to consult.	<i>Section 61(1) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1074	Chief Executive Officer	Power, as agency, to refuse to deal with a later access application for one or more of the same documents sought under the first access application by the same applicant, to the extent it is for access to documents in the first application, if the later application does not disclose any reasonable basis for seeking such access.	<i>Section 62(3) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1075	Chief Executive Officer	Power, as agency, to refuse to deal with a later amendment application for one or more of the same documents sought to be amended under the first access application by the same applicant, to the extent it is for amendment to documents in the first application, if the later application does not disclose any reasonable basis for seeking such access.	<i>Section 63(3) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1076	Chief Executive Officer	Power, as agency, after considering an access application, to decide whether to give access to the document and whether any access charge must be paid by the applicant.	<i>Section 65 Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1077	Chief Executive Officer	Power, as agency, to refuse access to a document in the same way and to the extent access can be refused under section 47 <i>Right to Information Act</i> , were access to the document applied for under that Act.	<i>Section 67(1) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1078	Chief Executive Officer	Power, as agency, to give a prescribed written notice to an applicant, for an access application, of: (a) the decision on the application, including a decision to refuse to deal with the application; and (b) the fact that the document is not a document in the possession, or under the control, of Council, if this is the case.	<i>Section 68(1) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1079	Chief Executive Officer	Power, as agency, to not include any exempt information or contrary to public interest information in the notice given under section 68(1) <i>Information Privacy Act</i> .	<i>Section 68(3) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1080	Chief Executive Officer	Power, as agency, to give prescribed written notice to an applicant that does not include details required to be in a prescribed written notice under section 199(a) and (b) <i>Information Privacy Act</i> , but states that Council neither confirms nor denies the existence of the document, but assuming the document does exist, it would be a document to which access would be refused under section 67 <i>Information Privacy Act</i> to the extent it comprised prescribed information.	<i>Section 69(2) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1081	Chief Executive Officer	Power, as agency, after considering an amendment application, to decide whether amendment of the document is permitted.	<i>Section 70 Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1082	Chief Executive Officer	Power, as agency, to give an applicant for an amendment application a prescribed written notice of the decision on the application.	<i>Section 73(1) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1083	Chief Executive Officer	Power, as agency, to not include reasons for a decision to permit amendment of the document in the notice given under section 73(1) <i>Information Privacy Act</i> .	<i>Section 73(2) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1084	Chief Executive Officer	Power, as agency, to not include any exempt information or contrary to public interest information in the notice given under section 73(1) <i>Information Privacy Act</i> .	<i>Section 73(3) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1085	Chief Executive Officer	Power, as agency, if a decision to amend the document is made, to make the amendment by altering the personal information or adding an appropriate notation to the personal information.	<i>Section 74 Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1086	Chief Executive Officer	Power, as agency, to waive an access charge.	<i>Sections 80, 81 and 82 Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1087	Chief Executive Officer	Power, as agency, to refuse to give access to a document in a form requested, if it would: a) interfere unreasonably with Council's operations, or b) be detrimental to the preservation of the document, or c) be inappropriate having regard to the physical nature of the document; or d) involve an infringement of the copyright of a person other than the State, and give access in another form.	<i>Section 83(4) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1088	Chief Executive Officer	Power, as agency, to extend the period in which an applicant may access a document.	<i>Section 84(2) Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	
1089	Chief Executive Officer	Power, as agency, to defer giving access to a document for a reasonable period if the document was prepared: a) for presentation to the Assembly or a committee of the Assembly; or b) for release to the media; or c) solely for inclusion in a document prepared for a purpose in (a) or b).	<i>Section 87 Information Privacy Act 2009</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1090	Chief Executive Officer	Power, as agency, to delete irrelevant information from a copy of a requested document when giving access to that requested document, if the agency considers, after considering the terms of the application or consulting with the applicant, that the applicant would accept the copy and it is reasonably practicable to give access to the copy.	Section 88 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1091	Chief Executive Officer	Power, as agency, to give access to a copy of a document from which the exempt information has been deleted.	Section 89 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1092	Chief Executive Officer	Power, as agency, to give access to a copy of a document from which the contrary to public interest information has been deleted.	Section 90 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1093	Chief Executive Officer	Power, as agency, to direct access to the document be given instead to an appropriately qualified healthcare professional nominated by the applicant and approved by the agency, where access was refused under section 47(3)(d) of the <i>Right to Information Act</i> , as applied under the <i>Information Privacy Act</i> .	Section 92(2) Information Privacy Act 2009	12/02/2020 OM12/02/20	
1094	Chief Executive Officer	Power, as agency, to conduct a particular further search or to conduct further searches directed by the information commissioner.	Section 115 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1095	Chief Executive Officer	Power, as agency, to apply to the information commissioner for declaration that a person is a vexatious applicant.	Section 127 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1096	Chief Executive Officer	Power, as agency, to apply to the information commissioner for approval to waive or modify the obligation to comply with the privacy principles.	Section 157 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1097	Chief Executive Officer	Power, as agency, to ask the information commissioner to extend the time within which to take action stated in a compliance notice.	Section 159 Information Privacy Act 2009	12/02/2020 OM12/02/20	
1098	Chief Executive Officer	Power, as agency, to apply to QCAT, as provided under the QCAT Act, for review of the information commissioner's decision to give a compliance notice.	Section 161(1) Information Privacy Act 2009	12/02/2020 OM12/02/20	
<b>Labour Hire Licensing Act 2017</b>					
1099	Chief Executive Officer	Power to apply for a licence to provide labour hire services.	Section 13(1) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1100	Chief Executive Officer	Power, as a licensee, to apply for renewal of the licence before it expires.	Section 18(1) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1101	Chief Executive Officer	Power, as a licensee, to withdraw an application for renewal of a licence.	Section 18(3)(b) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1102	Chief Executive Officer	Power to apply for restoration of the licence after it has expired.	Section 19(1) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1103	Chief Executive Officer	Power, as a licensee, to give a written response to a show cause notice that proposes to cancel the licence.	Section 23(2) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1104	Chief Executive Officer	Power, as a licensee, to return a suspended or cancelled licence to the chief executive.	Section 25(1) Labour Hire Licensing Act 2017	17/03/2021 OM26/03/21	
1105	Chief Executive Officer	Power, as a licensee, to surrender the licence.	Section 26(1) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1106	Chief Executive Officer	Power, as a licensee, to comply with conditions imposed on a licence.	Section 29 Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1107	Chief Executive Officer	Power, as a licensee, to give a written response to a proposed condition or variation of a licence.	Section 30(1)(c) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1108	Chief Executive Officer	Power, as a licensee, to give the chief executive a report that complies with sections 31 and 32.	Section 31(1) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1109	Chief Executive Officer	Power, as a licensee, to apply to the chief executive to remove and appoint nominated officers for the licence.	Section 35 Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1110	Chief Executive Officer	Power, as a licensee, to substitute a nominated officer for a limited period if the circumstances of section 36(1) exist.	Section 36 Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1111	Chief Executive Officer	Power, as a licensee, to apply to the chief executive to extend the appointment of a substitute nominated officer.	Section 37 Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1112	Chief Executive Officer	Power, as a licensee, to produce a copy of the licence for inspection by an inspector, worker or other person on request.	Section 38 Labour Hire Licensing Act 2017	17/03/2021 OM26/03/21	
1113	Chief Executive Officer	Power, as a licensee, to give the chief executive notice of a prescribed change in circumstances of the licensee.	Section 40 Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1114	Chief Executive Officer	Power, as an applicant, to give the chief executive information the chief executive reasonably requires to decide the application.	Section 41(2) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1115	Chief Executive Officer	Power, as an applicant, to consent to the chief executive entering and inspecting Council's place of business for the purpose of ascertaining whether Council is a fit and proper person to provide labour hire services.	Section 42(3)(b) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1116	Chief Executive Officer	Power, as a licensee, to give the chief executive the information required in a notice given under section 43.	Section 43 Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1117	Chief Executive Officer	Power, as an occupier, to consent to entry of Council's premises by an inspector and to sign an acknowledgement of the consent.	Section 60(1) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1118	Chief Executive Officer	Power, as an occupier, to comply with a help requirement given by an inspector.	Section 69(2) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1119	Chief Executive Officer	Power, as an owner of a seized thing, to apply to the chief executive for its return.	Section 79(3) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1120	Chief Executive Officer	Power, as an owner of a seized thing, to agree, in writing, to the transfer of the ownership of the thing to the State.	Section 82(b) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1121	Chief Executive Officer	Power to claim compensation from the State if loss is incurred because of the exercise, or purported exercise of a power by or for an inspector.	Section 87(1) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1122	Chief Executive Officer	Power, as a person who has been given or is entitled to be given an information notice for a decision, to apply for review of the decision.	Section 93(1) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1123	Chief Executive Officer	Power, as an interested person, to apply for review of a decision listed in section 93(2).	Section 93(2) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1124	Chief Executive Officer	Power, as an applicant mentioned in section 93(1), to apply to QCAT for a stay of the decision.	Section 96(2) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
1125	Chief Executive Officer	Power, as an organisation given a QCAT information notice, to apply to QCAT for a review of the decision.	Section 98(1) Labour Hire Licensing Act 2017	12/02/2020 OM12/02/20	
<b>Land Access Ombudsman Act 2017</b>					
1126	Chief Executive Officer	Power to refer a land access dispute to the land access ombudsman.	Section 32(1) Land Access Ombudsman Act 2017	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1127	Chief Executive Officer	Power to resolve a land access dispute.	<i>Section 32(2) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1128	Chief Executive Officer	Power, as a party to a land access dispute, to provide reasonable help to the land access ombudsman in the conduct of reasonably necessary inquiries.	<i>Section 35(2) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1129	Chief Executive Officer	Power to comply with a direction from the land access ombudsman to make a reasonable attempt to resolve the land access dispute with the other party.	<i>Section 37(2) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1130	Chief Executive Officer	Power, by notice given to the land access ombudsman, and in compliance with the requirements for withdrawal under a procedural guideline made under section 65, to withdraw a land access dispute referral.	<i>Section 39(1) and (2) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1131	Chief Executive Officer	Power, as a party to a land access dispute, to comply with a request from the land access ombudsman, to give the ombudsman a stated document or information at a stated reasonable time and place; or access to a stated document or information.	<i>Section 42(4) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1132	Chief Executive Officer	Power, as a party to a land access dispute, to comply with a notice from the land access ombudsman, requiring attendance at a meeting with the land access ombudsman at a stated reasonable time and place, and answer questions.	<i>Section 43(2) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1133	Chief Executive Officer	Power, as a party to a land access dispute, to seek the leave of the land access ombudsman to be represented by someone at a meeting.	<i>Section 43(4) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1134	Chief Executive Officer	Power to consent to the land access ombudsman entering land the subject of a dispute about a conduct and compensation agreement.	<i>Section 45(1) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1135	Chief Executive Officer	Power to consent to the land access ombudsman entering land the subject of a dispute about a make good agreement.	<i>Section 45(2) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1136	Chief Executive Officer	Power to impose conditions upon the land access ombudsman's entry to the disputed land and to withdraw consent for the land access ombudsman to enter disputed land.	<i>Section 45(3) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1137	Chief Executive Officer	Power, if consent is given for the land access ombudsman to enter disputed land, to sign an acknowledgement of the consent.	<i>Section 49(1) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1138	Chief Executive Officer	Power to make submissions to the land access ombudsman in response to the draft notice about the investigation.	<i>Section 51(4) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1139	Chief Executive Officer	Power to make submissions to the land access ombudsman about the proposed action.	<i>Section 53(4) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1140	Chief Executive Officer	Power to make a submission to the land access ombudsman about action to be taken under section 54(2).	<i>Section 54(4) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1141	Chief Executive Officer	Power to make a submission to the land access ombudsman about action to be taken under section 55(2).	<i>Section 55(4) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1142	Chief Executive Officer	Power to inspect a document within the custody of the land access ombudsman.	<i>Section 57(2) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1143	Chief Executive Officer	Power, when giving a document or information to the land access ombudsman, to inform the land access ombudsman of a belief that the document or information to be provided is confidential or that the disclosure of the document or information to the ombudsman might be detrimental to the party's commercial activities.	<i>Section 59(2) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
1144	Chief Executive Officer	Power to consent to the use of, recording of, or disclosure of confidential information by a person who is, or has been, the land access ombudsman or an officer.	<i>Section 60(3)(b) Land Access Ombudsman Act 2017</i>	12/02/2020 OM12/02/20	
<b>Land Act 1994</b>					
1145	Chief Executive Officer	Power, as a person who may take water under the Water Act 2000, section 20(3), to exercise a right of access, a right of grazing and a right to bring action for trespass over the adjacent land.	<i>Section 13A(4) Land Act 1994</i>	12/02/2020 OM12/02/20	
1146	Chief Executive Officer	Power, as an adjacent owner for the land, to consent to the dedication of non-tidal watercourse land or non-tidal lake land as a reserve.	<i>Section 13AC(1)(a) Land Act 1994</i>	12/02/2020 OM12/02/20	
1147	Chief Executive Officer	Power, as owner of land having a non-tidal boundary (the relevant land), to apply to the chief executive (water) to have land adjoining the relevant land (the watercourse land) declared to be former watercourse land.	<i>Section 13B(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1148	Chief Executive Officer	Power to give notice of the person's intention to make an application pursuant to section 13B to the owners of any land that adjoins the watercourse land	<i>Section 13B(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
1149	Chief Executive Officer	Power, as an applicant under section 13B(1), to appeal against the refusal of the application.	<i>Section 13B(6) Land Act 1994</i>	12/02/2020 OM12/02/20	
1150	Chief Executive Officer	Power, as registered owner of land, to enter an agreement with the Governor in Council to exchange all or part of the freehold land for the grant of unallocated State land.	<i>Section 18(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1151	Chief Executive Officer	Power, as lessee of a freeholding lease, to enter an agreement with the Governor in Council to exchange all or part of the freeholding lease for a freeholding lease over unallocated state land.	<i>Section 18(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
1152	Chief Executive Officer	Power, as lessee of a term lease (other than a State lease or a perpetual lease), to enter an agreement with the Minister to exchange all or part of the term lease for a lease of unallocated State land for a term of years or in perpetuity.	<i>Section 18(3) Land Act 1994</i>	12/02/2020 OM12/02/20	
1153	Chief Executive Officer	Power, as a person seeking to have a plan of subdivision registered in relation to the land contained in a deed of grant, deed of grant in trust or lease, to apply to the Minister for the allocation of a floating reservation to some or all of the lots created by the plan.	<i>Section 23A(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1154	Chief Executive Officer	Power, as an applicant under section 23A(1), to appeal against the Minister's decision.	<i>Section 23A(6) Land Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1155	Chief Executive Officer	Power, as registered owner of the deed of grant or lessee of a freeholding lease of a reservation for a public purpose to be sold under section 24(1), to apply to the Governor in Council to buy the land.	<i>Section 24(3) Land Act 1994</i>	12/02/2020 OM12/02/20	
1156	Chief Executive Officer	Power to appeal against the Minister's determination of the unimproved value of land to be sold under section 24(1) of the Land Act 1994.	<i>Section 25(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
1157	Chief Executive Officer	Power, as trustee, lessee or registered owner, to agree to the Minister's proposal to change the boundaries of a lease, deed of grant or deed of grant in trust where the Governor in Council is resuming possession of all or part of a reservation and the boundaries of the reservation are not stated in the lease, deed of grant or deed of grant in trust.	<i>Section 26(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
1158	Chief Executive Officer	Power, as lessee, registered owner or trustee, to appeal the Minister's decision to change the boundaries of a lease, deed of grant or deed of grant in trust where the Governor in Council is resuming possession of all or part of a reservation and the boundaries of the reservation are not stated in the lease, deed of grant or deed of grant in trust.	<i>Section 26(4) Land Act 1994</i>	12/02/2020 OM12/02/20	
1159	Chief Executive Officer	Power, as lessee or registered owner, to buy a forest entitlement area under sections 24 and 25.	<i>Section 26B(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
1160	Chief Executive Officer	Power, as lessee or registered owner, to appeal against the value decided by the Minister for commercial timber on a forest entitlement area that the local government is buying.	<i>Section 26B(8) Land Act 1994</i>	12/02/2020 OM12/02/20	
1161	Chief Executive Officer	Power, to apply to the Minister for the dedication of a reserve.	<i>Section 31C(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1162	Chief Executive Officer	Power to give notice of the intention to apply for the dedication of a reserve.	<i>Sections 31C(2) and 31C(3) Land Act 1994</i>	12/02/2020 OM12/02/20	
1163	Chief Executive Officer	Power, as trustee, to apply to the Minister to change the boundary of a reserve or the purpose of a reserve.	<i>Section 31D(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1164	Chief Executive Officer	Power to give notice of the intention to change the boundary of a reserve or the purpose of a reserve.	<i>Sections 31D(2) and 31D(3) Land Act 1994</i>	12/02/2020 OM12/02/20	
1165	Chief Executive Officer	Power, as trustee, to consult with the Minister in response to a proposed State lease over a reserve.	<i>Section 32 Land Act 1994</i>	12/02/2020 OM12/02/20	
1166	Chief Executive Officer	Power to apply to the Minister to revoke the dedication of all or part of a reserve.	<i>Section 34(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1167	Chief Executive Officer	Power to give notice of the intention to apply to the Minister to revoke the dedication of all or part of a reserve.	<i>Sections 34(2) and 34(3) Land Act 1994</i>	12/02/2020 OM12/02/20	
1168	Chief Executive Officer	Power, as owner of improvements on a reserve the dedication to which has been revoked, to apply to remove improvements on the reserve.	<i>Section 34H(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1169	Chief Executive Officer	Power, as owner of improvements on a reserve the dedication to which has been revoked, to remove improvements with the written approval of the Minister.	<i>Section 34H(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
1170	Chief Executive Officer	Power, as trustee of an operational reserve, to apply for a deed of grant over the reserve.	<i>Section 34I(1) Land Act 1994</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1171	Chief Executive Officer	Power, as trustee of an operational reserve, to give notice of the intention to apply for a deed of grant over the reserve.	Sections 34I(3) and 34I(4) Land Act 1994	12/02/2020 OM12/02/20	
1172	Chief Executive Officer	Power, as trustee, to apply for an additional community purpose or to amalgamate land with common purposes.	Section 38A(1) Land Act 1994	12/02/2020 OM12/02/20	
1173	Chief Executive Officer	Power, as trustee, to apply for the cancellation of a deed of grant in trust under section 38.	Section 38A(2) Land Act 1994	12/02/2020 OM12/02/20	
1174	Chief Executive Officer	Power, as trustee, to give notice of the intention to apply under section 38A.	Sections 38A(3) and 38A(4) Land Act 1994	12/02/2020 OM12/02/20	
1175	Chief Executive Officer	Power, as owner of improvements on a deed of grant in trust that has been cancelled, to apply to remove the improvements on the deed of grant in trust.	Section 38G(1) Land Act 1994	12/02/2020 OM12/02/20	
1176	Chief Executive Officer	Power, as owner of improvements on a deed of grant in trust that has been cancelled, to remove the improvements with the Minister's approval.	Section 38G(2) Land Act 1994	12/02/2020 OM12/02/20	
1177	Chief Executive Officer	Power to accept appointment as trustee.	Section 44 Land Act 1994	12/02/2020 OM12/02/20	
1178	Chief Executive Officer	Power, as trustee, to advise the chief executive of change in details.	Section 45 Land Act 1994	12/02/2020 OM12/02/20	
1179	Chief Executive Officer	Power, as trustee, to comply with the administrative, accounting function and other directions provided by Minister.	Sections 46 and 47 Land Act 1994	17/03/2021 OM26/03/21	
1180	Chief Executive Officer	Power, as trustee, to:- a) comply with a request of the chief executive to apply for the approval of a management plan for the trust land; and b) comply with a request of the chief executive to make all records available for inspection by the chief executive and allow copies and notes of the records to be made; c) register any management plan in the appropriate register	Section 48 Land Act 1994	17/03/2021 OM26/03/21	
1181	Chief Executive Officer	Power, as trustee, to:- a) allow the auditor-general, a person mentioned in section 47(1)(a) to (d), or a person authorised by the chief executive of a department, to audit the trust's financial accounts; and b) help the conduct of the audit, including the disclosure of financial institution accounts necessary for the audit.	Section 49 Land Act 1994	17/03/2021 OM26/03/21	
1182	Chief Executive Officer	Power to take all necessary action for the maintenance and management of trust land.	Sections 52(1) Land Act 1994	12/02/2020 OM12/02/20	
1183	Chief Executive Officer	Power, as trustee, to surrender all or part of a deed of grant in trust on terms agreed with the Minister and with the Minister's written approval.	Section 55(1) Land Act 1994	12/02/2020 OM12/02/20	
1184	Chief Executive Officer	Power, as trustee, to apply to surrender all or part of a deed of grant in trust.	Section 55A(1) Land Act 1994	12/02/2020 OM12/02/20	
1185	Chief Executive Officer	Power, as trustee, to give notice of the intention to apply to surrender all or part of a deed of grant in trust.	Sections 55A(2) and 55A(3) Land Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1186	Chief Executive Officer	Power, as owner of improvements on a deed of grant in trust that has been surrendered, to apply to remove the improvements on the deed of grant in trust.	Section 55H(1) Land Act 1994	12/02/2020 OM12/02/20	
1187	Chief Executive Officer	Power, as owner of improvements on a deed of grant in trust that has been surrendered, to remove the improvements on the deed of grant in trust with the written approval of the Minister.	Section 55H(2) Land Act 1994	12/02/2020 OM12/02/20	
	Cannot be delegated	Decide where the local government is trustee of trust land to adopt a model by-law.	Section 56(4) Land Act 1994		
1188	Chief Executive Officer	Power, as trustee, to lease all or part of the trust land if the trustee first obtains the Minister's written "in principle" approval to the lease.	Section 57(1) Land Act 1994	12/02/2020 OM12/02/20	
1189	Chief Executive Officer	Power as trustee to, without the Minister's approval, grant a trustee lease (construction) or a trustee lease (State or statutory body) over all or part of the trust land.	Section 57(3) Land Act 1994	12/02/2020 OM12/02/20	
		Power, as trustee, to register a trustee lease in the appropriate register.	Section 57(7) Land Act 1994.		
1190	Chief Executive Officer	Power to seek the Minister's approval to amend a trustee lease.	Section 57A(1) Land Act 1994	12/02/2020 OM12/02/20	
1191	Chief Executive Officer	Power, as trustee lessee, to transfer, mortgage or sublease a trustee lease subject to the written approval of the Minister and the trustee to the transaction.	Section 58(1) Land Act 1994	12/02/2020 OM12/02/20	
1192	Chief Executive Officer	Power to appeal against the Minister's decision to refuse to allow a transfer, mortgage or sublease of a trustee lease.	Section 58(7) Land Act 1994	12/02/2020 OM12/02/20	
1193	Chief Executive Officer	Power, as trustee, to issue a trustee permit to use all or part of the trust land.	Section 60(1) Land Act 1994	12/02/2020 OM12/02/20	
1194	Chief Executive Officer	Power to lodge a trustee permit in the appropriate register.	Section 60(3) Land Act 1994	12/02/2020 OM12/02/20	
1195	Chief Executive Officer	Power to seek consent to group trust land reserved for similar purposes together.	Section 62 Land Act 1994	12/02/2020 OM12/02/20	
1196	Chief Executive Officer	Power to seek the Minister's approval for rent from a trustee lease or trustee permit to be applied to costs other than on maintenance and enhancement of the trust land.	Section 63(3) Land Act 1994	12/02/2020 OM12/02/20	
		Power, as a relevant person, to apply to the Minister for written authority dispensing with the need to obtain the Minister's or chief executive's approval for relevant leases.	Section 64(1) Land Act 1994		
1197	Chief Executive Officer	Power, as a relevant person, to apply for approval to lease, sublease or sub-sublease trust land even if an authority is in force.	Section 64(4) Land Act 1994	12/02/2020 OM12/02/20	
1198	Chief Executive Officer	Power, as trustee, to cancel a trustee lease or trustee permit if the lessee or permittee does not comply with the conditions of the lease or permit.	Section 65(1) Land Act 1994	12/02/2020 OM12/02/20	
1199	Chief Executive Officer	Power to allow the trustee lessee or trustee permittee to remove the trustee lessee's or trustee permittee's improvements on the land within a reasonable time stated by the trustee.	Section 66(1) Land Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1200	Chief Executive Officer	Power, as trustee of a deed of grant in trust, to mortgage a deed of grant in trust issued prior the commencement of the Land Act 1994, subject to the Minister's approval under section 67(4).	Section 67(2) Land Act 1994	12/02/2020 OM12/02/20	
1201	Chief Executive Officer	Power to mortgage a deed of grant in trust issued after the commencement of the Land Act 1994 subject to section 67(3)(a) and (b) and the Minister's approval under section 67(4).	Section 67(3) Land Act 1994	12/02/2020 OM12/02/20	
1202	Chief Executive Officer	Power, as trustee of trust land for cemetery purposes, to repair or remove structures, monuments or tombstones from a cemetery on trust land.	Section 80(1) Land Act 1994	12/02/2020 OM12/02/20	
1203	Chief Executive Officer	Power to ask the Minister that a cemetery on trust land be closed to further burials.	Section 81(1) Land Act 1994	12/02/2020 OM12/02/20	
1204	Chief Executive Officer	Power to ask the Minister to re-open a cemetery previously closed for further burials.	Section 81(4) Land Act 1994	12/02/2020 OM12/02/20	
1205	Chief Executive Officer	Power to agree to take on the trusteeship of a cemetery from trustees of the cemetery, and to agree on the terms of the transfer.	Section 82 Land Act 1994	12/02/2020 OM12/02/20	
1206	Chief Executive Officer	Power to seek approval from the Minister to exhume a body from a cemetery, in the absence of any local law covering the matter.	Section 83(1) Land Act 1994	12/02/2020 OM12/02/20	
1207	Chief Executive Officer	Power to apply to the Minister seeking approval to surrender land granted for an estate in fee simple for some community, public or similar purpose, the land to the State, and for the issue of a deed of grant in trust under this Act for a community or public purpose.	Section 84(1) Land Act 1994	12/02/2020 OM12/02/20	
1208	Chief Executive Officer	Power to apply for land to be dedicated as a road for public use.	Section 94(2) Land Act 1994	12/02/2020 OM12/02/20	
1209	Chief Executive Officer	Power to apply to the Minister to permanently close a road.	Section 99(1) Land Act 1994	12/02/2020 OM12/02/20	
1210	Chief Executive Officer	Power to apply to the Minister to temporarily close a road.	Section 99(3) Land Act 1994	12/02/2020 OM12/02/20	
1211	Chief Executive Officer	Power, as an adjoining owner of land who makes an application to permanently close a road pursuant to section 99(1) of the Land Act 1994, to ask that the land be amalgamated with the adjoining owner's adjoining land upon its closure.	Section 99(4) Land Act 1994	12/02/2020 OM12/02/20	
1212	Chief Executive Officer	Power to object to a road closure application in response to a public notice.	Section 100 Land Act 1994	12/02/2020 OM12/02/20	
1213	Chief Executive Officer	Power, as a road licensee, to surrender all or part of a road licence.	Section 105(3) Land Act 1994	12/02/2020 OM12/02/20	
1214	Chief Executive Officer	Power, as registered owner of land, to apply for the simultaneous opening and closing of roads subject to the conditions in section 109A(1)(a), (b) and (c).	Section 109A(1) Land Act 1994	12/02/2020 OM12/02/20	
1215	Chief Executive Officer	Power, as registered owner, to ask the Minister to include certain matters in the deed of grant in trust issued under section 358.	Section 109A(2) Land Act 1994	12/02/2020 OM12/02/20	
1216	Chief Executive Officer	Power, as registered owner, to appeal against any conditions the Minister imposes under section 420I.	Section 109A(3) Land Act 1994	12/02/2020 OM12/02/20	
1217	Chief Executive Officer	Power, as trustee of lessee, to apply for the simultaneous opening or closing of roads subject to section 109B(1)(a), (b) and (c).	Section 109B(1) Land Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1218	Chief Executive Officer	Power to ask the Minister to include certain matters in the deed of grant in trust issued under section 358 or dedicated as a reserve under section 31A (whichever is applicable).	Section 109B(2) Land Act 1994	12/02/2020 OM12/02/20	
1219	Chief Executive Officer	Power, as lessee, to ask that the land in the road being closed be amalgamated in accordance with section 109B(3)(a) or (b) (whichever is applicable).	Section 109B(3) Land Act 1994	12/02/2020 OM12/02/20	
1220	Chief Executive Officer	Power, as trustee or lessee, to appeal against any conditions the Minister imposes under section 420I.	Section 109B(4) Land Act 1994	12/02/2020 OM12/02/20	
1221	Chief Executive Officer	Power to apply for an interest in land that may be granted without competition.	Section 120A(1) Land Act 1994	12/02/2020 OM12/02/20	
1222	Chief Executive Officer	Power, as lessee, to apply to the Minister that a lease be used for additional or fewer purposes.	Section 154 Land Act 1994	12/02/2020 OM12/02/20	
1223	Chief Executive Officer	Power, as lessee, to apply for extension of a term lease (40 years).	Section 155A(2) Land Act 1994	12/02/2020 OM12/02/20	
1224	Chief Executive Officer	Power, as lessee, to apply for extension of a term lease (50 years).	Section 155B(2) Land Act 1994	12/02/2020 OM12/02/20	
1225	Chief Executive Officer	Power, as lessee, to apply for extension of a term lease (75 years).	Section 155BA(2) Land Act 1994	12/02/2020 OM12/02/20	
1226	Chief Executive Officer	Power, as lessee, to apply for an offer of a new lease (a renewal application).	Section 158 Land Act 1994	12/02/2020 OM12/02/20	
1227	Chief Executive Officer	Power, as an applicant for a renewal application, to appeal against the chief executive's decision to refuse the renewal application if the only reason for the refusal was that the applicant had not fulfilled the conditions of the lease.	Section 160(3) Land Act 1994	12/02/2020 OM12/02/20	
1228	Chief Executive Officer	Power, as a lessee under a rolling term lease, to apply to the Minister for an extension of the term.	Section 164C(1) Land Act 1994.	12/02/2020 OM12/02/20	
1229	Chief Executive Officer	Power, as a lessee under a rolling term lease, to appeal to the Minister's refusal of an extension of the term.	Section 164C(7) Land Act 1994.	12/02/2020 OM12/02/20	
1230	Chief Executive Officer	Power, as lessee, to apply to convert a perpetual lease to freehold land and a term lease to a perpetual lease or to freehold land.	Section 166(1) Land Act 1994	12/02/2020 OM12/02/20	
1231	Chief Executive Officer	Power, as applicant for a conversion application, to appeal against the chief executive's decision to refuse the conversion application if the only reason for the refusal was that the applicant had not fulfilled the conditions of the lease.	Section 168(5) Land Act 1994	12/02/2020 OM12/02/20	
1232	Chief Executive Officer	Power to appeal against the chief executive's decision on the purchase price for the conversion of a lease to a deed of grant.	Section 170(2) Land Act 1994	12/02/2020 OM12/02/20	
1233	Chief Executive Officer	Power, as lessee, to apply for approval to subdivide the lease.	Section 176(1) Land Act 1994	12/02/2020 OM12/02/20	
1234	Chief Executive Officer	Power to appeal against the Minister's decision to refuse an application for approval to subdivide a lease.	Section 176E Land Act 1994	12/02/2020 OM12/02/20	
1235	Chief Executive Officer	Power, as lessee of 2 or more leases, to apply to the Minister for approval to amalgamate the leases.	Section 176K(1) Land Act 1994	12/02/2020 OM12/02/20	
1236	Chief Executive Officer	Power, as a local government, to prepare a statement of Council's views on the amalgamation of 2 or more leases.	Section 176K(3)(b) Land Act 1994	12/02/2020 OM12/02/20	
1237	Chief Executive Officer	Power to give the chief executive an opinion in respect of a proposed road closure.	Section 176N Land Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1238	Chief Executive Officer	Power to consult with the chief executive regarding the issue of a permit to occupy unallocated State land, a road or a reserve.	Section 177 Land Act 1994	12/02/2020 OM12/02/20	
1239	Chief Executive Officer	Power to apply for a permit to occupy unallocated State land, a reserve or a road.	Section 177A(1) Land Act 1994	12/02/2020 OM12/02/20	
1240	Chief Executive Officer	Power to give notice of an intention to apply for a permit to occupy unallocated State land, a reserve or a road.	Section 177A(2) Land Act 1994	12/02/2020 OM12/02/20	
1241	Chief Executive Officer	Power, as an applicant for a permit, to enter an agreement with an adjoining owner about the maintenance of a fence.	Section 179 Land Act 1994	12/02/2020 OM12/02/20	
1242	Chief Executive Officer	Power, as a permittee, to surrender a permit to occupy on terms agreed to between the chief executive and the permittee and with the chief executive's written approval.	Section 180(2) Land Act 1994	12/02/2020 OM12/02/20	
1243	Chief Executive Officer	Power, as a relevant entity, to apply to surrender or cancel a permit to occupy.	Section 180A Land Act 1994	12/02/2020 OM12/02/20	
1244	Chief Executive Officer	Power, as a permittee for a permit that is cancelled or surrendered, to apply to remove the permittee's improvements on the permit land.	Section 180H(1) Land Act 1994	12/02/2020 OM12/02/20	
1245	Chief Executive Officer	Power, as a permittee, to remove improvements with the chief executive's written approval.	Section 180H(2) Land Act 1994	12/02/2020 OM12/02/20	
1246	Chief Executive Officer	Power, as lessee, licensee or permittee, to give the Minister the information asked for about the lease, licence or permit.	Section 201 Land Act 1994	12/02/2020 OM12/02/20	
1247	Chief Executive Officer	Power, as lessee, licensee or permittee, to apply to change an imposed condition of the lease, licence or permit.	Section 210 Land Act 1994	12/02/2020 OM12/02/20	
1248	Chief Executive Officer	Power to appeal against the Minister's decision to change an imposed condition about the protection and sustainability of the lease land.	Section 212(3) Land Act 1994	12/02/2020 OM12/02/20	
1249	Chief Executive Officer	Power to make submissions to the Minister in response to a warning notice.	Section 214A Land Act 1994	12/02/2020 OM12/02/20	
1250	Chief Executive Officer	Power, as a lessee or licensee to whom a remedial action notice has been given, to appeal against the decision to give the notice.	Section 214B Land Act 1994	12/02/2020 OM12/02/20	
1251	Chief Executive Officer	Power, as a lessee or licensee to whom a remedial action notice has been given, to comply with the notice.	Section 214D Land Act 1994	12/02/2020 OM12/02/20	
1252	Chief Executive Officer	Power, as lessee, to appeal against the Minister's decision to reduce the term of, or impose additional conditions on, a lease.	Section 214F(3) Land Act 1994	12/02/2020 OM12/02/20	
1253	Chief Executive Officer	Power, as a person who has a lawful interest in the matters listed at section 219(3)(a), (b) and (c), to claim compensation as prescribed by the Acquisition of Land Act 1967.	Section 219(3) Land Act 1994	12/02/2020 OM12/02/20	
1254	Chief Executive Officer	Power, as a compensation claimant, to appeal the Minister's decision about the amount of loss, costs and expenses the claimant is entitled to claim.	Section 222(6) Land Act 1994	12/02/2020 OM12/02/20	
1255	Chief Executive Officer	Power, as owner of lawful improvements on a lease or part of lease resumed under the division, to claim compensation.	Section 225(2) Land Act 1994	12/02/2020 OM12/02/20	
1256	Chief Executive Officer	Power, as lessee, to appeal against the Minister's decision on compensation payable.	Section 226(5) Land Act 1994	12/02/2020 OM12/02/20	
1257	Chief Executive Officer	Power, as owner of lawful improvements on all or part of a reservation resumed, to claim compensation.	Section 230(2) Land Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1258	Chief Executive Officer	Power, as owner, to appeal against the Minister's decision on compensation payable.	Section 232(5) Land Act 1994	12/02/2020 OM12/02/20	
1259	Chief Executive Officer	Power, as a relevant local government of a term or a perpetual lease, to appeal against a decision under subsection (2)(b)(iv) to allow an entity other than the relevant local government to sell the lease.	Section 239(4) Land Act 1994	12/02/2020 OM12/02/20	
1260	Chief Executive Officer	Power, after receiving a notice under section 235(1) or 238(3), as a lessee of a lease, to make written application for permission to sell the lease.	Section 240E(1) Land Act 1994	12/02/2020 OM12/02/20	
1261	Chief Executive Officer	Power, as a local government, to apply to the Minister to sell a lease.	Section 240G Land Act 1994	12/02/2020 OM12/02/20	
1262	Chief Executive Officer	Power, as lessee of a forfeited lease, to apply to remove the lessee's improvements on the lease.	Section 243(1A) Land Act 1994	12/02/2020 OM12/02/20	
1263	Chief Executive Officer	Power, as lessee of a forfeited lease, to remove the improvements with the written approval of the Minister.	Section 243(1) Land Act 1994	12/02/2020 OM12/02/20	
1264	Chief Executive Officer	Power, as a transferor or a person creating the interest, or the transferee or the person in whose favour the interest is to be created, to sign a document transferring a lease, sublease or licence or creating an interest in a lease or sublease.	Section 288(1) Land Act 1994	12/02/2020 OM12/02/20	
1265	Chief Executive Officer	Power, as a transferee or the person in whose favour the interest is to be created, to authorise a legal practitioner to sign a document transferring a lease, sublease or licence or creating an interest in a lease or sublease on Council's behalf.	Section 288(1)(b) Land Act 1994	12/02/2020 OM12/02/20	
1266	Chief Executive Officer	Power to lodge a standard terms document and amend the standard terms document by lodging a further document.	Sections 318 & 319 Land Act 1994	12/02/2020 OM12/02/20	
1267	Chief Executive Officer	Power, as a lessee, licensee or the holder of a sublease, to apply to transfer a lease, sublease or licence under the Act with the approval of the Minister.	Section 322(3) Land Act 1994	12/02/2020 OM12/02/20	
1268	Chief Executive Officer	Power, as a lessee, licensee or the holder of a sublease, to apply to the Minister to extend the time mentioned in subsection 322(4).	Section 322(5) Land Act 1994	12/02/2020 OM12/02/20	
1269	Chief Executive Officer	Power, as a lessee, licensee or the holder of a sublease, to appeal a decision of the Minister not to grant the transfer of a lease, sublease or licence.	Section 322(8) Land Act 1994	12/02/2020 OM12/02/20	
1270	Chief Executive Officer	Power to surrender freehold land on terms agreed between the Minister and the registered owner and with the Minister's written approval.	Section 327 Land Act 1994	12/02/2020 OM12/02/20	
1271	Chief Executive Officer	Power to surrender a lease or part of a lease on terms agreed between the Minister and the lessee and with the Minister's written approval.	Section 327A Land Act 1994	12/02/2020 OM12/02/20	
1272	Chief Executive Officer	Power, as a registered owner, to apply to the Minister to surrender freehold land.	Section 327B Land Act 1994	12/02/2020 OM12/02/20	
1273	Chief Executive Officer	Power, as a lessee, to apply to the Minister to surrender all or part of a lease.	Section 327C(1) Land Act 1994	12/02/2020 OM12/02/20	
1274	Chief Executive Officer	Power, as a lessee, to give notice of an intention to apply to the Minister to surrender all or part of a lease.	Sections 327C(2) and 327C(3) Land Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1275	Chief Executive Officer	Power, as owner of improvements on a lease that has been surrendered, to apply to remove the owner's improvements on the lease.	Section 327(1) Land Act 1994	12/02/2020 OM12/02/20	
1276	Chief Executive Officer	Power, as owner of improvements on a lease that has been surrendered, to remove the owner's improvements with the Minister's written approval.	Section 327(2) Land Act 1994	12/02/2020 OM12/02/20	
1277	Chief Executive Officer	Power, as lessee, to give notice of the intention to surrender a lease.	Section 329(1) Land Act 1994	12/02/2020 OM12/02/20	
1278	Chief Executive Officer	Power to seek the Minister's approval to sublease a lease issued under the Act.	Sections 332(1) and 332(2) Land Act 1994	12/02/2020 OM12/02/20	
1279	Chief Executive Officer	Power to appeal against the Minister's refusal to approve the sublease of a lease issued under the Act.	Section 332(7) Land Act 1994	12/02/2020 OM12/02/20	
1280	Chief Executive Officer	Power to seek the Minister's approval to amend a sublease.	Section 336 Land Act 1994	12/02/2020 OM12/02/20	
1281	Chief Executive Officer	Power, as party to a sublease, to give another party to the sublease a dispute notice and ask the responder to give information reasonably required for resolving the dispute.	Section 339F Land Act 1994	17/03/2021 OM26/03/21	
1282	Chief Executive Officer	Power, as a party to a sublease who has received a dispute notice, to respond to the dispute notice and ask for further information reasonably required for resolving the dispute.	Section 339G Land Act 1994	17/03/2021 OM26/03/21	
1283	Chief Executive Officer	Power, as a party to a sublease and where the circumstances of section 339H(1) apply, to attempt to resolve the dispute by mediation.	Section 339H(2) Land Act 1994	17/03/2021 OM26/03/21	
1284	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute, to jointly appoint a mediator to mediate the dispute.	Section 339I(1) Land Act 1994	17/03/2021 OM26/03/21	
1285	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute, and where the circumstances of section 339I(2) apply, to request the prescribed dispute resolution entity to appoint a mediator to mediate the dispute.	Section 339I(2) Land Act 1994	17/03/2021 OM26/03/21	
1286	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute, to agree to a time for the mediation.	Section 339J(1) Land Act 1994	17/03/2021 OM26/03/21	
1287	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute, and where the circumstances of section 339J(2) apply, to request the prescribed dispute resolution entity to set a time for the mediation of the dispute.	Section 339J(2) Land Act 1994	17/03/2021 OM26/03/21	
1288	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute that is the subject of mediation, to participate in the mediation, agree to adjourn the mediation, and agree to a later time for the mediation.	Section 339K Land Act 1994	17/03/2021 OM26/03/21	
1289	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute that is the subject of mediation, to pay Council's share of the mediator's costs of the mediation or otherwise agree with the other parties to the dispute how the costs of the mediator will be paid.	Section 339L Land Act 1994	17/03/2021 OM26/03/21	
1290	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute, to jointly appoint an arbitrator to decide the dispute.	Section 339O(1) Land Act 1994	17/03/2021 OM26/03/21	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1291	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute, and where the circumstances of section 339O(2) apply, to request the prescribed dispute resolution entity to appoint an arbitrator to decide the dispute.	<i>Section 339O(2) Land Act 1994</i>	17/03/2021 OM26/03/21	
1292	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute, to agree to extend the period for the arbitrator to decide the dispute by issuing an award.	<i>Section 339Q(3)(c) Land Act 1994</i>	17/03/2021 OM26/03/21	
1293	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute, and where the arbitrator has required, to give an appointed expert access to or copies of any relevant information, documents or other property.	<i>Section 339R(1)(b) Land Act 1994</i>	17/03/2021 OM26/03/21	
1294	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute, to request that an appointed expert participate in a hearing.	<i>Section 339R(2) Land Act 1994</i>	17/03/2021 OM26/03/21	
1295	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute that has been decided by arbitration, to apply to the Supreme Court to set aside the decision in certain circumstances.	<i>Section 339T Land Act 1994</i>	17/03/2021 OM26/03/21	
1296	Chief Executive Officer	Power, as a party to a sublease and a party to a dispute that is the subject of arbitration, to pay Council's share of the arbitration costs or otherwise agree with the other parties to the dispute how the arbitration costs will be paid.	<i>Section 339U Land Act 1994</i>	17/03/2021 OM26/03/21	
1297	Chief Executive Officer	Power, as the registered owner or trustee, to surrender land if the description of the land is no longer correct, because of the reasons listed in section 358(1)(a) to (f).	<i>Section 358(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1298	Chief Executive Officer	Power, as registered owner or trustee, to surrender the land contained in the registered owner's deed of grant or trustee's deed of grant in trust if, on resurvey of the land, the boundaries of the land do not agree with the boundaries described in the existing deed or appropriate plan, and no doubt exists about the boundaries of the land, with the written approval of the Minister.	<i>Section 358(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
1299	Chief Executive Officer	Power to apply to amend the description in a freeholding lease if the description of the lease may be amended under section 360(1)(a) or (d).	<i>Section 360C(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1300	Chief Executive Officer	Power to apply to amend the description in a term lease, other than a State lease, or a perpetual lease if the description of the lease may be amended under section 360A(2)(a), (b) or (c).	<i>Section 360C(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
1301	Chief Executive Officer	Power to apply to amend the description in a State lease if the description of the lease may be amended under section 360B(1)(a), (b), (c) or (d).	<i>Section 360C(3) Land Act 1994</i>	12/02/2020 OM12/02/20	
1302	Chief Executive Officer	Power, as a lessee or a person acting for a lessee, to give notice of an intention to make an application under section 360C to amend the description of a lease.	<i>Section 360D Land Act 1994</i>	12/02/2020 OM12/02/20	
1303	Chief Executive Officer	Power to sign the plan of survey for an easement where Council is the public utility provider or the owner of the land to be burdened.	<i>Section 363(1)(b) Land Act 1994</i>	12/02/2020 OM12/02/20	
1304	Chief Executive Officer	Power to sign a document surrendering an easement in favour of Council, where Council is one or more of the entities listed in subsections 371(2)(a) to (c).	<i>Section 371(2) Land Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1305	Chief Executive Officer	Power to apply to the Minister for approval for a public utility easement to continue over unallocated State land when the deed of grant in trust, lease or licence ends or the dedication of the reserve is revoked.	Section 372(2) Land Act 1994	17/03/2021 OM26/03/21	
1306	Chief Executive Officer	Power to apply to the Minister for approval for a public utility easement to continue over unallocated State land when the freehold land is surrendered.	Section 372(5) Land Act 1994	17/03/2021 OM26/03/21	
1307	Chief Executive Officer	Power, as the trustee, lessee or sublessee of nonfreehold land the subject of a trust, lease or sublease, to consent to the creation of a covenant on the land.	Section 373A Land Act 1994	17/03/2021 OM26/03/21	
1308	Chief Executive Officer	Power, as trustee of trust land, or as a lessee, licensee or permittee to start a proceeding in the Magistrates Court for unlawful occupation or trespass of the trust land, or a lease, licence or permit.	Section 415 Land Act 1994	12/02/2020 OM12/02/20	
1309	Chief Executive Officer	Power to make a submission in response to a notice received under the Act about a proposed application.	Section 420CB Land Act 1994	12/02/2020 OM12/02/20	
1310	Chief Executive Officer	Power to respond to a request from the Chief Executive for information listed in sections 420E(1)(a) and 420E(1)(b).	Section 420E Land Act 1994	12/02/2020 OM12/02/20	
1311	Chief Executive Officer	Power to apply to the Minister for a review of a decision.	Section 423 Land Act 1994	12/02/2020 OM12/02/20	
1312	Chief Executive Officer	Power to appeal to the Court against a decision.	Section 427 Land Act 1994	12/02/2020 OM12/02/20	
1313	Chief Executive Officer	Power to consult with the Minister about whether Council wishes to be the manager of a declared beach area.	Section 431U(2) Land Act 1994	12/02/2020 OM12/02/20	
1314	Chief Executive Officer	Power to consult with the public and the owner of the lot about the use conditions to be contained in a local law applying to a declared beach area.	Section 431U(3) Land Act 1994	12/02/2020 OM12/02/20	
1315	Chief Executive Officer	Power, as an interested person and owner of adjacent land, and where the circumstances of section 431ZG(1) apply, to give the chief executive written notice of the damage.	Section 431ZG Land Act 1994	17/03/2021 OM26/03/21	
1316	Chief Executive Officer	Power, as an interested person and owner of adjacent land, and where the circumstances of section 431ZH(1) apply, to enter a remediation agreement with the chief executive.	Section 431ZH(2) Land Act 1994	17/03/2021 OM26/03/21	
1317	Chief Executive Officer	Power, as an interested person and owner of adjacent land, and where the circumstances of section 431ZH(1) apply and a remediation agreement has not been made, to apply to the court to decide what remediation action, if any, will be taken.	Section 431ZH(5) Land Act 1994	17/03/2021 OM26/03/21	
1318	Chief Executive Officer	Power, as licensee, to surrender all or part of an occupation licence, on terms agreed to between the Minister and the licensee and with the Minister's written approval.	Section 481A Land Act 1994	12/02/2020 OM12/02/20	
1319	Chief Executive Officer	Power, as a public utility provider or a licensee to apply to cancel or surrender all or part of an occupation licence.	Section 481B(1) and 481B(2) Land Act 1994	12/02/2020 OM12/02/20	
1320	Chief Executive Officer	Power, to give notice of an intention to, as a public utility provider or a licensee, apply to cancel or surrender all or part of an occupation licence.	Section 481B(4) and 481B(5) Land Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1321	Chief Executive Officer	Power, as a licensee of an occupation licence that is cancelled or surrendered absolutely, to apply to remove the licensee's improvements on the licence.	<i>Section 481J(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1322	Chief Executive Officer	Power, as a licensee, to remove the licensee's improvements on the licence with the written approval of the Minister.	<i>Section 481J(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
1323	Chief Executive Officer	Power, as licensee of an occupation licence, to carry out improvements or development work on the licence only with the Minister's written approval.	<i>Section 482 Land Act 1994</i>	12/02/2020 OM12/02/20	
1324	Chief Executive Officer	Power, as a local government, to apply to exchange the conditional deed for a reserve or deed of grant in trust with the local government as trustee or a lease granted under the <i>Land Act 1994</i> .	<i>Section 492(1) Land Act 1994</i>	12/02/2020 OM12/02/20	
1325	Chief Executive Officer	Power to agree to an allocation or dedication of land from the State, where the land has become an asset of the State by virtue of section 231 (repealed) of the <i>Transport Infrastructure Act 1994</i> .	<i>Section 505(2) Land Act 1994</i>	12/02/2020 OM12/02/20	
<b>Land Regulation 2020</b>					
	Chief Executive Officer	Power, as trustee, to:- Power, as trustee, to:- (a) give a public notice of the decision to adopt the model by-law; and (b) notify the chief executive.  NB. for the avoidance of doubt, this section does not include the power to adopt the model by-law.	<i>Section 4(3) Land Regulation 2020</i>		
	Chief Executive Officer	Power, as trustee, while the model by-law has effect, to keep a copy of the public notice available for inspection free of charge.	<i>Section 4(6) Land Regulation 2020</i>		
	Chief Executive Officer	Power, as lessee, to appeal against the purchase price decision.	<i>Section 19(2) Land Regulation 2020</i>		
	Chief Executive Officer	Power, as prospective lessee or licensee, to appeal against the rental category decision.	<i>Section 31(3) Land Regulation 2020</i>		
	Chief Executive Officer	Power, as prospective permittee, to appeal against the rental category decision.	<i>Section 32(3) Land Regulation 2020</i>		
	Chief Executive Officer	Power, as a tenure holder, to pay the rent or instalments for the tenure when and where required under Part 5, Division 5.	<i>Section 48(1) Land Regulation 2020</i>		





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
	Chief Executive Officer	Power, as a tenure holder in the circumstances set out in subsection 60(1), to apply to the Minister for a deferral of all or part of the rent or instalments payable for the tenure.	Section 60(2) Land Regulation 2020		
	Chief Executive Officer	Power, as a tenure holder who has lodged an application under subsection 60(2), to give the Minister any further information needed to help decide the application.	Section 60(4) Land Regulation 2020		
	Chief Executive Officer	Power, as a tenure holder in the circumstances set out in subsections 65(1) and (2), to pay the penalty interest.	Sections 65(3) and (4) Land Regulation 2020		
<b>Land Title Act 1994</b>					
1326	Chief Executive Officer	Power, as a person served with a written notice by the registrar, to give public notice of a request listed in subsection (1) and to satisfy the registrar that the public notification has been given.	Section 18 Land Title Act 1994	12/02/2020 OM12/02/20	
1327	Chief Executive Officer	Power to undertake the searches and obtain copies of the documents described in section 35(1)	Section 35(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1328	Chief Executive Officer	Power, as the registered owner, to agree to a plan of subdivision and dedicating the public use land	Section 50(1)(b) Land Title Act 1994	12/02/2020 OM12/02/20	
1329	Chief Executive Officer	Power, as the relevant planning body, to approve a plan of subdivision	Section 50(1)(h) Land Title Act 1994	12/02/2020 OM12/02/20	
1330	Chief Executive Officer	Power, as the registered proprietor whose interests are affected by the plan, to consent to a plan of subdivision	Section 50(1)(j) Land Title Act 1994	12/02/2020 OM12/02/20	
1331	Chief Executive Officer	Power, as the registered owner of a lot, to dedicate the lot as a road for public use	Section 54(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1332	Chief Executive Officer	Power, as the relevant planning body, to approve a dedication notice to dedicate a lot as a road for public use	Section 54(3) Land Title Act 1994	12/02/2020 OM12/02/20	
1333	Chief Executive Officer	Power, as the registered owner, to sign a building management statement for registration	Section 54B(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1334	Chief Executive Officer	Power, as the registered owner, to sign an instrument of amendment for a building management statement	Section 54E(2) Land Title Act 1994	12/02/2020 OM12/02/20	
1335	Chief Executive Officer	Power, as the registered owner of all lots to which a building management statement applies, to ask the registrar to extinguish the building management statement	Section 54G Land Title Act 1994	12/02/2020 OM12/02/20	
1336	Chief Executive Officer	Power, as the registered owner, to sign an instrument of extinguishment or partial extinguishment for a building management statement	Section 54H(3) Land Title Act 1994	12/02/2020 OM12/02/20	
1337	Chief Executive Officer	Power, as the registered owner of a lot with two or more registered owners, to request the registrar create a separate indefeasible title for the interest of each owner	Section 57 Land Title Act 1994	12/02/2020 OM12/02/20	
1338	Chief Executive Officer	Power, as a registered owner subject to a joint tenancy, to unilaterally sever the joint tenancy	Section 59(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1339	Chief Executive Officer	Power, as a registered owner subject to a joint tenancy, to give notice of the severing of the joint tenancy in the way prescribed by subsection (2).	Section 59(2) Land Title Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1340	Chief Executive Officer	Power to register an instrument of transfer for the transfer of a lot or interest to or from Council.	Section 60(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1341	Chief Executive Officer	Power to register an instrument of lease for the lease of a lot, or part of a lot, to or from Council.	Section 64 Land Title Act 1994	12/02/2020 OM12/02/20	
1342	Chief Executive Officer	Power to register an instrument of amendment of a lease to or from Council.	Section 67(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1343	Chief Executive Officer	Power, as the relevant local government, to approve the instrument of lease where it is for reconfiguring a lot within the meaning of the <i>Planning Act 2016</i>	Section 65(3A) Land Title Act 1994	12/02/2020 OM12/02/20	
1344	Chief Executive Officer	Power, as a lessor under a registered lease who has lawfully re-entered and taken possession under the lease, to lodge a request for the registrar to register the re-entry	Section 68(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1345	Chief Executive Officer	Power, as a lessor or lessee under a registered lease, to execute and register an instrument of surrender of the lease	Section 69(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1346	Chief Executive Officer	Power, as a sublessee, to consent to the surrender of the lease	Section 69(2) Land Title Act 1994	12/02/2020 OM12/02/20	
1347	Chief Executive Officer	Power, as a lessor or lessee under a registered lease, to give written notice of the surrender of the lease to every registered mortgagee and registered sublessee.	Section 69(3) Land Title Act 1994	17/03/2021 OM26/03/21	
1348	Chief Executive Officer	Power to register an instrument of easement benefiting or burdening land owned by Council.	Section 82(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1349	Chief Executive Officer	Power, as the registered owner, lessee, person entitled to the land or public utility provider, to sign an instrument of easement for particular easements	Section 83(1)(b) Land Title Act 1994	12/02/2020 OM12/02/20	
1350	Chief Executive Officer	Power, as the relevant local government, to approve the plan of survey for the creation of an easement giving access to a lot from a constructed road where it is the reconfiguring of a lot under the <i>Planning Act 2016</i>	Section 83(2) Land Title Act 1994	12/02/2020 OM12/02/20	
1351	Chief Executive Officer	Power, as the registered owner of a lot burdened by an easement in favour of a public utility provider that is not a public thoroughfare easement, to recover from the public utility provider a reasonable contribution towards the cost of keeping the part of the lot affected by the easement in a condition appropriate for enjoyment of the easement	Section 85B(2) Land Title Act 1994	12/02/2020 OM12/02/20	
1352	Chief Executive Officer	Power, as the registered owner of the lot benefited and the lot burdened by an easement, to ask the registrar to extinguish the easement	Section 87 Land Title Act 1994	12/02/2020 OM12/02/20	
1353	Chief Executive Officer	Power to register an instrument of surrender of an easement benefiting or burdening land owned by Council	Section 90(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1354	Chief Executive Officer	Power to sign an instrument of surrender of an easement.	Section 90(2) Land Title Act 1994	12/02/2020 OM12/02/20	
1355	Chief Executive Officer	Power, as a lessee or sublessee of a lot benefited by an easement, to consent to surrender of the easement	Section 90(3) Land Title Act 1994	12/02/2020 OM12/02/20	
1356	Chief Executive Officer	Power to register an instrument of amendment of an easement benefiting or burdening land owned by Council	Section 91(1) Land Title Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1357	Chief Executive Officer	Power, as a local government and covenantee, to register an instrument of covenant	Section 97A Land Title Act 1994	12/02/2020 OM12/02/20	
1358	Chief Executive Officer	Power, as a local government and covenantee, to register an instrument of amendment of a covenant	Section 97C Land Title Act 1994	12/02/2020 OM12/02/20	
1359	Chief Executive Officer	Power, as a local government and covenantee, to sign and register an instrument of surrender of a covenant	Section 97D Land Title Act 1994	12/02/2020 OM12/02/20	
1360	Chief Executive Officer	Power to register an instrument of profit a prendre benefiting or burdening land owned by Council	Section 97E Land Title Act 1994	12/02/2020 OM12/02/20	
1361	Chief Executive Officer	Power, as the registered owner of the lot benefited and the lot burdened by a profit a prendre, to ask the registrar to extinguish the profit a prendre	Section 97I Land Title Act 1994	12/02/2020 OM12/02/20	
1362	Chief Executive Officer	Power to register an instrument of amendment of a profit a prendre benefiting or burdening land owned by Council	Section 97K Land Title Act 1994	12/02/2020 OM12/02/20	
1363	Chief Executive Officer	Power to register an instrument of release of a profit a prendre benefiting or burdening land owned by Council	Section 97L Land Title Act 1994	12/02/2020 OM12/02/20	
1364	Chief Executive Officer	Power to register instrument of carbon abatement interest for a lot owned by Council or over which Council has an interest	Section 97O Land Title Act 1994	12/02/2020 OM12/02/20	
1365	Chief Executive Officer	Power, as a holder of a registered interest in land affected by a proposed grant of a carbon abatement interest, to consent to the proposed grant	Section 97P(c) Land Title Act 1994	12/02/2020 OM12/02/20	
1366	Chief Executive Officer	Power to register instrument of amendment of a carbon abatement interest for a lot owned by Council or over which Council has an interest	Section 97S(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1367	Chief Executive Officer	Power to register instrument of surrender of a carbon abatement interest for a lot owned by Council or over which Council has an interest	Section 97U(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1368	Chief Executive Officer	Power to apply to be registered as owner of a lot as an adverse possessor	Section 99(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1369	Chief Executive Officer	Power to withdraw an application to be registered as owner of a lot as an adverse possessor and request that all documents lodged in support of the claim be returned	Section 100 Land Title Act 1994	12/02/2020 OM12/02/20	
1370	Chief Executive Officer	Power, as a person claiming an interest in a lot the subject of an adverse possession claim, to lodge a caveat	Section 104 Land Title Act 1994	12/02/2020 OM12/02/20	
1371	Chief Executive Officer	Power, as a caveator given a written notice under subsection (1), to:- a) start a proceeding in the Supreme Court to recover the lot; and b) give written notice, in the way the registrar requires, to the registrar that the proceeding has started	Section 106(2) Land Title Act 1994	12/02/2020 OM12/02/20	
1372	Chief Executive Officer	Power, as a caveator that does not agree to the registration of the applicant for a lesser interest in the lot, to:- a) start a proceeding in the Supreme Court to recover the lot; and b) give written notice, in the way the registrar requires, to the registrar that the proceeding has started	Sections 107(2) and (3) Land Title Act 1994	12/02/2020 OM12/02/20	
1373	Chief Executive Officer	Power, as an applicant, to sign the plan of subdivision as if the applicant were the registered owner of the relevant lot	Section 108A Land Title Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1374	Chief Executive Officer	Power, as the registered owner holding the interest in the lot as trustee, to lodge an instrument of transfer to register the interest as being held as trustee	Section 110(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1375	Chief Executive Officer	Power, as a person who is beneficially entitled under a will to a lot or an interest in a lot of a deceased registered proprietor, to apply to the registrar to be registered as proprietor of the lot	Section 112(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1376	Chief Executive Officer	Power, as a person mentioned in section 114(1), to apply to the Supreme Court for an order to be registered as proprietor of the lot	Section 114(2) Land Title Act 1994	12/02/2020 OM12/02/20	
1377	Chief Executive Officer	Power to lodge a caveat	Section 122 Land Title Act 1994	12/02/2020 OM12/02/20	
1378	Chief Executive Officer	Power to withdraw a caveat	Section 125 Land Title Act 1994	12/02/2020 OM12/02/20	
1379	Chief Executive Officer	Power, as a caveatee, to serve on the caveator a notice requiring the caveator to start a proceeding in a court of competent jurisdiction to establish the interest claimed under the caveat and to notify the registrar of service of the notice.	Sections 126(2) and (3) Land Title Act 1994	12/02/2020 OM12/02/20	
1380	Chief Executive Officer	Power, as a caveator served with a notice under subsection (2), to:- (a) start a proceeding in a court of competent jurisdiction to establish the interest claimed under the caveat; and (b) notify the registrar that a proceeding has been started and the identity of the proceeding.	Section 126(4) Land Title Act 1994	12/02/2020 OM12/02/20	
1381	Chief Executive Officer	Power, as a caveatee, to apply to the Supreme Court for an order that a caveat be removed	Section 127(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1382	Chief Executive Officer	Power to lodge a request to cancel a caveat.	Section 128(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1383	Chief Executive Officer	Power to seek the leave of a court of competent jurisdiction to lodge a further caveat.	Section 129(2) Land Title Act 1994	12/02/2020 OM12/02/20	
1384	Chief Executive Officer	Power to deposit a priority notice for a lot	Section 139(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1385	Chief Executive Officer	Power to deposit a request to extend a priority notice	Section 141(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1386	Chief Executive Officer	Power to deposit a request to withdraw a priority notice	Section 143(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1387	Chief Executive Officer	Power, as an affected person for a lot to which a priority notice applies, to apply to the Supreme Court for an order that the priority notice be removed	Section 144(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1388	Chief Executive Officer	Power to deposit a request to cancel a priority notice	Section 145(1)(a) Land Title Act 1994	12/02/2020 OM12/02/20	
1389	Chief Executive Officer	Power, as the depositor of a priority notice, to request a correction to the priority notice	Section 149(1) Land Title Act 1994	12/02/2020 OM12/02/20	
1390	Chief Executive Officer	Power to comply with a requisition given to Council by the registrar	Section 156(3) Land Title Act 1994	12/02/2020 OM12/02/20	
1391	Chief Executive Officer	Power to apply to the registrar to relodge an instrument that the registrar has permitted to be withdrawn	Section 159(4) Land Title Act 1994	12/02/2020 OM12/02/20	
1392	Chief Executive Officer	Power to comply with a requirement of the registrar to deposit an instrument for correction or cancellation	Section 160 Land Title Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1393	Chief Executive Officer	Power to comply with a requirement of the registrar to lodge a plan of survey for the lot	<i>Section 165 Land Title Act 1994</i>	12/02/2020 OM12/02/20	
1394	Chief Executive Officer	Power to lodge a standard terms document and amend a standard terms document on Council's behalf	<i>Section 169(1) Land Title Act 1994</i>	12/02/2020 OM12/02/20	
1395	Chief Executive Officer	Power to request the registrar to withdraw a standard terms document on Council's behalf	<i>Section 172(1) Land Title Act 1994</i>	12/02/2020 OM12/02/20	
1396	Chief Executive Officer	Power, as a person affected by a correction, to apply to the Supreme Court for an order that the correction be amended or set aside	<i>Section 186(2) Land Title Act 1994</i>	12/02/2020 OM12/02/20	
1397	Chief Executive Officer	Power, as a person with an entitlement to compensation under section 188 or 188A, to apply to the Supreme Court for an order:- (a) for compensation to be paid by the State; directing the registrar to take stated action.	<i>Section 188B(1) Land Title Act 1994</i>	12/02/2020 OM12/02/20	
<b>Land Valuation Act 2010</b>					
1398	Chief Executive Officer	Power to consult with the valuer-general about a proposed decision not to make an annual valuation of land.	<i>Section 74 Land Valuation Act 2010</i>	12/02/2020 OM12/02/20	
1399	Chief Executive Officer	Power to give the valuer-general valuation-related documents, information about a sale or proposed sale of land for unpaid rates and information about all land Council acquires or disposes of.	<i>Section 244 Land Valuation Act 2010</i>	12/02/2020 OM12/02/20	
<b>Liquor Act 1992</b>					
1400	Chief Executive Officer	Power to apply, as provided under the QCAT Act, to the tribunal for a review of a decision of a commissioner.	<i>Section 30 Liquor Act 1992</i>	12/02/2020 OM12/02/20	
1401	Chief Executive Officer	Power to apply appeal a decision of the tribunal to the Court of Appeal.	<i>Section 35 Liquor Act 1992</i>	12/02/2020 OM12/02/20	
1402	Chief Executive Officer	Power to consent to the making of an application for an adult entertainment permit or to abstain from consenting to the application.	<i>Section 105B Liquor Act 1992</i>	12/02/2020 OM12/02/20	
1403	Chief Executive Officer	Power to make comments in regard to the grant of an adult entertainment permit.	<i>Section 107D(2) Liquor Act 1992</i>	12/02/2020 OM12/02/20	
1404	Chief Executive Officer	Power to raise a matter and make comment to the chief executive, where Council is consulted in relation to an application for an extended hours permit.	<i>Section 110(4)(a) Liquor Act 1992</i>	12/02/2020 OM12/02/20	
1405	Chief Executive Officer	Power to: a) comment on the reasonable requirements of the public in the locality; or b) object; in respect of the grant of a relevant application.	<i>Section 117(2) Liquor Act 1992</i>	12/02/2020 OM12/02/20	
1406	Chief Executive Officer	Power to comment about an application relating to a restricted area.	<i>Section 117A Liquor Act 1992</i>	12/02/2020 OM12/02/20	
1407	Chief Executive Officer	Power to make a submission about an application which requires a notice to be published under section 118 and a community impact statement to be given under section 116.	<i>Section 118A Liquor Act 1992</i>	12/02/2020 OM12/02/20	
1408	Chief Executive Officer	Power to designate a "public place" as a "designated area", for the purposes of permitting the consumption of liquor, and power to set the period or times during which the designation will have effect.	<i>Section 173C(1) and (2) Liquor Act 1992</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1409	Chief Executive Officer	Power to advertise the designation made under section 173C(1), and power to erect signs advising of the designation, the period and times of the designation.	Section 173D(1) and (3) Liquor Act 1992	12/02/2020 OM12/02/20	
1410	Chief Executive Officer	Power to repeal or amend the designation under section 173C, and power to advertise the repeal or amendment; erect signs that the designation has been amended; or remove signs if the designation has been repealed	Section 173E (1) and (3) Liquor Act 1992	12/02/2020 OM12/02/20	
1411	Chief Executive Officer	Power to display a notice regarding a designation at or near each entrance to a place within a restricted area.	Section 173M (1) Liquor Act 1992	12/02/2020 OM12/02/20	
1412	Chief Executive Officer	Power to: a) display a notice about the suspension of a restricted area designation on each of the section 173M notices displayed for the restricted area whilst the suspension is in force; and b) notify the Queensland Police Service about the suspension.	Section 173N (3) and (4) Liquor Act 1992	12/02/2020 OM12/02/20	
<b>Local Government Act 2009</b>					
1413	Chief Executive Officer	Power to conduct a joint government activity.	Section 10 Local Government Act 2009	12/02/2020 OM12/02/20	
1414	Chief Executive Officer	Power to: a) review whether each of its divisions has a reasonable proportion of electors; and b) give the electoral commissioner and the Minister written notice of the results of the review no later than 1 March in the year before the quadrennial elections.	Section 16 Local Government Act 2009	12/02/2020 OM12/02/20	
1415	Chief Executive Officer	Power to make submissions to the change commission in response to a request for submissions in relation to a proposed local government change.	Section 19 Local Government Act 2009	12/02/2020 OM12/02/20	
1416	Chief Executive Officer	Power to decide the local government's process for making a local law consistent with Chapter 3, Part 1 of the Local Government Act 2009.	Section 29(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1417	Cannot be delegated	Approval of constitution for a joint local government	Section 25C(1) Local Government Act 2009		
1418	Cannot be delegated	Making of a local law	Section 29(2) Local Government Act 2009		
1419	Chief Executive Officer	Power to consult with relevant government entities about the overall State interest in a proposed local law.	Section 29A(3) Local Government Act 2009	12/02/2020 OM12/02/20	
1420	Cannot be delegated	Adoption of a consolidated version of a local law	Section 32(1) Local Government Act 2009		
1421	Chief Executive Officer	Power to conduct a public benefit assessment of a new significant business activity	Section 46(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1422	Chief Executive Officer	Power to prepare a report on the public benefit assessment in accordance with section 46(5) of the Local Government Act 2009.	Section 46(5) Local Government Act 2009	12/02/2020 OM12/02/20	
1423	Cannot be delegated	Decision on whether to apply the competitive neutrality principle in relation to a new significant business activity identified in an annual report of the local government	Section 46(6)(b) Local Government Act 2009		





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1424	Cannot be delegated	Decision on whether to apply the code of competitive conduct to a business activity prescribed under regulation	Section 47(7) Local Government Act 2009		
1425	Chief Executive Officer	Power to apply a code of competitive conduct to a business activity.	Section 47(9) Local Government Act 2009	12/02/2020 OM12/02/20	
1426	Chief Executive Officer	Power to exercise control of all roads in the local government area including the ability to survey and resurvey roads, construct, maintain and improve roads, approve the naming and numbering of private roads, and name and number other roads.	Section 60 Local Government Act 2009	12/02/2020 OM12/02/20	
1427	Cannot be delegated	Adoption of a process for resolving competitive neutrality complaints	Section 48(1) Local Government Act 2009		
1428	Chief Executive Officer	Power to give the owner of land a notice of intention to acquire land.	Section 61 Local Government Act 2009	12/02/2020 OM12/02/20	
1429	Chief Executive Officer	Power to lodge the copy of a notice of intention to acquire land with the Registrar of Titles for registration on the instrument of title to the land.	Section 61(6) Local Government Act 2009	12/02/2020 OM12/02/20	
1430	Chief Executive Officer	Power to decide a claim for compensation for a notice of intention to acquire land.	Section 62 Local Government Act 2009	12/02/2020 OM12/02/20	
1431	Chief Executive Officer	Power to acquire land after service of notice of intention to acquire instead of paying compensation for injurious affection.	Section 64 Local Government Act 2009	12/02/2020 OM12/02/20	
1432	Chief Executive Officer	Power to assess compensation for acquisition of land.	Section 64 Local Government Act 2009	12/02/2020 OM12/02/20	
1433	Chief Executive Officer	Power to serve notice of decision not to proceed to acquire land the subject of a notice of intention to acquire.	Section 65(3) Local Government Act 2009	12/02/2020 OM12/02/20	
1434	Chief Executive Officer	Power to withdraw notice of intention to acquire land.	Section 65(4) Local Government Act 2009	12/02/2020 OM12/02/20	
1435	Chief Executive Officer	Power to lodge with Registrar of Titles for registration a notice of a decision not to proceed with, or to withdraw, notice of intention of realignment of road or part of road.	Section 65(4) Local Government Act 2009	12/02/2020 OM12/02/20	
1436	Chief Executive Officer	Power to assess and pay the owner of land reasonable compensation for decrease in value of land because of decision not to proceed with realignment of a road or part of a road after giving a notice of intention to acquire land and structural improvements have been made on land that adjoins the road.	Section 66 Local Government Act 2009	12/02/2020 OM12/02/20	
1437	Chief Executive Officer	Power to acquire land that adjoins a road for use as a footpath.	Section 67 Local Government Act 2009	12/02/2020 OM12/02/20	
1438	Chief Executive Officer	Power to submit objection to application for opening or closing of road in local government area by someone other than the local government.	Section 68 Local Government Act 2009	12/02/2020 OM12/02/20	
1439	Chief Executive Officer	Power to close a road (permanently or temporarily) to all traffic, or traffic of a particular class, if there is another road or route reasonably available for use by the traffic.	Section 69(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1440	Chief Executive Officer	Power to close a road to all traffic, or traffic of a particular class: a) during a temporary obstruction to traffic; or b) if it is in the interests of public safety; or c) if it is necessary or desirable to close the road for a temporary purpose (including a fair, for example).	Section 69(2) Local Government Act 2009	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1441	Chief Executive Officer	Power to publish notice of closing of road.	<i>Section 69(3) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1442	Chief Executive Officer	Power to do everything necessary to stop traffic using the road after it is closed.	<i>Section 69(4) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1443	Chief Executive Officer	Power to permit the use of any part of a road after it is closed to traffic for a temporary purpose subject to appropriate conditions.	<i>Section 69(5) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1444	Chief Executive Officer	Power to make a temporary road through land adjoining the road to be used while the road is being remade or repaired.	<i>Section 70(2) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1445	Chief Executive Officer	Power to agree with owner or occupier of land regarding local government entry and the giving of written or oral notice as specified in section 70(3) and (4) of the <i>Local Government Act 2009</i> .	<i>Section 70(3) and (4) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1446	Chief Executive Officer	Power to agree with the owner of land the amount of compensation for physical damage caused by local government entering, occupying or using land under section 70 of the <i>Local Government Act 2009</i> .	<i>Section 70(7) and (8) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1447	Chief Executive Officer	Power to fix and advise the owner or occupier or change the permanent level of a road under section 71 of the <i>Local Government Act 2009</i> .	<i>Section 71(1) and (3) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1448	Chief Executive Officer	Power to agree the amount of compensation payable under section 71 of the <i>Local Government Act 2009</i>	<i>Section 71(4) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1449	Chief Executive Officer	Power to assess impact on roads of specified activities under section 72 of the <i>Local Government Act 2009</i>	<i>Section 72(2) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1450	Chief Executive Officer	Power to require entity conducting activity on road to provide information under section 72 of the <i>Local Government Act 2009</i> .	<i>Section 72(3) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1451	Chief Executive Officer	Power to give the entity conducting an activity a direction about the use of the road to lessen the impact and to require the entity to carry out works to lessen the impact or to pay an amount as compensation for the impact.	<i>Section 72(3)(a) and (b) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1452	Chief Executive Officer	Power to recover an amount of compensation payable under subsection 72(3)(b)(ii) in a court.	<i>Section 72(5) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1453	Chief Executive Officer	Power to categorise the roads in the local government area according to the surface of the road.	<i>Section 73 Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1454	Chief Executive Officer	Power to prepare and keep up to date a map of every road including private roads in the local government area and a register of roads showing the category of every road, the level of every road that has a fixed level and other particulars prescribed under a regulation.	<i>Section 74(1) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1455	Cannot be delegated	<b>Decision to fix a fee for a person to obtain a copy of a road map or register of roads, or a signed certificate under section 74</b>	<b><i>Section 74(4) Local Government Act 2009</i></b>		
1456	Chief Executive Officer	Power to approve the carrying out of works on a road or interference with a road or its operation subject to conditions.	<i>Section 75 Local Government Act 2009</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1457	Chief Executive Officer	Power to, by written notice, require the owner of a property to connect a stormwater installation for the property to the local government's stormwater drain in the way, under the conditions and within the time stated in the notice.	<i>Section 77 Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1458	Chief Executive Officer	Power to give approval for the connection of a stormwater installation to the local government's stormwater drain (including the imposition of conditions) in accordance with section 77 of the <i>Local Government Act 2009</i> .	<i>Section 77 Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1459	Chief Executive Officer	Power to give a notice requiring the owner of a property to perform sewerage installation works.	<i>Section 78 Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1460	Chief Executive Officer	Power to perform work to fix damage and recover reasonable costs for the work from a person who puts a prohibited substance in the stormwater drain.	<i>Section 79 Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1461	Chief Executive Officer	Power to provide a ferry service across a water course under section 80B of the <i>Local Government Act 2009</i> including the leasing of the right to provide the ferry service.	<i>Section 80B Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1462	Chief Executive Officer	Power to apply to the Minister for approval to make a major policy decision during the caretaker period for an election for the local government.	<i>Section 90B Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1463	Cannot be delegated	<b>Exemption of land from rating that is primarily used for showgrounds or horseracing</b>	<b><i>Section 93(3)(h)(ii) Local Government Act 2009</i></b>		
1464	Cannot be delegated	<b>Exemption of land from rating for charitable purposes</b>	<b><i>Section 93(3)(i) Local Government Act 2009</i></b>		
1465	Cannot be delegated	<b>Decision on what rates and charges are to be levied for the financial year</b>	<b><i>Section 94(2) Local Government Act 2009</i></b>		
1466	Chief Executive Officer	Power to register a charge over land for overdue rates and charges under section 95 of the <i>Local Government Act 2009</i> .	<i>Section 95 Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1467	Chief Executive Officer	Power to lodge documents with the Registrar of Titles for release of the charge if overdue rates and charges are paid.	<i>Section 95 Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1468	Cannot be delegated	<b>Fixing of a cost-recovery fee</b>	<b><i>Section 97(1) Local Government Act 2009</i></b>		
1469	Cannot be delegated	<b>Decision that the purpose of a tax included in an application fee referred to in section 97(2)(a) (cost-recovery fees) benefits the local government area</b>	<b><i>Section 97(5)(b) Local Government Act 2009</i></b>		
1470	Cannot be delegated	<b>Decision to levy a fee on the occupier of a structure referred to in section 99 (fees on occupiers of land below the high-water mark) for the use of the local government's roads and other infrastructure</b>	<b><i>Section 99(3) Local Government Act 2009</i></b>		
1471	Chief Executive Officer	Power to establish a system of financial management, except those parts of the system that must be adopted by resolution (e.g. corporate plan, budget and operational plan).	<i>Section 104(1) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1472	Chief Executive Officer	Power to regularly review and update the financial policies of Council.	<i>Section 104(6) Local Government Act 2009</i>	12/02/2020 OM12/02/20	
1473	Chief Executive Officer	Power to carry out a review of the implementation of the annual operational plan annually.	<i>Section 104(7) Local Government Act 2009</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1474	Chief Executive Officer	Power to establish an efficient and effective internal audit function.	Section 105(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1475	Chief Executive Officer	Power, as a large local government, to establish an audit committee.	Section 105(2) Local Government Act 2009	17/03/2021 OM26/03/21	
1476	Chief Executive Officer	Power to maintain public liability insurance and professional indemnity insurance.	Section 107(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1477	Chief Executive Officer	Power to enter into a contract of insurance with WorkCover Queensland or another insurer to cover its councillors.	Section 107(3) Local Government Act 2009	12/02/2020 OM12/02/20	
<b>1478</b>	<b>Cannot be delegated</b>	<b>Approval and adoption of the budget presented by the mayor</b>	<b>Section 107A Local Government Act 2009</b>		
1479	Chief Executive Officer	Power to give the public notice of the disbursement of funds not provided for in the local government's budget.	Section 110 Local Government Act 2009	12/02/2020 OM12/02/20	
<b>1480</b>	<b>Cannot be delegated</b>	<b>Setting for the 2020/2021 financial year, other than at a budget meeting for the financial year, what rates and charges are to be levied for the period remaining in the financial year.</b>	<b>Section 118A(1) Local Government Act 2009</b>		
1481	Chief Executive Officer	Power to make submission to the Minister about the Minister's proposed exercise of the power.	Section 120(3)(d) Local Government Act 2009	12/02/2020 OM12/02/20	
1482	Chief Executive Officer	Power to give or to attempt to give an occupier of a property a written notice that informs the occupier of the local government's intention to enter the property.	Section 133 Local Government Act 2009	12/02/2020 OM12/02/20	
<b>1483</b>	<b>Cannot be delegated</b>	<b>Approval of a systematic or selective inspection program</b>	<b>Section 134(1) Local Government Act 2009</b>		
1484	Chief Executive Officer	Power to assess, agree and pay compensation for damage or loss incurred by a person because of the exercise, or purported exercise, of a power under division 1 part 2 chapter 5 of the Local Government Act 2009.	Section 137 Local Government Act 2009	12/02/2020 OM12/02/20	
1485	Chief Executive Officer	Power to authorise an employee or agent of the local government to act as a local government worker.	Section 138(5) Local Government Act 2009	12/02/2020 OM12/02/20	
1486	Chief Executive Officer	Power to give each local government worker an identity card.	Section 138A(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1487	Chief Executive Officer	Power to give a reasonable entry notice, as defined by section 138AA(4), to the occupier of a property that a local government worker may enter the property and take action required under a remedial notice.	Section 142(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1488	Chief Executive Officer	Power to recover as a debt the amount that the local government properly and reasonably incurs in taking the action from the person who failed to take the action.	Section 142(4) Local Government Act 2009	12/02/2020 OM12/02/20	
1489	Chief Executive Officer	Power to recover a debt payable under section 142 of the Local Government Act 2009 as if the debt were an overdue rate.	Section 142(7) Local Government Act 2009	12/02/2020 OM12/02/20	
1490	Chief Executive Officer	Power to give reasonable entry notice to the owner and the occupier of rateable land of entry by a local government worker to search for and remove materials.	Section 143 Local Government Act 2009	12/02/2020 OM12/02/20	
1491	Chief Executive Officer	Power to agree and to pay the amount of compensation payable to a person who incurs damage or loss during the course of the exercise, or purported exercise, of a power under division 2, part 2, chapter 5 of the Local Government Act 2009.	Section 147 Local Government Act 2009	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1492	Cannot be delegated	<b>Adoption of the model procedures or other procedures for the conduct of the local government's meetings and meetings of its committees</b>	<b>Section 150G(1) Local Government Act 2009</b>		
1493	Chief Executive Officer	Power to make a complaint to the assessor about the conduct of a councillor.	Section 150O(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1494	Insert Title or Position	Power, as a government entity, to refer a complaint about the conduct of a councillor to the assessor and give the assessor all information held by the entity that relates to the complaint.	Section 150P(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1495	Chief Executive Officer	Power, as the person who made the complaint, to comply with a notice to give the assessor further information about the complaint.	Section 150Q(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1496	Chief Executive Officer	Power, in either of the circumstances listed in subsection (1), to give the assessor a notice about the councillor's conduct and all information held by Council that relates to the conduct.	Section 150S(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1497	Cannot be delegated	<b>Adoption of an investigation policy about dealing with suspected inappropriate conduct of councillors referred by the assessor to the local government</b>	<b>Section 150AE(1) Local Government Act 2009</b>		
1498	Chief Executive Officer	Power to publish Council's investigation policy on Council's website.	Section 150AE(4) Local Government Act 2009	12/02/2020 OM12/02/20	
1499	Chief Executive Officer	Power to investigate the councillor's conduct.	Section 150AF(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1500	Cannot be delegated	<b>Decision to investigate a councillor's conduct in another way than as provided in section 150AF(2)(a)</b>	<b>Section 150AF(2)(b) Local Government Act 2009</b>		
1501	Chief Executive Officer	Power, where the council obtains information indicating that a councillor may have engaged in misconduct, to give the information to the assessor for further investigation under division 4.	Section 150AF(4) Local Government Act 2009	12/02/2020 OM12/02/20	
1502	Cannot be delegated	<b>Decision, where a councillor has a declarable conflict of interest, to allow the councillor to participate in a decision about the matter or to leave the place where the meeting is being held</b>	<b>Section 150ES(3) Local Government Act 2009</b>		
1503	Chief Executive Officer	Power, as an occupier of a place, to consent to the entry of the investigator and to impose conditions on the entry.	Sections 150BI(1) and (2) Local Government Act 2009	12/02/2020 OM12/02/20	
1504	Chief Executive Officer	Power, as an occupier of a place, to sign an acknowledgement of the consent.	Section 150BM(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1505	Chief Executive Officer	Power, as an occupier of a place, to comply with a help requirement.	Section 150BV(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1506	Chief Executive Officer	Power to apply to the assessor for the return of a seized item.	Section 150CE(3) Local Government Act 2009	12/02/2020 OM12/02/20	
1507	Chief Executive Officer	Power to comply with a notice from the investigator requiring information to be provided.	Section 150CH(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1508	Chief Executive Officer	Power to claim compensation from the State if the Council incurs loss because of the exercise, of a power by or for an investigator, including a loss arising from compliance with a requirement made of Council under division 3, 4 or 5.	Section 150CN Local Government Act 2009	12/02/2020 OM12/02/20	
1509	Chief Executive Officer	Power, as a person given, or entitled to be given, an information notice under section 150CC, to apply for an internal review.	Section 150CO Local Government Act 2009	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1510	Chief Executive Officer	Power to ask the assessor to extend the time for making the application.	Section 150CP(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1511	Chief Executive Officer	Power, as an applicant dissatisfied with a review decision made by the assessor, to apply to QCAT for a review of the decision.	Section 150CR Local Government Act 2009	12/02/2020 OM12/02/20	
1512	Chief Executive Officer	Power to request the conduct tribunal to:- a) investigate the suspected inappropriate conduct of a councillor referred to the local government, by the assessor, to be dealt with by the local government; and b) make recommendations to the local government about dealing with the conduct.	Section 150DL Local Government Act 2009	12/02/2020 OM12/02/20	
1513	Chief Executive Officer	Power to pay the costs of the conduct tribunal in relation to the conduct tribunal:- a) conducting a hearing about the misconduct of a councillor under part 3, division 6; or b) at the request of the local government, investigating the suspected inappropriate conduct of a councillor and making recommendations to the local government about dealing with the conduct	Section 150DU Local Government Act 2009	12/02/2020 OM12/02/20	
1514	Chief Executive Officer	Power to keep an up-to-date councillor conduct register, publish the register on Council's website and make the register available for inspection and purchase by the public.	Section 150DX Local Government Act 2009	12/02/2020 OM12/02/20	
1515	Cannot be delegated	Decision, where there is no quorum for deciding matter because of prescribed conflicts of interest or declarable conflicts of interest, to defer the matter to a later meeting	Section 150EU(2)(b) Local Government Act 2009		
1516	Cannot be delegated	Decision, where there is no quorum for deciding matter because of prescribed conflicts of interest or declarable conflicts of interest, not to decide the matter and take no further action in relation to the matter	Section 150EU(2)(c) Local Government Act 2009		
	Cannot be delegated	Decision to appoint a councillor to the office of mayor if the office becomes vacant during the final part of the local government's term	Section 164(b) Local Government Act 2009		
1517	Cannot be delegated	Appointment of Acting Mayor	Section 165(2) Local Government Act 2009		
1518	Cannot be delegated	Declaration that the office of deputy mayor is vacant	Section 165(3) Local Government Act 2009		
1519	Chief Executive Officer	Power, where the runner-up consents to the appointment on or before the deadline for the runner-up, to fill the vacant office by appointing the runner-up.	Section 166A(4)(b) Local Government Act 2009	17/03/2021 OM26/03/21	
1520	Cannot be delegated	Filling a vacancy in the office of a mayor or another former councillor during the final part of a local government's term under section 166(1)(c)	Section 166B(2) Local Government Act 2009		
	Chief Executive Officer	Power, where the chief executive officer receives any nominations from qualified persons or candidates, to fill the vacant office by appointing 1 of those persons or candidates.	Section 166B(6) Local Government Act 2009		





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1521	Cannot be delegated	Filling a vacancy in the office of a councillor (who is not the mayor) to which section 166(1) applies	Section 166(1) Local Government Act 2009		
1522	Cannot be delegated	Adoption of "acceptable requests guidelines"	Section 170A(7) Local Government Act 2009		
1523	Cannot be delegated	Appointment of a deputy mayor at a post-election meeting	Section 175(2) Local Government Act 2009		
1524	Chief Executive Officer	Power to appoint a qualified person to act as chief executive officer during:- a) any vacancy, or all vacancies, in the position; or b) any period, or all periods, when the chief executive officer is absent from duty or can not, for another reason, perform the chief executive officer's responsibilities.	Section 195 Local Government Act 2009	17/03/2021 OM26/03/21	
1525	Cannot be delegated	Adoption of an appropriate organisational structure	Section 196(1) Local Government Act 2009		
1526	Chief Executive Officer	Power to employ local government employees and to agree to the terms and conditions of an employee's employment (including any variation to those terms).	Section 196(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1527	Chief Executive Officer	Power to agree with other local governments about the joint employment of a local government employee.	Section 198 Local Government Act 2009	12/02/2020 OM12/02/20	
1528	Cannot be delegated	Decision that authorised persons of another local government may be appointed as authorised persons of the local government (as the adopting local government)	Section 202(3)(b) Local Government Act 2009		
1529	Chief Executive Officer	Power, as a prescribed employee's employer, to pay superannuation contributions payable for the employee into LGISuper.	Section 219(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1530	Chief Executive Officer	Power, as a prescribed employee's employer, to pay superannuation contributions payable for the employee into another fund directed by the employee.	Section 219(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1531	Chief Executive Officer	Power, as a local government other than the Brisbane City Council, to comply with a notice giving by the LGISuper Trustee under subsection 219A(1).	Section 219A Local Government Act 2009	12/02/2020 OM12/02/20	
1532	Chief Executive Officer	Power to pay a yearly superannuation contribution in the circumstances prescribed in section 220.	Section 220 Local Government Act 2009	12/02/2020 OM12/02/20	
1533	Chief Executive Officer	Power, as a local government, to deduct all or part of the employee's contributions from the employee's salary or any money that the employee owes to Council.	Section 220A(4) Local Government Act 2009	12/02/2020 OM12/02/20	
1534	Chief Executive Officer	Power, in the circumstances set out in subsection 220B(1), to agree in writing with an employee:- a) to reduce the pre-agreement contributions to the amount equal to the employee's concessional contributions cap for the financial year; and b) if a yearly contribution made under section 220A(3) is part of the pre-agreement contributions – on the extent, if any to which a contribution mentioned in 220B(1)(a) of (b) will be reduced to achieve the reduction.	Section 220B(2) Local Government Act 2009	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1535	Chief Executive Officer	Power, where the pre-agreement contributions are reduced under subsection 220B(2), to pay the amount of the reduction to the employee as salary.	Section 220B(3) Local Government Act 2009	12/02/2020 OM12/02/20	
1536	Chief Executive Officer	Power, as an employer, to agree in writing with an employee:- a) that the employee is exempt, on the grounds of the employee's financial hardship, from paying all or a stated part of the contributions payable under section 220A(2) by the employee; and b) on the period, of not more than 1 year of the exemption.	Section 221(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1537	Chief Executive Officer	Power, as an employer, to give a copy of the agreement made under subsection 220(2) to the relevant trustee.	Section 221(4) Local Government Act 2009	12/02/2020 OM12/02/20	
1538	Chief Executive Officer	Power, as an employer who has received a notice from the employee under subsection 222(2), to calculate the yearly contributions payable for the employee based on the employee's salary before it was decreased.	Section 222(3) Local Government Act 2009	12/02/2020 OM12/02/20	
1539	Chief Executive Officer	Power, in the circumstances set out in subsection 224(1), to pay interest on the amount of the contribution to the relevant fund for the employee.	Section 224(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1540	Chief Executive Officer	Power, as a local government (other than the Brisbane City Council), to, for its councillors:- (a) establish and amend a superannuation scheme; or (b) take part in a superannuation scheme.	Section 226(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1541	Chief Executive Officer	Power, as a local government who has exercised its power under subsection 226(1), to pay an amount from its operating fund to the superannuation scheme as a contribution for its councillors.	Section 226(2) Local Government Act 2009	12/02/2020 OM12/02/20	
1542	Chief Executive Officer	Power to enter into an arrangement of a councillor under which – a) the councillor agrees to forgo a percentage or amount of the remuneration that the councillor is entitled to as a councillor; and b) the local government agrees to contribute the percentage or amount to the superannuation scheme for the councillor.	Section 226(4) Local Government Act 2009	12/02/2020 OM12/02/20	
1543	Chief Executive Officer	Power to make a submission as a local governing body within the meaning of the Local Government (Financial Assistance) Act to assist the Local Government Grants Commission to make a decision about funding under the Local Government (Financial Assistance) Act.	Section 228(4) Local Government Act 2009	12/02/2020 OM12/02/20	
1544	Chief Executive Officer	Power to sign a document on behalf of a local government as a delegate of the local government .	Section 236 Local Government Act 2009	12/02/2020 OM12/02/20	
1545	Chief Executive Officer	Power to start a proceeding:- 1) in the name of Council; 2) under the Justices Act 1886 in the name of a local government employee who is a public officer within the name of that Act.	Section 237 Local Government Act 2009	17/03/2021 OM26/03/21	
1546	Chief Executive Officer	Power to effect substituted service.	Section 239 Local Government Act 2009	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1547	Chief Executive Officer	Power to authorise an employee in any legal proceedings – a) to give instructions and act as the authorised agent for the local government; and b) sign all documents for the local government.	Section 240(1) Local Government Act 2009	12/02/2020 OM12/02/20	
1548	Chief Executive Officer	Power to do anything that is necessary or convenient for performing the responsibilities of the local government under a Local Government Act.	Section 262 Local Government Act 2009	12/02/2020 OM12/02/20	
1549	Cannot be delegated	Delegation of local government powers	Section 257(1) Local Government Act 2009		
1550	Cannot be delegated	Adoption of a process for resolving administrative action complaints	Section 268 Local Government Act 2009		
1551	Cannot be delegated	Adoption or making of a local law to which transitional provisions 276(3) and (4) apply	Section 276(4) Local Government Act 2009		
1552	Cannot be delegated	Decision about the procedure for investigating a councillor's inappropriate conduct if an investigation policy has not been adopted under section 150AE	Section 324(2) Local Government Act 2009		
1553	Cannot be delegated	Decision to deal with a councillor's inappropriate conduct in another way than as recommended by the assessor under section 150AC(3)	Section 324(4) Local Government Act 2009		
<b>Local Government Regulation 2012</b>					
1554	Chief Executive Officer	Power to make available for inspection at its public office, a copy of the local government's area map	Section 6(6) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1555	Chief Executive Officer	Power to give an extract or certified copy of a local law from the local government's register of local laws where the person has paid the applicable fee.	Section 14(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1556	Chief Executive Officer	Power to publish the register of local laws on Council's website.	Section 14(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1557	Chief Executive Officer	Power to identify and assess each new significant business activity for possible reform involving full cost pricing, commercialising, or corporatizing the activity.	Section 18 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1558	Cannot be delegated	Decision to convert a business unit to a commercial business unit	Section 29(1) Local Government Regulation 2012		
1559	Cannot be delegated	Decision to create a commercial business unit	Section 30(1) Local Government Regulation 2012		
1560	Chief Executive Officer	Power, when conducting a relevant business activity, to carry out all functions described in subsections (a), and (c) to (f).	Section 41(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1561	Chief Executive Officer	Power to ensure the public can inspect a copy of the report given to Council under section 52.	Section 53 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1562	Cannot be delegated	Decision on whether to implement the recommendations in the Queensland Productivity Commission's report.	Section 55(1) Local Government Regulation 2012		
1563	Chief Executive Officer	Power to give notice of the resolution made pursuant to section 55(1) to the entities listed in subsection (4).	Section 55(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1564	Chief Executive Officer	Power to establish a register of business activities to which the competitive neutrality principle applies.	Section 56(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1565	Chief Executive Officer	Power in relation to a mall to do any of the following: a) anything necessary or desirable for developing, managing, maintaining (including cleaning), promoting or using a mall; b) permit the use of any part of the mall on conditions it considers appropriate; c) anything incidental to its powers mentioned in (a) or (b).	Section 58(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1566	Chief Executive Officer	Power to: a) construct, maintain, manage and regulate the use of harbours for small vessels in or over tidal waters; b) construct, maintain, manage and regulate the use of jetties, breakwaters and ramps in or over tidal waters; and c) to occupy and use foreshore, tidal land or tidal waters to undertake work in exercising those powers.	Section 59 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1567	Chief Executive Officer	Power to take all necessary steps for: a) construction on, maintenance of or improvement of the land; and b) regulation of the use of the land, where the land is subject to a public thoroughfare easement.	Section 63 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1568	Chief Executive Officer	Power to enter into arrangements necessary to perform the joint responsibility of the local government where a road or other work is to be, or has been, built: a) along the boundary between two or more local government areas; and b) partly in each of the areas.	Section 64(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1569	Cannot be delegated	<b>Decision to use the value of land averaged over a number of financial years for the purpose of calculating the land's rateable value</b>	<b>Section 74(3) Local Government Regulation 2012</b>		
1570	Chief Executive Officer	Power to identify, in any way considered appropriate, parcels of rateable land to which a minimum amount of general rates apply.	Section 77(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1571	Cannot be delegated	<b>Decision on categorisation of land for differential general rates</b>	<b>Section 81 Local Government Regulation 2012</b>		
1572	Cannot be delegated	<b>Decision, at a local government's budget meeting, on categories of rateable land in the local government area</b>	<b>Section 81(2) Local Government Act 2009</b>		
1573	Chief Executive Officer	Power to identify, in any way considered appropriate, the rating category to which each parcel of rateable land in the local government area belongs. NOTE: this section is only required where Council is levying differential general rates.	Section 81(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1574	Chief Executive Officer	Power to decide what rating category the land referred to in subsection (1) should be in. Nb. this section is only required where Council is levying differential general rates.	Section 82(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1575	Chief Executive Officer	Power to ensure that each relevant rate notice is accompanied by, or contains, a rating category statement. NOTE: this section is only required where Council is levying differential general rates.	Section 88(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1576	Chief Executive Officer	Power to allow a longer period within which an owner of rateable land must give an objection notice.	Section 90(5)(b) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1577	Cannot be delegated	Decision to levy special rates or charges	Section 94(2) Local Government Regulation 2012		
1578	Cannot be delegated	Adoption of the overall plan referred to in section 94(3)	Section 94(4) Local Government Regulation 2012		
1579	Cannot be delegated	Adoption of an annual implementation plan for an overall plan that is for more than 1 year.	Section 94(6) Local Government Regulation 2012		
1580	Cannot be delegated	Amendment to an overall plan or an annual implementation plan	Section 94(9) Local Government Regulation 2012		
1581	Chief Executive Officer	Power, in the circumstances referred to in subsection (1), to pay unspent special rates or charges to the current owners of the land on which the special rates or charges were levied. NOTE: this section is only required where Council is levying special or charges rates.	Section 96(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1582	Chief Executive Officer	Power, in the circumstance referred to in subsection (1), to return paid special rates or charges to the person who paid them.	Section 97(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1583	Cannot be delegated	Decision on the proportions in which the local government will pay current owners any surplus special rates or charges after an overall plan is cancelled	Section 97(3)(a) Local Government Regulation 2012		
1584	Cannot be delegated	Decision that a meter is taken to have been read during the period that starts from 2 weeks before, and ends 2 weeks after, the day on which the meter is actually read	Section 102(2) Local Government Regulation 2012		
1585	Chief Executive Officer	Power to levy rates or charges by a rate notice.	Sections 104, Local Government Regulation 2012	12/02/2020 OM12/02/20	
1586	Chief Executive Officer	Power to include on a rate notice an amount, other than an amount for rates or charges, payable to Council.	Sections 105 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1587	Chief Executive Officer	Power to determine a period considered appropriate for the issue of a rate notice.	Section 107(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1588	Chief Executive Officer	Power to give a rate notice and, if required, a rating category statement, electronically.	Section 108 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1589	Chief Executive Officer	Power, where land becomes, or stops being, rateable land, to adjust the rates so that the rates are calculated only on the period when the land was rateable land.	Section 110 Local Government Regulation 2010	12/02/2020 OM12/02/20	
1590	Chief Executive Officer	Power, if the value of the land changes under the Land Valuation Act, to adjust the rates so that the rates are calculated on the new value of the land for the period that starts on the day the change takes affect.	Section 111 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1591	Chief Executive Officer	Power, if the land is given a rating category, including a change of rating category, to adjust the general rates so that the rates are calculated on the new or changed rating category for the period that starts on the day the land was given the new or changed rating category.	Section 112 Local Government Regulation 2012	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1592	Chief Executive Officer	Power, if the land becomes, or stops being, land on which the local government may levy special rates or charges, to adjust the rates or charges so that the rates or charges are calculated on the period when the land was land on which the local government could levy special rates or charges.	Section 113 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1593	Chief Executive Officer	Power, in the circumstances of subsection (1) to adjust the rates or charges so that the rates or charges are calculated only for the period when the Person was entitled to occupy the land.	Section 114 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1594	Chief Executive Officer	Power, where rates or charges are paid before they are adjusted, to refund the overpaid amount of rates or charges or recover the amount of rates or charges owing.	Section 115 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1595	Cannot be delegated	Decision to limit the increase in rates or charges.	Section 116(1) Local Government Regulation 2012		
1596	Chief Executive Officer	Power to levy rates or charges, or adjust a rates or charges levy in a financial year, even though the resolution for making the rates or charges was made for a previous financial year.	Section 117 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1597	Cannot be delegated	Decision at the budget meeting on the date by which, or the period within which, rates or charges must be paid.	Section 118(3) Local Government Regulation 2012		
	Cannot be delegated	Power to, at a meeting other than the local government's budget meeting for the 2020-2021 financial year, decide what rates and charges are to be levied.	Section 118A Local Government Regulation 2012		
1598	Cannot be delegated	Granting of a concession to a stated ratepayer	Section 122(1)(a) Local Government Regulation 2012		
1599	Cannot be delegated	Granting of a concession referred in section 121(a) or (b).	Section 122(1)(b) Local Government Regulation 2012		
1600	Chief Executive Officer	Power to accept an application from a ratepayer made under subsection (1)(a).	Section 122(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1601	Chief Executive Officer	Power to be satisfied that a ratepayer is eligible for a concession granted pursuant to a resolution made under subsection (1)(b).	Section 122(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1602	Chief Executive Officer	Power, in the relevant circumstances of section 123, to grant a rebate of rates or charges for land occupied by pensioners.	Section 123 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1603	Chief Executive Officer	Power, in the circumstances referred to in subsection (1), to refund the amount of the rebated rates or charges to the ratepayer.	Section 124(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1604	Cannot be delegated	Decision at the budget meeting to allow ratepayers to pay rates or charges by instalments	Section 129(2) Local Government Regulation 2012		
1605	Cannot be delegated	Decision at the budget meeting to allow a discount for payment of rates or charges before the end of the discount period under section 130(1).	Section 130(4) Local Government Regulation 2012		
1606	Cannot be delegated	Change to the discount period for payment of rates or charges.	Section 130(7) Local Government Regulation 2012		
1607	Cannot be delegated	Change the due date for payment of rates and charges to a later day that is no earlier than the new discount day decided under section 130(7)	Section 130(8) Local Government Regulation 2012		
1608	Chief Executive Officer	Power to still allow a discount where satisfied that the ratepayer has been prevented, by circumstances beyond their control, from paying the rates or charges in time to get the discount.	Section 130(10) Local Government Regulation 2012	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1609	Chief Executive Officer	Power to give a benefit that is not a discount as an inducement for payment of rates or charges before the due date for payment.	Section 131 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1610	Chief Executive Officer	Power, for interest on overdue rates or charges, to decide a later day from which interest is payable.	Section 133(1)(a) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1611	Chief Executive Officer	Power, for interest on overdue rates or charges, to decide another way to calculate interest, if an equal or lower amount will be payable.	Section 133(2)(b) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1612	Chief Executive Officer	Power, for interest on overdue rates or charges, to, for a day before 1 July 2019, decide the rate of interest payable.	Section 133(3)(a) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1613	<b>Cannot be delegated</b>	<b>Decision about the rate of interest payable on overdue rates or charges under section 133(3)(b)</b>	<b>Section 133(4)(b) Local Government Regulation 2012</b>		
1614	Chief Executive Officer	Power to recover overdue rates or charges by bringing court proceedings for a debt.	Section 134 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1615	Chief Executive Officer	Power to give the State or government entity that has an interest in the land under a State encumbrance a notice of the Council's intention to sell the land.	Section 138(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1616	<b>Cannot be delegated</b>	<b>Decision to sell land for overdue rates or charges</b>	<b>Section 140(2) Local Government Regulation 2012</b>		
1617	Chief Executive Officer	Power, where Council has by resolution decided to sell the land, to give all interested parties a notice of intention to sell the land.	Section 140(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1618	Chief Executive Officer	Power to end sale procedures at the earliest of the following: a) Council has been paid the amount of the overdue rates or charges, and all expenses that Council has incurred in attempting to sell the land; or b) the land has been sold; or c) 1 year after the notice of intention to sell was given to the registered owner.	Section 141(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1619	Chief Executive Officer	Power, in circumstances where Council has ended sale procedures, to decide to sell the land again under section 140(2).	Section 141(4) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1620	Chief Executive Officer	Power to carry out the procedures that a local government must follow to sell land for overdue rates or charges.	Section 142 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1621	Chief Executive Officer	Power to set a reserve price at the auction of the land for overdue rates and charges in accordance with section 143(1).	Section 143(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1622	Chief Executive Officer	Power, if the reserve price for the land is not reached at the auction, to enter into negotiations with any bidder who attended the auction to sell the land by agreement (for a price not less than the reserve price).	Section 143(2) and (3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1623	Chief Executive Officer	Power, after the day of the auction, to decide to continue to offer the land for sale by another auction, or sale by negotiation.	Section 144(1) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1624	Chief Executive Officer	Power to end any negotiations entered into under section 143(2) when a decision is made under section 144(1).	Section 144(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1625	Chief Executive Officer	Power to prepare a sales notice if Council decides to offer the land for sale by negotiation under section 144.	Section 144(4) Local Government Regulation 2012	17/03/2021 OM26/03/21	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1626	Chief Executive Officer	Power to: a) give a copy of the sales notice to each interested party who was given a notice of intention to sell the land; and b) publish the sales notice on Council's website; and c) display the sales notice in a conspicuous place in Council's public office; and d) display the sales notice in a conspicuous place on the land unless it is not reasonably practicable to do so because the land is in a remote location or difficult to access; and e) take all reasonable steps to publish the sales notice in another way to notify the public about the sale of the land.	Section 144(5) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1627	Chief Executive Officer	Power, if the land is a building unit and it is not practicable to display the sales notice in a conspicuous place on the land, to display the notice in a conspicuous part of the common property for the building units.	Section 144(6) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1628	Chief Executive Officer	Power to ensure that the price for land offered for sale by negotiation is at least – a) the market value of the land; or b) the higher of the following – i the amount of the overdue rates or charges on the land; ii the value of the land.	Section 144(7) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1629	Chief Executive Officer	Power, in the circumstances set out in subsection (1), to give the registrar of titles an appropriate form.	Section 145(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1630	Chief Executive Officer	Power to use the proceeds of sale of the land for the purposes and in the order specified.	Section 146 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1631	Cannot be delegated	<b>Decision, in the circumstances prescribed by subsection 148, to acquire land for overdue rates or charges.</b>	<b>Section 149(1) Local Government Regulation 2012</b>		
1632	Chief Executive Officer	Power, where Council has by resolution decided to acquire the land for overdue rates or charges, to give all interested parties a notice of intention to acquire the land.	Section 149(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1633	Chief Executive Officer	Power, in the circumstances set out in subsection (1), to start the procedures to acquire land for overdue rates or charges.	Sections 150(2) and Local Regulation 2012	12/02/2020 OM12/02/20	
1634	Chief Executive Officer	Power, where Council has been paid the amount of the overdue rates or charges, and all expenses that Council has incurred in attempting to acquire the land, to end the procedures for acquiring the land.	Section 150(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1635	Chief Executive Officer	Power to carry out the procedures to acquire land for overdue rates or charges.	Section 151 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1636	Chief Executive Officer	Power to keep a land record.	Section 154(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1637	Chief Executive Officer	Power to include in a land record any other information considered appropriate for inclusion in a land record.	Section 154(2)(e) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1638	Chief Executive Officer	Power to provide access to or give copies of the land record kept by Council (including parts of the land record).	Section 155(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1639	Chief Executive Officer	Power to record the details of the new owner in the land record.	Section 162 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1640	Chief Executive Officer	Power to keep a written record, in the way required by subsection (2), which states the matters identified in subsection (1).	Section 164 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1641	Cannot be delegated	Adoption of the 5-year corporate plan	Section 165(2) Local Government Regulation 2012		
1642	Cannot be delegated	Amendment of the 5-year corporate plan	Section 165(3) Local Government Regulation 2012		
1643	Chief Executive Officer	Power to discharge Council's responsibilities in a way that is consistent with the adopted 5-year corporate plan.	Section 165(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1644	Cannot be delegated	Adoption of a long-term asset management plan	Section 167(1) Local Government Regulation 2012		
1645	Cannot be delegated	Adoption of budget for the financial year (NB for the contents of a budget, see section 169).	Section 170(1) Local Government Regulation 2012		
1646	Cannot be delegated	Amendment to the budget.	Section 170(3) Local Government Regulation 2012		
1647	Chief Executive Officer	Power to spend money in a financial year before the budget is adopted if Council provides for that spending in the budget for the financial year.	Section 173(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1648	Cannot be delegated	Adopting an annual budget amended in compliance with section 173A	Section 173A Local Government Regulation 2012		
1649	Chief Executive Officer	Power to amend Council's annual budget for the 2020-2021 financial year to take account of an extraordinary decision.	Section 173A(2) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1650	Cannot be delegated	Authorising unauthorised spending in circumstances of genuine emergency or hardship.	Section 173(2) Local Government Regulation 2012		
1651	Cannot be delegated	Adoption of an annual operational plan.	Section 174(1) Local Government Regulation 2012		
1652	Cannot be delegated	Amendment to the annual operational plan.	Section 174(4) Local Government Regulation 2012		
1653	Chief Executive Officer	Power to discharge Council's responsibilities in a way that is consistent with the adopted annual operational plan.	Section 174(5) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1654	Chief Executive Officer	Power to omit information from the copies of the annual performance plan (which is part of the annual operational plan) made available to the public if subsections (3)(a) and (b) are satisfied.	Section 175(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1655	Cannot be delegated	Adoption of an annual report.	Section 182(2) Local Government Regulation 2012		
1656	Chief Executive Officer	Power to publish Council's annual report on Council's website.	Section 182(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1657	Cannot be delegated	Adoption of an investment policy.	Section 191(1) Local Government Regulation 2012		
1658	Cannot be delegated	Adoption of debt policy.	Section 192(1) Local Government Regulation 2012		
1659	Cannot be delegated	Adoption of a community grants policy.	Section 195 Local Government Regulation 2012		





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1660	Cannot be delegated	Adoption of an entertainment and hospitality policy.	<i>Section 196(1) Local Government Regulation 2012</i>		
1661	Cannot be delegated	Adoption of an advertising spending policy.	<i>Section 197(1) Local Government Regulation 2012</i>		
1662	Cannot be delegated	Adoption of a procurement policy.	<i>Section 198(1) Local Government Regulation 2012</i>		
1663	Chief Executive Officer	Power to give a grant to a community organisation in the public interest and consistent with the local government's community grants policy.	<i>Section 194 Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	
1664	Chief Executive Officer	Power to spend money on entertainment or hospitality consistent with the local government's entertainment and hospitality policy.	<i>Section 196(2) Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	
1665	Chief Executive Officer	Power to spend money on advertising to provide information or education that is in the public interest and consistent with the local government's advertising spending policy.	<i>Section 197(2) Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	
1666	Chief Executive Officer	Power to allow the public to inspect and purchase copies of the documents referred to in subsection (1).	<i>Section 199(2) Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	
1667	Chief Executive Officer	Power to:- 1. establish a trust fund; 2. deposit trust money in a financial institution account; and 3. reconcile the assets of the trust fund with the liabilities of the trust fund at least monthly.	<i>Section 200 Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	
1668	Chief Executive Officer	Power to transfer money to or from a trust fund in accordance with section 201.	<i>Section 201 Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	
1669	Chief Executive Officer	Power to make publicly available an availability notice.	<i>Section 201B(4) Local Government Regulation 2012</i>	17/03/2021 OM26/03/21	
1670	Cannot be delegated	<b>Resolution that a purpose for which an amount of trust money was credited to the trust fund no longer exists.</b>	<i>Section 201(3) Local Government Regulation 2012</i>		
1671	Chief Executive Officer	Power to publish a notice given under subsection 202A(1) on Council's website.	<i>Section 202A(2) Local Government Regulation 2012</i>	17/03/2021 OM26/03/21	
1672	Chief Executive Officer	Power to establish separate accounting records for Council's:- (a) operations; and (b) its trust fund.	<i>Section 203 Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	
1673	Chief Executive Officer	Power to prepare a financial report.	<i>Section 204 Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	
1674	Cannot be delegated	<b>Valuation of non-current physical assets</b>	<i>Section 206(2) Local Government Regulation 2012</i>		
1675	Chief Executive Officer	Power to:- (a) prepare an internal audit plan; (b) carry out an internal audit; (c) prepare a progress report for the internal audit; (d) assess compliance with the internal audit plan; and (e) give the documents referred to in subsection (3) to the audit committee.	<i>Section 207 Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	
1676	Chief Executive Officer	Power to appoint the members of the audit committee.	<i>Section 210(1) Local Government Regulation 2012</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1677	Chief Executive Officer	Power to appoint one of the members of the audit committee as chairperson.	Section 210(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1678	Chief Executive Officer	Power to give the financial statements referred to in subsections (1) and (2) to the auditor-general.	Section 212 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1679	Chief Executive Officer	Power, in the circumstances set out in subsection (1), to give the Minister a notice and any documents about a controlled entity that Council considers to be relevant to a notifiable event.	Section 213A(2) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1680	Chief Executive Officer	Power, if a governing document of a Council controlled entity changes, to give the Minister a notice stating details of the change and a copy of the governing document as amended.	Section 213A(3) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1681	Chief Executive Officer	Power, in the circumstances set out in subsection (1), to obtain a copy of the audited financial statements of the controlled entity.	Section 213B(2) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1682	Chief Executive Officer	Power to ensure that a copy or a link to a copy of Council the controlled entity's audited financial statements is published on Council's website.	Section 213B(4) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1683	Chief Executive Officer	Power to give the department's chief executive a notice stating that the Council has paid notional GST for the previous financial year.	Section 215 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1684	Cannot be delegated	<b>Decision to apply the strategic contracting procedures to local government contracts.</b>	<b>Section 218(1) Local Government Regulation 2012</b>		
1685	Chief Executive Officer	Power to give the public notice of a proposed resolution to apply Chapter 6, part 2 to its contracts.	Section 218(2)(b) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1686	Cannot be delegated	<b>Decision the Chapter 6, Part 2 (strategic contracting procedures) no longer applies to local government contracts.</b>	<b>Section 219(6) Local Government Regulation 2012</b>		
1687	Cannot be delegated	<b>Adoption of a contracting plan.</b>	<b>Section 220(2) Local Government Regulation 2012</b>		
1688	Cannot be delegated	<b>Amendment to a contracting plan.</b>	<b>Section 220(7) Local Government Regulation 2012</b>		
1689	Chief Executive Officer	Power to allow the public to inspect and buy copies of the contracting plan that has been adopted.	Section 220(8) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1690	Cannot be delegated	<b>Amendment of a significant contracting plan.</b>	<b>Section 221(5) Local Government Regulation 2012</b>		
1691	Cannot be delegated	<b>Adoption of a contracting manual.</b>	<b>Section 222(1) Local Government Regulation 2012</b>		
1692	Chief Executive Officer	Power to set the value limit for valuable non-current assets other than land.	Section 224(7)(b) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1693	Chief Executive Officer	Power to invite written quotes for a medium-sized contractual arrangement.	Section 225(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1694	Chief Executive Officer	Power to decide to accept a quote or to decide not to accept any of the quotes it receives for a medium-sized contractual arrangement.	Section 225(3) and (4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1695	Chief Executive Officer	Power to enter a medium-sized contractual arrangement after first inviting written quotes for the contract.	Section 225 Local Government Regulation 2012	12/02/2020 OM12/02/20	As per financial delegation's authority
1696	Chief Executive Officer	Power to invite written tenders for a large-size contractual arrangement.	Section 226(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1697	Chief Executive Officer	Power to enter a large-sized contractual arrangement after first inviting written tenders for the contract.	Section 226 Local Government Regulation 2012	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1698	Chief Executive Officer	Power to invite written tenders for a valuable non-current asset contract or to offer a non-current asset for sale by auction.	Section 227(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1699	Chief Executive Officer	Power to enter a valuable non-current asset contract after first inviting written tenders for the contract or offering the non-current asset for sale by auction.	Section 227 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1700	Chief Executive Officer	Power to invite expressions of interest, pursuant to section 228.	Section 228(2)(b) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1701	Cannot be delegated	<b>Decision that it would be in the public interest to invite expressions of interest before inviting written tenders</b>	<b>Section 228(3)(a) Local Government Regulation 2012</b>		
1702	Chief Executive Officer	Power to take all reasonable steps to publish an invitation for tenders or expressions of interest in another way to notify the public about the tender process.	Section 228(6) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1703	Chief Executive Officer	Power to prepare a shortlist of people from the persons who responded to the invitation for expressions of interest and to invite written tenders from those persons.	Section 228(7) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1704	Chief Executive Officer	Power to invite all persons who submitted a tender to change their tender to take account of a change in the tender specifications.	Section 228(8) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1705	Chief Executive Officer	Power to decide to accept a tender or not to accept any tenders it receives.	Sections 228(9) and (10) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1706	Chief Executive Officer	Power to enter into a medium-sized contractual arrangement or large-sized contractual arrangement in accordance with a quote or tender consideration plan adopted by local government resolution.	Section 230(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	Only within Financial Delegations Register Purchasing Limits
1707	Cannot be delegated	<b>Decision to prepare a quote or tender consideration plan.</b>	<b>Section 230(1)(a) Local Government Regulation 2012</b>		
1708	Cannot be delegated	<b>Adoption of a quote or tender consideration plan.</b>	<b>Section 230(1)(b) Local Government Regulation 2012</b>		
1709	Chief Executive Officer	Power to enter into a medium-sized contractual arrangement or large-sized contractual arrangement for services with a person on an approved contractor list.	Section 231(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	Only within Financial Delegations Register Purchasing Limits
1710	Chief Executive Officer	Power to put together an approved contractor list in accordance with section 231(4).	Section 231(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1711	Chief Executive Officer	Power to enter into a contract for a medium-sized contractual arrangement or large-sized contractual arrangement for the supply of goods or services with a supplier from a register of pre-qualified suppliers.	Section 232(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	Only within Financial Delegations Register Purchasing Limits
1712	Chief Executive Officer	Power to establish a register of pre-qualified suppliers of particular goods or services.	Section 232(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1713	Chief Executive Officer	Power to invite suppliers to tender to be on a register of pre-qualified suppliers.	Section 232(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1714	Chief Executive Officer	Power to take all reasonable steps to publish an invitation to tender in another way to notify the public about establishing the register of pre-qualified suppliers.	Section 232(6) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1715	Chief Executive Officer	Power to enter into a medium-sized contractual arrangement or large-sized contractual arrangement for goods or services with a preferred supplier under a preferred supplier arrangement.	Section 233(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	Only within Financial Delegations Register Purchasing Limits





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1716	Chief Executive Officer	Power to enter a preferred supplier arrangement.	Section 233(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1717	Chief Executive Officer	Power to invite persons to tender for a preferred supplier arrangement.	Section 233(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1718	Chief Executive Officer	Power to take all reasonable steps to publish an invitation to tender in another way to notify the public about the tender process.	Section 233(5) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1719	Chief Executive Officer	Power to enter into a contract for goods and services under an LGA arrangement.	Section 234(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	Only within Financial Delegations Register Purchasing Limits
1720	Chief Executive Officer	Power to enter into a medium-sized contractual arrangement or large-sized contractual arrangement in circumstances specified in section 235 NOTE: For subsections 235(a) and 235(b) it is a legislative precondition to the exercise of the power that Council first pass the resolution referred to in the respective subsection.	Section 235 Local Government Regulation 2012	12/02/2020 OM12/02/20	Only within Financial Delegations Register Purchasing Limits
1721	Cannot be delegated	Resolution that local government is satisfied that there is only 1 supplier who is reasonably available.	Section 235(a) Local Government Regulation 2012		
1724	Cannot be delegated	Resolution that, because of the specialised or confidential nature of the services sought, it would be impractical or disadvantageous for the local government to invite quotes or tenders	Section 236(2) 235(b) Local Government Regulation 2012		
1722	Cannot be delegated	Decision that an exception referred to in section 236(1)(a)-(e) may apply on the disposal of a valuable non-current asset other than by tender or auction.	Section 235(b) 236(2) Local Government Regulation 2012		
1723	Chief Executive Officer	Power to dispose of a valuable non-current asset other than by tender or auction in circumstances specified in section 236. NOTE: For subsections 236(1)(a) to 236(1)(e) it is a legislative precondition to the exercise of the power that Council first pass the resolution referred to in subsection 236(2).	Section 236 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1725	Chief Executive Officer	Power to publish and display relevant details of a contractual arrangement worth \$200,000.00 or more (exclusive of GST).	Section 237 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1726	Chief Executive Officer	Power to pay remuneration to each councillor.	Section 247(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1727	Cannot be delegated	Decision that the maximum amount of remuneration payable to a councillor is not payable to a particular councillor.	Section 247(2) Local Government Regulation 2012		
1728	Cannot be delegated	Decision on the amount payable to a councillor referred to in section 247(2).	Section 247(3) Local Government Regulation 2012		
1729	Chief Executive Officer	Power, in the circumstance identified in subsection (1), to make a submission to the remuneration commission for approval to pay a councillor an amount of remuneration of more than the maximum amount.	Section 248(2) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1730	Cannot be delegated	Adoption of an expenses reimbursement policy.	Section 250(1) Local Government Regulation 2012		





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1731	Cannot be delegated	Amendment of an expenses reimbursement policy.	Section 250(2) Local Government Regulation 2012		
1732	Chief Executive Officer	Power to make the adopted expenses reimbursement policy available for inspection and purchase by the public and to publish that policy on Council's website.	Section 251 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1733	Chief Executive Officer	Power to publish a notice of the days and times when ordinary meetings will be held on Council's website and in other ways considered appropriate (Council and standing committee meetings).	Section 254B(1) and (2) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1734	Chief Executive Officer	Power to display in a conspicuous place in Council's public office a notice of the days and times when meetings will be held (Council and committee meetings).	Section 254B(3) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1735	Chief Executive Officer	Power to notify of any change to the days and times of meetings mentioned in section 254B(1) and (3) in the same way as the meetings were previously notified.	Section 254B(4) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1736	Chief Executive Officer	Power to give notice of each meeting or adjourned meeting to each councillor or committee member in accordance with section 254C(1) and (2).	Section 254C(1) and (2) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1737	Chief Executive Officer	Power to make the agenda for a Council or committee meeting publicly available in accordance with section 254D(1).	Section 254D(1) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1738	Chief Executive Officer	Power to make a related report for a Council or committee meeting publicly available in accordance with section 254D(2).	Section 254D(2) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1739	Chief Executive Officer	Power to make a related report for a Council or committee meeting publicly available in accordance with section 254D(2).	Section 254D(2) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1740	Chief Executive Officer	Power to make a copy of the minutes of each Council or committee meeting publicly available in accordance with section 254F(6).	Section 254F(6) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1741	Chief Executive Officer	Power to make a copy of the confirmed minutes publically available, and available for purchase at Council's public office in accordance with section 254F(7).	Section 254F(7) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1742	Cannot be delegated	Decision to exempt an advisory committee from the requirement to take minutes of its proceedings	Section 254G Local Government Regulation 2012		
1743	Cannot be delegated	Decision to close a local government meeting to the public	Section 254J(1) Local Government Regulation 2012		
1744	Chief Executive Officer	Power to allow a person to take part in a meeting (Council and committee meetings) by audio link or audio visual link.	Section 254K Local Government Regulation 2012	17/03/2021 OM26/03/21	
1745	Cannot be delegated	Decision to fix a place for a particular local government meeting at a place other than the local government's public offices.	Section 257(3)(b) Local Government Regulation 2012		
1746	Chief Executive Officer	Power to give written notice of the intention to propose the repeal or amendment of a resolution.	Section 262 Local Government Regulation 2012	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1747	Cannot be delegated	Adoption of a complaint's management process and written policies and procedures supporting the complaints management process.	Section 306(2) Local Government Regulation 2012		
1748	Chief Executive Officer	Power, in the circumstances set out in subsection 277D(1), to ensure the meeting is available for real-time viewing or listening by the public at 1 of the local government's public offices or on the local government's website.	Section 277D(2) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1749	Chief Executive Officer	Power, as a former employer, to pay the new employer an amount for the number days of long service leave that the person is entitled to take because of the person's period of employment with the former employer.	Sections 287(1) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1750	Chief Executive Officer	Power, as a former employer, to provide the new employer with the information specified in subsection (3).	Sections 287(3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1751	Chief Executive Officer	Power to make a copy of the register of interests of each councillor available for inspection by the public at Council's public office and an extract of the register available on its website.	Sections 295(1), (2) and (3) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1752	Chief Executive Officer	Power where a register of interests for a councillor changes, to amend the copy and the extract to reflect the changes.	Section 295(4) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1753	Chief Executive Officer	Power to ensure a register of interests kept under section 296A(1)(a) is available for inspection by the public at Council's public office for the period Council must keep the register.	Section 296A(2) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1754	Chief Executive Officer	Power to do all things specified in subsection (4) in relation to Council's complaints management process and administrative action complaints.	Section 306(4) Local Government Regulation 2012	12/02/2020 OM12/02/20	
1755	Chief Executive Officer	Power to ensure that an extract of the register of interests for each councillor is made available for inspection under section 295 within 35 days after the commencement.	Section 364(1) Local Government Regulation 2012	17/03/2021 OM26/03/21	
1756	Chief Executive Officer	Power to make a reasonable allocation of its administrative and overhead costs to each relevant activity, having regard to all of a local government's relevant activities.	Schedule 4 section 5 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1757	Chief Executive Officer	Power to ensure the terms on which the cost of resources is based are similar to the terms on which they are made available in conducting the relevant activity.	Schedule 4 section 6 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1758	Chief Executive Officer	Power to decide an amount for depreciation of an asset used in conducting a relevant activity that is appropriate in the circumstances.	Schedule 4 section 7 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1759	Chief Executive Officer	Power to work out tax equivalents for Commonwealth or State taxes Council is not liable to pay as a local government and keep details of the calculations.	Schedule 4 section 8 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1760	Chief Executive Officer	Power to take account of amounts equivalent to the cost of funds advantage obtained over commercial interest rates because of a State guarantee.	Schedule 4 section 9 Local Government Regulation 2012	12/02/2020 OM12/02/20	
1761	Chief Executive Officer	Power to decide the amount for the return on capital used by a local government in conducting a relevant activity.	Schedule 4 section 10 Local Government Regulation 2012	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b><i>Mineral and Energy Resources (Common Provisions) Act 2014</i></b>					
1762	Chief Executive Officer	Power, as a public land authority, to agree in writing to a longer entry period.	<i>Section 57(3) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1763	Chief Executive Officer	Power, as a public land authority, to impose reasonable and relevant conditions on the resource authority holder about the entry to the public land or the carrying out of the authorised activity.	<i>Section 59(2) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1764	Chief Executive Officer	Power, as a public land authority, to vary any condition it has imposed.	<i>Section 59(7) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1765	Chief Executive Officer	Power, as a public land authority, to give the holder an information notice about the imposition of a condition or the varying of a condition.	<i>Section 59(8) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1766	Chief Executive Officer	Power, as a public land authority for land, to give a waiver of entry notice.	<i>Section 60(1) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1767	Chief Executive Officer	Power, as a public road authority, to sign a compensation agreement for the use of a public road for a notifiable road use.	<i>Section 63(1)(b)(i) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1768	Chief Executive Officer	Power, as a public road authority, to give written consent to the carrying out of a notifiable road use on a public road.	<i>Section 63(1)(b)(ii) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1769	Chief Executive Officer	Power, as a public road authority for a public road, to give a road use direction.	<i>Section 64(1) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1770	Chief Executive Officer	Power, as a public road authority for a public road to give an information notice about the decision to give a road use direction.	<i>Section 64(4)(b) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1771	Chief Executive Officer	Power, as an owner of restricted land, to give written consent to the resource authority holder carrying out the activity and to impose conditions on the consent.	<i>Section 70 Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1772	Chief Executive Officer	Power, as an owner or occupier of land, to apply to the Land Court for an order declaring the following:- (a) whether particular land is restricted land for a resource authority or the Mineral Resources Act, Schedule 1, section 2; and (b) whether a particular activity is a prescribed activity for a resource authority.	<i>Section 72(1) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1773	Chief Executive Officer	Power, as an eligible claimant, to enter a conduct and compensation agreement with the resource authority holder.	<i>Section 83(1) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
1774	Chief Executive Officer	Power, as an eligible claimant, to give a conference election notice to the resource authority holder.	<i>Section 83A(2) Mineral and Energy Resources (Common Provisions) Act 2014</i>	17/03/2021 OM26/03/21	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1775	Chief Executive Officer	Power, as a party to a conference with an authorised officer, to ask the other party for a longer period within which to hold the conference.	Section 83B(4) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1776	Chief Executive Officer	Power, as an eligible claimant, to use all reasonable endeavours to negotiate a conduct and compensation agreement or a deferral agreement.	Section 85(1) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1777	Chief Executive Officer	Power, as an eligible claimant, to agree to a longer negotiation period.	Section 85(2)(b) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1778	Chief Executive Officer	Power, as an eligible claimant, to enter an opt-out agreement.	Section 85(4) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1779	Chief Executive Officer	Power, as a party to a conduct and compensation agreement or a deferral agreement, to terminate the agreement by giving notice to the other party during the cooling off period.	Section 87(2) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1780	Chief Executive Officer	Power, as an eligible claimant, to give an ADR election notice.	Section 88(2) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1781	Chief Executive Officer	Power, upon receipt of an ADR election notice pursuant to section 88(2), to accept or refuse the type of ADR and the ADR facilitator proposed in the notice.	Section 88(5) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1782	Chief Executive Officer	Power, as the party giving the ADR election notice and where the other party does not accept the type of ADR or ADR facilitator proposed in the notice, to obtain a decision from the Land Court or a prescribed ADR institute about the matter not accepted.	Section 88(6) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1783	Chief Executive Officer	Power, as the party giving the ADR election notice and where a decision has been obtained from the Land Court or a prescribed ADR institute about the matter not accepted in the notice, to give the other party notice of the decision	Section 88(7) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1784	Chief Executive Officer	Power, as a party given or giving an ADR election notice to participate in the conference and enter a conduct and compensation agreement.	Section 89(2) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1785	Chief Executive Officer	Power, as a party given or giving an ADR election notice, to ask the other party for, or agree to, a longer period to enter a conduct and compensation agreement.	Section 89(3) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1786	Chief Executive Officer	Power, as a party who attended the ADR and where the other party did not attend the ADR, to apply to the Land Court for an order requiring the non-attending party to pay the attending party's reasonable costs of attending.	Section 90 Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1787	Chief Executive Officer	Power, <del>in the circumstances set out in subsection 91A(1), as a party to a dispute where a conduct and compensation agreement has not been entered,</del> to give an arbitration election notice requesting the other party participate in an arbitration to decide the dispute.	Section 91A(2) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1788	Chief Executive Officer	Power, as a party given an arbitration election notice, to accept or refuse the request for arbitration.	Section 91A(4) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1789	Chief Executive Officer	Power, as a party to an arbitration, to jointly appoint the arbitrator proposed in the arbitration election notice or another arbitrator.	Section 91A(5) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1790	Chief Executive Officer	Power, as the party giving an arbitration election notice, to require a prescribed arbitration institute to appoint an arbitrator.	Section 91A(6) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1791	Chief Executive Officer	Power, as a party to an arbitration and where the circumstances of section 91E(2) apply, to agree with the other party about the payment of the fees and expenses of the arbitrator.	Section 91E(2) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1792	Chief Executive Officer	Power, as a party to an arbitration, to agree with the other party about the payment of each party's costs.	Section 91E(3) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1793	Chief Executive Officer	Power, as a public road authority for a public road, to enter a road compensation agreement.	Section 94(1) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1794	Chief Executive Officer	Power, as a party, given or giving an ADR election notice, and where a conduct and compensation agreement has not been entered and an arbitration election notice has not been given or has been given and not accepted to apply to the Land Court to decide the dispute.	Section 96(2) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1795	Chief Executive Officer	Power to apply to the Land Court for a declaration that all or part of the stated costs are payable under section 91.	Section 96B(1)(a) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1796	Chief Executive Officer	Power, as an eligible claimant, to apply to the Land Court for an order requiring payment of negotiation and preparation costs under section 91.	Section 96B(1)(b) Mineral and Energy Resources (Common Provisions) Act 2014	17/03/2021 OM26/03/21	
1797	Chief Executive Officer	Power, as a party to a compensation agreement, to apply to the Land Court for an order about the alleged breach.	Section 99A(2) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1798	Chief Executive Officer	Power, as a public road authority, to apply to the Land Court for the Court to decide a resource authority holder's compensation liability.	Section 100(1) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
1799	Chief Executive Officer	Power, as a public road authority or an eligible claimant, to apply to the Land Court for a review of the original compensation.	Section 101(2) Mineral and Energy Resources (Common Provisions) Act 2014	12/02/2020 OM12/02/20	
	Chief Executive Officer	Power, as an owner or occupier of land that may be affected by a resource authority, to give notice to an authorised officer of concerns relating to the resource authority.	Section 101D(1) Mineral and Energy Resources (Common Provisions) Act 2014		
	Chief Executive Officer	Power, as an owner or occupier of land or another person interested in the concern, to participate in a conference conducted by the authorised officer, including agreeing to a settlement of the concern the subject of the conference.	Sections 101E(2) and 101F(3) Mineral and Energy Resources (Common Provisions) Act 2014		





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
	Chief Executive Officer	Power, as a party who attends a conference, to apply to the Land Court for an order requiring a party who did not attend the conference to pay the attending party's reasonable costs of attending.	<i>Section 101F(4)(b) Mineral and Energy Resources (Common Provisions) Act 2014</i>		
1800	Chief Executive Officer	Power, as a relevant entity, to give the chief executive a copy of a notice or consent given by or to Council under chapter 3.	<i>Section 205(1) Mineral and Energy Resources (Common Provisions) Act 2014</i>	12/02/2020 OM12/02/20	
<b>Mineral Resources Act 1989</b>					
1801	Chief Executive Officer	Power to make a note on each relevant map in Council's planning scheme.	<i>Section 4B(3) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1802	Chief Executive Officer	Power to give the chief executive a written notice for the taking of land for which mining interests are extinguished.	<i>Section 10AAA(9) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1803	Chief Executive Officer	Power to consult with the decision-maker about the granting of a new mining tenement for an area that includes acquired land.	<i>Section 10AAC(1) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1804	Chief Executive Officer	Power, as the owner of a reserve, to give written consent, with or without conditions, to a parcel prospecting permit holder entering the surface of the reserve.	<i>Sections 19(1) and 20 Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1805	Chief Executive Officer	Power, as the owner of occupied land, to give written consent, with or without conditions, to a district prospecting permit holder entering the surface of the land.	<i>Sections 19(2) and 20 Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1806	Chief Executive Officer	Power, as the owner of occupied land, to give written consent, with or without conditions, to a prospecting permit holder entering the land for hand mining.	<i>Sections 19(3) and 20 Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1807	Chief Executive Officer	Power, as the owner of land, to apply to the chief executive to rectify the damage referred to in subsection (1) that has been caused by any activity allegedly authorised under a prospecting permit in respect of the land.	<i>Section 26(3) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1808	Chief Executive Officer	Power, as the owner of land, to give written approval to the chief executive for the refund of security for a parcel prospecting permit.	<i>Section 26(9) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1809	Chief Executive Officer	Power, as the owner of land where a person purports to enter the land under authority of a prospecting permit, to report to the chief executive that a person is not authorised to enter or be upon the land or is not complying with any condition of the prospecting permit or of any provision of the Act.	<i>Section 34(1) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1810	Chief Executive Officer	Power, as the owner of land where a person purports to be upon the land under authority of a prospecting permit, to require the person to produce the prospecting permit or a written authorisation in a form acceptable to the chief executive from the holder of the prospecting permit authorising the person to enter or be upon that land for prospecting purposes.	<i>Section 46(1) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1811	Chief Executive Officer	Power, as the owner of occupied land, to give written consent, including conditions on the consent, to a person entitled to enter the land under a prospecting permit to enter the land at night.	<i>Sections 47(1) and (5) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1812	Chief Executive Officer	Power, as the owner of occupied land, to give written consent, including conditions on the consent, to a person entitled to enter the land under a parcel prospecting permit to enter the land at night.	Section 47(2) and (5) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1813	Chief Executive Officer	Power, as the owner of restricted land, to give written consent to an application for a mining claim on the land.	Section 51(2) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1814	Chief Executive Officer	Power, as the owner of land that is a reserve, to consent to the granting of a mining claim over the land.	Section 54(a) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1815	Chief Executive Officer	Power, as the owner of land that is affected by an application for a mining claim or a mining claim, to make a written request to the chief executive for a conference.	Section 65(1)(a) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1816	Chief Executive Officer	Power to attend a section 65 conference and to reach agreement about something discussed at the conference.	Sections 66 and 69 Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1817	Chief Executive Officer	Power, as the owner of relevant land and/or as a relevant local government, to lodge a written objection in the approved form to an application for a mining claim and to serve a copy of the objection on the applicant.	Section 71 Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1818	Chief Executive Officer	Power to withdraw an objection to a mining claim by giving written notice to the entities specified in subsection (1).	Section 71A Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1819	Chief Executive Officer	Power, as an interested party, to agree with the applicant for a mining claim about the amount of compensation to be paid to Council and to sign the agreement.	Section 85(1)(a) and (3) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1820	Chief Executive Officer	Power, as an interested party, at any time before compensation is determined by agreement, to apply in writing to the Land Court to have the Land Court determine the amount of compensation.	Section 85(4) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1821	Chief Executive Officer	Power, as a party aggrieved by a determination of the Land Court made under section 85, to appeal to the Land Appeal Court against the Land Court's decision.	Section 86 Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1822	Chief Executive Officer	Power, as an appellant pursuant to section 86, to lodge the security in the decided form and amount.	Section 86A(5) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1823	Chief Executive Officer	Power, as the owner of land that is a reserve, to give the Minister the land owner's views about further prospecting or exploration on the land.	Section 124(2) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1824	Chief Executive Officer	Power, as the owner of land, to agree an amount of compensation payable in respect of the proposed use of the land as access in respect of a mining claim as a result of a variation under section 125, sign the agreement and file the agreement.	Section 125(10) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1825	Chief Executive Officer	Power, as the owner of land where a person purports to be upon the land under authority of an exploration permit, to require the person to produce the exploration permit or a written authorisation in a form acceptable to the chief executive from the holder of the exploration permit authorising the person to enter or be upon that land for exploration purposes.	Section 167(1) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1826	Chief Executive Officer	Power, as the owner of land in the area of a mineral development licence, to certify that there is no actual damage to the land that should be rectified.	Section 190(8)(a) Mineral Resources Act 1989	12/02/2020 OM12/02/20	

Council to CEO Delegation Register V3\_17 March 2021

125 of 25





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1827	Chief Executive Officer	Power, as the owner of land where a person purports to be upon the land under authority of a mineral development licence, to require the person to produce the mineral development licence or a written authorisation in a form acceptable to the chief executive from the holder of the mineral development licence authorising the person to enter or be upon that land for any purposes authorised thereunder.	<i>Section 216(1) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1828	Chief Executive Officer	Power, as the owner of land, to consent to a mining lease holder making an application to conduct drilling and other activities on land not included in the surface area covered under the lease.	<i>Section 237(2)(d)(i) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1829	Chief Executive Officer	Power, as the owner of restricted land, to consent to the making of an application for a mining lease over the land.	<i>Section 238(1)(a) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1830	Chief Executive Officer	Power to lodge an objection to an application for grant of a mining lease.	<i>Sections 260(1) and (2) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1831	Chief Executive Officer	Power to serve a copy of the objection lodged against an application for grant of a mining lease on the applicant.	<i>Section 260(4) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1832	Chief Executive Officer	Power to withdraw an objection lodged against an application for grant of a mining lease.	<i>Section 261(1) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1833	Chief Executive Officer	Power, as the owner of land that is a reserve, to give written consent to the grant of a mining lease over the surface area of the reserve.	<i>Section 271A(2)(a) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1834	Chief Executive Officer	Power, as the owner of restricted land, to give written consent to the application for the surface of restricted land for the mining lease to be included in the mining lease.	<i>Section 275A(2)(a) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1835	Chief Executive Officer	Power, as the owner of restricted land, to agree with the applicant about the compensation payable to Council for the inclusion of the surface of the land in the mining lease.	<i>Section 275A(2)(c) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1836	Chief Executive Officer	Power, as an owner of land the subject of an application to grant or renew a mining lease and of any surface access to that land, to agree with the applicant for the lease about the amount of compensation to be paid to Council and to sign the agreement.	<i>Sections 279(1)(a) and (3) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1837	Chief Executive Officer	Power, as an owner of land the subject of a mining lease where no part of the surface area of that land is included in the lease, to agree with the holder of the lease about the amount of compensation to be paid as compensation for any damage caused to the surface of the land and to sign the agreement.	<i>Sections 280 Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1838	Chief Executive Officer	Power, as a person who could be a party to an agreement under sections 279 or 280, to apply in writing to the Land Court to determine the amount of compensation.	<i>Section 281(1) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1839	Chief Executive Officer	Power, as a party aggrieved by a determination of the Land Court made under section 281, to appeal to the Land Appeal Court against the decision.	<i>Section 282(1) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	
1840	Chief Executive Officer	Power, as an appellant pursuant to section 282, to lodge the security in the decided form and amount.	<i>Section 282A(5) Mineral Resources Act 1989</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1841	Chief Executive Officer	Power, as an owner of land in relation to a lease mentioned in section 279(1)(a) or 280(1) to agree in writing to amend the original compensation.	Section 283A(2) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1842	Chief Executive Officer	Power, as an owner of land in relation to a lease mentioned in section 279(1)(a) or 280(1) to apply, in the circumstances identified in subsection (1), to the Land Court to review the original compensation.	Section 283B(2) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1843	Chief Executive Officer	Power, as the owner of land, to agree with the applicant about the compensation payable to Council for the proposed use of the land as access in respect of a mining lease as a result of a variation under section 317 and to sign the agreement.	Section 317(10) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1844	Chief Executive Officer	Power, as a landowner to whom a water monitoring bore is being transferred, to consent to the transfer.	Section 334ZZO Mineral Resources Act 1989	17/03/2021 OM26/03/21	
1845	Chief Executive Officer	Power, as the recipient of a notice given by the Minister pursuant to section 335G, to attend and take part in the conference and reach agreement on issues discussed at the conference.	Sections 335H and 335L Mineral Resources Act 1989	12/02/2020 OM12/02/20	
	Chief Executive Officer	Power, as the owner of affected land, to:- (a) give consent to the entry of the land; (b) impose reasonable conditions on the entry of the land; (c) withdraw consent for entry of the land; and (d) sign an acknowledgement of the consent.	Section 344G Mineral Resources Act 1989		
1846	Chief Executive Officer	Power, as the owner of land, to enter a compensation agreement to sign the agreement and to file it.	Section 345(2) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1847	Chief Executive Officer	Power, as a person who could be a party to a compensation agreement, to apply in writing to the chief executive to have the Land Court decide the amount of compensation and the terms, conditions at time of its payment.	Section 345(43) Mineral Resources Act 1989	12/02/2020 OM12/02/20	
1848	Chief Executive Officer	Power as the owner or occupier of restricted land to consent, with or without conditions, to the entry of the land under section 386V.	Schedule 1, Section 2(1)	12/02/2020 OM12/02/20	
1849	Chief Executive Officer	Power as the owner of occupied land to consent, with or without conditions, to the entry of the land under section 386V at night.	Schedule 1, Section 3(1)	12/02/2020 OM12/02/20	
1850	Chief Executive Officer	Power as the owner of a reserve to impose conditions on the entry of the surface of the reserve under section 386V.	Schedule 1, Section 4	12/02/2020 OM12/02/20	
<b>Mining and Quarrying Safety and Health Act 1999</b>					
1851	Chief Executive Officer	Power, as an operator of a mine, to comply with the operator's obligations contained in subsections (1) and (2).	Section 38 Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1852	Chief Executive Officer	Power, as an operator of a mine, to give the inspector for the region in which the mine is situated notice of:- (a) the operator's name and address; and (b) the name of and description of the land comprising the mine or part of the mine.	Section 47(1)(a) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1853	Chief Executive Officer	Power, as an operator of a mine, to give the inspector for the region in which the mine is situated a facility description for the mine.	Section 47(1)(b) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1854	Chief Executive Officer	Power, as an operator of a mine, to give the inspector for the region in which the mine is situated notice of the day operations are to start.	Section 47(3) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1855	Chief Executive Officer	Power, as an operator of a mine, to give the inspector for the region in which the mine is situated notice of the appointments specified in subsection (4).	Section 47(4) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1856	Chief Executive Officer	Power, as an operator of a mine, to give the inspector for the region in which the mine is situated written particulars of the land added or omitted.	Section 47(45) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1857	Chief Executive Officer	Power, as an operator of a mine, to appoint a person to act as the site senior executive during the absence.	Section 52(1) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1858	Chief Executive Officer	Power, as an operator of a mine that has been abandoned, to give the chief inspector plans showing the extent of operations undertaken at the mine.	Section 58(3) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1859	Chief Executive Officer	Power, as an operator of a mine, to keep a mine record and make it available for inspection.	Section 59 Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1860	Chief Executive Officer	Power, as a former operator, to give the new operator the mine record for the mine.	Section 59(5) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1861	Chief Executive Officer	Power, as an operator of a mine that has been abandoned, to ensure that the abandoned mine is safe and made secure.	Section 61(1) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1862	Chief Executive Officer	Power, as a person in control or temporarily in control of a mine, to give the representative reasonable help in the exercise of powers under subsection (1).	Section 116(2) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1863	Chief Executive Officer	Power, as a person with an obligation under the Act with access to the documents, to produce the documents.	Section 116(3) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1864	Chief Executive Officer	Power, as an occupier, to consent to the entry of a place by an officer and sign an acknowledgement of the consent.	Section 131(3) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1865	Chief Executive Officer	Power, as a person required to give reasonable help under section 136(3)(f), to comply with the requirement.	Section 137 Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1866	Chief Executive Officer	Power, as a person of whom the requirement is made, to comply with the requirement.	Section 143(3) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1867	Chief Executive Officer	Power, as the owner of a thing that has been seized and not returned, to apply to the chief inspector for its return.	Section 146(2) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1868	Chief Executive Officer	Power, as a person of whom a document production requirement has been made, to comply with the requirement.	Section 152 Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1869	Chief Executive Officer	Power, as a person of whom a document certification requirement has been made, to comply with the requirement.	Section 153 Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1870	Chief Executive Officer	Power, as a person to whom a directive is given, to comply with the directive.	Section 171(2) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1871	Chief Executive Officer	Power, as a person who has received a directive, to apply under Part 9, Subdivision 4 for the directive to be reviewed. For avoidance of doubt, the power delegated includes (without limitation) the power to take all actions as detailed in sections 172, 173, 174 and 175.	Sections 172, 173, 174 and 175 Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1872	Chief Executive Officer	Power, as a person required to give primary information under subsection (1), to comply with the requirement.	Section 195A(3) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1873	Chief Executive Officer	Power as a corporation on which a civil penalty is imposed to appeal against the chief executive's decision.	Section 216A(b) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1874	Chief Executive Officer	Power to file a notice of appeal with an Industrial Magistrates Court and serve a copy of the notice.	Section 218(1) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1875	Chief Executive Officer	Power to appeal to the Industrial Court. For avoidance of doubt, the power delegated includes (without limitation) the power to take all actions as detailed in sections 223 and 224.	Sections 223 and 224, Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1876	Chief Executive Officer	Power, as a person dissatisfied with a decision of an industrial magistrate in proceedings brought under subsection 234(1), to appeal to the Industrial Court.	Section 234 Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1877	Chief Executive Officer	Power, as a relevant corporation, to make a written submission to the chief executive to show why the civil penalty should not be imposed.	Section 246H Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1878	Chief Executive Officer	Power, as an operator, to advise a subsequent worker that the original worker exercised rights under subsection (1).	Section 253(4) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1879	Chief Executive Officer	Power, as a person with obligation under the Act, to make a representation to an inspector or inspection officer.	Section 254 Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
1880	Chief Executive Officer	Power, as the person from whom the information was obtained, to consent to the disclosure of information concerning Council.	Section 255(1)(a) Mining and Quarrying Safety and Health Act 1999	12/02/2020 OM12/02/20	
	Chief Executive Officer	Power, as a person give a notice by the CEO under subsection 259(1), to comply with the notice.	Section 259(3) Mining and Quarrying Safety and Health Act 1999		
<b>Mining and Quarrying Safety and Health Regulation 2017</b>					
1881	Chief Executive Officer	Power, as an operator, to ensure hazard identification for the mine's operations is done during the operations' planning and design.	Section 6(2) Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
1882	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk at a mine, to apply hazard controls in the order identified in subsection (1).	Section 8(1) Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
1883	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk at a mine, to monitor risk in the person's own work and activities at the mine.	Section 9(1) Mining and Quarrying Safety and Health Regulation 2017	17/03/2021 OM26/03/21	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1884	Chief Executive Officer	Power, as a responsible person for a mine, to pay a safety and health fee.	Section 11C(1) Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
1885	Chief Executive Officer	Power, as a responsible person for a mine, to give the chief executive a safety and health census.	Section 11D(1) Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
	Chief Executive Officer	Power, as a responsible person for a mine, to apply to the chief executive to extend the period to give the a safety and health census.	Section 11D(2)(a) Mining and Quarrying Safety and Health Regulation 2017		
	Chief Executive Officer	Power, as a responsible person for a mine, in the circumstances set out in subsection 11DA(1), to choose to give a safety and health census each financial year rather than each quarter.	Section 11DA(2) Mining and Quarrying Safety and Health Regulation 2017		
	Chief Executive Officer	Power, as a responsible person for a mine, in the circumstances set out in subsection 11DB(1), to give the chief executive a safety and health census for the current quarter and each earlier quarter of the financial year, not previously given to the chief executive.	Section 11DB(3) Mining and Quarrying Safety and Health Regulation 2017		
	Chief Executive Officer	Power, as a responsible person for a mine, keep records enabling the accuracy of the information required to be included in the safety and health census to be verified.	Section 11DC(2) Mining and Quarrying Safety and Health Regulation 2017		
	Chief Executive Officer	Power, as a responsible person for a mine, to give the CEO the records within 14 days or a later period agreed in writing with the CEO.	Section 11DC(5) Mining and Quarrying Safety and Health Regulation 2017		
1886	Chief Executive Officer	Power, as a responsible person for a mine, to make submissions to the chief executive.	Section 11E(3) Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
1887	Chief Executive Officer	Power, as a responsible person for a mine, to pay the amount of the safety and health fee stated in the invoice.	Section 11E(6) Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
1888	Chief Executive Officer	Power, as an operator, to ensure:- (a) switchgear used at the mine allows for reliable circuit interruption, under fault conditions, at all points in the mine's electrical distribution system; and (b) each electrical circuit at the mine is protected against overload, short circuit and earth fault under all operating conditions to effectively:- (i) interrupt the electricity supply; and (ii) isolate faults.	Section 22 Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
1889	Chief Executive Officer	Power, as an operator, to ensure that the electricity supply to the plant identified in section 23 is capable of interruption from an accessible position remote from the plant.	Section 23 Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1890	Chief Executive Officer	Power, as an operator, to ensure:- (a) each automatic, programmable or computerised electrical control system at the mine operates safely under all operating conditions, including power supply instability or failure; and (b) the emergency stopping systems and safety alarms at the mine remain effective if there is a fault or failure in a system mentioned in paragraph (a).	<i>Section 24 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1891	Chief Executive Officer	Power, as an operator, to ensure each earthing system at the mine is installed and maintained at sufficiently low impedance and has sufficient capacity to ensure:- (a) reliable operation of electrical protective systems and devices; and (b) adequate protection against contact with conductive parts that have become live under fault conditions.	<i>Section 25 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1892	Chief Executive Officer	Power, as an operator, to ensure the mine has earth leakage protection for each electrical circuit exceeding extra low voltage that:- (a) is in a portable, transportable or mobile apparatus; or (b) has an outlet for, or supplies electricity to, a trailing cable or flexible lead.	<i>Section 26 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1893	Chief Executive Officer	Power, as an operator, to ensure each item of electrical equipment used at the mine has a full current isolation facility in a location that is easily accessible by a person required to carry out the isolation.	<i>Section 27(1) Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1894	Chief Executive Officer	Power, as an operator, to ensure the isolator is clearly marked or labelled and compatible with the mine's isolation and lock-out procedures.	<i>Section 27(2) Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1895	Chief Executive Officer	Power, as an operator, to ensure electrical equipment exceeding extra low voltage used at the mine has a device or feature for preventing a person inadvertently contacting live parts of the equipment.	<i>Section 29 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1896	Chief Executive Officer	Power, as an operator, to ensure the prospective touch voltage at the mine is limited to a level necessary to achieve an acceptable level of risk.	<i>Section 30 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1897	Chief Executive Officer	Power, as an operator, to ensure voltage rise in an electrical installation at the mine caused by lightning strike, static electricity, voltage surges and other transient voltages is limited to a level necessary to achieve an acceptable level of risk	<i>Section 31 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1898	Chief Executive Officer	Power, as an operator of a mine mentioned in subsection (2), to provide adequate resources at the mine to ensure the effectiveness and implementation of the emergency response plan.	<i>Section 35(3) Mining and Quarrying Safety and Health Regulation 2017</i>	17/03/2021 OM26/03/21	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1899	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk in relation to ground control at a mine during the mine's design, operation or abandonment, to ensure appropriate measures are taken to prevent or control local and area failures in ground integrity.	<i>Section 44 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1900	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk at a mine in relation to the mine layout, design and construction, to ensure the layout, design and construction is carried out having regard to the matters listed in section 45.	<i>Section 45 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1901	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk at a mine in relation to the design and construction of the mine's roads, to ensure the specification for the design and construction enables the safe movement of vehicles about the mine.	<i>Section 46 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1902	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk in relation to ventilation at a mine, to ensure appropriate measures are taken to ensure the ventilating air in a place where a person may be present at the mine is of a sufficient volume, velocity and quality to achieve a healthy atmosphere.	<i>Section 48 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1903	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk in relation to storing and handling hazardous chemical or dangerous goods, to ensure they are handled and stored in the manner prescribed under section 56.	<i>Section 56 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1904	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk in relation to selecting explosives for use at the mine, to ensure the explosives comply with the requirements of section 65.	<i>Section 65 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1905	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk at a mine in relation to the selection and design of plant, to ensure that the selection and design of plant complies with the requirements of sections 100, 101 and 102.	<i>Sections 100, 101 and 102 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1906	Chief Executive Officer	Power, as an operator, to ensure plant used or intended for use, at the mine is manufactured, constructed, stored, transported and installed in accordance with any applicable specifications and instructions.	<i>Section 104(1) Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1907	Chief Executive Officer	Power, as an operator, to ensure for fixed plant:- (a) the plant is installed in a location and environment that is compatible with the plant and its use; and (b) the mine layout incorporates appropriate facilities and adequate space for:- (i) access to and egress from the plant during emergencies; and (ii) the plant's operation, monitoring servicing and maintenance.	<i>Section 104(2) Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	
1908	Chief Executive Officer	Power, as an operator, to ensure plant is commission in its operating environment at the mine before it is used to ensure those matters listed in subsections (1) and (2).	<i>Section 105 Mining and Quarrying Safety and Health Regulation 2017</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1909	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk at a mine in relation to the operation of plant, to ensure the plant is not operated in a way prescribed in section 106.	Section 106 Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
1910	Chief Executive Officer	Power, as a person who has an obligation under the Act to manage risk at a mine in relation to the monitoring of plant, to ensure the plant is monitored in accordance with section 108.	Section 108 Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
1911	Chief Executive Officer	Power, as an operator, to ensure plant in use at the mine is serviced and maintained in accordance with section 109.	Section 109 Mining and Quarrying Safety and Health Regulation 2017	17/03/2021 OM26/03/21	
1912	Chief Executive Officer	Power, as a worker's employer, to pay for the worker's health surveillance and health surveillance reports.	Section 131(6) Mining and Quarrying Safety and Health Regulation 2017	12/02/2020 OM12/02/20	
	Chief Executive Officer	Power, as a worker's employer, to pay for the worker's health surveillance, respiratory health examination and health surveillance reports.	Section 145D(4) Mining and Quarrying Safety and Health Regulation 2017		
	Chief Executive Officer	Power, as a former worker's employer, to carry out the respiratory health surveillance.	Section 145H(3) Mining and Quarrying Safety and Health Regulation 2017		
<b>Nature Conservation (Administration) Regulation 2017</b>					
1913	Chief Executive Officer	Power to apply for the grant of a relevant authority and to do all things necessary to process the application to obtain a decision.	Sections 23, 24, 26, 27, 27A, 28 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1914	Chief Executive Officer	Power to apply for the amendment of a relevant authority.	Section 58 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1915	Chief Executive Officer	Power to make representations in response to a notice issued by the Chief Executive pursuant to this section.	Section 60 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1916	Chief Executive Officer	Power to surrender a relevant authority to the Chief Executive.	Section 65 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1917	Chief Executive Officer	Power to return a relevant authority to the chief executive.	Sections 66(2), 67(2) and 68 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1918	Chief Executive Officer	Power to apply to the Chief Executive for replacement of a damaged, destroyed, lost or stolen relevant authority.	Section 80 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1919	Chief Executive Officer	Power to surrender a relevant authority to the Chief Executive.	Section 81 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1920	Chief Executive Officer	Power to apply for internal review of a reviewable decision and to do all things necessary to process the application to obtain a decision.	Sections 116 and 118 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1921	Chief Executive Officer	Power, as a person who is given, or is entitled to be given, a notice under section 117(3) about a decision, to apply to QCAT for external review of the decision.	Section 119 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1922	Chief Executive Officer	Power to give a return of operations to the chief executive.	Section 143 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	
1923	Chief Executive Officer	Power to keep a copy of a return of operations given to the chief executive.	Section 145 Nature Conservation (Administration) Regulation 2017	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1924	Chief Executive Officer	Power to give the chief executive a notice stating a return of operations has been stolen, lost, destroyed or damaged.	<i>Section 146 Nature Conservation (Administration) Regulation 2017</i>	12/02/2020 OM12/02/20	
<b>Nature Conservation (Animals) Regulation 2020</b>					
	Chief Executive Officer	Power, as the owner of an airport, in the circumstances listed in subsection 42(1), to:- (a) take the animal at the airport; (b) remove or otherwise deal with an animal breeding place used by the animal; (c) keep an animal taken for the purpose of releasing it; and (d) release the animal into a prescribed natural habitat for the animal.	<i>Sections 42(2) and (3) Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power, as the owner of an airport, to keep a record for an animal taken under section 42(2).	<i>Section 43(1) Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power, in the circumstances listed in subsection 61(1) to:- (a) destroy the flying-fox roost; (b) drive away, or attempt to drive away, a flying-fox from the roost; and (c) disturb a flying fox in the roost.	<i>Section 61(2) Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power to carry out the activities listed in subsection 62(1) in relation to a tree that is a flying-fox roost.	<i>Section 62(1) Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power to apply to the chief executive for the grant of an animal authority.	<i>Section 235 Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power to comply with a notice from the chief executive asking for other information or a document the chief executive requires to decide the application.	<i>Section 242(4) Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power to amend an application for the grant of an animal authority.	<i>Section 243 Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power, as the holder of a renewable licence, to apply to renew the licence.	<i>Section 258 Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power, as the holder of an animal authority, to apply for an amendment of the authority.	<i>Section 265 Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power to comply with a notice from the chief executive asking for other information or a document the chief executive requires to decide the amendment application.	<i>Section 266(1) Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power to amend an application for the amendment of an animal authority.	<i>Section 267 Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power to comply with a notice from the chief executive the holder the opportunity to make written representations to the chief executive about why the proposed amendment should not be made.	<i>Section 271(1) Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power to make written representations to the chief executive about why the chief executive should not suspend or cancel an animal authority.	<i>Section 275(1) Nature Conservation (Animals) Regulation 2020</i>		
	Chief Executive Officer	Power to return an animal authority that has been amended to the chief executive.	<i>Section 276 Nature Conservation (Animals) Regulation 2020</i>		





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
	Chief Executive Officer	Power to return an animal authority that has been suspended to the chief executive.	Section 277 Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power to return an animal authority that has been cancelled to the chief executive.	Section 278 Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power to apply to have an animal authority that has been damaged, destroyed, lost or stolen, replaced.	Section 279 Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power to surrender an animal authority (with an accompanying notice of surrender) to the chief executive.	Section 280 Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power to apply to the chief executive to amend the urban flying-fox management area map.	Section 371 Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power to provide information to the chief executive that is relevant to the removal of an urban flying-fox management area from the urban flying-fox management area map.	Section 372 Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power, as an affected person, to apply to the chief executive for a review of the decision.	Section 379(1) Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power, as an affected person, to ask the chief for an information notice for the decision.	Section 379(2) Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power to agree to a longer period for the chief executive to comply with section 381(1).	Section 381(2) Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power, as an affected person, to apply to QCAT for a stay of the operation of a decision.	Section 382 Nature Conservation (Animals) Regulation 2020		
	Chief Executive Officer	Power to apply to QCAT for a review of an internal review decision.	Section 383 Nature Conservation (Animals) Regulation 2020		
<b>Nature Conservation (Plants) Regulation 2020</b>					
	Chief Executive Officer	Power, as the holder of a plant authority, to ensure a relevant person carrying out an activity under the authority has a copy of the authority endorsed by the holder with the relevant person's name and residential address available for inspection.	Section 63(2) Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a plant authority, to:- (a) give the chief executive a notice stating the nature of the change and (b) apply to the chief executive for an amendment of the authority to reflect the change.	Section 64(1) Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a protected plant growing licence, to carry out the activities listed in section 71.	Section 71 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a protected plant harvesting licence, to take an authorised plant in accordance with section 79.	Section 79 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a protected plant clearing permit, to carry out the activities listed in section 89.	Section 89 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power to apply to the chief executive for the grant of a plant authority.	Section 97 Nature Conservation (Plants) Regulation 2020		





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
	Chief Executive Officer	Power to comply with a request from the chief executive asking for other information or a document the chief executive requires to decide the application.	Section 105 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power to amend an application for the grant of a plant authority.	Section 107 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a plant authority, to apply to amend the authority.	Section 117 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a plant authority, to make written representations to the chief executive about why a proposed amendment to the plant authority should not be made.	Section 121 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a plant authority, to make written representations to the chief executive about why the chief executive should not suspend or cancel the plant authority.	Section 124 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power to return a plant authority that has been amended to the chief executive.	Section 125 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power to return a plant authority that has been suspended to the chief executive.	Section 126 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power to return a plant authority that has been cancelled to the chief executive.	Section 127 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power to apply to have a plant authority that has been damaged, destroyed, lost or stolen, replaced.	Section 128 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power to surrender a plant authority (with an accompanying notice of surrender) to the chief executive.	Section 129 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power to ask the chief executive to agree to reduce the area of the usual buffer zone for an area to be cleared.	Section 134 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a protected plant licence in the circumstances set out in subsection 152(1), to keep a protected plant harvest record.	Section 152 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a protected plant licence in the circumstances set out in subsection 153(1), to keep a protected plant trade record.	Section 153 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a plant authority in the circumstances set out in subsection 154(1), to keep a record of the information listed in subsection 154(2).	Section 154 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a plant authority in the circumstances set out in subsection 155(1), to keep a record of the information listed in subsection 155(2).	Section 155 Nature Conservation (Plants) Regulation 2020		





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
	Chief Executive Officer	Power, as the holder of a plant authority in the circumstances set out in subsection 163(1), to give the chief executive a notice stating the record or copy has been stolen, lost, destroyed or damaged.	Section 163 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a protected plant harvesting licence in the circumstances set out in subsection 167(1), to attach a tag supplied under section 165 to the plant.	Section 167 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a protected plant licence in the circumstances set out in subsection 173(1), to attach a protected plant harvest label.	Section 173 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a protected plant harvesting licence in the circumstances set out in subsection 174(1), to attach a protected plant trade label.	Section 174 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as the holder of a protected plant harvesting licence in the circumstances set out in subsection 175(1), to mark or label a container containing the plant with the words required by subsection 175(2).	Section 175 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, in the circumstances set out in subsection 177(2), to remove a harvest label.	Section 177 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as an affected person, to apply for a review of a decision.	Section 190(1) Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as an affected person, to ask the chief executive for an information notice for the decision.	Section 190(2) Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power to agree to a longer period for the chief executive to comply with section 192.	Section 192 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, as an affected person, to apply to QCAT for a stay of the operation of a decision.	Section 193 Nature Conservation (Plants) Regulation 2020		
	Chief Executive Officer	Power, in the circumstances set out in subsection 194(1), to apply to QCAT for a review of an internal review decision.	Section 194 Nature Conservation (Plants) Regulation 2020		
<b>Nature Conservation (Protected Areas Management) Regulation 2017</b>					
1925	Chief Executive Officer	Power, as trustee of a conservation park listed in schedule 1, column 1, to exercise the powers of the chief executive stated in schedule 1, column 3 for that park.	Section 14(2)(b) Nature Conservation (Protected Areas Management) Regulation 2017	17/03/2021 OM26/03/21	
1926	Chief Executive Officer	Power, as trustee of a conservation park listed in schedule 1, column 1, to use a fee charged for a service provided in the park for giving effect to the management principles for the park.	Section 16(2) Nature Conservation (Protected Areas Management) Regulation 2017	17/03/2021 OM26/03/21	
<b>Nature Conservation (Wildlife Management) Regulation 2006</b>					





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
		NOTE: that this register only includes those powers which Councils have in relation to the management of flying-foxes under the Regulation. It does not include powers to apply for the various other permits/authorities contained in the Regulation			
1927	Chief Executive Officer	Power, as a local government, to: (a) destroy a flying-fox roost; (b) drive away, or attempt to drive away, a flying-fox from a flying-fox roost; or (d) disturb a flying-fox in a flying-fox roost in an urban flying-fox management area.	Section 41A Nature Conservation (Wildlife Management) Regulation 2006	12/02/2020 OM12/02/20	
1928	Chief Executive Officer	Power, as the holder of a damage mitigation permit, to give a return of operations for the permit to the chief executive.	Section 188 Nature Conservation (Wildlife Management) Regulation 2006	12/02/2020 OM12/02/20	
1929	Chief Executive Officer	Power, as the holder of a flying-fox roost management permit, to give a return of operations for the permit to the chief executive.	Section 188G Nature Conservation (Wildlife Management) Regulation 2006	12/02/2020 OM12/02/20	
1930	Chief Executive Officer	Power, as a local government, to give the Chief Executive information about: (a) an area zoned for use for residential or commercial purposes under the local government's planning scheme; and (b) ask the chief executive to amend the urban flying-fox management area map to include the area.	Section 379(2) Nature Conservation (Wildlife Management) Regulation 2006	12/02/2020 OM12/02/20	
1934	Chief Executive Officer	Power, as a local government, to respond to a request from the Chief Executive pursuant to this section.	Section 383(2)(a) Nature Conservation (Wildlife Management) Regulation 2006	12/02/2020 OM12/02/20	
<b>Nature Conservation Act 1992</b>					
		NOTE: that this register only includes those powers which Councils have as landholders or regulatory bodies under the Act. It does not include powers to apply for the various permits/authorities contained in the Act			
1932	Chief Executive Officer	Power, as a person given written notice about a proposal to declare an area of land a special wildlife reserve, to make a submission to the Minister about the proposal.	Section 43A(6) Nature Conservation Act 1992	12/02/2020 OM12/02/20	
1933	Chief Executive Officer	Power, as a landholder, to enter a conservation agreement with the Minister for a proposed special wildlife reserve.	Section 43B(1) Nature Conservation Act 1992	12/02/2020 OM12/02/20	
1934	Chief Executive Officer	Power, as a landholder, to agree with the Minister to amend a conservation agreement for a special wildlife reserve.	Section 43E(1) Nature Conservation Act 1992	12/02/2020 OM12/02/20	
1935	Chief Executive Officer	Power, as a landholder of land in a special wildlife reserve, to consent to the Minister giving a lease, agreement, licence, permit or other authority over or in relation to the land.	Section 43F(1) Nature Conservation Act 1992	12/02/2020 OM12/02/20	
1936	Chief Executive Officer	Power, as a landholder of land in a special wildlife reserve, to give a lease or sublease over the land, to obtain the consent of the chief executive for that lease or sublease, and to lodge the lease for registration with the entity required by section 43F(3).	Sections 43F(1)(c) and 43F(3) Nature Conservation Act 1992	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1937	Chief Executive Officer	Power, where a special wildlife reserve is declared over freehold land or land in a lease under the <i>Land Act 1994</i> , and Council intends, under the <i>Land Act 1994</i> to surrender all or part of the freehold land or lease, allow the lease to expire at the end of its term or transfer the lease, to obtain the chief executive's written consent.	<i>Section 43L Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1938	Chief Executive Officer	Power, as a landholder, to make a submission to the Minister about the proposed declaration of a nature refuge.	<i>Section 44(4) Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1939	Chief Executive Officer	Power, as a landholder, to enter a conservation agreement with the Minister about the declaration of a nature refuge.	<i>Sections 45(1) and 48(1) Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1940	Chief Executive Officer	Power, as a landholder, to request the cancellation of a conservation agreement.	<i>Section 47(2) Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1941	Chief Executive Officer	Power, as a landholder, to make an objection to a proposed compulsory declaration of a nature refuge.	<i>Section 49(2)(c) Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1942	Chief Executive Officer	Power, as a landholder, to claim compensation for injurious affection arising out of the declaration of a nature refuge under section 49 of the Act.	<i>Section 67(5) Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1943	Chief Executive Officer	Power, as a local government, to prepare a statement of management intent for protected wildlife required by the Minister and publish it on Council's website.	<i>Section 100K Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1944	Chief Executive Officer	Power, as a landholder of land subject to an interim conservation order, to claim compensation.	<i>Section 108(1) Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1945	Chief Executive Officer	Power, as a landholder, to make a submission about a draft management plan.	<i>Section 115A(3)(c) Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1946	Chief Executive Officer	Power, as a landholder intending to enter a conservation agreement for a special wildlife reserve, to prepare and give the Minister a management program for the reserve.	<i>Section 120EA Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1947	Chief Executive Officer	Power, as a landholder of land in a special wildlife reserve, to prepare an amended management program for the reserve and give it to the chief executive for approval.	<i>Section 120EF(1) Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1948	Chief Executive Officer	Power, as a landholder of land in a special wildlife reserve, to jointly review the management program for the reserve with the chief executive and agree to prepare an amended management program under section 120EF or leave the management program unchanged.	<i>Section 120GA Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	
1949	Chief Executive Officer	Power, as a landholder, to claim compensation for injurious affection arising where:- (a) a regulation is made, or a conservation plan is approved, for an area identified under the regulation or plan as, or including, a critical habitat or an area of major interest; and (b) a landholder's interest in land in the area is injuriously affected by a restriction or prohibition imposed under the regulation or plan on the landholder's existing use of the land.	<i>Section 137A(5) Nature Conservation Act 1992</i>	12/02/2020 OM12/02/20	

Peaceful Assembly Act 1992





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1950	Chief Executive Officer	Power to nominate an officer of Council as a "representative".	Section 4 Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
1951	Chief Executive Officer	Power, as a local authority, to give a notice under subsection (2)(b) and impose conditions in the notice.	Sections 10(2)(b) and 11 Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
1952	Chief Executive Officer	Power, as an owner or occupier, to give a notice under subsection (2)(c).	Section 10(2)(c) Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
1953	Chief Executive Officer	Power, as a relevant authority, to consult under subsections (4) or (5).	Sections 11(4) or (5) Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
1954	Chief Executive Officer	Power, as a relevant authority, to apply to a Magistrates Court for an order refusing to authorise the holding of the assembly.	Section 12 Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
1955	The Chief Executive Officer	Power, as a relevant authority, to consult with each interested person.	Section 13(1)(c) Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
1956	The Chief Executive Officer	Power, as a relevant authority, to engage in a mediation process.	Section 13(1)(d) Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
1957	Chief Executive Officer	Power, in the circumstances provided in subsection (3), to:- (a) fix a reasonable time and place for holding the consultations; and (b) cause a notice of the time and place to be published in a newspaper circulating in the area in which the assembly is proposed to be held.	Section 13(3) Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
1958	Chief Executive Officer	Power, as a relevant authority, to notify the organiser in writing that it does not oppose the holding of the assembly.	Section 15(1) Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
1959	Chief Executive Officer	Power, as a relevant authority, to participate in a mediation process.	Section 15(2) Peaceful Assembly Act 1992	12/02/2020 OM12/02/20	
<b>Planning Act 2016</b>					
1960	Cannot be delegated	<b>Resolution that the local government give a temporary local planning instrument, or amendment, and the request for an earlier effective day, to the Minister for approval.</b>	<b>Section 9(4) Planning Act 2016</b>		
1961	Chief Executive Officer	Power to make submissions to the Minister about the making or amending of a State Planning instrument.	Section 10 Planning Act 2016	12/02/2020 OM12/02/20	
1962	Chief Executive Officer	Power to give notice of a proposed planning scheme or proposed amendment to the chief executive and follow the process for making or amending a planning scheme. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 18, 20 and 26 and as required under a notice give by the chief executive or in the Minister's rules.	Sections 18, 20 and 26 Planning Act 2016	12/02/2020 OM12/02/20	This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council.
1963	Chief Executive Officer	Power to apply a planning scheme as a categorising instrument in relation to prescribed tidal works in the tidal area for Council's non-port local government area	Section 19 Planning Act 2016	12/02/2020 OM12/02/20	
1964	Chief Executive Officer	Power to follow the process for the making or amending of an LGIP as set out in the Minister's rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 21 and 26 and as required in the Minister's rules.	Sections 21 and 26 Planning Act 2016	12/02/2020 OM12/02/20	This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council.





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1965	Chief Executive Officer	Power to follow the process for the making or amending of a planning scheme policy as set out in the Minister's rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 22 and 26 and as required in the Minister's rules.	<i>Sections 22 and 26 Planning Act 2016</i>	12/02/2020 OM12/02/20	This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council.
1966	Chief Executive Officer	Power to follow the process for the making or amending of a TLPI as set out in the Minister's rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 23 and 26 and as required in the Minister's rules.	<i>Sections 23 and 26 Planning Act 2016</i>	12/02/2020 OM12/02/20	This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council.
1967	Chief Executive Officer	Power to follow the process for repealing a TLPI or planning scheme policy. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in section 24.	<i>Section 24 Planning Act 2016</i>	12/02/2020 OM12/02/20	This delegation does not include the power to decide to repeal the TLPI or planning scheme policy which is required to be exercised by Council pursuant to a resolution of Council (see subsection (1)).
1968	Cannot be delegated	<b>Repeal of a temporary local planning instrument or planning scheme policy.</b>	<b><i>Section 24(1) Planning Act 2016</i></b>		
1969	Chief Executive Officer	Power to review a planning scheme and a LGIP and follow the process for the review as set out in the Minister's rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in sections 25 and 26 and as required in the Minister's rules.	<i>Sections 25 and 26 Planning Act 2016</i>	12/02/2020 OM12/02/20	This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council.
1970	Chief Executive Officer	Power to decide whether or not to agree to a superseded planning scheme request and give notice of the decision.	<i>Section 29 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1971	Chief Executive Officer	Power to decide a compensation claim. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters detailed in sections 32 and 33.	<i>Sections 32 and 33 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1972	Chief Executive Officer	Power to make or amend a designation and follow the process in the designation process rules. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters detailed in sections 35, 36, 37, 38 and the designation process rules.	<i>Sections 35, 36, 37 and 38 Planning Act 2016</i>	12/02/2020 OM12/02/20	This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council.
1973	Chief Executive Officer	Power, as an affected party, to make submissions about the proposal to the Minister.	<i>Section 37(4) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1974	Chief Executive Officer	Power to extend the duration of a designation. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in section 39.	<i>Section 39 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1975	Chief Executive Officer	Power to repeal a designation made by Council. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in sections 40 and 41.	<i>Sections 40 and 41 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1976	Chief Executive Officer	Power, as an owner of an interest in designated premises, to request a designator to repeal a designation made by the designator on the basis that the designation is causing the owner hardship.	<i>Section 41(1) Planning Act 2016</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1977	Chief Executive Officer	Power to include a note about the making, amendment, extension or repeal of a designation in Council's planning scheme. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in section 42.	<i>Section 42 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1978	Chief Executive Officer	Power, as the assessment manager and where the circumstances of section 45(6) apply, to give the weight considered appropriate in the circumstances to the documents referenced in section 45(8).	<i>Section 45(8) Planning Act 2016</i>	17/03/2021 OM26/03/21	
1979	Chief Executive Officer	Power to give an exemption certificate for the development. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in section 46.	<i>Section 46 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1980	Chief Executive Officer	Power to act as the "assessment manager" for all development applications, change representations, cancellation applications and extension applications received by Council under Chapter 3 of the <i>Planning Act 2016</i> . For avoidance of doubt, the power delegated includes the power to take all actions of an assessment manager and consider all matters as detailed in sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93, 100, 101, 105, 107 and 109 of the <i>Planning Act 2016</i> .	<i>Sections 48, 51, 53, 54, 59, 60, 61, 62, 63, 64, 65, 67, 71, 76, 84, 85, 86, 87, 93, 100, 101, 105, 107 and 109 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1981	Chief Executive Officer	Power to keep a list of persons who are appropriately qualified to be an assessment manager in relation to a particular type of development.	<i>Section 48(3)(b) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1982	Chief Executive Officer	Power to enter an agreement with a person on Council's list of persons who are appropriately qualified to be an assessment manager in relation to a particular type of development.	<i>Section 48(3)(d) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1983	Chief Executive Officer	Power, as the owner of premises, to give written consent to the making of the development application.	<i>Section 51(2) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1984	Chief Executive Officer	Power to act as a "referral agency" for all development applications and cancellation applications received by Council as a referral agency under Chapter 3 of the <i>Planning Act 2016</i> . For avoidance of doubt, the power delegated includes the power to take all actions of a referral agency and consider all matters as detailed in sections 46, 54, 55, 56, 57, 65, 66, 67, 84, 85, 100, 107 and 109 of the <i>Planning Act 2016</i> .	<i>Sections 46, 54, 55, 56, 57, 65, 66, 67, 84, 85, 100, 107 and 109 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1985	Chief Executive Officer	Power to consult with the Minister about making or amending the instrument mentioned in subsection (8)(c).	<i>Section 64(9) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1986	Chief Executive Officer	Power to act as a "responsible entity" for all change applications received by Council as a responsible entity under Chapter 3 of the <i>Planning Act 2016</i> . For avoidance of doubt, the power delegated includes the power to take all actions of a responsible entity and consider all matters as detailed in sections 78A, 79, 80, 81, 82, 83, 93, 100, 105, 107 and 109 of the <i>Planning Act 2016</i> .	<i>Sections 78A, 79, 80, 81, 82, 83, 93 and 100, 105, 107 and 109 Planning Act 2016</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
1987	Chief Executive Officer	Power to act as an "affected entity" for all change applications received by Council as an affected entity under Chapter 3 of the <i>Planning Act 2016</i> . For avoidance of doubt, the power delegated includes the power to take all actions of an affected entity and consider all matters as detailed in section 80 of the <i>Planning Act 2016</i> .	<i>Section 80 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1988	Chief Executive Officer	Power to act as an "additional referral agency" for a change application where section 82A applies. For the avoidance of doubt, the power delegated includes the power to take all actions of an additional referral agency and consider all matters as detailed in section 82A of the <i>Planning Act 2016</i> .	<i>Section 82A Planning Act 2016</i>	17/03/2021 OM26/03/21	
1989	Chief Executive Officer	Power, as the owner of land, to give written consent to the cancellation application.	<i>Section 84(3)(b)(i) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1990	Chief Executive Officer	Power, as a public utility, to give written consent to the cancellation application.	<i>Section 84(3)(b)(iii) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1991	Chief Executive Officer	Power, as the owner of land, to give written consent to the extension application.	<i>Section 86(2)(b)(ii) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1992	Chief Executive Officer	Power to note an approval referred to in subsection (1) on Council's planning scheme and give notice of the approval to the chief executive.	<i>Section 89 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1993	Chief Executive Officer	Power to comply with a direction given by the Minister.	<i>Section 93(2) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1994	Chief Executive Officer	Power to make submissions in response to a proposed call in notice received by Council.	<i>Section 102 Planning Act 2016</i>	17/03/2021 OM26/03/21	
1995	Chief Executive Officer	Power, as the decision-maker, to give the Minister reasonable help.	<i>Section 105(3) Planning Act 2016</i>	12/02/2020 OM12/02/20	
1996	<b>Cannot be delegated</b>	<b>Adoption of charges for providing trunk infrastructure for development (a charges resolution).</b>	<b><i>Section 113(1) Planning Act 2016</i></b>		
1997	Chief Executive Officer	Power, as a participating local government for a distributor-retailer, to enter a break-up agreement about the charges break-up.	<i>Section 115 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1998	Chief Executive Officer	Power to carry out the steps required after making a charges resolution.	<i>Section 118 Planning Act 2016</i>	12/02/2020 OM12/02/20	
1999	Chief Executive Officer	Power to give an infrastructure charges notice. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in sections 119, 120, 121 and 129.	<i>Sections 119, 120, 121 and 129 Planning Act 2016</i>	12/02/2020 OM12/02/20	
2000	Chief Executive Officer	Power, as a local government that gave an infrastructure charges notice, to agree with the recipient about:- a) whether the levied charge may be paid other than as required under section 122, including whether it may be paid by instalments; and/or b) whether infrastructure may be provided instead of paying all or part of the levied charge.	<i>Section 123 Planning Act 2016</i>	12/02/2020 OM12/02/20	
2001	Chief Executive Officer	Power, as a local government, to consider representations made on an infrastructure charges notice and, issue a negotiated notice or give a decision notice.	<i>Section 125 Planning Act 2016</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2002	Chief Executive Officer	Power, as a local government with a LGIP that identifies adequate trunk infrastructure to service the subject premises, to impose a development condition requiring either or both of the following to be provided at a stated time: a) the identified infrastructure; and/or b) different trunk infrastructure delivering the same desired standard of service.	Section 128(1) Planning Act 2016	12/02/2020 OM12/02/20	
2003	Chief Executive Officer	Power, as a local government with a LGIP that does not identify adequate trunk infrastructure to service the subject premises, to impose a development condition requiring development infrastructure necessary to service the premises to be provided at a stated time.	Section 128(2) Planning Act 2016	12/02/2020 OM12/02/20	
2004	Chief Executive Officer	Power, as a local government, to impose an extra payment condition. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in sections 130, 131, 132, 133, 134 and 135.	Sections 130, 131, 132, 133, 134 and 135 Planning Act 2016	12/02/2020 OM12/02/20	
2005	Chief Executive Officer	Power in the circumstances referred to in subsection (1) to, by notice given to the applicant, amend the infrastructure charges notice.	Section 137 Planning Act 2016	12/02/2020 OM12/02/20	
2006	Chief Executive Officer	Power, as a local government, to consider and decide a conversion application. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in sections 140, 141 and 142	Sections 140, 141 and 142 Planning Act 2016	12/02/2020 OM12/02/20	
2007	Chief Executive Officer	Power, as a local government, to agree with an applicant that a levied charge, for the purpose of its recovery, is not taken to be rates.	Section 144(2) Planning Act 2016	12/02/2020 OM12/02/20	
2008	Chief Executive Officer	Power, as a local government, to impose a development condition about non-trunk infrastructure.	Section 145 Planning Act 2016	12/02/2020 OM12/02/20	
2009	Chief Executive Officer	Power in the circumstances referred to in subsection (1) to:- (a) pay the amount of the levied charge to the State infrastructure provider; and (b) agree with the State infrastructure provider and the person who provided the replacement infrastructure about when the amount of the levied charge will be paid.	Section 149 Planning Act 2016	12/02/2020 OM12/02/20	
2010	Chief Executive Officer	Power, as a local government, to enter an infrastructure agreement. For avoidance of doubt, the power delegated includes the power to take all actions and consider all matters as detailed in Chapter 4, Part 4.	Chapter 4, Part 4 Planning Act 2016	12/02/2020 OM12/02/20	
2011	Chief Executive Officer	Power, as an enforcement authority, to give a show cause notice.	Section 167 Planning Act 2016	12/02/2020 OM12/02/20	
2012	Chief Executive Officer	Power, as an enforcement authority, to give an enforcement notice.	Section 168 Planning Act 2016	12/02/2020 OM12/02/20	
2013	Chief Executive Officer	Power to consult with a private certifier before giving an enforcement notice.	Section 169 Planning Act 2016	12/02/2020 OM12/02/20	
2014	Chief Executive Officer	Power to give notice of the giving or withdrawal of an enforcement notice to the chief executive.	Section 170 Planning Act 2016	12/02/2020 OM12/02/20	



**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2015	Chief Executive Officer	Power to bring offence proceedings for an offence against the Act.	Section 174 Planning Act 2016	12/02/2020 OM12/02/20	
2016	Chief Executive Officer	Power to consent to proceedings being brought on behalf of the corporation.	Section 175(1)(a) Planning Act 2016	12/02/2020 OM12/02/20	
2017	Chief Executive Officer	Power, as an enforcement authority, to:- (a) take the action required under the enforcement order; and (b) recover the reasonable cost of taking the action as a debt to the authority from the defendant.	Section 176(10) Planning Act 2016	12/02/2020 OM12/02/20	
2018	Chief Executive Officer	Power, as an enforcement authority in an offence proceeding, to apply for an order for the payment of the expenses.	Section 178(1)(b) Planning Act 2016	12/02/2020 OM12/02/20	
2019	Chief Executive Officer	Power to the start proceedings in the P&E Court for an enforcement order.	Section 180 Planning Act 2016	12/02/2020 OM12/02/20	
2020	Chief Executive Officer	Power, as an enforcement authority, to:- (a) take the action required under the enforcement order; and (b) recover the reasonable cost of taking the action as a debt to the authority from the respondent.	Section 180(13) Planning Act 2016	12/02/2020 OM12/02/20	
2021	Chief Executive Officer	Power to apply to the P&E Court to cancel or change an enforcement order or interim enforcement order.	Section 181(4) Planning Act 2016	12/02/2020 OM12/02/20	
2022	Chief Executive Officer	Power, as an enforcement authority in an offence proceeding, to apply for a disposal order.	Section 214 Planning Act 2016	12/02/2020 OM12/02/20	
2023	Chief Executive Officer	Power to make a claim for compensation from the State where Council incurs loss because of the exercise, or purported exercise, of a power by or for an inspector.	Section 221 Planning Act 2016	12/02/2020 OM12/02/20	
2024	Chief Executive Officer	Power as an appellant to start an appeal.	Sections 229(2) and 230 Planning Act 2016	12/02/2020 OM12/02/20	
2025	Chief Executive Officer	Power as a respondent or co-respondent to be heard in an appeal.	Section 229(4) Planning Act 2016	12/02/2020 OM12/02/20	
2026	Chief Executive Officer	Power, where an appeal is only about a referral agency's response, to apply to the tribunal or P&E Court to withdraw from the appeal.	Section 229(5) Planning Act 2016	12/02/2020 OM12/02/20	
2027	Chief Executive Officer	Power to elect to be a co-respondent in an appeal.	Section 230(6) Planning Act 2016	12/02/2020 OM12/02/20	
2028	Chief Executive Officer	Power to start proceedings for a declaration by a tribunal. For avoidance of doubt, the power delegated includes the power to take all actions detailed in sections 239(1), 240 and 241.	Sections 239(1), 240 and 241, Planning Act 2016	12/02/2020 OM12/02/20	
2029	Chief Executive Officer	Power to give the registrar information that the registrar reasonably requires for the proceedings.	Section 246(2) Planning Act 2016	12/02/2020 OM12/02/20	
2030	Chief Executive Officer	Power to appear as a party to a tribunal proceeding.	Section 248 Planning Act 2016	12/02/2020 OM12/02/20	
2031	Chief Executive Officer	Power to make submissions to the tribunal.	Section 249 Planning Act 2016	12/02/2020 OM12/02/20	
2032	Chief Executive Officer	Power to give notice to the Registrar once a tribunal's direction or order has been complied with.	Section 257 Planning Act 2016	12/02/2020 OM12/02/20	
2033	Chief Executive Officer	Power to give an applicant the planning and development certificate applied for.	Section 265 Planning Act 2016	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2034	Chief Executive Officer	Power to note the registration of premises on Council's planning scheme.	Section 267(13) Planning Act 2016	12/02/2020 OM12/02/20	
2035	Chief Executive Officer	Power, as an owner of premises in an affected area, before entering into a lease of the premises with a person, to give a notice that states :- (a) the premises are in an affected area; and (b) that restrictions may apply to the person in taking proceedings about emissions from registered premises in the affected area.	Section 270 Planning Act 2016	12/02/2020 OM12/02/20	
2036	Chief Executive Officer	Power to serve a document and give a copy of the document as permitted by section 275B	Section 275B Planning Act 2016	17/03/2021 OM26/03/21	
2037	Chief Executive Officer	Power to make an amendment of a type specified in subsection (1) by following the process set out in the rules. For avoidance of doubt, the power delegated includes the power to take all actions as detailed in the rules.	Section 293(5) Planning Act 2016	12/02/2020 OM12/02/20	This delegation does not include any powers that are required to be exercised by Council pursuant to a resolution of Council.
<b>Planning and Environment Court Act 2016</b>					
2038	Chief Executive Officer	Power to start a declaratory proceeding.	Section 11(1) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2039	Chief Executive Officer	Power, as the assessment manager, to start a declaratory proceeding for a matter done, to be done or that should have been done in relation to the call in.	Section 12(2) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2040	Chief Executive Officer	Power, as a party to a P&E Court proceeding, to participate in an ADR process.	Section 16 Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2041	Chief Executive Officer	Power, as a party, to confer with the ADR registrar about the way to conduct the P&E Court proceeding.	Section 16(3) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2042	Chief Executive Officer	Power, as a party to a P&E Court proceeding, to agree to the resolution of all or part of the dispute in an ADR process.	Section 18(1) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2043	Chief Executive Officer	Power, as a party to a P&E Court proceeding who has agreed on resolution of the dispute, to sign the resolution agreement.	Section 18(1) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2044	Chief Executive Officer	Power, as a party to a P&E Court proceeding, to apply to the P&E Court for an order giving effect to an agreement reached as a result of an ADR process.	Section 20(1) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2045	Chief Executive Officer	Power, as a party to a P&E Court proceeding, to agree to the ADR registrar or mediator disclosing information acquired as part of the ADR process.	Section 21(2)(a) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2046	Chief Executive Officer	Power, as a party to a P&E Court proceeding for which the ADR registrar is exercising, or has exercised, a power, to apply for a court review.	Section 26(2) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2047	Chief Executive Officer	Power, as a party to a P&E Court proceeding, to consent in writing to the ADR registrar making an order or direction in the proceeding.	Section 27(1)(a) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2048	Chief Executive Officer	Power to consent to a person starting a declaratory proceeding or a proceeding for an enforcement order under the Planning Act on behalf of Council.	Section 41(2)(a) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2049	Chief Executive Officer	Power to pay the expenses, including legal costs, incurred by the representative in relation to the proceeding.	Section 41(3) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2050	Chief Executive Officer	Power, as a party to a P&E Court proceeding, to appeal a decision in the proceeding.	Section 63(1) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2051	Chief Executive Officer	Power to apply to the Court of Appeal for leave to appeal.	Section 64(1) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
2052	Chief Executive Officer	Power to file and serve a Notice of Appeal following the granting of leave by the Court of Appeal.	Section 64(2) Planning and Environment Court Act 2016	12/02/2020 OM12/02/20	
<b>Planning Regulation 2017</b>					
2053	Cannot be delegated	Setting a fee for considering a superseded planning scheme request made under section 29 of the Planning Act.	Section 11(3) Planning Regulation 2017		
2054	Chief Executive Officer	Power to extend the period mentioned in subparagraph (a).	Section 12(b) Planning Regulation 2017	12/02/2020 OM12/02/20	
	Cannot be delegated	Adopt an economic support instrument for its local government area	Section 68D(1) Planning Regulation 2017		
	Chief Executive Officer	Power to publish certain material listed in subsection 1 on Council's website after adoption of economic support instrument.	Section 68E(1) Planning Regulation 2017		
	Chief Executive Officer	Power to give a copy of the economic support instrument and adoption notice to the chief executive.	Section 68E(3)(b) Planning Regulation 2017		
	Cannot be delegated	Revoke an economic support instrument for its local government area	Section 68G(1) Planning Regulation 2017		
	Chief Executive Officer	Power to publish notice of revocation of an economic support instrument.	Section 68G(2) Planning Regulation 2017		
	Chief Executive Officer	Power to give copy of notice of revocation of economic support instrument to the chief executive	Section 68G(6) Planning Regulation 2017		
2055	Cannot be delegated	Decision to apply sub-section 2(3)(b)(ii) to premises for a material change of use for a class 1 or 2 building, if the use is providing support services and temporary accommodation for persons escaping domestic violence.	Schedule 6, Part 2, 2(3)(b)(ii) Planning Regulation 2017		
2056	Cannot be delegated	Declaration that the form of a certain development may have an extremely adverse effect on the amenity, or likely amenity, of a locality, or would be in extreme conflict with the character of a locality (Building Work under Building Act, Referral agency assessment, Particular class 1 and 10 buildings and structures involving possible amenity and aesthetic impacts)	Schedule 9, Part 3, Division 2, Table 1, Item 1, Column 2, paragraph (b) Planning Regulation 2017		
2057	Chief Executive Officer	Power, where the request complies with the criteria stated in section 2, to approve the request.	Schedule 18, Section 3(1) Planning Regulation 2017	12/02/2020 OM12/02/20	
2058	Chief Executive Officer	Power to give notice of the approval to the person making the request.	Schedule 18, Section 3(2) Planning Regulation 2017	12/02/2020 OM12/02/20	
2059	Chief Executive Officer	Power to keep the documents listed in subsection (1) available for inspection and purchase.	Schedule 22, Section 1 Planning Regulation 2017	12/02/2020 OM12/02/20	
2060	Chief Executive Officer	Power to keep the documents listed in subsection (1) available for inspection only.	Schedule 22, Section 2 Planning Regulation 2017	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2061	Chief Executive Officer	Power to publish the documents listed in subsections (1) and (4) on Council's website.	<i>Schedule 22, Section 3 Planning Regulation 2017</i>	12/02/2020 OM12/02/20	
2062	Chief Executive Officer	Power, in the circumstances prescribed in Schedule 22, Section 3A, to publish the documents listed in subsections (2), (4) and (5) on Council's website.	<i>Schedule 22, Section 3A Planning Regulation 2017</i>	17/03/2021 OM26/03/21	
2063	Chief Executive Officer	Power, in the circumstance prescribed in Schedule 22, Section 3B(1), to keep available for inspection and purchase a document that includes the trunk infrastructure information the local government publishes on its website from time to time under section 3A(4) or (5).	<i>Schedule 22, Section 3B Planning Regulation 2017</i>	17/03/2021 OM26/03/21	
2064	Chief Executive Officer	Power, as an assessment manager, to keep the documents listed in subsections (1) and (2) available for inspection and purchase.	<i>Schedule 22, Section 5 Planning Regulation 2017</i>	12/02/2020 OM12/02/20	
2065	Chief Executive Officer	Power, as an assessment manager, to keep the documents listed in subsection (1) available for inspection only.	<i>Schedule 22, Section 6 Planning Regulation 2017</i>	12/02/2020 OM12/02/20	
2066	Chief Executive Officer	Power, as an assessment manager, to publish the documents listed in subsections (1) and (4) on Council's website.	<i>Schedule 22, Section 7 Planning Regulation 2017</i>	12/02/2020 OM12/02/20	
2067	Chief Executive Officer	Power, as a referral agency, to keep the documents listed in subsections (a) to (d) available for inspection and purchase.	<i>Schedule 22, Section 8 Planning Regulation 2017</i>	12/02/2020 OM12/02/20	
2068	Chief Executive Officer	Power, as a referral agency, to keep a register for all development applications and change applications given to the referral agency under section 54 of the Act and to make it available for inspection only.	<i>Schedule 22, Section 9 Planning Regulation 2017</i>	12/02/2020 OM12/02/20	
2069	Chief Executive Officer	Power, as a referral agency, to publish the documents listed in subsections (a) to (d) on Council's website.	<i>Schedule 22, Section 10 Planning Regulation 2017</i>	12/02/2020 OM12/02/20	
<b>Minister's Guidelines and Rules</b>					
2070	Cannot be delegated	For the purposes of section 20 of the Planning Act (Amending planning schemes under Minister's rules), adoption of a proposed administrative amendment to a planning scheme	<i>Chapter 2, Part 1, 3.1</i>		
2071	Cannot be delegated	For the purposes of section 20 of the Planning Act (Amending planning schemes under Minister's rules), adoption of a proposed minor amendment to a planning scheme	<i>Chapter 2, Part 2, 6.1</i>		
2072	Cannot be delegated	For the purposes of section 20 of the Planning Act (Amending planning schemes under Minister's rules), adoption of a proposed qualified state interest amendment to a planning scheme approved and notified by the Minister under section 13.5	<i>Chapter 2, Part 3, 14.1</i>		
2073	Cannot be delegated	For the purposes of section 20 of the Planning Act (Amending planning schemes under Minister's rules), adoption of a proposed major amendment to a planning scheme approved and notified by the Minister under section 21.5	<i>Chapter 2, Part 4, 22.1</i>		
2074	Cannot be delegated	For the purposes of section 22 of the Planning Act (Making or amending planning scheme policies), adoption of a proposed planning scheme policy or planning scheme policy amendment	<i>Chapter 3, Part 1, 5.1</i>		





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2075	Cannot be delegated	For the purposes of section 23 of the Planning Act (Making or amending temporary local planning instruments), adoption of a proposed temporary local planning instrument or temporary local planning instrument amendment approved and notified by the Minister under section 8.5	Chapter 3, Part 2, 9.1		
2076	Cannot be delegated	For the purposes of sections 25(3) and (4) of the Planning Act (Reviewing a local government infrastructure plan) and making or amending an LGIP, or making an interim LGIP amendment, adoption of a proposed LGIP or amendment approved and notified by the Minister under section 9.7	Chapter 5, Part 2, 10.1		
<b>Plumbing and Drainage Act 2018</b>					
2077	Chief Executive Officer	Power to approve a maximum temperature for a substance to be a prohibited substance for section 75.	Section 75(4)(e) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2078	Chief Executive Officer	Power to approve the disposal of the contents of a greywater treatment plant into the sewerage system for the area in which the plant is located.	Section 77 Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2079	Chief Executive Officer	Power, where an explanatory statement given under section 83 states that Council may contact an occupier to arrange inspection of the work, to contact the occupier.	Section 83(7)(c) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2080	Chief Executive Officer	Power to start a prosecution for an offence against the Act.	Section 90 Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2081	Chief Executive Officer	Power, generally, to administer the Act within Council's local government area.	Section 135 Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2082	Chief Executive Officer	Power to administer the Act those areas not under Council's control that it has been requested to administer by the entity that has control of the area.	Section 135(4) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2083	Chief Executive Officer	Power to monitor greywater use facilities in Council's local government area.	Section 136 Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2084	Chief Executive Officer	Power to monitor an on-site sewerage facility in Council's local government area.	Section 137 Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2085	Chief Executive Officer	Power to appoint an authorised person as an inspector under this Act, with or without conditions.	Section 139(1) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2086	Chief Executive Officer	Power to notify the QBCC commissioner of the appointment of an inspector and give the commissioner a list of Council's inspectors.	Section 142 Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2087	Chief Executive Officer	Power to give an enforcement notice to a person who carried out plumbing or drainage work requiring the person to take stated action.	Section 143(1) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2088	Chief Executive Officer	Power to give an enforcement notice to an owner of premises requiring the owner to take stated action.	Section 143(3) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2089	Chief Executive Officer	Power to give a show cause notice to a person who Council proposes to give an enforcement notice.	Section 144(1) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2090	Chief Executive Officer	Power to form the reasonable belief that the plumbing or drainage is a danger to persons or a risk to public health.	Section 144(2) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2091	Chief Executive Officer	Power to receive written submissions from a person given a show cause notice.	Section 144(3)(b) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2092	Chief Executive Officer	Power to form the reasonable belief that it is not possible or practical to take steps stated in section 145(2).	Section 145(2) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2093	Chief Executive Officer	Power to consider written submissions from a person given a show cause notice.	Section 146(2)(b) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2094	Chief Executive Officer	Power to give an action notice if provided for in a regulation.	Section 150 Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2095	Chief Executive Officer	Power to recover costs from the owner of premises for costs incurred in carrying out plumbing or drainage work on the premises if provided for in a regulation.	Section 157(2)(m) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
2096	Chief Executive Officer	Power to keep a register if provided for in a regulation.	Section 157(2)(n) Plumbing and Drainage Act 2018	12/02/2020 OM12/02/20	
<b>Plumbing and Drainage Regulation 2019</b>					
2097	Chief Executive Officer	Power to apply to the chief executive for a treatment plant approval.	Section 16(1) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2098	Chief Executive Officer	Power to apply to the chief executive to amend a treatment plant approval.	Section 16(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2099	Chief Executive Officer	Power to give the chief executive the information asked for under subsection (2).	Section 17(3) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2100	Chief Executive Officer	Power, as the new holder, to give the chief executive notice of the transfer in the approved form.	Section 24(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2101	Chief Executive Officer	Power to comply with a notice issued by the chief executive under subsection (1)	Section 26(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2102	Chief Executive Officer	Power, as the owner of premises, to consent to the entry of the premises to carry out the inspection of the treatment plant.	Section 27(c) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2103	Chief Executive Officer	Power, as the holder of a treatment plant approval, to make written representations about the show cause notice to the chief executive.	Section 29(1) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2104	Chief Executive Officer	Power, as the holder of an existing treatment plant approval, to apply to the chief executive to renew the approval.	Section 34(1) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2105	Chief Executive Officer	Power, where Council makes a fast-track work declaration or fast-track opt-out declaration, to:- (a) publish the declaration on Council's website; (b) give a copy of the declaration to the chief executive; (c) if Council is a participating local government for a distributor retailer – give a copy of the declaration to the distributor retailer; (d) ensure a copy of the declaration may be inspected, free of charge, at Council's public office.	Section 41 Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2106	Chief Executive Officer	Power, in a circumstance listed in subsection (1), to give the applicant an information request.	Section 45(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2107	Chief Executive Officer	Power to consider each properly made application and decide to:- (a) approve the application with or without conditions; or (b) refuse the application.	Section 46 Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2108	Chief Executive Officer	Power, where Council decides to approve an application, to:- (a) issue a permit, or an amended permit, to the applicant; and (b) give a copy of the permit, or amended permit, to each entity listed in subsection (b).	Section 48 Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2109	Chief Executive Officer	Power, in a circumstance listed in subsection (1), to give an information notice about the decision.	Section 50(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2110	Chief Executive Officer	Power to give written consent for an application relating to SEQ water work.	Section 53(e)(i) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2111	Chief Executive Officer	Power to give written consent for an application relating to SEQ sewerage work.	Section 53(f)(i) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2112	Chief Executive Officer	Power, where Council has issued a permit and has not given a final inspection certificate for the work carried out under the permit at least 3 months before the permit is to end, to give notice of the day the permit is to end to the entities listed in subsection (3).	Section 59(3) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2113	Chief Executive Officer	Power in the circumstances listed in the subsection (1), to allow the responsible person to give a covered work declaration for the work.	Section 67(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2114	Chief Executive Officer	Power to inspect the work if the public sector entity asks Council to inspect the work under subsection (2).	Section 68(3) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2115	Chief Executive Officer	Power to, instead of inspecting on-site sewage work, allow an appropriate person to give Council an on-site sewage work declaration.	Section 69(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2116	Chief Executive Officer	Power, where Council has passed a resolution under subsection (1), to:- (a) publish each declaration on its website; (b) give the chief executive a copy of the declaration; (c) ensure the declaration may be inspected, free of charge, at the local government's public office; and (d) ensure each remote area declaration includes a map identifying the remote area.	Section 71(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2117	Chief Executive Officer	Power, in the circumstances identified in subsection (1), to decide to:- (a) accept the remote area compliance notice; or (b) otherwise, refuse to accept the notice.	Section 73(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2118	Chief Executive Officer	Power, in the circumstances identified in subsection (1) and where Council has made a decision under subsection (2), to give the responsible person a decision notice.	Section 73(3) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2119	Chief Executive Officer	Power, in the circumstances identified in subsection (1) and where Council has refused to accept the remote area compliance notice, to ensure the decision notice includes, or is accompanied by, an information notice.	Section 73(4) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2120	Chief Executive Officer	Power, where Council is taken to have decided to refuse to accept the remote area compliance notice, to give an information notice about the decision.	Section 73(6) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2121	Chief Executive Officer	Power, in the circumstances identified in subsection (1), to amend the approved plan so that it correctly represents the work carried out under the permit.	Section 75(2) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
2122	Chief Executive Officer	Power to give an inspection certificate for the work to the responsible person for the work.	Section 83(1) Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2123	Chief Executive Officer	Power to give a final inspection certificate for the work to the responsible person for the work.	<i>Section 84(1) Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2124	Chief Executive Officer	Power to give a copy of the final inspection certificate to the entities listed in subsection (1).	<i>Section 86(1) Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2125	Chief Executive Officer	Power, where Council receives a notice under subsection (2), to comply with the notice.	<i>Section 86(3) Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2126	Chief Executive Officer	Power, where Council is taken under subsection (2) to have decided to refuse to give an inspection certificate or final inspection certified, to give an information notice about the decision.	<i>Section 87(3) Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2127	Chief Executive Officer	Power, where Council considers that a responsible person has not complied with the action notice, to give a copy of the notice to the owner of the premises.	<i>Section 98(3) Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2128	Chief Executive Officer	Power to establish a program for:- (a) registering each testable backflow prevention device installed at premises in Council's area; (b) monitoring the maintenance and testing of each device.	<i>Section 101 Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2129	Chief Executive Officer	Power, in the circumstances listed in subsection (1), to:- (a) remove the obstruction or fix the damage; and (b) fairly apportion the reasonable cost of removing the obstruction or fixing the damage between the owners; and (c) recover as a debt from each owner, the owner's share of the cost.	<i>Section 107(2) Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2130	Chief Executive Officer	Power, in the circumstances listed in subsection (1), to require by notice to the owner of the old building and the owner of the new building:- (a) the owner of the old building to change the affected vents; and (b) the owner of the new building to pay the owner of the old building the reasonable cost of changing the affected vents.	<i>Section 108(2) Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2131	Chief Executive Officer	Power to keep a register containing each document listed in subsection (1).	<i>Section 112 Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2132	Chief Executive Officer	Power to keep a register containing each notice given to Council under section 102(2) or 103(3).	<i>Section 113 Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2133	Chief Executive Officer	Power to keep a register containing each service report for a greywater use facility or on-site sewage facility given to Council under section 106.	<i>Section 114 Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2134	Chief Executive Officer	Power to keep a register containing a copy of each show cause notice and enforcement notice given by Council.	<i>Section 115(1) Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	
2135	Chief Executive Officer	Power to remove a notice mentioned in subsection (1) from the register if the premises to which the notice relates are demolished or removed.	<i>Section 115(2) Plumbing and Drainage Regulation 2019</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2136	Chief Executive Officer	Power, in relation to each register kept under part 8, division 2, to allow a person to:- (a) inspect the register, free of charge, at Council's public office; or (b) buy a copy of an entry in the register for not more than the reasonable cost of producing the copy.	Section 116 Plumbing and Drainage Regulation 2019	12/02/2020 OM12/02/20	
<b>Public Health (Infection Control for Personal Appearance Services) Act 2003</b>					
2137	Chief Executive Officer	Power to administer and enforce the Act for Council's area.	Section 9 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2138	Chief Executive Officer	Power to consider all applications for licence's and determine whether to grant or refuse the application.	Section 33 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2139	Chief Executive Officer	Power to grant an application for a licence only if Council is satisfied— (a) the applicant is a suitable person to hold a licence; and (b) the premises at which the higher risk personal appearance services are to be provided are suitable for providing the services.	Section 34 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2140	Chief Executive Officer	Power to have regard to the matters listed in this section in deciding whether a person is a suitable person to hold a licence.	Section 35 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2141	Chief Executive Officer	Power to have regard to all the matters listed in this section in deciding whether the premises at which higher risk personal appearance services are to be provided are suitable for providing the services.	Section 36 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2142	Chief Executive Officer	Power to make inquiries before making a decision regarding sections 35 and 36 and, by giving notice to the applicant, require the applicant to give Council, within the reasonable time of at least 40 days stated in the notice, further information or a document Council reasonably requires to decide the application.	Section 37 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2143	Chief Executive Officer	Power to impose conditions on a licence.	Sections 38(2) and 41(1)(c) Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2144	Chief Executive Officer	Power to decide the earlier ending date of a licence.	Section 40 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2145	Chief Executive Officer	Power to consider all applications for renewals of licences, and determine whether to grant or refuse the application for renewal.	Section 44 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2146	Chief Executive Officer	Power to give a notice to a licensee requiring the licensee to give Council, within a reasonable period of at least 40 days stated in the notice, further information or a document Council reasonably requires to decide a licence renewal application.	Section 45 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2147	Chief Executive Officer	Power to consider all applications for amendments to licences, and determine whether to grant or refuse the application to amend the licence.	<i>Section 47 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2148	Chief Executive Officer	Power to give a notice to the licensee requiring the licensee to give Council, within a reasonable period of at least 40 days stated in the notice, further information or a document Council reasonably requires to decide an licence amendment application.	<i>Section 48 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2149	Chief Executive Officer	Power to determine whether to grant or refuse the application to transfer the licence by having regard to whether the transferee is a suitable person to hold a licence and whether the premises are suitable for providing higher risk personal appearance services.	<i>Section 49 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2150	Chief Executive Officer	Power to give a notice to the licensee requiring the licensee to give Council, within a reasonable period of at least 40 days stated in the notice, further information or a document Council reasonably requires to decide a licence transfer application.	<i>Section 50 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2151	Chief Executive Officer	Power to, for forming a belief that the ground for suspending or cancelling a licence mentioned in subsection (1)(a) exists, have regard to the matters to which Council may have regard in deciding whether a proposed licensee is a suitable person to hold the licence	<i>Section 51(2) Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2152	Chief Executive Officer	Power to issue a 'show cause notice'.	<i>Section 52 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2153	Chief Executive Officer	Power to determine whether grounds continue to exist for the suspension or cancellation of a licence after issuing the licensee with a 'show cause' notice, and if so, determine whether to suspend or cancel the licence.	<i>Sections 54 and 55 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2154	Chief Executive Officer	Power to suspend a licence immediately if Council believes— (a) a ground exists to suspend or cancel the licence; and (b) it is necessary to suspend the licence immediately because there is an immediate and serious risk of infection to the licensee's clients.	<i>Section 56 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2155	Chief Executive Officer	Power to consider all applications for a replacement licence, and determine whether to grant or refuse the application for the replacement licence.	<i>Section 62 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2156	Chief Executive Officer	Power to make an agreement with a licensee intending to provide higher risk personal appearance services from mobile premises to allow a lesser period for notification to Council of the licensee's intentions.	<i>Section 65(3) Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2157	Chief Executive Officer	Power to, where Council is the second local government for a licence under the Act, notify the first local government where it is reasonable to believe that a mobile licensee or operator has contravened their licence.	<i>Section 68 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2158	Chief Executive Officer	Power to, where Council is the first local government and has been notified by a second local government of their reasonable belief that a mobile license holder or operator has breached their licence conditions, take action under the Act.	Section 69 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2159	Chief Executive Officer	Power to appoint authorised persons.	Section 70 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2160	Chief Executive Officer	Power to apply conditions to an authorised person's powers under the Act by giving the person a signed notice.	Section 72 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2161	Chief Executive Officer	Power to issue an identity card to an authorised person.	Section 74 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2162	Chief Executive Officer	Power to monitor compliance with the Act by having authorised persons inspect places of business in Council's areas and recover monitoring costs from business proprietors.	Section 105 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2163	Chief Executive Officer	Power to charge a business proprietor an inspection fee to check if the remedial notice given by an authorised person acting for Council to the proprietor has been complied with.	Section 110 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2164	Chief Executive Officer	Power to prosecute a business proprietor or operator for the contravention of a relevant provision for which a remedial notice has been issued without an authorised person first issuing a remedial notice for the contravention.	Section 111(7) Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2165	Chief Executive Officer	Power to, at any time, extend the time for applying for a review of Council's original decision relating to a licence application.	Section 121(2) Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2166	Chief Executive Officer	Power to, upon request, review an original decision and make a determination according to section 122 of the Act.	Part 7, Division 1 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2167	Chief Executive Officer	Power to, following the conviction of a person of an offence against this Act, apply to the court for an order against the person for the payment of the costs Council has incurred in taking a thing or doing something else during the investigation of the offence.	Section 137 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2168	Chief Executive Officer	Power to deal with a thing forfeited to Council, including destroying the thing.	Section 140 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2169	Chief Executive Officer	Power to commence proceedings against a person who has committed an offence against the Act.	Section 143 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	
2170	Chief Executive Officer	Power to approve forms to be used in the administration and enforcement of the Act.	Section 147 Public Health (Infection Control for Personal Appearance Services) Act 2003	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2171	Chief Executive Officer	Power to, with regard to an application for registration of premises made under part 15 of the former regulation, assess the suitability of the application and the premises under this Act, and make inquiries and require further information or a document under section 37 of the Act.	<i>Section 153 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2172	Chief Executive Officer	Power to, with regard to an application for renewal of registration of premises made under part 15 of the former regulation, assess the suitability of the applicant and the premises under this Act, and make inquiries and require further information or a document under section 45 of the Act.	<i>Section 154 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
2173	Chief Executive Officer	Power to, with regard to an application for registration or renewal of registration of 2 or more premises to which sections 153(2) and 154(2) apply, issue a single licence to cover all the premises.	<i>Section 155 Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	12/02/2020 OM12/02/20	
<b>Public Health Act 2005</b>					
2174	Chief Executive Officer	Power to administer and enforce the Act regarding local government public health risks and a regulation made under section 61 stating that the regulation is to be administered and enforced by local governments only.	<i>Section 13 Public Health Act 2005</i>	12/02/2020 OM12/02/20	
2175	Chief Executive Officer	Power, as an issuing authority, to apply to a magistrate for an order enforcing a public health order (an enforcement order).	<i>Section 24(2) Public Health Act 2005</i>	12/02/2020 OM12/02/20	
2176	Chief Executive Officer	Power, as an issuing authority, to enter a place to take steps to remove or reduce the risk to public health from the public health risk or prevent the risk to public health from recurring, if ordered by a magistrate.	<i>Section 27(2)(b) Public Health Act 2005</i>	12/02/2020 OM12/02/20	
2177	Chief Executive Officer	Power, as an issuing authority, to recover the amount, plus interest, a person has been ordered to pay under an enforcement order as an overdue rate payable to Council under the <i>Local Government Act 2009</i> .	<i>Section 31 Public Health Act 2005</i>	12/02/2020 OM12/02/20	
2178	Chief Executive Officer	Power to lodge a request to register with the registrar of titles, in the appropriate form over the land, an unpaid amount, including interest, that is payable to Council under an enforcement order relating to a public health risk on land owned by a person as a charge on the land.	<i>Section 32 Public Health Act 2005</i>	12/02/2020 OM12/02/20	
2179	Chief Executive Officer	Power to consult with the chief executive before the chief executive authorises a prevention and control program which relates to Council's local government area.	<i>Section 36(5) Public Health Act 2005</i>	12/02/2020 OM12/02/20	
2180	Chief Executive Officer	Power, as a water service provider <sup>1</sup> , to inform the authorised person that Council believes that it has complied with an improvement notice issued under this division.	<i>Section 57B Public Health Act 2005</i>	12/02/2020 OM12/02/20	
2181	Chief Executive Officer	Power to enter into an agreement with the chief executive for the disclosure of confidential information.	<i>Sections 84(1)(b)(i) and (2)(a), 226(1)(b)(i) and (2)(a), 244(1)(b)(i) and (2)(a), and 269(1)(b)(i) and (2)(a) Public Health Act 2005</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2182	Chief Executive Officer	Power, as a person in charge of an education and care service or QEC approved service to take any of the actions mentioned in subsection 160B(1).	Section 160B Public Health Act 2005	12/02/2020 OM12/02/20	
2183	Chief Executive Officer	Power, as a person in charge of an education and care service or QEC approved service to take any of the actions mentioned in subsection 160C(1).	Section 160C Public Health Act 2005	12/02/2020 OM12/02/20	
2184	Chief Executive Officer	Power, where given a notice under section 313E(2), to publish the pollution notice.	Section 313E(3) Public Health Act 2005	12/02/2020 OM12/02/20	
2185	Chief Executive Officer	Power, where Council incurs loss because of the exercise or purported exercise of a power by or for the chief executive under chapter 7A, to claim compensation from the State.	Section 313H Public Health Act 2005	12/02/2020 OM12/02/20	
2186	Chief Executive Officer	Power, as an issuing authority, to enter the place, at reasonable times, to take the steps stated in a public health order where the person has failed to comply the order.	Section 388(2) Public Health Act 2005	12/02/2020 OM12/02/20	
2187	Chief Executive Officer	Power, as an issuing authority, to give the occupier and owner of a place a notice required under the section, where an authorised person intends to enter the place to take steps required under a public health order.	Section 393(2) Public Health Act 2005	12/02/2020 OM12/02/20	
2188	Chief Executive Officer	Power, as an issuing authority, to recover the amount payable, including interest, of the reasonable costs and expenses incurred by Council in exercising powers under section 388 or 405 as an overdue rate payable to Council under the Local Government Act 2009.	Section 406 Public Health Act 2005	12/02/2020 OM12/02/20	
2189	Chief Executive Officer	Power, as an issuing authority, to lodge with the registrar of titles, in the appropriate form over the land, a request to register an unpaid amount, including interest, that is payable to Council for steps taken by it on land owned by a person as a charge on the land.	Section 407 Public Health Act 2005	12/02/2020 OM12/02/20	
2190	Chief Executive Officer	Power, as an owner of a thing seized by an authorised person, to inspect the thing and, if it is a document, to copy it.	Section 415 Public Health Act 2005	12/02/2020 OM12/02/20	
2191	Chief Executive Officer	Power to apply to the court for an order against a person convicted of an offence against the Act for the payment of the costs Council has incurred in taking a thing or doing something else during the investigation of the offence.	Section 443(1)(b) Public Health Act 2005	12/02/2020 OM12/02/20	
2192	Chief Executive Officer	Power to deal with a thing forfeited as Council considers appropriate, including destroying the thing.	Section 446 Public Health Act 2005	12/02/2020 OM12/02/20	
2193	Chief Executive Officer	Power, as an owner of a thing forfeited to a relevant entity under section 413(1), to appeal against a decision resulting in the forfeiture of the thing.	Section 450 Public Health Act 2005	12/02/2020 OM12/02/20	
2194	Chief Executive Officer	Power to recover contribution from a prescribed person.	Section 454B(3) Public Health Act 2005	12/02/2020 OM12/02/20	
2195	Chief Executive Officer	Power to comply with the indemnity conditions in relation to each asbestos-related event to which the official conduct relates.	Section 454C(2) Public Health Act 2005	12/02/2020 OM12/02/20	
2196	Chief Executive Officer	Power to give notice of the proceeding to the State.	Section 454CA(2) Public Health Act 2005	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2197	Chief Executive Officer	Power to ensure each authorised person who exercises powers under the Act in relation to an asbestos-related event has satisfactorily completed the training prescribed by regulation.	Section 454G Public Health Act 2005	12/02/2020 OM12/02/20	
2198	Chief Executive Officer	Power to keep the records prescribed in subsections 454I(1), (2) for each asbestos-related event.	Section 454I Public Health Act 2005	12/02/2020 OM12/02/20	
<b>Public Health Regulation 2018</b>					
2199	Chief Executive Officer	Power to administer and enforce Part 2, Divisions 1, 2 and 3.	Sections 6, 16, and 22 Public Health Regulation 2018	12/02/2020 OM12/02/20	
2200	Chief Executive Officer	Power to approve a site for the disposal of asbestos waste.	Section 12(2)(c) Public Health Regulation 2018	12/02/2020 OM12/02/20	
<b>Public Interest Disclosure Act 2010</b>					
2201	Chief Executive Officer	Power to: (a) decide not to investigate or deal with a public interest disclosure in certain circumstances; and (b) give written reasons for a decision not to investigate.	Section 30(1) and (2) Public Interest Disclosure Act 2010	12/02/2020 OM12/02/20	
2202	Chief Executive Officer	Power to refer a disclosure to another public sector entity in certain circumstances.	Section 31(1) and (2) Public Interest Disclosure Act 2010	12/02/2020 OM12/02/20	
2203	Chief Executive Officer	Power to give a person making a disclosure, or an entity referring a disclosure, reasonable information about the disclosure.	Section 32(1) and (2) Public Interest Disclosure Act 2010	12/02/2020 OM12/02/20	
<b>Public Records Act 2002</b>					
2204	Chief Executive Officer	Power to make and keep records of Council's activities.	Section 7(1)(a) Public Records Act 2002	12/02/2020 OM12/02/20	
2205	Chief Executive Officer	Power to have regard to any relevant policy, standards and guidelines made by the archivist about the making and keeping of public records.	Section 7(1)(b) Public Records Act 2002	12/02/2020 OM12/02/20	
2206	Chief Executive Officer	Power to ensure the safe custody and preservation of Council's records.	Section 8(1) Public Records Act 2002	12/02/2020 OM12/02/20	
2207	Chief Executive Officer	Power to give written notice to the State archivist of the existence of a public record in	Section 10(1)(a) Public Records Act 2002	12/02/2020 OM12/02/20	
2208	Chief Executive Officer	Power to give a public record in Council's possession, which is more than 25 years old, to the State archivist.	Section 10(1)(b) Public Records Act 2002	12/02/2020 OM12/02/20	
2209	Chief Executive Officer	Power to give a public record in Council's possession, which is 25 years old or less, to the State archivist.	Section 11(2) Public Records Act 2002	12/02/2020 OM12/02/20	
2210	Chief Executive Officer	Power to take action to ensure that a public record remains able to be produced or made available.	Section 14(2) Public Records Act 2002	12/02/2020 OM12/02/20	
2211	Chief Executive Officer	Power to give written notice to the State archivist of a restricted access period for a public record.	Section 16 Public Records Act 2002	12/02/2020 OM12/02/20	
2212	Chief Executive Officer	Power as a responsible public authority to give the State archivist a written notice stating— (a) the public authority has classified a record which has a restricted access period as a record to which unrestricted access is allowed; or (b) access to a record which has a restricted access period may be given on conditions stated in the notice.	Section 18(2)(b) Public Records Act 2002	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2213	Chief Executive Officer	Power as a responsible public authority to give the State archivist written notice of a change to the restricted access notice for a record.	<i>Section 19(2) Public Records Act 2002</i>	12/02/2020 OM12/02/20	
2214	Chief Executive Officer	Power as a responsible public authority to refer a dispute about a restricted access notice for a public record to the committee.	<i>Section 19(4) Public Records Act 2002</i>	12/02/2020 OM12/02/20	
2215	Chief Executive Officer	Power to apply to the State archivist for, or consent to, an authorisation for the disposal of particular public records or classes of public records.	<i>Section 26(1) Public Records Act 2002</i>	12/02/2020 OM12/02/20	
2216	Chief Executive Officer	Power to make an arrangement with the State archivist for the storage of public records.	<i>Section 28 Public Records Act 2002</i>	12/02/2020 OM12/02/20	
2217	Chief Executive Officer	Power as a public authority to make a written application to the committee for a review of a decision by made by the archivist refusing to authorise the disposal of particular public records or classes of public records.	<i>Section 39(1) Public Records Act 2002</i>	12/02/2020 OM12/02/20	
<b>Queensland Heritage Act 1992</b>					
2218	Chief Executive Officer	Power to apply to the Chief Executive to have a place entered or removed from the Queensland Heritage Register including all powers authorised or required by Part 4 of the Act for the purpose of making the application and having the place entered in or removed from the Register.	<i>Sections 36, 36A, 43, 46, 48 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2219	Chief Executive Officer	Power to make a heritage submission (including power to agree to a later day for making the submission).	<i>Sections 41 and 42 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2220	Chief Executive Officer	Power to make written representations to the chief executive about the place the subject of an application under Part 4 of the Act.	<i>Section 43 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2221	Chief Executive Officer	Power to make oral representations to the Heritage Council about the recommendation.	<i>Section 46(2)(a) Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2222	Chief Executive Officer	Power, as the owner, to make a written response to the Heritage Council about the recommendation.	<i>Section 46(2)(b) Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2223	Chief Executive Officer	Power, as the owner, to consult with the chief executive about a proposed destroyed place recommendation.	<i>Section 46A(1)(c) Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2224	Chief Executive Officer	Power to make written representations to the Heritage Council about the place the subject of an application under Part 4 of the Act.	<i>Section 48 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2225	Chief Executive Officer	Power to request and make oral representations to the Heritage Council about the recommendation.	<i>Sections 49 and 50 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2226	Chief Executive Officer	Power, as the owner, to give the Heritage Council a heritage response to the heritage recommendation.	<i>Section 50A Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2227	Chief Executive Officer	Power, as the owner, to agree in writing with the Heritage Council on a later day by which the heritage response must be given.	<i>Section 50B(3) Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2228	Chief Executive Officer	Power, as the owner of a place the subject of a heritage recommendation to agree to extend the day for making the decision.	<i>Section 52 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2229	Chief Executive Officer	Power, as the owner of a place, to apply to the chief executive to have the place excluded from entry into the Queensland heritage register as a State heritage place including all powers authorised or required by Part 4 of the Act for the purpose of making the application and having the place excluded.	<i>Section 56B Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2230	Chief Executive Officer	Power, as the owner of a place referred to in subsection (1), to give notice to the chief executive before a development application is made for the place.	<i>Section 58 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2231	Chief Executive Officer	Power, as the owner of a place in the circumstances referred to in subsections (1) and (3), to advise the chief executive of a development approval and within the relevant period advise the chief executive of the application of the development approval.	<i>Section 59 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2232	Chief Executive Officer	Power to make a submission about development the State proposes to carry out on a Queensland heritage place.	<i>Section 71 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2233	Chief Executive Officer	Power, as a relevant person for a Queensland heritage place, to apply to the chief executive for an exemption certificate to carry out development mentioned in subsection (3) on the place including all powers authorised or required by Part 6, Division 2 to obtain the exemption.	<i>Sections 72 and 73 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2234	Chief Executive Officer	Power to enter into a heritage agreement for a Queensland heritage place and to agree to the changing or ending of a heritage agreement.	<i>Section 80 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2235	Chief Executive Officer	Power, as owner, to consent to the entering of a heritage agreement for a Queensland heritage place and to agree to the changing or ending of a heritage agreement.	<i>Sections 80(1)(b) and 80(2)(b) Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2236	Chief Executive Officer	Power, as a party to a heritage agreement, to apply to the Planning and Environment Court for the orders required to secure compliance with the agreement.	<i>Section 82 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2237	Chief Executive Officer	Power, as the owner of a Queensland heritage place, to comply with a repair and maintenance notice.	<i>Section 84(6) Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2238	Chief Executive Officer	Power to give the chief executive notice of the discovery of an archaeological artefact or underwater cultural heritage artefact.	<i>Section 89 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2239	Chief Executive Officer	Power to apply to the chief executive for compensation for a loss suffered because of the exercise of a power under section 92 including all powers authorised or required by Part 9, Division 2 to obtain compensation.	<i>Sections 94 and 95 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2240	Chief Executive Officer	Power to apply to QCAT for an external review of a compensation decision.	<i>Section 98 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2241	Chief Executive Officer	Power to apply to the chief executive for a permit to enter a protected area including all powers authorised or required by Part 10, Division 1 to obtain the permit.	<i>Sections 105 and 106 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2242	Chief Executive Officer	Power to respond to a show cause notice in relation to a proposal to cancel a permit to enter a protected area.	<i>Section 110 Queensland Heritage Act 1992</i>	17/03/2021 OM26/03/21	
2243	Chief Executive Officer	Power to appeal to the Planning & Environment Court in relation to those matters listed in subsection (1).	<i>Section 111 Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2244	Chief Executive Officer	Power as a local government to keep a local heritage register for its area including all powers authorised or required by Part 11, Divisions 1, 1A, 2, 3 and 5, other than section 119, to keep the register. NOTE: that section 112B and Part 11 divisions 2 to 5 does not apply to those local governments identified in section 199.	Sections 112, 112B, 113, 114, 116, 117, 118, 120, 122 <i>Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2245	Chief Executive Officer	Power, as a person identified in subsection (1), to appeal to the Planning & Environment Court against the decision.	Section 161 <i>Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
2246	Chief Executive Officer	Power, as a local government, to provide any information or assistance that the Minister or chief executive reasonably requires for the purposes of the Act.	Section 165 <i>Queensland Heritage Act 1992</i>	12/02/2020 OM12/02/20	
<b><i>Queensland Reconstruction Authority Act 2011</i></b>					
2247	Chief Executive Officer	Power to request the Minister to declare a project for proposed development to be a declared project.	Section 42(5) <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2248	Chief Executive Officer	Power to agree about the declaration of acquisition land.	Section 43(7) <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2249	Chief Executive Officer	Power to request the Minister to declare a part of the State to be a reconstruction area and/or acquisition land.	Section 43(8) <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2250	Chief Executive Officer	Power, as a decision-maker for a prescribed decision, to comply with a progression notice given by the authority.	Section 49 <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2251	Chief Executive Officer	Power, as a decision-maker for a prescribed decision, to comply with a notice to decide given by the authority.	Section 50 <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2252	Chief Executive Officer	Power, as a decision-maker for a prescribed decision, to give the authority all reasonable assistance or materials it requires.	Section 53(1) <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2253	Chief Executive Officer	Power, as a decision-maker for a prescribed decision, to give the authority a written report containing the information prescribed in subsection 53(2).	Section 53(2) <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2254	Chief Executive Officer	Power to give the authority a written recommendation to impose a condition for infrastructure to which the Sustainable Planning Act, chapter 8, part 1, applies.	Section 53(4) <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2255	Chief Executive Officer	Power, as a referral agency for a relevant application, to assess the application having regard to the development scheme and give the weight considered appropriate to any amendment or replacement of the development scheme.	Sections 80(2) and 80(6) <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2256	Chief Executive Officer	Power, as an assessment manager for a relevant application, to assess the application against the matters stated in the development scheme as assessment benchmarks for the Planning Act and give the weight considered appropriate to any amendment or replacement of the development scheme.	Sections 80(3) and 80(6) <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	
2257	Chief Executive Officer	Power, as a responsible entity for a change application, to assess the application against the development scheme and give the weight considered appropriate to any amendment or replacement of the development scheme.	Section 81 <i>Queensland Reconstruction Authority Act 2011</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2258	Chief Executive Officer	Power, as an assessment manager, to comply with the requirements under the Planning Act about giving public access to development approvals, as if the notice were a development approval.	Section 92(3) Queensland Reconstruction Authority Act 2011	12/02/2020 OM12/02/20	
2259	Chief Executive Officer	Power to request the Minister to direct the local government to take particular action about a local planning instrument.	Section 111(2) Queensland Reconstruction Authority Act 2011	12/02/2020 OM12/02/20	
2260	Chief Executive Officer	Power to make submissions to the Minister about a proposal to direct the local government to take particular action about a local planning instrument.	Section 111(3) Queensland Reconstruction Authority Act 2011	12/02/2020 OM12/02/20	
2261	Chief Executive Officer	Power to comply with a direction of the Minister given under section 112.	Section 112 Queensland Reconstruction Authority Act 2011	12/02/2020 OM12/02/20	
<b>Rail Safety National Law (Queensland)</b>					
2262	Chief Executive Officer	Power to comply with a notice issued by the Regulator pursuant to section 20(2).	Section 20(5) Rail Safety National Law (Queensland)	12/02/2020 OM12/02/20	
2263	Chief Executive Officer	Power, as a road manager, to enter an interface agreement.	Section 105(2)(a) Rail Safety National Law (Queensland)	12/02/2020 OM12/02/20	
2264	Chief Executive Officer	Power, as a road manager of a public road, to identify and assess, so far as is reasonably practicable, risks to safety from the existence or use of any rail or road crossing that is part of the road infrastructure because of the circumstances listed in subsection 107(2)(a)(i) and 107(2)(a)(ii).	Section 107(2)(a) Rail Safety National Law (Queensland)	12/02/2020 OM12/02/20	
2265	Chief Executive Officer	Power, as a road manager of a public road, to determine measures to manage, so far as is reasonably practicable, the risks identified pursuant to section 107(2)(a).	Section 107(2)(b) Rail Safety National Law (Queensland)	12/02/2020 OM12/02/20	
2266	Chief Executive Officer	Power, as a road manager of a public road, for the purposes of managing risks identified under section 107(2)(a), to seek to enter an interface agreement with the rail infrastructure manager of the rail infrastructure.	Section 107(2)(c) Rail Safety National Law (Queensland)	12/02/2020 OM12/02/20	
2267	Chief Executive Officer	Power, as a road manager of a private road given a written notice under section 108(1)(c)(i), to identify and assess, so far as is reasonably practicable, risks to safety from the existence or use of any rail or road crossing that is part of the road infrastructure of the road because of, or partly because of, railway operations.	Section 108(2)(a) Rail Safety National Law (Queensland)	12/02/2020 OM12/02/20	
2268	Chief Executive Officer	Power, as a road manager of a private road given a written notice under section 108(1)(c)(i), to determine measures to manage, so far as is reasonably practicable, risks identified pursuant to section 108(2)(a).	Section 108(2)(b) Rail Safety National Law (Queensland)	12/02/2020 OM12/02/20	
2269	Chief Executive Officer	Power, as a road manager of a private road given a written notice under section 108(1)(c)(i), to enter into an interface agreement with the rail infrastructure manager to manage risks identified pursuant to section 108(2)(a).	Section 108(2)(c) Rail Safety National Law (Queensland)	12/02/2020 OM12/02/20	
2270	Chief Executive Officer	Power, as a road manager, to comply with a notice given by the Regulator under section 110(2) or a direction given under section 110(4).	Section 110(6) Rail Safety National Law (Queensland)	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2271	Chief Executive Officer	Power, as a road manager, to maintain a register of interface agreements, and arrangements determined by the Regulator under section 110, in relation to roads for which it is the road manager.	<i>Section 111(2) Rail Safety National Law (Queensland)</i>	12/02/2020 OM12/02/20	
2272	Chief Executive Officer	Power to make available for inspection by a rail safety officer, or produce to the officer for inspection, particular documents.	<i>Section 168A(4) Rail Safety National Law (Queensland)</i>	12/02/2020 OM12/02/20	
2273	Chief Executive Officer	Power to comply with an improvement notice within the period specified in the notice.	<i>Section 177 Rail Safety National Law (Queensland)</i>	12/02/2020 OM12/02/20	
2274	Chief Executive Officer	Power to comply with a direction given under Part 4, Division 8 or a prohibition notice.	<i>Section 181 Rail Safety National Law (Queensland)</i>	12/02/2020 OM12/02/20	
2275	Chief Executive Officer	Power to notify the relevant rail infrastructure manager before carrying out any works near a railway that threaten, or are likely to threaten, the safety of the railway or the operational integrity of the railway.	<i>Section 199(1) Rail Safety National Law (Queensland)</i>	12/02/2020 OM12/02/20	
2276	Chief Executive Officer	Power to comply with a notice given by the Regulator under section 199(2).	<i>Section 199(4) Rail Safety National Law (Queensland)</i>	12/02/2020 OM12/02/20	
2277	Chief Executive Officer	Power to comply with a notice given by the Regulator under section 199(5).	<i>Section 199(6) Rail Safety National Law (Queensland)</i>	12/02/2020 OM12/02/20	
2278	Chief Executive Officer	Power, if an eligible person, to apply for a review of a reviewable decision.	<i>Section 216 Rail Safety National Law (Queensland)</i>	12/02/2020 OM12/02/20	
2279	Chief Executive Officer	Power, if an eligible person, to apply to the Court against: (a) a reviewable decision made by the Regulator; or (b) a decision made, or taken to have been made, by the Regulator under section 216 in respect of a reviewable decision.	<i>Section 217 Rail Safety National Law (Queensland)</i>	12/02/2020 OM12/02/20	
<b>Residential Services (Accreditation) Act 2002</b>					
2280	Chief Executive Officer	Power, on application by a person conducting, or proposing to conduct, a residential service in premises, to assess and determine whether a building complies with the prescribed building requirements.	<i>Section 29(1) and (3) Residential Services (Accreditation) Act 2002</i>	12/02/2020 OM12/02/20	
2281	Chief Executive Officer	Power, where a building complies with the prescribed building requirements, to issue a building compliance notice.	<i>Section 29(3)(b) Residential Services (Accreditation) Act 2002</i>	12/02/2020 OM12/02/20	
2282	Chief Executive Officer	Power to approve the form to be used for an application under section 29(1) Residential Services (Accreditation) Act 2002.	<i>Section 29(2)(a) Residential Services (Accreditation) Act 2002</i>	12/02/2020 OM12/02/20	
2283	Chief Executive Officer	Power, where a building does not comply with the prescribed building requirements, to give notice of the decision stating those matters required by section 29(4).	<i>Section 29(4) Residential Services (Accreditation) Act 2002</i>	12/02/2020 OM12/02/20	
2284	Chief Executive Officer	Power to issue a notice stating the extent to which the premises comply with the prescribed building requirements.	<i>Section 189(3)(a) Residential Services (Accreditation) Act 2002</i>	12/02/2020 OM12/02/20	
<b>Residential Tenancies and Rooming Accommodation Act 2008</b>					
2285	Chief Executive Officer	Powers to give a prospective tenant for a residential tenancy the documents prepared for section 61 (the written residential tenancy agreement).	<i>Section 58(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2286	Chief Executive Officer	Power to prepare a residential tenancy agreement in the way required by section 61.	<i>Section 61 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2287	Chief Executive Officer	Power to give to the tenant a residential tenancy agreement prepared for section 61 for signing.	<i>Section 62(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2288	Chief Executive Officer	Power to sign a residential tenancy agreement signed by the tenant and to return a copy signed by both parties to the tenant.	<i>Section 62(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2289	Chief Executive Officer	Power to apply to a tribunal if the Council as lessor reasonably believes the tenant has contravened section 62(2).	<i>Section 64(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2290	Chief Executive Officer	Power to prepare, in the approved form, a condition report for premises and any inclusions, to sign the report, and to give a copy of the report to the tenant.	<i>Section 65(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2291	Chief Executive Officer	Power to sign the copy of a condition report received from the tenant at the end of the tenancy or, if not agree with the report, to show the parts of the report that are disagreed with by marking the copy in an appropriate way, and to make a copy of the report and return it to the tenant at the tenant's given forwarding address.	<i>Section 66(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2292	Chief Executive Officer	Power to give to a tenant an information statement in the approved form containing information for the benefit of the tenant, by the period specified in section 67.	<i>Section 67 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2293	Chief Executive Officer	Power to give to the tenant a copy of the park rules in a moveable dwelling park and a copy of the rules as changed.	<i>Section 68(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2294	Chief Executive Officer	Power to give a tenant a copy of bylaws applicable to the occupation of premises under the <i>Body Corporate and Community Management Act 1997</i> or <i>Building and Group Titles Act 1980</i> .	<i>Section 69 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2295	Chief Executive Officer	Power to prepare a rooming accommodation agreement in the way required by section 77.	<i>Section 77 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2296	Chief Executive Officer	Power to give the document prepared for section 77 to the resident for signing.	<i>Section 78(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2297	Chief Executive Officer	Power to sign a rooming accommodation agreement signed by the resident and to return a copy signed by both parties to the resident.	<i>Section 78(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2298	Chief Executive Officer	Power to prepare, in the approved form, a condition report for the room and the facilities in the room, to sign the report and to give a copy of the report to the resident.	<i>Section 81(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2299	Chief Executive Officer	Power to give the tenant a written notice stating an approved way, or a different approved way, as the way in which rent is required, or is proposed, to be paid.	<i>Section 83(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2300	Chief Executive Officer	Power to agree in writing to payments of rent being made in the way stated in a written notice received from the tenant.	<i>Section 83(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2301	Chief Executive Officer	Power to give the tenant a written notice that gives the tenant a choice of at least 2 approved ways for payment of rent under section 83(4)(a) to (f) and advises about costs associated with the approved way.	<i>Section 84(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2302	Chief Executive Officer	Power to give a written notice stating a place, or a different place, as the place at which rent is required to be paid.	<i>Section 85(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2303	Chief Executive Officer	Power to give and sign a receipt for payment of rent.	<i>Section 88 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2304	Chief Executive Officer	Power to make a written record of the payment of rent.	<i>Section 88(5) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2305	Chief Executive Officer	Power to give written notice of a proposal to increase rent for a periodic agreement or a fixed term agreement during the term of the agreement.	<i>Section 91(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2306	Chief Executive Officer	Power to give a written notice stating an approved way, or a different approved way, to pay rent under a rooming accommodation agreement.	<i>Section 98(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2307	Chief Executive Officer	Power to agree in writing to payments of rent under a rooming accommodation agreement being made in the way stated in a written notice given by a resident.	<i>Section 98(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2308	Chief Executive Officer	Power to give a resident a written notice for the payment of rent that gives the resident a choice of at least 2 approved ways and advises about costs associated with the approved ways.	<i>Section 99(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2309	Chief Executive Officer	Power to give a written notice stating a place, or a different place, as the place where rent is required to be paid.	<i>Section 100(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2310	Chief Executive Officer	Power to give a receipt for the payment of rent.	<i>Section 102 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2311	Chief Executive Officer	Power to make a written record of the payment of rent paid.	<i>Section 102(5) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2312	Chief Executive Officer	Power to give a written notice stating the amount of increased rent under a rooming accommodation agreement and the day from which the increased rent is payable.	<i>Section 105(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2313	Chief Executive Officer	Power to agree on the amount and time for the decrease of rent for matters including loss of amenity or service.	<i>Section 106 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2314	Chief Executive Officer	Power to agree to a reduction in rent because of the resident's absence.	<i>Section 107 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2315	Chief Executive Officer	Power to pay a rental bond to the Residential Tenancies Authority and to give the Authority a notice, in the approved form, about the rental bond.	<i>Section 116(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2316	Chief Executive Officer	If rental bond instalments are payable under a residential tenancy agreement, the power to pay the rental bond to the Residential Tenancies Authority once all rental bond instalments have been received and to give the Authority a notice, in the approved form about the instalments.	<i>Section 117 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2317	Chief Executive Officer	If rental bond instalments are payable under a rooming accommodation agreement, the power to pay the rental bond to the Residential Tenancies Authority once all rental bond instalments have been received or within 3 months after receiving the rental bond instalment, and to give the authority a notice, in the approved form about the instalments.	<i>Section 118 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2318	Chief Executive Officer	Power to pay to the Residential Tenancies Authority an amount equal to the maximum rental bond for the agreement if financial protection against breach of the agreement by the tenant is given to Council.	<i>Section 119 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2319	Chief Executive Officer	Power to apply to the Residential Tenancies Authority for payment of a rental bond.	<i>Section 125 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2320	Chief Executive Officer	Power to make a dispute resolution request to the Residential Tenancies Authority about an application for payment of a rental bond.	<i>Section 136 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2321	Chief Executive Officer	Power to apply to a tribunal for an order about the payment of a rental bond and give the residential tenancy authority a written notice informing it of the application.	<i>Sections 136(3)(c)(iv)(A) or Section 136(4)(c)(iv)(A) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2322	Chief Executive Officer	Power to give the Residential Tenancies Authority a written application requesting it to extend the 7 day period by not more than 3 days.	<i>Section 136(5) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2323	Chief Executive Officer	Power to withdraw an application to the Residential Tenancies Authority for the payment of a rental bond.	<i>Section 140 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2324	Chief Executive Officer	Power to sign and give a receipt for a rental bond.	<i>Section 145 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2325	Chief Executive Officer	Power to give written notice to the tenant to increase the rental bond if the rent payable under the agreement increases.	<i>Section 154 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2326	Chief Executive Officer	Power to apply to a tribunal disputing the amount being treated as a rental bond.	<i>Section 155(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2327	Chief Executive Officer	Power to require a prospective tenant to pay a key deposit.	<i>Section 156 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2328	Chief Executive Officer	Power to give a receipt for a key deposit that was paid by a prospective tenant.	<i>Section 157 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2329	Chief Executive Officer	Power to refund a key deposit in full when the key is returned.	<i>Section 158 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2330	Chief Executive Officer	Power to require a prospective tenant to pay a holding deposit for a tenancy of premises.	<i>Section 159 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2331	Chief Executive Officer	Power to give a receipt for a holding deposit.	<i>Section 160 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2332	Chief Executive Officer	Power to refund the holding deposit to the prospective tenant within 3 days after notification that the prospective tenant intends not to exercise the option.	<i>Section 161(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2333	Chief Executive Officer	Power to agree a reduced rent amount attributable to a service or facility becoming unavailable for use by the tenant.	<i>Section 168(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2334	Chief Executive Officer	Power to give a written statement to the tenant showing each service or facility for which an amount of rent is attributable and the amount attributed to the service or facility.	<i>Section 168(4) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2335	Chief Executive Officer	Power to apply to a tribunal for a decision about: (a) the amount of the lessor's outgoings for a service charge payable by the tenant; or (b) the amount of the reduced rent payable under the agreement because a service or facility ceases to be available for use by the tenant.	<i>Section 169(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2336	Chief Executive Officer	Power to enter premises on a ground specified in section 192(1), to take all steps necessary to allow for the entry, and to exercise all the powers of Council upon making the entry.	<i>Sections 192, 193, 194, 195, 196, 197, 198, 199 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2337	Chief Executive Officer	Power to apply to a tribunal to enter the premises under order of the tribunal, and to comply with the rules of entry as changed by the tribunal.	<i>Section 201 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2338	Chief Executive Officer	Power to ask the tenant the tenant's name or place of employment.	<i>Section 205 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2339	Chief Executive Officer	Power to ask the tenant in writing to state the tenant's new residential address.	<i>Section 205(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2340	Chief Executive Officer	Power to give a written notice to the tenant stating the lessor's and/or the lessor's agent's name and address for service including any change of such details.	<i>Section 206 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2341	Chief Executive Officer	Power to agree to the tenant attaching a fixture or making a structural change to the premises including the power to set the terms upon which the agreement is given.	<i>Sections 207 and 208 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2342	Chief Executive Officer	Power to waive the breach by a tenant attaching a fixture or making a structural change to the premises without the lessor's agreement and to treat the fixture or change as an improvement to the premises for the lessor's benefit.	<i>Section 209 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2343	Chief Executive Officer	Power to supply and maintain the locks and keys that are necessary to ensure the premises are reasonably secure.	<i>Section 210 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2344	Chief Executive Officer	Power to change a lock to the premises or to agree to the tenant changing a lock to the premises.	<i>Section 211 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2345	Chief Executive Officer	Power to agree to not being given a key for a lock to the premises changed by the tenant.	<i>Section 211(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2346	Chief Executive Officer	Power to apply to a tribunal about a lock or key for the premises.	<i>Section 213(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2347	Chief Executive Officer	Power to nominate a nominated repairer and to provide written notice to the tenant stating the nominated repairer and to give written notice of any change in a nominated repairer.	<i>Section 216 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2348	Chief Executive Officer	Power to apply to a tribunal for an order about the reimbursement or payment of an amount for emergency repairs to the tenant.	<i>Section 220(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2349	Chief Executive Officer	Power to give a notice to relocate to another site in the moveable dwelling park to the tenant.	<i>Section 223 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2350	Chief Executive Officer	Power to apply to a tribunal for an order about the relocation of a tenant to another site in the moveable dwelling park.	<i>Section 227 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2351	Chief Executive Officer	Power to make rules about the use, enjoyment, control and management of a moveable dwelling park owned by Council.	<i>Section 228 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2352	Chief Executive Officer	Power to give a notice proposing a change to a park rule to residents of the park.	<i>Section 229 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2353	Chief Executive Officer	Power as an owner of a moveable dwelling park to set up a park liaisons committee to consider objections received to the proposal to change a park rule.	<i>Section 231 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2354	Chief Executive Officer	Power to be Council's nominee on the park liaison committee.	<i>Section 231(3)(b) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2355	Chief Executive Officer	Power to give a non-resolution notice to each of the objectors objecting to a change of a park rule.	<i>Section 231(6) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2356	Chief Executive Officer	Power to apply to a tribunal for an order declaring the proposal to change a park rule to be reasonable or unreasonable.	<i>Section 233(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2357	Chief Executive Officer	Power to agree in writing to the transfer or subletting of the tenant's interest under an agreement.	<i>Section 237(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2358	Chief Executive Officer	Power to agree in writing to the transfer or subletting of all or a part of the tenant's interests under the agreement.	<i>Section 238(2)(a) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2359	Chief Executive Officer	Power to require the tenant to pay an amount equivalent to the reasonable expenses incurred by the lessor in agreeing to the transfer or subletting.	<i>Section 240 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2360	Chief Executive Officer	Power to require a tenant to pay a fee for the sale or attempted sale of a caravan on the premises.	<i>Section 241(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2361	Chief Executive Officer	Power to give a written notice of a tenancy to a buyer to whom Council proposes to transfer the Council's interests in the premises.	<i>Section 242(1)(a) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2362	Chief Executive Officer	Power to give a written notice of the transfer (the attornment notice) to the tenant if the lessor's interest is transferred.	<i>Section 242(1)(b) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2363	Chief Executive Officer	Power to be heard on an application by a person occupying the premises to be recognised as a tenant under an agreement.	<i>Section 243(7) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2364	Chief Executive Officer	Power to be heard before a tribunal on an application by a person to be recognised as the tenant or a co-tenant under an agreement instead of the person's domestic associate.	<i>Section 245(8) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2365	Chief Executive Officer	Power to be heard before a tribunal on the application of an occupant for an order to be recognised as the tenant, or a co-tenant under an agreement instead of the tenant or co-tenant.	<i>Section 246(6) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2366	Chief Executive Officer	Power to agree about cleaning common areas for a common area used by the resident and a minority of other residents of the provider.	<i>Section 247(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2367	Chief Executive Officer	Power to give a written notice to the resident stating the provider's name and address for service or the provider's agent's name and address for service and a notice detailing any changes to those details.	<i>Section 248(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2368	Chief Executive Officer	Power to supply and maintain the locks that are necessary to ensure the resident's room is reasonably secure.	<i>Section 250(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2369	Chief Executive Officer	Power to agree to change or repair a lock at the request of a resident.	<i>Section 251 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2370	Chief Executive Officer	Power to apply to a tribunal for an order relating to a lock or key mentioned in section 250.	<i>Section 252 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2371	Chief Executive Officer	Power to agree to the resident attaching a fixture, or making a structural change, to rental premises including setting the terms of the agreement.	<i>Section 254 and 255 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2372	Chief Executive Officer	Power to waive a breach by a resident who attaches a fixture or makes a structural change to rental premises without the provider's agreement, or to treat the fixture or change as an improvement to the rental premises for the provider's benefit.	Section 256(1) Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2373	Chief Executive Officer	Power to enter a resident's room, for any reason, if the resident agrees.	Section 257(1) Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2374	Chief Executive Officer	Power to enter a resident's room, at a reasonable time, to inspect the room and to give notice of the entry.	Section 258(1) Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2375	Chief Executive Officer	Power to give at least 24 hours prior written notice of a proposed entry to a resident's room for a	Section 259 Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2376	Chief Executive Officer	Power to enter a resident's room without notice for one of the reasons set out in section 260.	Section 260 Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2377	Chief Executive Officer	Power to make an application to a tribunal for an order to enter the resident's room, which entry may be subject to rules of entry as changed by the tribunal.	Section 264 Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2378	Chief Executive Officer	Power to make house rules for rental purposes for any of the matters specified in section 268(1).	Section 268(1) Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2379	Chief Executive Officer	Power to give a written notice of proposed rule change for rental premises.	Section 270(1) Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2380	Chief Executive Officer	Power to give a written notice withdrawing the proposed rule change.	Section 271 Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2381	Chief Executive Officer	Power to give a written notice to residents stating that at least the prescribed number of residents have objected to the rule change and that the proposed change will not take effect on the proposed commencement date.	Section 272(4)(b) Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2382	Chief Executive Officer	Power to apply to a tribunal for an order declaring the proposed rule change to be reasonable.	Section 273(2) Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2383	Chief Executive Officer	Power to give a written notice of the tribunal's decision regarding an application under	Section 273(7) Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2384	Chief Executive Officer	Power to give a written notice of the tribunal's decision on an application by a resident for an order declaring an existing house rule to be unreasonable to each resident of the rental premises.	Section 274(7) Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	
2385	Chief Executive Officer	Power to give a person a copy of the house rules for the premises.	Section 275 Residential Tenancies and Rooming Accommodation Act 2008	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2386	Chief Executive Officer	Power to display a copy of the house rules at a place in the rental premises where it is likely to be seen by the residents.	<i>Section 276 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2387	Chief Executive Officer	Power to end a residential tenancy agreement by written agreement with the tenant.	<i>Section 277(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2388	Chief Executive Officer	Power to give a notice to leave the premises to the tenant.	<i>Section 277(3) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2389	Chief Executive Officer	Power to agree with the tenant's personal representative or relative on a day for the residential tenancy agreement to end.	<i>Section 277(7)(c) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2390	Chief Executive Officer	Power to give a tenant a notice to remedy breach.	<i>Section 280 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2391	Chief Executive Officer	Power to give a notice to leave the premises to a tenant because of any of the reasons set out in sections 281 to 291 (inclusive).	<i>Section 281(1), 282(1), 283(2), 284(1), 285(2), 286(1), 287(2), 288(1), 289(2), 290(2), 290A(1) and 291(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2392	Chief Executive Officer	Power to apply to a tribunal for a termination order because of any of the reasons set out in sections 293 to 297A (inclusive).	<i>Sections 293, 294, 295, 296, 296A, 297, 297A, 298 and 299 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2393	Chief Executive Officer	Power to apply to a tribunal for an interim order to restrain tenant from causing further damage or injury.	<i>Section 300 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2394	Chief Executive Officer	Power to remedy a lessor's breach following receipt of a notice to remedy breach from the tenant.	<i>Section 303 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2395	Chief Executive Officer	Power to withdraw a notice to leave for unremedied breach.	<i>Section 333(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2396	Chief Executive Officer	Power to agree to the tenant withdrawing a notice of intention to leave the premises.	<i>Section 334(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2397	Chief Executive Officer	Power to apply to the tribunal for a termination order without giving a notice to leave the premises to the tenant.	<i>Section 335(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2398	Chief Executive Officer	Power to give an abandonment termination notice to the tenant terminating the agreement.	<i>Section 355(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2399	Chief Executive Officer	Power to apply to a tribunal for an order about the abandonment by the tenant of the premises.	<i>Section 357(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2400	Chief Executive Officer	Power to apply to a tribunal for an order requiring the tenant to pay compensation for the tenant remaining in possession and an occupation fee.	<i>Section 358 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2401	Chief Executive Officer	Power to apply to a tribunal for an order for compensation following the giving of an abandonment termination notice.	<i>Section 359 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2402	Chief Executive Officer	Power to take all reasonable steps to mitigate loss or expense incurred because of the matters set out in section 362(1).	<i>Section 362 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2403	Chief Executive Officer	Power to sell tenant's goods left on premises or dispose of them in another way.	<i>Sections 363(2) and 363(4) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2404	Chief Executive Officer	Power to pay any balance from the sale of goods of a former tenant to the public trustee.	<i>Sections 363(8) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2405	Chief Executive Officer	Power to apply to a tribunal for an order for an entitlement to receive an amount in the fund kept under the <i>Public Trustee Act 1978</i> .	<i>Section 363(10) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2406	Chief Executive Officer	Power to give documents left on the premises in the ways prescribed under section 364.	<i>Section 364 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2407	Chief Executive Officer	Power to agree with a resident, by written agreement, to end a rooming accommodation agreement.	<i>Section 366(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2408	Chief Executive Officer	Power to end a rooming accommodation agreement by giving a notice under Part 2.	<i>Section 366 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2409	Chief Executive Officer	Power to agree with a resident's personal representative or relative on a day for a rooming accommodation agreement to end.	<i>Section 366(7)(c) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2410	Chief Executive Officer	Power to apply to a tribunal for an order deciding the day a rooming accommodation ends due to the death of a sole resident.	<i>Section 366(7)(d) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2411	Chief Executive Officer	Power to give a resident notice requiring the resident to remedy a breach of a rooming accommodation agreement.	<i>Section 368(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2412	Chief Executive Officer	Power to give a resident a notice requiring the resident to leave the rental premises because of failure to remedy breach.	<i>Section 369(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2413	Chief Executive Officer	Power to withdraw a notice requiring the resident to leave the rental premises because of failure to remedy breach.	<i>Section 369(5) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2414	Chief Executive Officer	Power to give a written notice requiring the resident to leave the rental premises immediately because of a serious breach.	<i>Section 370(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2415	Chief Executive Officer	Power to give a resident a notice requiring the resident to leave the rental premises if premises destroyed etc.	<i>Section 371 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2416	Chief Executive Officer	Power to give a notice terminating a periodic or fixed term agreement without ground.	<i>Section 372 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2417	Chief Executive Officer	Power to give a resident a notice requiring the resident to leave the premises if resident's employment ends or entitlement to occupy under employment ends.	<i>Section 374(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2418	Chief Executive Officer	Power to use necessary and reasonable force to remove a resident and the resident's property from rental premises if the resident refuses to leave the premises and the circumstances specified in section 375(1) apply.	<i>Section 375(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2419	Chief Executive Officer	Power to apply to a tribunal for a termination order for repeated breaches by resident.	<i>Section 376(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2420	Chief Executive Officer	Power to apply to a tribunal for an order terminating a fixed term agreement because of excessive hardship.	<i>Section 377(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2421	Chief Executive Officer	Power to remedy a provider's breach following receipt of a notice requiring remedy of breach from the resident.	<i>Section 378 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2422	Chief Executive Officer	Power to apply to the tribunal for a termination order without giving a notice to leave the rental premises to the resident.	<i>Section 388(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2423	Chief Executive Officer	Power to make reasonable efforts to contact a former resident about property left at the rental premises.	<i>Section 392(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2424	Chief Executive Officer	Power to deal with personal document or money in the ways stated in the section.	<i>Section 392 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2425	Chief Executive Officer	Power to sell property left at the rental premises that is not a personal document or money, or to dispose of it in another way.	<i>Sections 393(2), 393(4) and 393(5) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2426	Chief Executive Officer	Power to apply the proceeds from the sale of property under section 393 in the ways stated in the section.	<i>Sections 393(7) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2427	Chief Executive Officer	Power to apply to a tribunal to make an order conferring an entitlement to receive funds paid to the public trustee under section 392 or section 393.	<i>Section 395(4) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2428	Chief Executive Officer	Power to make a dispute resolution request to the Residential Tenancies Authority and to take all steps necessary to participate in the conciliation, withdraw from a conciliation and agree to the terms of a conciliation agreement.	<i>Sections 402, 404, 405, 406, 408 and 410 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2429	Chief Executive Officer	Power to make an application to the tribunal for an order declaring that a stated agreement is, or is not, a residential tenancy agreement or a rooming accommodation agreement to which the Act applies.	<i>Section 418 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2430	Chief Executive Officer	Power to apply to a tribunal for an order about a breach of a term of a residential tenancy agreement or a rooming accommodation agreement.	<i>Section 419(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2431	Chief Executive Officer	Power to apply to a tribunal for an order about a disputed ground stated in a notice to remedy breach or notice of intention to leave premises given to Council as the lessor by the tenant (other than a notice of intention to leave without ground).	<i>Section 424(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2432	Chief Executive Officer	Power to apply to a tribunal for an order about a disputed ground stated in a notice to remedy breach or a notice of intention to leave premises (other than a notice of intention to leave without ground).	<i>Section 425(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2433	Chief Executive Officer	Power to apply to a tribunal for an order about a general dispute between parties to a residential tenancy agreement or rooming accommodation agreement.	<i>Section 429(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2434	Chief Executive Officer	Power to be heard before the tribunal on an application regarding a dispute between cotenants or coresidents about a rental bond for an agreement.	<i>Section 430(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2435	Chief Executive Officer	Power to claim compensation for a loss or expense incurred because of the exercise or purported exercise of a power under Chapter 7, Part 2.	<i>Section 449 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2436	Chief Executive Officer	Power to apply to a tribunal for an order excluding a person from a moveable dwelling park because of the person's behaviour in the park.	<i>Section 455(1) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2437	Chief Executive Officer	Power to give an applicant a written notice.	<i>Section 458A(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	17/03/2021 OM26/03/21	
2438	Chief Executive Officer	Power to give an applicant a written notice.	<i>Section 458B(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2439	Chief Executive Officer	Power to list personal information about a person in a tenancy database after complying with the requirements of section 459(2)..	<i>Section 459 Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2440	Chief Executive Officer	Power to give the other person a copy of the personal information and consider any submissions made by the other person.	<i>Section 459(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2441	Chief Executive Officer	Power, in the circumstances listed in subsection (1), to give a database operator written notice.	<i>Section 459A(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2442	Chief Executive Officer	Power to keep a copy of a written notice given under this section.	<i>Section 459A(4) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2443	Chief Executive Officer	Power to give a copy of a person's personal information listed about the person.	<i>Section 459C(2) Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2444	Chief Executive Officer	Where Council is a community housing provider as defined by section 527B, power to give written notice to the tenant to give an acceptable behaviour agreement undertaking.	<i>Section 527D Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
2445	Chief Executive Officer	Where Council is a community housing provider, power to apply to the tribunal for a termination order relating to either a failure to enter into acceptable behaviour agreement or a serious or persistent breach of acceptable behaviour agreement.	<i>Section 527E Residential Tenancies and Rooming Accommodation Act 2008</i>	12/02/2020 OM12/02/20	
<b>Right to Information Act 2009</b>					
2446	Chief Executive Officer	Power to disclose information under a publication scheme, without limiting another way Council may disclose information.	<i>Section 22 Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2447	Chief Executive Officer	Power to give access to a document created after the application is received but before notice is given under section 54.	<i>Section 27(2) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2448	Chief Executive Officer	Power to search for a document from a backup system if Council considers the search appropriate.	<i>Section 29(2) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2449	Chief Executive Officer	Power to appoint an appropriately qualified healthcare professional to make a healthcare decision in relation to an access application.	<i>Section 30(5)(b) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2450	Chief Executive Officer	Power to give access to all or part of a document despite Council's power under section 47(3)(b) to refuse access to all or part of the document.	<i>Section 49(5) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2451	Chief Executive Officer	Power, as an agency, to participate in an external review.	<i>Section 89(1) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2452	Chief Executive Officer	Power to apply to the information commissioner to participate in an external review if Council is affected by the decision the subject of the external review.	<i>Section 89(2) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2453	Chief Executive Officer	Power to apply to the information commissioner to allow Council further time to deal with the access application which has become the subject of an application for an external review concerning a deemed decision in relation to an access application.	<i>Section 93(1) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2454	Chief Executive Officer	Power to comply with a reasonable request from the Commissioner for further assistance with an external review.	<i>Section 96(1) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2455	Chief Executive Officer	Power to make oral or written submissions to the Commissioner in an external review.	<i>Section 97(2)(b) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2456	Chief Executive Officer	Power to seek the approval of the Commissioner for Council to be represented by another person in an external review and to appoint the representative.	<i>Section 97(3) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2457	Chief Executive Officer	Power to respond to a preliminary inquiry from the Commissioner.	<i>Section 98 Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2458	Chief Executive Officer	Power to give the applicant for external review and the commissioner an additional statement containing further and better particulars of the reasons for the decision.	<i>Section 99(1) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2459	Chief Executive Officer	Power to give the commissioner full and free access at all reasonable times to the documents of the agency or Minister concerned, including documents protected by legal professional privilege.	<i>Section 100 Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2460	Chief Executive Officer	Power to give the commissioner a written transcript of the words recorded or contained in a document and a written document created using equipment that is usually available to Council for retrieving or collating stored information.	<i>Sections 101(2) and (3) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2461	Chief Executive Officer	Power to conduct a particular further search, or further searches, for a document when required to by the commissioner.	<i>Section 102 Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2462	Chief Executive Officer	Power to comply with a notice issued by the commissioner pursuant to this section.	<i>Section 103 Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2463	Chief Executive Officer	Power, as a participant in an external review, to apply to the information commissioner to correct an error in a written decision of the commissioner.	<i>Section 111(2) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2464	Chief Executive Officer	Power, as an agency, to apply to the information commissioner for the declaration of an applicant as a vexatious applicant.	<i>Section 114(1) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2465	Chief Executive Officer	Power, as a participant in an external review, to make a request to the information commissioner to refer a question of law arising on an external review to the Queensland Civil and Administrative Tribunal.	<i>Section 118 (1) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
2466	Chief Executive Officer	Power, as a participant in an external review, to appeal to the appeal tribunal against a decision of the information commissioner on the external review.	<i>Section 119 Right to Information</i>	12/02/2020 OM12/02/20	
2467	Chief Executive Officer	Power to make an application to the information commissioner to extend the 10 year period during which disclosure of certain information cannot be made.	<i>Schedule 4, Part 4, section1(3) Right to Information Act 2009</i>	12/02/2020 OM12/02/20	
<b><i>River Improvement Trust Act 1940</i></b>					
2468	Chief Executive Officer	Power to, either singly or jointly, apply to the Minister for the establishment, change or abolition of a river improvement trust area.	<i>Section 3(3) River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	
2469	Chief Executive Officer	Power to appoint a councillor to a river improvement trust.	<i>Sections 5(1)(a), 5(1A)(a) and 5(2)</i>	12/02/2020 OM12/02/20	
2470	Chief Executive Officer	Power to decide the term of appointment for a councillor appointed pursuant to subsection (1)(a) or (2).	<i>Section 5(3) River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	
2471	Chief Executive Officer	Power to appoint a councillor to a river improvement trust where the office becomes vacant.	<i>Section 5A(1) River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	
2472	Chief Executive Officer	Power to comply with a notice from the Minister requiring Council to appoint a councillor to a vacant office.	<i>Section 5A(2) River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	
2473	Chief Executive Officer	Power to give the Minister the local government's views on the recommendation of an	<i>Section 5A(5B) River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	
2474	Chief Executive Officer	Power to remove a person from office as a member of a trust.	<i>Section 5K River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	
2475	Chief Executive Officer	Power to consent for the trust to appoint the chief executive officer to be its secretary.	<i>Section 6(1A) River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2476	Chief Executive Officer	Power to enter into a written arrangement with a trust to use the accounts and the accounting systems of Council.	<i>Section 12A River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	
2477	Chief Executive Officer	Power to pay to the trust the amount of revenue estimated by the trust in the budget adopted by it for such year.	<i>Section 14A(1A) River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	
2478	Chief Executive Officer	Power to negotiate and agree for each financial year the amount to contribute to the trust and to pay the amount to the trust.	<i>Section 14A(1B) River Improvement Trust Act 1940</i>	12/02/2020 OM12/02/20	
<b>Safety in Recreational Water Activities Act 2011</b>					
2479	Chief Executive Officer	Power, as a person who conducts a business or undertaking that provides recreational water activities, to ensure that the regulator is notified immediately after becoming aware that a notifiable incident arising out of the conduct of the business has occurred.	<i>Section 29. Safety in Recreational Water Activities Act 2011</i>	12/02/2020 OM12/02/20	
2480	Chief Executive Officer	Power, as a person conducting a business or undertaking that provides recreational water activities, to keep a record of each notifiable incident for at least 5 years from the day that notice of the incident is given to the regulator.	<i>Section 29(7) Safety in Recreational Water Activities Act 2011</i>	12/02/2020 OM12/02/20	
2481	Chief Executive Officer	Power as a person with management or control of a place at which a notifiable incident has occurred, to ensure, so far as is reasonably practicable, that the site where the incident occurred is not disturbed until an inspector arrives or otherwise directs.	<i>Section 30 Safety in Recreational Water Activities Act 2011</i>	12/02/2020 OM12/02/20	
<b>Standard Plumbing and Drainage Regulation 2003</b>					
2482	Chief Executive Officer	Power to request a reasonable number of copies of a plan the subject of a compliance request.	<i>Section 14(6) Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2483	Chief Executive Officer	Power to request other information that the local government requires in relation to the testing of a proposed greywater use facility.	<i>Section 14B(c)(ii) Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2484	Chief Executive Officer	Power to request other information that the local government requires in relation to work for testing purposes on an on-site sewerage facility.	<i>Section 14D(3)(c)(ii) Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2485	Chief Executive Officer	Power to accept a certification of a plan for compliance assessable work or on-site sewerage work from a competent person where the Chief Executive Officer has decided that part of the work is outside Council's expertise.	<i>Section 15 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2486	Chief Executive Officer	Power to request information or documents to assess compliance assessable work from a person who, because of section 83(2) of the <i>Plumbing and Drainage Act 2002</i> , does not require a compliance permit to perform regulated work.	<i>Section 18 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2487	Chief Executive Officer	Power to test or commission plumbing or drainage the subject of compliance assessable work carried out in a remote area.	<i>Section 27 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2488	Chief Executive Officer	Power to accept a notice of compliance under section 86A(3)(a) of the Act from a person other than the person who performed the work.	<i>Section 29 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2489	Chief Executive Officer	Power to agree to assess, and assess, notifiable work for compliance with the regulation.	<i>Section 29A Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2490	Chief Executive Officer	Power to give a rectification notice and an information notice about the decision to give the rectification notice.	<i>Section 29B(2) and 29B(6) Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2491	Chief Executive Officer	Power to approve the continued use of a plumbing or drainage item that is not certified and to require a person to have the item tested at the person's cost.	<i>Section 30 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2492	Chief Executive Officer	Power to determine whether an item (that an inspector is satisfied is unsuitable for a particular use) may: (a) not be installed or used; or (b) be approved for installation or use with either a protective coating, lining or wrapping or another plumbing or drainage item.	<i>Section 32 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2493	Chief Executive Officer	Power to decide that a supply pipe for premises or a premises group can not give an efficient water supply for the premises or premises group.	<i>Section 34(1) Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2494	Chief Executive Officer	Power to require for a supply pipe for a premises: (a) part or all of the supply pipe (premises main) to be built to the standard of a water main; (b) the premises main to supply directly each separately occupied part of the premises; (c) the premises main to supply directly each fire service within the premises.	<i>Section 34(2) Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2495	Chief Executive Officer	Power to require for a supply pipe for a premises group: (a) part of the supply pipe (premises group main) to be built to the standard of a water main; (b) each separately occupied part of the premises group to be served directly by a supply pipe connected to the premises group main; and (c) each separately occupied part of the premises group that is to have a fire service to be served directly by a fire service connected to the premises group main.	<i>Section 34(3) Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2496	Chief Executive Officer	Power to require the sanitary drainage for premises or a group of premises to be of a standard of a sewer forming part of Council's or another service provider's sewerage system.	<i>Section 35 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2497	Chief Executive Officer	Power to implement and maintain a program for the registration, maintenance and testing of testable backflow prevention devices.	<i>Section 38 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2498	Chief Executive Officer	Power to approve the design and location of a grease arrestor.	<i>Section 39 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2499	Chief Executive Officer	Power to approve air-cooling equipment's connection to a supply pipe.	<i>Section 41 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2500	Chief Executive Officer	Power to approve hydraulic powered equipment's connection to a supply pipe.	<i>Section 44 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2501	Chief Executive Officer	Power to approve a pipe carrying water supplied by the local government or other service provider to be:- (a)connected to a water storage tank used to store water obtained from another source or; (b)discharged into a water storage tank used to store water obtained from another source.	<i>Section 45 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2502	Chief Executive Officer	Power to approve a water closet pan, urinal or another fixture below the level of the sewer or on-site sewerage facility.	<i>Section 47 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2503	Chief Executive Officer	Power to issue a notice to the owner of a new building and an old building, requiring:- (a)the owner of the new building to pay the reasonable costs of changing the vents of the old building; and (b)the owner of the old building to change the vents.	<i>Section 52 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2504	Chief Executive Officer	Power to determine the qualifications, skills and experience that an individual should have to be competent to assess plumbing and drainage work.	<i>Section 53 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
2505	Chief Executive Officer	Power to perform maintenance work on existing combined sanitary drains, apportion the reasonable costs between or among the owners and recover from each owner, the owner's share of Council's costs.	<i>Section 54 Standard Plumbing and Drainage Regulation 2003</i>	17/03/2021 OM26/03/21	
<b>State Penalties Enforcement Act 1999</b>					
2506	Chief Executive Officer	Power, as administering authority, to approve a form for an infringement notice.	<i>Section 15(1) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2507	Chief Executive Officer	Power, as administering authority, to approve (or refuse where the conditions in this section have not been complied with) an application for payment of a fine by instalments.	<i>Section 23 State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2508	Chief Executive Officer	Power, as administering authority, to submit particulars required for registration of approval of instalment payments with the State Penalties Enforcement Registry.	<i>Section 24(1) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2509	Chief Executive Officer	Power, as administering authority, to withdraw an infringement notice at any time before the fine is satisfied in full and take the steps required by subsection (2).	<i>Section 28(1) and (2) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2510	Chief Executive Officer	Power, as an approved sponsor, to apply to the registrar on behalf of the subject applicant for a work and development order to satisfy all or part of the enforceable amount of the applicant's SPER debt.	<i>Section 32J(1) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2511	Chief Executive Officer	Power, as an approved sponsor, to undertake an eligibility assessment.	<i>Section 32K(1) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2512	Chief Executive Officer	Power, as an approved sponsor, to give the registrar evidence to support the eligibility assessment.	<i>Section 32K(2) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2513	Chief Executive Officer	Power, as an approved sponsor, to apply to SPER on behalf of the individual for an increase in the order amount.	<i>Section 32O(1) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2514	Chief Executive Officer	Power, as an approved sponsor, to withdraw the work and development order because the approved sponsor is unable to continue as the approved sponsor.	<i>Section 32P(1) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2515	Chief Executive Officer	Power, as the recipient of a notice under section 32L, 32O or 32Q, to apply, as provided under the QCAT Act, to QCAT for a review of the decision.	<i>Section 32S State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2516	Chief Executive Officer	Power, as administering authority, to give the State Penalties Enforcement Registry a default certificate for registration in respect of any recipient of an infringement notice who has not taken action within the time period provided by the infringement notice.	<i>Section 33(1) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2517	Chief Executive Officer	Power, as an approved sponsor who has the agreement of the debtor, to apply on behalf of the debtor under part 3B for:- (a) work and development order to satisfy the amount of the order; or (b) if the debtor is subject to a work and development order – a variation of the order.	<i>Section 41(2) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2518	Chief Executive Officer	Power, as administering authority, to (a) commence proceedings against an applicant for an offence; or (b) accept payment of the fine in full; or (c) issue a fresh infringement notice where the registrar has cancelled an enforcement notice and referred the matter back to Council.	<i>Section 57(5) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2519	Chief Executive Officer	Power, as an employer who pays earnings to an employee for whom a fine collection notice for redirection of the enforcement debtor's earnings is in force, to when paying the earnings, deduct an amount from the earnings as required under Part 5, Division 4.	<i>Section 81 State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2520	Chief Executive Officer	Power, as an employer who deducts an amount from an employee's earnings under a fine collection notice, to pay the amount to the registrar and give to the registrar a return in the approved form.	<i>Section 84(1) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2521	Chief Executive Officer	Power, as an employer who does not deduct an amount from an employee's earnings under a fine collection notice, give to the registrar a return in the approved form.	<i>Section 84(2) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2522	Chief Executive Officer	Power, as an employer who pays earnings to an employee while a fine collection notice relating to the employee is in force, to give the employee the written notice required under the subsection.	<i>Section 84(3) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2523	Chief Executive Officer	Power, where an employee to whom a fine collection notice relates stops being an employee while the notice is in force, to give the registrar the written notice of that fact.	<i>Section 84(4) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2524	Chief Executive Officer	Power, as an employer, to keep the records required to be kept by this section.	<i>Section 94 State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2525	Chief Executive Officer	Power, as an administering authority, to state any matter in subsection (2) is evidence of the matter.	<i>Section 157(2) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2526	Chief Executive Officer	Power, as an administering authority, to request the Registrar to give a certificate under subsection (3).	<i>Section 157(4) State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	
2527	Chief Executive Officer	Power to approve forms for use as infringement notices.	<i>Section 162 State Penalties Enforcement Act 1999</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>State Penalties and Enforcement Regulation 2014</b>					
	Chief Executive Officer	Power to apply to the registrar for the approval of Council as an approved sponsor.	Section 19AG State Penalties and Enforcement Regulation 2014		
	Chief Executive Officer	Power to comply with a request of the registrar for additional information.	Section 19AH(1) State Penalties and Enforcement Regulation 2014		
	Chief Executive Officer	Power, as an approved sponsor, to agree with the registrar to an amendment of the approval.	Section 19AM(1) State Penalties and Enforcement Regulation 2014		
	Chief Executive Officer	Power, as an approved sponsor, to keep the records listed in subsection 19AN(1).	Section 19AN(1) State Penalties and Enforcement Regulation 2014		
	Chief Executive Officer	Power, as an approved sponsor, to comply with a request of the registrar to give copies of all documents relevant to the work and development orders for which Council is an approved sponsor.	Section 19AQ(2) State Penalties and Enforcement Regulation 2014		
	Chief Executive Officer	Power, as an approved sponsor, to surrender the approval as an approved sponsor.	Section 19AQ(1) State Penalties and Enforcement Regulation 2014		
	Chief Executive Officer	Power, as an approved sponsor, to make written representations to the registrar in response to a show cause notice.	Section 19AU(2)(d) State Penalties and Enforcement Regulation 2014		
	Chief Executive Officer	Power, as an approved sponsor, to take the remedial action, to the satisfaction of the registrar.	Section 19AX(1)(a) State Penalties and Enforcement Regulation 2014		
	Chief Executive Officer	Power, in the circumstances specified in subsection 19AZ(1), to apply to QCAT for a review of the decision.	Section 19AZ(2) State Penalties and Enforcement Regulation 2014		
<b>Statutory Bodies Financial Arrangements Act 1982</b>					
2528	Chief Executive Officer	Power, as a statutory body, to operate a deposit and withdrawal account with a financial institution.	Section 31(1) Statutory Bodies Financial Arrangements Act 1982	12/02/2020 OM12/02/20	
2529	Chief Executive Officer	Power, as a statutory body, to seek the approval of the Treasurer to operate a deposit and withdrawal account with an overdraft facility.	Section 31(2) Statutory Bodies Financial Arrangements Act 1982	12/02/2020 OM12/02/20	
2530	Chief Executive Officer	Power, as a statutory body, to borrow money and to seek the treasurer's approval for the borrowing.	Section 34(1) Statutory Bodies Financial Arrangements Act 1982	12/02/2020 OM12/02/20	
2531	Chief Executive Officer	Power, as a statutory body, to, (a) create an encumbrance; and (b) otherwise transfer property, or assign income, by way of security, and to seek the treasurer's approval for same.	Section 35(3) Statutory Bodies Financial Arrangements Act 1982	12/02/2020 OM12/02/20	
2532	Chief Executive Officer	Power, as a statutory body, to exercise category 1 investment powers.	Sections 42 and 44 Statutory Financial Arrangements Act 1982	12/02/2020 OM12/02/20	
2533	Chief Executive Officer	Power, as a statutory body, to keep records that show Council has invested in the way most appropriate in all the circumstances.	Section 47(2) Statutory Bodies Financial Arrangements Act 1982	12/02/2020 OM12/02/20	
2534	Chief Executive Officer	Power, as a statutory body, to:- (a) obtain the Treasurer's approval for continuing with an investment arrangement referred to in section 52(1); or (b) liquidate an investment arrangement referred to in section 52(1).	Section 52(2) Statutory Bodies Financial Arrangements Act 1982	12/02/2020 OM12/02/20	
2535	Chief Executive Officer	Power, as a statutory body, to appoint a person as a funds manager and obtain the treasurer's approval for the appointment.	Section 59 Statutory Bodies Financial Arrangements Act 1982	12/02/2020 OM12/02/20	
2536	Chief Executive Officer	Power, as a statutory body, to enter a type 1 financial arrangement and obtain the treasurer's approval for the arrangement.	Section 60A Statutory Bodies Financial Arrangements Act 1982	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2537	Chief Executive Officer	Power, as a statutory body to which section 61 applies, to enter a type 2 financial arrangement and obtain the treasurer's approval for the arrangement.	<i>Section 61A Statutory Bodies Financial Arrangements Act 1982</i>	12/02/2020 OM12/02/20	
2538	Chief Executive Officer	Power, as a statutory body, to sign documents for a financial arrangement under the Act.	<i>Section 62(1) Statutory Bodies Financial Arrangements Act 1982</i>	12/02/2020 OM12/02/20	
2539	Chief Executive Officer	Power, as a statutory body, to obtain the treasurer's approval before signing for a financial arrangement that:- (a) creates an encumbrance; or (b) otherwise transfers Council's property, or assigns Council's income, by way of security.	<i>Section 62(2) Statutory Bodies Financial Arrangements Act 1982</i>	12/02/2020 OM12/02/20	
2540	Chief Executive Officer	Power, as a statutory body, to apply to the treasurer for approval of the exercise of a power under the Act.	<i>Section 71 Statutory Bodies Financial Arrangements Act 1982</i>	12/02/2020 OM12/02/20	
2541	Chief Executive Officer	Power, as a statutory body, to respond to a request from the Treasurer for a document or information the Treasurer considers necessary for considering Council's application under section 71 of the Act.	<i>Section 72 Statutory Bodies Financial Arrangements Act 1982</i>	12/02/2020 OM12/02/20	
2542	Chief Executive Officer	Power, as a statutory body, to keep a register of the Treasurer's approvals under Part 9, Division 3 of the Act for Council's exercise of a power.	<i>Section 74 Statutory Bodies Financial Arrangements Act 1982</i>	12/02/2020 OM12/02/20	
<b>Stock Route Management Act 2002</b>					
2543	Chief Executive Officer	Power to prepare a stock route network management plan.	<i>Sections 105 to 109 inclusive Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	
2544	Chief Executive Officer	Power to review, or renew, its stock route network management plan when the chief executive officer of the local government considers it appropriate.	<i>Section 113 Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	
2545	Chief Executive Officer	Power, as an issuing entity, to give notice that a person may apply for a permit for the land.	<i>Section 116(2)(c)(ii) Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	
2546	Chief Executive Officer	Power to by written notice, ask the applicant of a stock route permit to give further reasonable information or documents about the application by the reasonable date stated in the notice and refuse the application if the applicant does not comply.	<i>Section 117 Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	
2547	Chief Executive Officer	Power to grant or refuse an application for a stock route agistment permit.	<i>Section 118 Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	
2548	Chief Executive Officer	Power to grant or refuse an application to renew a stock route agistment permit.	<i>Section 123 Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	
2549	Chief Executive Officer	Power to impose on a stock route agistment permit the reasonable conditions it decides.	<i>Section 126 Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	
2550	Chief Executive Officer	Power to amend the conditions of a stock route agistment permit.	<i>Section 127 Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	
2551	Chief Executive Officer	Power to cancel a stock route agistment permit.	<i>Section 128 Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	
2552	Chief Executive Officer	Power to require the holder of a stock route agistment permit to return the permit.	<i>Section 130 Stock Route Management Act 2002</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2553	Chief Executive Officer	Power to ask the applicant to give the further reasonable information or documents about the application, and to refuse the application if the applicant does not comply.	Section 135 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2554	Chief Executive Officer	Power to grant or refuse an application for a stock route travel permit.	Section 136 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2555	Chief Executive Officer	Power to require a stock route travel permit holder who gives a notice of the correct particular to return the permit.	Section 141 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2556	Chief Executive Officer	Power to impose on a stock route travel permit the reasonable conditions it decides.	Section 142 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2557	Chief Executive Officer	Power to amend a stock route travel permit.	Section 143 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2558	Chief Executive Officer	Power to cancel a stock route travel permit.	Section 144 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2559	Chief Executive Officer	Power to require the holder of a stock route travel permit to return the permit for an amendment under a decision made under certain sections of the Act.	Section 146 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2560	Chief Executive Officer	Power to consider it necessary to build a stock-proof fence on the boundary of land adjoining a stock route network.	Section 148 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2561	Chief Executive Officer	Power to issue a fencing notice.	Section 149 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2562	Chief Executive Officer	Power to give a mustering notice.	Section 156 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2563	Chief Executive Officer	Power to manage and conserve pasture on its stock route network.	Section 160 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2564	Chief Executive Officer	Power to require an owner to reduce the number of stock on the land.	Section 161(2) Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2565	Chief Executive Officer	Power to consent to the burning or removal of pasture.	Section 180 Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2566	Chief Executive Officer	Power to consult with the Minister about the performance of the function or obligation under the Stock Route Management Act 2002 .	Section 184(3) Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2567	Chief Executive Officer	Power to take action to comply with any notice given by the Minister in relation to the administration and enforcement of the Stock Route Management Act 2002 .	Section 184(5) Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2568	Chief Executive Officer	Power to pay the amount to the chief executive in the stated period.	Section 187(5) Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2569	Chief Executive Officer	Power to pay half of the amounts referred to in subsection (1) to the department.	Section 187A Stock Route Management Act 2002	12/02/2020 OM12/02/20	
2570	Chief Executive Officer	Power to provide any information that the Minister may require in relation to: (a) details of amounts payable to Council under the Stock Route Management Act 2002; and (b) functions or powers performed or exercised or required to be performed or exercised by Council under the Stock Route Management Act 2002.	Section 188 Stock Route Management Act 2002	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>Strong and Sustainable Resource Communities Act 2017</b>					
2571	Chief Executive Officer	Power to consult with the owner of a large resource project preparing an operational workforce management plan	Section 7(3) Strong and Sustainable Resource Communities Act 2017	12/02/2020 OM12/02/20	
2572	Chief Executive Officer	Power to consult with the owner of, or proponent for, a large resource project described in section 9(1) about the social impact assessment prepared under section 9(2)	Section 9(5) Strong and Sustainable Resource Communities Act 2017	12/02/2020 OM12/02/20	
<b>Summary Offences Act 2005</b>					
2573	Chief Executive Officer	Power to authorise a person to busk in a public place.	Section 8(2)(b) Summary Offences Act 2005	12/02/2020 OM12/02/20	
2574	Chief Executive Officer	Power to recover from the owner of a place, as a debt, any damages, including costs, paid by Council under section 32(2), if the breach of duty by the owner that caused the injury to, or death of, a local graffiti removal officer amounts to gross negligence.	Section 32(3) Summary Offences Act 2005	12/02/2020 OM12/02/20	
2575	Chief Executive Officer	Power to make an agreement with the owner of a place in relation to the fee payable by Council to the owner for the removal of public graffiti by the owner.	Section 33(2) Summary Offences Act 2005	12/02/2020 OM12/02/20	
<b>Summary Offences Regulation 2006</b>					
2576	Chief Executive Officer	Power to consult with an entity that intends to make an application for an area of public land to be prescribed as motorbike control land about the proposal.	Section 10(1)(a) Summary Offences Regulation 2006	12/02/2020 OM12/02/20	
2577	Chief Executive Officer	Power, as entity having a legitimate interest in the area, to consult with a government entity for the purposes of reviewing the number and location of prescribed areas of motorbike control land.	Section 14(3) Summary Offences Regulation 2006	12/02/2020 OM12/02/20	
<b>Survey and Mapping Infrastructure Act 2003</b>					
2578	Chief Executive Officer	Power, as an owner or occupier of land, to consent to a surveyor placing a permanent survey mark on the land.	Section 21(2) Survey and Mapping Infrastructure Act 2003	12/02/2020 OM12/02/20	
2579	Chief Executive Officer	Power, as a public authority that placed, or requested to be placed, a survey mark, to give to the chief executive a copy of a survey plan or other information necessary to establish a survey mark as a recognised permanent survey mark.	Section 34 Survey and Mapping Infrastructure Act 2003	12/02/2020 OM12/02/20	
2580	Chief Executive Officer	Power, where the survey mark is on a road under the control of Council, to maintain the integrity of survey markers, and provide updated information to the survey control register.	Section 39 Survey and Mapping Infrastructure Act 2003	12/02/2020 OM12/02/20	
2581	Chief Executive Officer	Power, as a public authority, where the survey mark is on land, other than roads, controlled by Council, to maintain the integrity of survey markers, and provide updated information to the survey control register.	Section 40 Survey and Mapping Infrastructure Act 2003	12/02/2020 OM12/02/20	
2582	Chief Executive Officer	Power, as a public authority, where a person interferes with a recognised permanent survey mark, to take action reasonably necessary to reinstate the physical and survey integrity of a recognised permanent survey marker.	Section 44 Survey and Mapping Infrastructure Act 2003	12/02/2020 OM12/02/20	
2583	Chief Executive Officer	Power, as a public authority, to provide the chief executive with information about the boundaries of an administrative area.	Section 49 Survey and Mapping Infrastructure Act 2003	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>Tobacco and Other Smoking Products Act 1998</b>					
2584	Chief Executive Officer	Power, as an occupier of an enclosed space, to give directions to stop persons from smoking in the enclosed space.	Section 26U(1) Tobacco and Other Smoking Products Act 1998	12/02/2020 OM12/02/20	
2585	Chief Executive Officer	Power to consult with the Department about a proposed local law under section 26ZPA.	Section 26ZPB Tobacco and Other Smoking Products Act 1998	12/02/2020 OM12/02/20	
2586	Chief Executive Officer	Power to respond to a request for information from the chief executive about a local law made under section 26ZPA.	Section 26ZPC Tobacco and Other Smoking Products Act 1998	12/02/2020 OM12/02/20	
2587	Chief Executive Officer	Power to administer and enforce Part 2BB, divisions 4 to 8 and Part 2C, division 3 of the Act.	Sections 26ZU and 26ZV Tobacco and Other Smoking Products Act 1998	12/02/2020 OM12/02/20	
2588	Chief Executive Officer	Power to respond to a request for information from the chief executive about the local government's administration and enforcement.	Section 26ZW Tobacco and Other Smoking Products Act 1998	12/02/2020 OM12/02/20	
2589	Chief Executive Officer	Power, as an occupier of a place, to give consent to an authorised person to enter the place.	Section 33(1)(a) Tobacco and Smoking Products Act 1998	12/02/2020 OM12/02/20	
2590	Chief Executive Officer	Power, as an occupier of a place, to sign an acknowledgement confirming that consent to enter the place was given to an authorised person.	Section 34(3) Tobacco and other	12/02/2020 OM12/02/20	
2591	Chief Executive Officer	Power, as an owner of a seized thing, to inspect the thing seized by an authorised person and, if it is a document, to copy it.	Section 44B(1) Tobacco and Other Smoking Products Act 1998	12/02/2020 OM12/02/20	
<b>Torres Strait Islander Cultural Heritage Act 2003</b>					
2592	Chief Executive Officer	Power, in the circumstances set out in subsection (1), to take all reasonable and practicable steps to ensure that the human remains are taken into the custody of the chief executive.	Section 17(2) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2593	Chief Executive Officer	Power, in the circumstances set out in subsection (1), to advise the chief executive of the existence and location of the human remains and give the chief executive all details that the chief executive reasonably requires.	Section 18(2) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2594	Chief Executive Officer	Power, as a person who carries out an activity, to take all reasonable and practicable measures to ensure the activity does not harm Torres Strait Islander cultural heritage.	Section 23(1) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2595	Chief Executive Officer	Power to consult with the Minister about cultural heritage duty of care guidelines.	Section 28(2) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2596	Chief Executive Officer	Power, as a person who is involved in putting an approved cultural heritage management plan into effect, to take all reasonable steps to ensure the chief executive is advised about all Torres Strait Islander cultural heritage revealed to exist because of any activity carried out under the plan.	Section 30(1) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2597	Chief Executive Officer	Power, as a person who carries out an activity, to advise the chief executive of Torres Strait Islander cultural heritage revealed to exist because of the activity.	Section 31(1) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2598	Chief Executive Officer	Power to carry out a cultural heritage study and have its findings recorded in the register including all steps authorised or required by Part 6 of the Act for the purpose of carrying out the study, recording it in the register and objecting to the way the study is recorded in the register.	Sections 53, 56, 57, 58, 59, 60, 61, 62(2), 63(2), 64(2), 65(2), 67, 68, 69(2), 70, 71, 76, 77(2) and 153 Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2599	Chief Executive Officer	Power to consult with the Minister about guidelines to help people in choosing suitable methodologies for carrying out cultural heritage studies.	Section 54(3) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2600	Chief Executive Officer	Power, as the owner or occupier of land, to consult with the sponsor about obtaining access to the land and determine whether or not access should be given.	Section 70(3) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2601	Chief Executive Officer	Power to consult with the chief executive about a cultural heritage study.	Section 72(1)(c) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2602	Chief Executive Officer	Power to object to the Land Court to:- (a) the chief executive's recording in the register of the findings of a cultural heritage study; and (b) the chief executive's refusal to record in the register the findings of a cultural heritage study.	Section 76 Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2603	Chief Executive Officer	Power to develop, reach agreement on and seek approval for a cultural heritage management plan including all steps authorised or required by Part 7 of the Act for the purpose of developing, reaching agreement on and seeking approval of the plan and objecting to any refusal to approve the plan.	Sections 82, 83, 91, 92, 93, 94, 95, 96, 97(2), 98(2), 99(2), 100, 101, 103, 104, 105, 106, 107, 109(5), 111, 112, 113, 114, 115, 116, 117(5) and 153 Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2604	Chief Executive Officer	Power to consult with the Minister about guidelines to help people in choosing suitable methodologies for developing cultural heritage management plans.	Section 85(3) Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
2605	Chief Executive Officer	Power, as the owner or occupier of land, to consult with a person who wishes to enter land to perform a cultural heritage activity about obtaining access to the land and to determine whether or not access should be given.	Section 153 Torres Strait Islander Cultural Heritage Act 2003	12/02/2020 OM12/02/20	
<b>Transport Infrastructure (Public Marine Facilities) Regulation 2011</b>					
2606	Chief Executive Officer	Power to manage the public marine facilities listed in schedule 1.	Section 5, 7, and Schedule 1 Transport Infrastructure (Public Marine Facilities) Regulation 2011	12/02/2020 OM12/02/20	
2607	Chief Executive Officer	Power, as a manager of a public marine facility, to give written approval for the use of the facility for a commercial purpose.	Section 6(b)(i) Transport Infrastructure (Public Marine Facilities) Regulation 2011	12/02/2020 OM12/02/20	
2608	Chief Executive Officer	Power, as a manager of a non-State managed boat harbour, to pay to the chief executive the fees stated in schedule 3 for each mooring in the boat harbour.	Section 79 Transport Infrastructure (Public Marine Facilities) Regulation 2011	12/02/2020 OM12/02/20	
2609	Chief Executive Officer	Power, as a manager of a non-State managed boat harbour, to ask the chief executive to enter into another arrangement for the payment of fees under section 79.	Section 81(2) Transport Infrastructure (Public Marine Facilities) Regulation 2011	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>Transport Infrastructure (Rail) Regulation 2006</b>					
2610	Chief Executive Officer	Power, as a railway manager, to give permission to persons with regards to the following:- (a) playing a musical instrument or operating sound equipment on a railway; or (b) publicly and personally selling anything, seeking business or conducting a survey on a railway; or (c) operating a gate at a railway crossing in a way other than opening, closing and securing the gate; or (d) going onto a railway track; or (e) loading luggage onto rolling stock; or (f) do an act or make an omission contrary to all or any of sections 26 to 30.	Sections 6(2)(b), 14(2), 16(5), 17(c), 25(2)(b) and 31 Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2611	Chief Executive Officer	Power, as a railway manager, to:- (a) supply alcohol to persons on a railway; or (b) give permission to person to drink alcohol on a railway; and (c) to set aside an area for persons to drink alcohol.	Section 8(1) Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2612	Chief Executive Officer	Power, as a railway manager, to direct a person displaying coloured light on or near a railway, and which interferes with the safe operation of the railway, to remove or screen the light.	Section 10 (1) Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2613	Chief Executive Officer	Power, as a railway manager, to provide an entrance or exit for a railway for the purpose of entering or exiting the railway.	Section 11(1) Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2614	Chief Executive Officer	Power, as a railway manager, to take reasonable and necessary steps to move property abandoned or left on a railway.	Section 18 Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2615	Chief Executive Officer	Power, as a railway manager, to recover Council's reasonable expenses of moving property abandoned or left on a railway, securely storing the property and publishing any newspaper notice for it from the person in charge of the property or the property's owner.	Section 21 Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2616	Chief Executive Officer	Power to provide written directions to a railway manager or operator regarding the release of property abandoned or left on a railway.	Section 22 Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2617	Chief Executive Officer	Power, as a railway manager, to dispose of property Council reasonably considers to have been abandoned.	Section 23 Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2618	Chief Executive Officer	Power, as a railway manager, to waive part or all of the expenses reasonably incurred by Council in moving and disposing of property abandoned or left on a railway.	Section 23(6) Transport (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2619	Chief Executive Officer	Power, as a railway manager, to impose relevant conditions on a permission provided under section 31.	Section 32 Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
2620	Chief Executive Officer	Power, as a railway manager, to deal with property moved under part 3 of the now repealed Transport Infrastructure (Rail) Regulation 1996 as if the repealed regulation had not been repealed.	Section 42 Transport Infrastructure (Rail) Regulation 2006	12/02/2020 OM12/02/20	
<b>Transport Infrastructure (State Controlled Roads) Regulation 2017</b>					





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2621	Chief Executive Officer	Power, where given a notice by the chief executive, to give the chief executive further information required to decide an application for an approval mentioned in section 50(2)(a) of the Act.	Section 14(2) Transport Infrastructure (State Controlled Roads) Regulation 2017	17/03/2021 OM26/03/21	
<b>Transport Infrastructure Act 1994</b>					
2622	Chief Executive Officer	Power to consult with the chief executive concerning the development of a roads implementation program if the chief executive believes that Council would be affected by the program.	Section 11(4) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2623	Chief Executive Officer	Power to consult with the chief executive concerning the development of a rail implementation program if the chief executive believes that Council would be affected by the program.	Section 14(3)(a) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2624	Chief Executive Officer	Power to consult with the chief executive concerning the development of implementation programs for miscellaneous transport infrastructure if the chief executive believes that Council would be affected by the programs.	Section 17(4) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2625	Chief Executive Officer	Power to prepare and make submissions to the Minister in relation to any declaration, or revocation of a declaration that a road or route, or part of road or route, is a State- controlled road.	Section 25(b) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2626	Chief Executive Officer	Power, as a railway manager, to:- (a) consult with, and make submissions to, the Minister before a declaration is made making a road or route, or part of a road or route, that crosses rail corridor land and continues on the other side of the rail corridor land a State- controlled road; (b) construct, maintain and operate a railway on a declared common area in a way not inconsistent with its use as a State-controlled road; (c) make an agreement with the chief executive regarding the State-controlled road on the common area.	Section 26 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2627	Chief Executive Officer	Power to prepare and make submissions to the Minister in relation to any declaration or revocation of declaration that the whole or a part of a State-controlled road is a motorway.	Section 27(3)(b) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2628	Chief Executive Officer	Power to enter into contracts with the chief executive in respect of road works, other works or the operation of State-controlled roads within and outside Council's local government area.	Section 29 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2629	Chief Executive Officer	Power To make a sharing arrangement with the chief executive for the costs of:- (a) acquisition of land for transport infrastructure; (b) road works on a State-controlled road; (c) other works that contribute to the effectiveness and efficiency of the road network; or (d) the operation of a State-controlled road; including all necessary preliminary costs associated with acquisition, works, or operation.	Section 32 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2630	Chief Executive Officer	Power to apply for an approval to carry out road works on a State-controlled road or interfere with a State-controlled road or its operation.	Section 33(2) Transport Infrastructure Act 1994	17/03/2021 OM26/03/21	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2631	Chief Executive Officer	Power, as an owner or occupier of land, to provide written approval agreeing to <u>the proposed temporary occupier, occupying or using the land under section 35</u> . <del>allow the chief executive to enter and occupy or use the land to undertake road works after service of notice for temporary occupation and use of land.</del>	<i>Section 36(1) and (4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
	Chief Executive Officer	<u>Power, as an owner or occupier of land, to make submissions to the proposed temporary occupier about the accommodation works or land management activities proposed to be carried out on the land.</u>	<i>Section 36(4) Transport Infrastructure Act 1994</i>		
2632	Chief Executive Officer	Power, as an owner of land, to give notice to the chief executive claiming compensation for physical damage caused by the temporary entry, occupation, or use, or for the taking or consumption of material.	<i>Section 37 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2633	Chief Executive Officer	Power to enter into agreements with the chief executive in relation to <u>funding for road works on Council's roads.</u>	<i>Section 40 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2634	Chief Executive Officer	Power to enter into a financial arrangement with the chief executive for improvements to State-controlled roads that would be beneficial to Council's road network.	<i>Section 41 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2635	Chief Executive Officer	Power to obtain the chief executive's written approval for consent to carry out road works or make changes to the management of a Council road if conditions under subsection (1) apply.	<i>Section 42 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2636	Chief Executive Officer	Power to apply and enforce conditions to proposed road works or changes to the management of a Council road.	<i>Section 42(5) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2637	Chief Executive Officer	Power to obtain the chief executive's written consent to the erection, alteration or operation of an advertising sign or device that would be:- (a) visible from a motorway; (b) beyond the boundaries of the motorway; and (c) reasonably likely to create a traffic hazard; and on conditions that comply with fixed criteria.	<i>Section 43 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2638	Chief Executive Officer	Power to apply conditions to the erection, alteration or operation of an advertising sign or device.	<i>Section 43(4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2639	Chief Executive Officer	Power to exercise all the powers Council may exercise for a local government road in its area in relation to State-controlled roads in its area.	<i>Section 45 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2640	Chief Executive Officer	Power to apply for an approval to construct, maintain, operate or conduct ancillary works and encroachments on a State-controlled road.	<i>Section 50(3) Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2641	Chief Executive Officer	Power, as an owner of ancillary works and encroachments, to enter into an agreement with the chief executive for a contribution towards the cost of the alteration, relocation, making safe or removal of the ancillary works and encroachments.	<i>Section 52(6) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	



**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2642	Chief Executive Officer	Power to make submissions to the chief executive concerning a proposal to publish a gazette notice to make, amend or revoke a declaration or to make, amend or replace a policy for limited access roads.	<i>Section 55 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2643	Chief Executive Officer	Power to make an application to the chief executive to make a written decision stating any of the matters provided in sub-subsections (a)-(k) concerning access between 1 or more State-controlled roads and particular adjacent land which Council has an interest in.	<i>Section 62(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2644	Chief Executive Officer	Power to ask the chief executive, in writing, to give Council a copy of any decision in force under section 62(1) for land that Council has an interest in.	<i>Section 67A Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2645	Chief Executive Officer	Power, as an owner or occupier of land, to enter into an agreement with the chief executive for:- (a) the supply by the chief executive of, or a contribution towards the supply by the chief executive of, alternative road access works between a State-controlled road and Council's land or between Council's land and another road; or (b) the carrying out, or contributions towards the carrying out of, other works in relation to Council's land.	<i>Section 72(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2646	Chief Executive Officer	Power, as an owner or occupier of land, to recover, as a debt from the chief executive, compensation for the diminution in land value because of the prohibition or change made to the access between a State-controlled road and Council's land.	<i>Section 73(4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2647	Chief Executive Officer	Power to enter into an agreement with the chief executive for the supply of roadside service centres, roadside rest facilities and other roadside businesses adjacent to or near State-controlled roads.	<i>Section 76 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2648	Chief Executive Officer	Power, as the owner of a public utility plant, to give the chief executive written notice of Council's intention to take action mentioned in section 80 on a State controlled road.	<i>Section 81 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2649	Chief Executive Officer	Power, as the owner of a public utility plant (whether existing or proposed), to arrange with the chief executive for the sharing of the costs, including preliminary costs, of all or any of the following:- (a) acquisition of land associated with the plant; or (b) construction, augmentation alteration or maintenance of the plant; or (c) construction of road works affected by the plant.	<i>Section 83 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2650	Chief Executive Officer	Power, as a railway manager, to consult with, and make submissions to, the Minister about an intended declaration under section 84A.	<i>Section 84B(2) Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2651	Chief Executive Officer	Power, as a railway manager for a rail corridor land that has been declared to be part of a common area, to construct, maintain and operate a railway on the common area in a way not inconsistent with its use as a toll road.	<i>Section 84B(4) Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2652	Chief Executive Officer	Power, as a railway manager for rail corridor land that has been declared to be part of a common area, to enter into an agreement with chief executive, or the lease holder for the particular State toll road corridor land, regarding the following:- (a) responsibility for maintaining a toll road, and the transport infrastructure relating to a toll road, on the common area; and (b) responsibility for the cost of removing road transport infrastructure from the common area and restoring the railway.	<i>Section 84B(5) Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2653	Chief Executive Officer	Power to claim compensation regarding land, in which Council has an interest but has been declared to be State toll road corridor land under section 84A, under the Acquisition of land Act 1967, section 12(5A) and (5B), and part 4 as if the interest were land taken by the State under that Act.	<i>Section 84D Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2654	Chief Executive Officer	Power, as a railway manager, to:- (a) consult with, and make submissions to, the Minister regarding the construction, maintenance or operation of a road, or part of a road, that crosses rail corridor land and continues on the other side of the rail corridor land; (b) construct, maintain and operate a railway on the common area in a way not inconsistent with its use as a franchised road; (c) enter into an agreement with the franchisee regarding the franchised road on the common area.	<i>Section 85A Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2655	Chief Executive Officer	Power, as a toll road operator, to recover, as a debt, from the driver the amount of any unpaid toll or user administration charge, subject to any applicable agreement made by Council.	<i>Section 94(2) Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2656	Chief Executive Officer	Power, as a toll road operator, to enter into an agreement with a person regarding the liability of a designated vehicle's driver for the toll payable at a toll plaza.	<i>Section 95(2) Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2657	Chief Executive Officer	Power, as a toll road operator, to give the registered operator of a vehicle a written notice requiring the registered operator, within the prescribed time for the notice— (a) to pay Council the deferred toll amount; or (b) to give Council the registered operator's statutory declaration containing the required information.	<i>Section 99 Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2658	Chief Executive Officer	Power, as a toll road operator, to give a single notice to a registered operator for notices under section 99 and 105ZH.	<i>Section 99AA Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2659	Chief Executive Officer	Power, as a toll road operator, to give written notice, in the approved form, under this section if Council has not received a deferred toll amount and it considers, on reasonable grounds, that a person other than the vehicle's registered operator has information that could help the toll road operator establish the name and address of the driver.	<i>Section 100 Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2660	Chief Executive Officer	Power to give a statutory declaration complying with subsection (3).	<i>Sections 100(2) and 105ZJ(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2661	Chief Executive Officer	Power, as a toll road operator, to give a written notice, in the approved form, under this section if Council has not received a deferred toll amount and it considers, on reasonable grounds, that Council has correctly identified the person who was the driver.	<i>Section 101 Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2662	Chief Executive Officer	Power, as a toll road operator, to give a single notice to a person for notices under section 101 and 105ZK.	<i>Section 101A Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2663	Chief Executive Officer	Power to disclose, allow access to, record or use personal information under certain circumstances.	<i>Sections 104(2) and 105ZN(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2664	Chief Executive Officer	Power to exercise all the powers of Council, including applying for the Minister's consent for a local government tollway, under Part 8 (Local Government Tollways). NOTE: Specific powers under this Part will need to be specified in the register if the powers are sub-delegated to a Council officer.	<i>Chapter 6, Part 8 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2665	Chief Executive Officer	Power, as a railway manager, to— (a) consult with, and make submissions to, the Minister about an intended declaration under section 105H; (b) construct, maintain and operate a railway on a declared common area in a way not inconsistent with its use as a local government tollway; (c) make an agreement with the chief executive regarding the local government tollway on the common area.	<i>Section 105I Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2666	Chief Executive Officer	Power to enter into a lease or sublease with another local government or person, respectively, concerning the use of local government tollway corridor land for a tollway.	<i>Section 105J(9) and (10) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2667	Chief Executive Officer	Power, as a person with an interest in land declared to be a local government tollway corridor land under section 105H, to claim compensation under the <i>Acquisition of Land Act 1967</i> , section 12(5A) and (5B) and part 4 as if the interest were land taken by the State under that Act.	<i>Section 105JA(3) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2668	Chief Executive Officer	Power, as a public utility provider, to do the following on local government tollway corridor land— (a) build, replace or take away, or alter, other than for maintenance or repair, its public utility plant; (b) maintain or repair, or alter, for maintenance or repair, its public utility plant; (c) take reasonable steps to stop obstruction or potential obstruction to, or interference or potential interference with, its public utility plant; (d) seek written agreement from the local government for whom the declaration of the local government tollway corridor land was made; (e) in the interests of public safety, carry out urgent maintenance of its public utility plant on local government tollway corridor land without the written agreement of the local government.	<i>Section 105N Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2669	Chief Executive Officer	Power, as a public utility provider, to ask another local government for information about lines and levels for planned local government tollway infrastructure on local government tollway corridor land.	Section 105O(1) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2670	Chief Executive Officer	Power, as a public utility provider, to make an agreement with a local government regarding the reduction in cost of replacing or reconstructing a public utility plant.	Section 105X(4) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2671	Chief Executive Officer	Power to enter into a local government tollway franchise agreement with another local government.	Section 105Y Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2672	Chief Executive Officer	Power, as an owner or occupier of land, to allow the chief executive to enter the land by giving written consent to the chief executive.	Section 109A(4)(a) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2673	Chief Executive Officer	Power to apply to the chief executive for a rail feasibility investigator's authority for an area of land.	Section 110 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2674	Chief Executive Officer	Power:- (a) as an owner or occupier of land, to consent to an investigator or an associated person to enter onto land; or (b) as an authorised investigator, to enter land, with the owner's or occupier's consent; for the purpose of investigating the land's potential and suitability as a rail corridor.	Section 114(3)(a) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2675	Chief Executive Officer	Power, as an authorised investigator, to allow an associated person to act under the investigator's authority.	Section 115(1) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2676	Chief Executive Officer	Power, as an owner or occupier of land, to ask person who has entered, is entering, or is about to enter Council's land under an authority for the person's identification or about the person's authority to enter Council's land.	Sections 115(4) and 408(4) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2677	Chief Executive Officer	Power, as an authorised investigator, to do anything necessary or desirable to minimise damage to the land or inconvenience to the land's owner or occupier.	Section 117(b) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2678	Chief Executive Officer	Power, as an owner or occupier of land, to:- (a) claim compensation from the relevant person for the loss or damage arising out of an entry onto land, any use made of the land, anything brought onto the land, or anything done or left on the land in connection with the relevant person's authority; (b) require the relevant person to carry out works to rectify, within a reasonable time, the damage after the relevant person has finished investigating the land under the authority; or (c) require the relevant person to carry out works to rectify the damage and claim compensation from the investigator for any loss or damage not rectified.	Section 118 (1) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2679	Chief Executive Officer	Power:- (a) as an owner or occupier of land, to make an agreement with the relevant person with regards to the amount of compensation; or (b) as an authorised investigator, to make an agreement with owner or occupier of the land with regards to the amount of compensation.	Section 118(4)(a) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2680	Chief Executive Officer	Power, as an owner of land, to agree to allow an applicant for accreditation as a railway manager and/or operator to access the land where the railway is constructed or is proposed to be constructed.	Section 126(2)(d)(i) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2681	Chief Executive Officer	Power, as an owner or occupier of land, to agree to allow the chief executive or an accredited person to take or use the material on Council's land.	Section 165(c) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2682	Chief Executive Officer	Power, as an owner or occupier of land, to give written notice to the chief executive or an accredited person regarding:- (a) a claim for compensation for the loss or damage caused by the entry or railway works carried out on Council's land; (b) a claim for compensation for the taking or use of materials; (c) a requirement that the accredited person carry out works in restitution for the damage; or (d) a requirement that the accredited person carry out works in restitution for the damage and a claim for compensation for any loss or damage not restituted.	Section 166(1) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2683	Chief Executive Officer	Power to seek the chief executive's written approval to carry out works near a railway.	Section 168 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2684	Chief Executive Officer	Power, as an owner or occupier of land, to make an agreement with an authorised person to allow the authorised person to enter Council's land and inspect railway works.	Section 168(7)(b) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2685	Chief Executive Officer	Power, as a railway manager, to— (a) temporarily close or regulate a railway crossing if satisfied it is necessary because of an immediate threat to— (i) the safety of the railway; or (ii) the public using it or who may use it; (b) construct a substitute crossing if Council decides to close or regulate a crossing.	Section 169 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2686	Chief Executive Officer	Power, as an occupier of a place, to consent to the entry of a rail safety officer into the place.	Section 178(1)(a) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2687	Chief Executive Officer	Power, as an occupier of a place, to sign an acknowledgement of Council's consent to	Section 179(3) and (5) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2688	Chief Executive Officer	Power, as a railway manager, to enter into a sublease with the chief executive for rail corridor land or non-rail corridor land.	Section 240(4) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2689	Chief Executive Officer	Power, as a railway manager, to make an agreement with the chief executive to renew a sublease for a section of rail corridor land before or immediately after its expiry.	Section 240B(2A) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2690	Chief Executive Officer	Power to make an agreement with the chief executive, or commence proceedings in a court, for compensation to be paid to Council because of the revocation of an unregistered right in a railway manager's sublease for a section of rail corridor land.	Section 240B (5)-(7) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2691	Chief Executive Officer	Power to enter into a sublease with the chief executive for a section of non-rail corridor land.	Section 240D Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2692	Chief Executive Officer	Power, as an owner of land, to seek and negotiate with the railway manager a right of access across a proposed railway if Council's land is adjacent to the relevant land or Council has access over the relevant land.	Section 240E(2) and (3) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2693	Chief Executive Officer	Power, as a railway manager or as an owner of land, to ask the chief executive, if an agreement regarding right of access cannot be made, to decide whether a right of access across the proposed railway should be granted.	Section 240E(5) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2694	Chief Executive Officer	Power, as a railway manager or an owner of land, to give the chief executive the information the chief executive requires in deciding whether to grant a right of access across the proposed railway.	Section 240E(7) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2695	Chief Executive Officer	Power, as a railway manager of a rail corridor land or as a right of access holder, to agree to cancel the right of access to the land.	Section 240F(3)(a) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2696	Chief Executive Officer	Power, as a railway manager of a rail corridor land or as an owner of land, to enter into an agreement in relation to the compensation payable for the cancellation of a right of access across a rail corridor land.	Section 240F(4) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2697	Chief Executive Officer	Power, as an owner of land, to commence proceedings in the Land Court for compensation.	Section 240F(6) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2698	Chief Executive Officer	Power, as a railway manager, to grant a sublicence in relation to an easement described in schedule 4 to a railway operator.	Section 241(3) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2699	Chief Executive Officer	Power, as a railway manager, to— (a) alter the rail transport infrastructure; and (b) manage the railway using the rail transport infrastructure, whether or not altered; and (c) operate, or authorise a railway operator to operate, rolling stock on the railway.	Sections 244(2)(b) and 244A(2)(b) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2700	Chief Executive Officer	Power:- (a) as a railway manager for rail corridor land or future railway land, to construct, maintain and operate a railway on the common area in a way not inconsistent with its use as a relevant road; (b) to construct, maintain and operate a local government tollway corridor land within a declared common area in a way not inconsistent with its use as a railway	Section 249(3)(a) and (b) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2701	Chief Executive Officer	Power:- (a) to make an agreement with the railway manager for a railway within a common area; or (b) as a railway manager, to make an agreement with a relevant person for a relevant road within a common area; regarding the costs of removing rail transport infrastructure from the common area and restoring the relevant road.	Section 249(5) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2702	Chief Executive Officer	Power:- (a) as a railway manager, to:- (i) in constructing or managing a railway, to alter the level of a road or require the authority responsible for the road to alter its level; (ii) make an agreement with the authority responsible for the road with regards to the responsibility for the payment of all reasonable expenses incurred in altering the road level; (iii) make an agreement with a person, whose land is directly affected by the road alteration, regarding the amount of compensation payable to the person; (iv) if an agreement cannot be reached with the person directly affected by the road alteration, make an application to a court with jurisdiction to make a decision on the amount of compensation; or (b) as an authority responsible for a road, to make an agreement with the railway manager with regards to the responsibility for the payment of all reasonable expenses incurred in altering the road level; or (c) as an occupier or owner of land that has been directly affected by the road alteration, to:- (i) make an agreement with the railway manager regarding the amount of compensation payable to Council; (ii) make an application to a court with jurisdiction to make a decision on the amount of compensation.	Section 250 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2703	Chief Executive Officer	Power to construct, maintain and operate a road on rail corridor land or non-rail corridor land, if permitted by the chief executive, by way of a bridge or other structure that allows the road to go over or pass under the relevant infrastructure on the land, or a crossing at the same level as the relevant infrastructure.	Section 253(1) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2704	Chief Executive Officer	Power, as a railway manager of rail corridor land or as a sublessee of non-rail corridor land, to consult with the chief executive before the chief executive makes a decision on proposed relevant infrastructure on rail corridor land or non-rail corridor land.	Section 253(3) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2705	Chief Executive Officer	Power, as a railway manager of rail corridor land or as a sublessee of non-rail corridor land, to continue to use the land and the airspace above the land, other than any land and airspace excluded by a condition of the permission.	Section 253(4) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2706	Chief Executive Officer	Power to enter into an agreement with the chief executive concerning the maintenance of a road and a bridge, structure or crossing constructed on rail corridor land or non-rail corridor land, as well as the costs of removing the bridge, structure or crossing when the road is no longer in use and the subsequent restoration of the relevant infrastructure on the land.	Section 253(7) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2707	Chief Executive Officer	Power:- (a) as a railway manager, to give written approval to a person seeking to interfere with the railway; or (b) to seek written approval from a railway's manager to interfere with the railway; and (c) to interfere with a railway provided that the interference is:- (i) with the railway manager's written approval; (ii) permitted or authorised under a right of access under sections 240E or 253, or under the Transport (Rail Safety) Act 2010; or (iii) otherwise approved, authorised or permitted under this Act or another Act.	Section 255(1) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2708	Chief Executive Officer	Power, as a railway manager, to require, by written notice, a person who has contravened section 255(1) to rectify the interference within a stated reasonable time, or to rectify the interference if the person fails to comply with the requirement.	Section 256 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2709	Chief Executive Officer	Power to make an application to the chief executive to make a change to the management of a local government road.	Section 258A Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2710	Chief Executive Officer	Power, as a railway manager, to construct and maintain a fence of substantially similar quality to any fence around the neighbouring land when the railway was constructed in order to satisfy its obligation under subsection (2)(b).	Section 260(3) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2711	Chief Executive Officer	Power, as an owner or occupier of land next to existing railway, or as a railway manager of the existing railway, to enter into an agreement for compensation for railway works with the railway manager or the owner or occupier of the land, respectively.	Section 260(4)(b) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2712	Chief Executive Officer	Power:- (a) as an owner or occupier of land adjacent to an existing railway, to carry out further works at Council's expense, with the railway manager's agreement, if Council considers that the works carried out under section 260 are insufficient for the convenient use of the land; or (b) as a railway manager of an existing railway:- (i) to agree to the further works proposed to be carried out by the owner or occupier of land adjacent to the existing railway at its expense; (ii) to require, by written notice given to the owner or occupier, the further works to be carried out under the supervision of a person nominated by Council and according to plans and specifications approved by Council.	Section 260(6) and (7) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2713	Chief Executive Officer	Power, as an owner or occupier of land adjacent to an existing railway, to cross the existing railway with Council's, and its employees' and agents', vehicles and livestock until the railway manager carries out the works pursuant to subsection (2), unless Council has received compensation for the works.	Section 260(9) and (11) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2714	Chief Executive Officer	Power, as a railway manager, to give written notice to the chief executive, at least 2 months before a preserved train path is allocated to a person, stating details of the proposed allocation.	Section 266A(2)(a) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2715	Chief Executive Officer	Power, as a railway manager, to make a submission against the imposition of a penalty pursuant to section 266C(2) in the way stated in the proposed penalty notice.	Section 266D Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2716	Chief Executive Officer	Power, as a railway manager, to appeal a penalty notice to the Supreme Court against the chief executive's decision to impose a penalty.	Section 266F Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2717	Chief Executive Officer	Power to exercise all the powers and functions of a port authority under Chapter 8 if Council is given management of a port under Chapter 8.	Section 273 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2718	Chief Executive Officer	Power, as an owner or occupier of land, to give permission to a person proposing to enter Council's land for purposes other than for the performance of urgent remedial work to facilitate or maintain the operation of busway transport infrastructure.	Section 299(4)(a) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2719	Chief Executive Officer	Power, as an owner or occupier of land, to claim compensation from the chief executive for loss or damage caused by the entry, occupation, or use, including by the taking or consumption of materials, of Council's land by the chief executive or a person authorised by the chief executive for purposes relating to busway transport infrastructure.	Section 300(2) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2720	Chief Executive Officer	Power, as an owner or occupier of land, to commence proceedings in the Land Court against the chief executive for compensation in the absence of a prior agreement between Council and the chief executive for compensation.	Section 300(4) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2721	Chief Executive Officer	Power to enter into a sublease with the State for an established busway, or a proposed busway, on busway land, including the power to negotiate, and agree upon, the terms of the sublease.	Section 303AA Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2722	Chief Executive Officer	Power to seek a licence from the chief executive in relation to busway land or busway transport infrastructure for any of the following purpose:- (a) construction, maintenance or operation of any thing on the land; (b) the use of the land or infrastructure for any purpose; (c) maintenance, management or operation of the land or infrastructure.	Section 303AB(1) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2723	Chief Executive Officer	Power, in relation to a licence granted under section 303AB(1), to:- (a) surrender the licence; and (b) mortgage, sublicense or transfer the licence with the consent of the chief executive.	Section 303AB(3A) and (4) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	





**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2724	Chief Executive Officer	Power, as an owner or occupier of busway land or busway transport infrastructure that is subject to a licence granted under section 303AB, to:- (a) claim compensation from the chief executive for loss or damage caused by a relevant activity, including by the taking or consumption of materials; and (b) enter into an agreement with the chief executive about the payment of compensation; or (c) in the absence of an agreement about the payment of compensation, commence proceedings in the Land Court for payment of compensation.	<i>Section 303AC(2) and (4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2725	Chief Executive Officer	Power to construct, maintain and operate a non-State controlled road on a busway common area.	<i>Section 303B(d) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2726	Chief Executive Officer	Power to:- (a) consult with the chief executive concerning the nature and extent of the alteration of the level of the road for busway transport infrastructure works, or the management or operation of a busway, before the alteration is commenced; and (b) make an agreement regarding the amount payable to Council for costs incurred by Council in altering the road level.	<i>Section 305(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2727	Chief Executive Officer	Power to construct, maintain, and operate a road located on busway land, if permitted by the chief executive, by way of a bridge or other structure that allows traffic to pass over or under the level at which buses use the busway land.	<i>Section 307(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2728	Chief Executive Officer	Power to make an agreement with the chief executive concerning the maintenance of a road and a bridge or other structure located on busway land, and the costs of removing the bridge or other structure once it is no longer in use and the subsequent restoration of the busway land.	<i>Section 307(5) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2729	Chief Executive Officer	Power to enter into a contract with the chief executive for the following:- (a) carrying out busway transport infrastructure works on a busway or on land that is intended to become a busway; or (b) carrying out other works that contribute to the effectiveness and efficiency of the busway network; or (c) carrying out the operation of a busway; or (d) which powers of Council are to be exercised by the chief executive and which powers are to be exercised by Council for the busway – even though the contracted works or operations, as stated in (a), (b) or (c), relate to areas outside Council's area.	<i>Section 308 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2730	Chief Executive Officer	Power, as an owner of land adjacent to a busway, to make a request to the chief executive for work to be carried out on the land and enter into a contract with the chief executive for the chief executive to carry out works on the land.	<i>Section 308(5) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2731	Chief Executive Officer	Power to enter into an arrangement with the chief executive for the sharing of costs, including preliminary costs, of— (a) acquiring land for busway transport infrastructure; or (b) busway transport infrastructure works on a busway; or (c) other works that contribute to the effectiveness and efficiency of the busway network; or (d) the operation of a busway.	<i>Section 308(10) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2732	Chief Executive Officer	Power to obtain the chief executive's written approval if Council intends to approve the erection, alteration or operation of any advertising sign or device that is visible from a busway and may reasonably create a traffic hazard, and the conditions applied by Council to the erection, alteration or operation of the sign or device do not comply with the chief executive's permission criteria.	<i>Section 309 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2733	Chief Executive Officer	Power, as a public utility provider, to do the following things on busway land:- (a) build, replace or take away, or alter, other than for maintenance or repair, its public utility plant; (b) maintain or repair, or alter, for maintenance or repair, its public utility plant; (c) take reasonable steps to stop obstruction or potential obstruction to, or interference or potential interference with, its public utility plant.	<i>Section 318(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2734	Chief Executive Officer	Power, as a public utility provider, to seek written agreement from the chief executive for Council to do the things mentioned in subsection (1).	<i>Section 318(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2735	Chief Executive Officer	Power, as a public utility provider, to carry out urgent maintenance of its public utility plant on busway land without the written agreement of the chief executive, if acting in the interests of public safety and Council:- (a) makes all reasonable attempts to obtain the chief executive's oral agreement to the carrying out of the maintenance; and (b) whether or not the chief executive's oral agreement is obtained, acts as quickly as possible to advise the chief executive of the details of the maintenance being carried out.	<i>Section 318(4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2736	Chief Executive Officer	Power, as a public utility provider, to make a request to the chief executive to give Council information about lines and levels for planned busway transport infrastructure on busway land necessary to enable Council to minimise possible adverse affects of the establishment of the infrastructure on Council's works.	<i>Section 319 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2737	Chief Executive Officer	Power, as a public utility provider, to enter into an agreement with the chief executive for the reduction of the cost to the chief executive for the replacement or reconstruction of a public utility plant owned by Council on busway land.	<i>Section 328(2)(b) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2738	Chief Executive Officer	Power to seek compensation from the chief executive for interference caused to land in which Council has an interest, or Council occupied land, by the establishment of busway transport infrastructure on busway land.	<i>Sections 332, 333 and 335 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2739	Chief Executive Officer	Power, as an owner or occupier of land, to enter into an agreement with the chief executive, with regards to the establishment or proposed establishment of busway transport infrastructure on busway land, for:- (a) the supply by the chief executive, or a contribution by the chief executive towards the supply, of works for alternative access for Council's land; or (b) the carrying out, or a contribution towards carrying out, of other works in relation to Council's land for the purpose of access for Council's land.	<i>Section 334(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2740	Chief Executive Officer	Power to:- (a) enter into an agreement with the chief executive concerning the period upon which an agreement for compensation is to be entered into between the parties; (b) enter into an agreement with the chief executive for compensation within 60 days of the compensation application or within an agreed period; and (c) make an application to the Land Court for compensation.	<i>Section 335(3) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2741	Chief Executive Officer	Power to apply to the chief executive for accreditation as the busway manager for a busway.	<i>Section 335AC Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2742	Chief Executive Officer	Power, as a busway manager, to apply to the chief executive for an amendment of the conditions of Council's accreditation as a busway manager.	<i>Section 335AJ Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2743	Chief Executive Officer	Power, as a busway manager, to show the chief executive officer that Council's accreditation should not be suspended or cancelled.	<i>Sections 335AL(2)(e) and 335AM(4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2744	Chief Executive Officer	Power, as a busway manager, to surrender Council's accreditation by written notice given to the chief executive.	<i>Section 335AO Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2745	Chief Executive Officer	Power to apply to the chief executive for authorisation as an authorised busway user for a busway.	<i>Section 337 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2746	Chief Executive Officer	Power, as an owner of a thing seized by a busway safety officer, to inspect the seized thing and, if it is a document, to copy it.	<i>Section 346V Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2747	Chief Executive Officer	Power to claim compensation from the State if Council incurs loss or expense because of the exercise, or purported exercise, of a power under relevant busway legislation, including, for example in complying with a requirement made of Council under chapter 9, part 6.	<i>Section 346Z Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2748	Chief Executive Officer	Power, as an owner or occupier of land, to give permission to the chief executive, or a person authorised by the chief executive, to enter, occupy, or use Council's land in order to perform work other than urgent remedial work to facilitate or maintain the operation of light rail transport infrastructure.	<i>Section 350(4)(a) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2749	Chief Executive Officer	Power, as an owner or occupier of land, to make a claim for compensation from the chief executive for loss or damage caused by the entry, occupation, or use, including by the taking or consumption of materials, of Council's land by the chief executive or a person authorised by the chief executive for purposes relating to light rail transport infrastructure.	<i>Section 351(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2750	Chief Executive Officer	Power, as an owner or occupier of land, to commence proceedings in the Land Court against the chief executive for compensation in the absence of a prior agreement between Council and the chief executive for compensation.	<i>Section 351(4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2751	Chief Executive Officer	Power, as a light rail manager, to:- (a) enter into a sublease with the State for an established light rail, or a proposed light rail, on light rail land, including the power to negotiate, and agree upon, the terms of the sublease, such as an option to renew; and (b) if Council attaches light rail transport infrastructure to the land subject of the original sublease, and subsequent subleases, enter into an agreement with the chief executive concerning ownership of the infrastructure.	<i>Section 355 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2752	Chief Executive Officer	Power to seek a licence from the chief executive in relation to light rail land or light rail transport infrastructure for any of the following purposes— (a) construction, maintenance or operation of any thing on the land; (b) the use of the land or infrastructure for any purpose, including, for example, a commercial or retail purpose; (c) maintenance, management or operation of the land or infrastructure.	<i>Section 355A(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2753	Chief Executive Officer	Power, in relation to a licence granted under section 355A(1), to:- (a) surrender the licence; and (b) mortgage, sublicense or transfer the licence with the consent of the chief executive.	<i>Section 355A(3A) and (4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2754	Chief Executive Officer	Power, as an owner or occupier of light rail land or light rail transport infrastructure that is subject to a licence granted under section 355A, to:- (a) claim compensation from the chief executive for loss or damage caused by a relevant activity, including by the taking or consumption of materials; and (b) enter into an agreement with the chief executive about the payment of compensation; or (c) in the absence of an agreement about the payment of compensation, commence proceedings in the Land Court for payment of compensation.	<i>Section 355B(2) and (4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2755	Chief Executive Officer	Power to:- (a) consult with the chief executive concerning the nature and extent of the alteration of the level of the road for light rail transport infrastructure works, or the management or operation of a light rail, before the alteration is commenced; and (b) make an agreement regarding the amount payable to Council for costs incurred by Council in altering the road level.	Section 357(2) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2756	Chief Executive Officer	Power to construct, maintain, and operate a road located on light rail land, if permitted by the chief executive, which consists of a bridge or other structure to allow traffic to pass over the level at which light rail vehicles use the light rail land or a structure that allows traffic to pass under the level that light rail vehicles use the light rail land.	Section 358(1) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2757	Chief Executive Officer	Power, as a light rail manager, to consult with the chief executive before the chief executive makes a decision regarding whether to give permission under subsection (1).	Section 358(2) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2758	Chief Executive Officer	Power to make an agreement with the chief executive in relation to the following:- (a) maintenance of a road and a bridge or other structure located on light rail land; (b) the costs of removing the bridge, or other structure, once it is no longer in use; and (c) restoring the light rail land following the removal of the bridge or other structure.	Section 358(6) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2759	Chief Executive Officer	Power, as a light rail manager, to consult with the chief executive before a designation under subsection (1) is made.	Section 359(3) Transport	12/02/2020 OM12/02/20	
2760	Chief Executive Officer	Power to consult with the chief executive before the chief executive includes any directions in the gazette notice designating light rail land as light rail land that is to be used as a road under the control of Council.	Section 359(6) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2761	Chief Executive Officer	Power, as a light rail manager, to consult with the chief executive before a designation under subsection (1) is made.	Section 360(3) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	





**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2762	Chief Executive Officer	Power to enter into a contract with the chief executive for the following:- (a) carrying out light rail transport infrastructure works on a light rail or on land that is intended to become a light rail; or (b) carrying out works on land affected by a light rail or proposed light rail, including, for example, road works on a road; or (c) carrying out other works that contribute to the effectiveness and efficiency of the light rail network; or (d) carrying out the operation of a light rail; or (e) carrying out the operation of a public passenger service using light rail transport infrastructure; or (f) which powers of Council are to be exercised by the chief executive and which are to be exercised by Council for the light rail – even though the contracted works or operations, as stated in (a)-(e), relate to areas outside Council's area.	<i>Section 360A Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2763	Chief Executive Officer	Power, as an owner of land adjacent to a light rail, to make a request to the chief executive for work to be carried out on the land and enter into a contract with the chief executive for the chief executive to carry out works on the land.	<i>Section 360A(5) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2764	Chief Executive Officer	Power to enter into an arrangement with the chief executive for the sharing of costs, including preliminary costs, of:- (a) acquiring land for light rail transport infrastructure; or (b) light rail transport infrastructure works on a on a light rail or land that is intended to become a light rail; or (c) works on land affected by a light rail or a proposed light rail, including, for example, road works on a road; or (d) other works that contribute to the effectiveness and efficiency of the light rail network; or (e) the operation of a light rail; or (f) the operation of a public passenger service using light rail transport infrastructure.	<i>Section 360A(10) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2765	Chief Executive Officer	Power, as a light rail manager, to:- (a) give written approval to allow a person to interfere with light rail transport infrastructure or light rail transport infrastructure works; and (b) consult with the chief executive before approval is given.	<i>Section 362(1)(a) and (4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2766	Chief Executive Officer	Power, as a light rail manager, to give a written notice to a person who has interfered with light rail transport infrastructure, or light rail transport infrastructure works, requiring the person to rectify the interference, following consultation with the chief executive.	<i>Section 363(2) and (3) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2767	Chief Executive Officer	Power, as a light rail manager, to:- (a) rectify an interference with light rail transport infrastructure or light rail transport infrastructure works; and (b) recover the reasonable costs of rectifying the interference as a debt from the person who was given written notice of the interference.	<i>Section 363(6) and (8) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2768	Chief Executive Officer	Power, as a public utility provider, to do the following on light rail land:- (a) build, replace or take away, or alter, other than for maintenance or repair, its public utility plant; (b) maintain or repair, or alter, for maintenance or repair, its public utility plant; (c) take reasonable steps to stop obstruction or potential obstruction to, or interference or potential interference with, its public utility plant.	<i>Section 366(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2769	Chief Executive Officer	Power, regarding the matters mentioned in subsection (1) of the section:- (a) as a public utility provider, to seek written agreement from each light rail authority for the light rail land for Council to undertake the activities; or (b) as a light rail authority, to agree in writing to activities a public utility provider seeks to undertake.	<i>Section 366(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2770	Chief Executive Officer	Power, as a public utility provider, to carry out urgent maintenance of its public utility plant on light rail land without written agreement of each light rail authority for the light rail land, if acting in the interests of public safety and if Council:- (a) makes all reasonable attempts to obtain each authority's oral agreement to the carrying out of the maintenance; and (b) whether or not each authority's oral agreement is obtained, acts as quickly as possible to advise each authority of the details of the maintenance being carried out.	<i>Section 366(4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2771	Chief Executive Officer	Power, as a public utility provider, to make a request to the chief executive to give Council information about lines and levels for planned light rail transport infrastructure on light rail land necessary to enable Council to minimise possible adverse affects of the establishment of the infrastructure on Council's works.	<i>Section 367 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2772	Chief Executive Officer	Power, as a light rail authority for light rail land, to consult with a public utility provider regarding a proposal by the provider to replace the whole or a substantial proportion of its public utility plant on light rail land.	<i>Section 368 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2773	Chief Executive Officer	Power, as a light rail authority, to require a public utility provider, at the provider's cost and within the time stated in a written notice, to take action to remedy an action undertaken by the provider pursuant to section 366(1) of the Act:- (a) without the written or oral agreement of Council; or (b) in a way inconsistent with an agreement between Council and the provider.	Section 369(2) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2774	Chief Executive Officer	Power, as a light rail authority, to arrange for action the authority considers necessary to remedy the action undertaken by a public utility provider pursuant to section 366(1), should the provider fail to comply with subsection (2) notice.	Section 369(5) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2775	Chief Executive Officer	Power, as a light rail authority, to ask a public utility provider owning public utility plant located on light rail land to give information defining the location of the plant.	Section 371(2) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2776	Chief Executive Officer	Power, as a light rail authority, to agree to be liable for any damage to public utility plants located on light rail land.	Sections 372, 373 and 374 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2777	Chief Executive Officer	Power, regarding replacement or reconstruction of a public utility plant on light rail land:- (a) as a light rail manager, to enter into an agreement with a public utility provider for the reduction of the cost to Council of the replacement or reconstruction of public utility plant owned by the provider; or (b) as a public utility provider, to enter into an agreement with a light rail authority for the reduction of the cost to the authority of the replacement or reconstruction of a public utility plant owned by Council.	Section 376(2)(b) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2778	Chief Executive Officer	Power, as a light rail manager, to give permission to a person to be on light rail, light rail land, light rail transport infrastructure or light rail transport infrastructure works site.	Section 377 Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2779	Chief Executive Officer	Power to enter into a light rail franchise agreement with the Minister.	Section 377B Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2780	Chief Executive Officer	Power to give the Minister a written notice claiming that part of a light rail franchise agreement or an amendment to the agreement should be treated as confidential on the grounds of commercial confidentiality.	Section 377D(2)(a) Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2781	Chief Executive Officer	Power to:- (a) apply to the chief executive for compensation for compensable taking of overhead wiring easement or compensable overhead wiring damage; or (b) make an agreement with the chief executive to:- (i) allow a longer period during which a compensation application can be settled; or (ii) settle a compensation application; or (c) apply to the Land Court for the compensation.	Section 377R Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2782	Chief Executive Officer	Power to seek compensation from the chief executive for an interference with access to land, in which Council has an interest, caused by the establishment of light rail transport infrastructure.	<i>Sections 380 and 383(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2783	Chief Executive Officer	Power, as an owner or occupier of land, to enter into an agreement with the chief executive, with regards to the establishment or proposed establishment of light rail transport infrastructure on light rail land, for:- (c) the supply by the chief executive, or a contribution by the chief executive towards the supply, of works for alternative access for Council's land; or (d) the carrying out, or a contribution towards carrying out, of other works in relation to Council's land for the purpose of access for Council's land.	<i>Section 382(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2784	Chief Executive Officer	Power to enter into an agreement with the chief executive with regards to the period of time during which an agreement for compensation can be made for an act done under chapter 10, part 4, division 5.	<i>Section 383(3) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2785	Chief Executive Officer	Power to apply to the Land Court to decide a compensation claim under subsection (1).	<i>Section 383(3)(a) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2786	Chief Executive Officer	Power, as an affected person, to enter into negotiations with the person proposing a development under Chapters 9 or 10 with regards to the entry to Council land.	<i>Section 403(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2787	Chief Executive Officer	Power to apply to the chief executive for an investigator's authority for the land.	<i>Section 403(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2788	Chief Executive Officer	Power, as an affected person, to consult with the chief executive about the proposed entry onto Council's land by a person proposing a development under Chapters 9 or 10.	<i>Section 404(1)(a) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2789	Chief Executive Officer	Power:- (a) as an affected person, to give written consent to an investigator or an associated person of the investigator to enter Council's land; or (b) as an authorised investigator, to enter land with the affected person's written consent.	<i>Section 407(3) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2790	Chief Executive Officer	Power, as an authorised investigator, to allow an associated person of Council to act under Council's authority.	<i>Section 408(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2791	Chief Executive Officer	Power, as an affected person, to ask an individual who has entered, is entering or is about to enter Council's land under an investigator's authority for identification or about the individual's authority to enter the land.	<i>Section 408(4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2792	Chief Executive Officer	Power, as an investigator under chapter 11, to do anything necessary or desirable to minimise the damage or inconvenience to an affected person's land.	<i>Section 410(b) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2793	Chief Executive Officer	Power, as an affected person, to require the investigator, once the investigator has finished investigating, to rectify loss or damage suffered by Council as a consequence of:- (a) the investigator entering the land; (b) the use made of the land by the investigator; (c) anything brought onto the land by the investigator; or (d) anything done or left on the land by the investigator under its authority.	<i>Section 411(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2794	Chief Executive Officer	Power, as an affected person, to give the investigator a compensation notice for the loss or damage to Council's land that was not rectified.	<i>Section 411(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2795	Chief Executive Officer	Power, as an affected person or as an investigator under chapter 11, to:- (a) make an agreement with the other party in relation to the compensation payable as a result of the failure to rectify the affected person's land; or (b) make an application to the Land Court to decide the compensation amount.	<i>Section 412(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2796	Chief Executive Officer	Power, as an operational licensee, to:- (a) apply for an approval by a responsible entity to construct, maintain, use or operate miscellaneous transport infrastructure stated in the licensee's operational licence across, over or under an intersecting area and (b) subject to any approval conditions, construct, maintain, use or operate the miscellaneous transport infrastructure identified in the application across, over or under the area.	<i>Section 420 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2797	Chief Executive Officer	Power, as a responsible entity for an intersecting area, to grant or refuse an approval for an application by a licensee to construct, maintain, use, or operate miscellaneous transport infrastructure stated in the licensee's operational licence across, over, or under an intersecting area.	<i>Section 420(3) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2798	Chief Executive Officer	Power, as an operational licensee, to apply in writing to the Minister for an approval under section 420 should the responsible entity refuse the application or fail to grant the application within 20 business days after the application is made.	<i>Section 422 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2799	Chief Executive Officer	Power to impose reasonable conditions on an approval given to a licensee's application made by Council or the Minister.	<i>Section 423 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2800	Chief Executive Officer	Power to jointly, with a licensee applicant, appoint an independent arbitrator to resolve a dispute concerning approval conditions.	<i>Section 426(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2801	Chief Executive Officer	Power to make an application to the Minister and the Minister administering the <i>Sustainable Planning Act 2009</i> , if Council and the licensee applicant do not appoint an arbitrator within 10 business days of the giving of a dispute notice, to appoint an independent arbitrator to resolve a dispute concerning approval conditions.	<i>Section 426(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2802	Chief Executive Officer	Power, as an operational licensee, to make an agreement with the State regarding the ownership of miscellaneous transport infrastructure.	<i>Section 431 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2803	Chief Executive Officer	Power to commence proceedings against a licensee to claim an amount incurred by Council for the cost, damage, liability, or loss because of the existence, construction, maintenance, use or operation of the miscellaneous transport infrastructure by the licensee.	<i>Section 432(3) Transport Infrastructure Act 1994</i>	17/03/2021 OM26/03/21	
2804	Chief Executive Officer	Power, as an owner or occupier of land, to give permission to the chief executive, or a person authorised by the chief executive, to occupy or use Council's land for the purposes of Chapter 12.	<i>Section 434 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2805	Chief Executive Officer	Power, as an owner of land, to claim compensation from the chief executive for physical damage caused to Council's land by the entry, occupation, use, or for the taking or consumption of materials from the land under Chapter 12.	<i>Section 435 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2806	Chief Executive Officer	Power to apply to the chief executive for an exemption from complying with a provision of a regulation about transporting dangerous goods by rail	<i>Section 443(1) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2807	Chief Executive Officer	Power to help, or attempt to help, in a situation in which an accident or emergency involving dangerous goods happens or is likely to happen.	<i>Section 458 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2808	Chief Executive Officer	Power to consent to Council's appointment as a manager of a public marine facility.	<i>Section 459(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2809	Chief Executive Officer	Power, as the manager of a public marine facility, to exercise all its functions, powers and obligations under the <i>Local Government Act 2009</i> , and do anything Council considers necessary or convenient for the facility's effective and efficient management.	<i>Section 462 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2810	Chief Executive Officer	Power, as the manager of a public marine facility, to impose fees for the use of the facility, whether as a condition of an approval to use the facility or otherwise, and recover the fee as a debt owing to Council.	<i>Section 466 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2811	Chief Executive Officer	Power, as the manager of a public marine facility, to resign.	<i>Section 467 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2812	Chief Executive Officer	Power, as the manager of a public marine facility, to remove, within 3 months of its resignation or the revocation of the appointment, any improvements to the facility added by Council that do not form an integral part of the facility.	<i>Section 468 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2813	Chief Executive Officer	Power, as an occupier of a place, to give consent to an authorised person under Chapter 15 to enter the place.	<i>Section 475I Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2814	Chief Executive Officer	Power, as an occupier of a place, to sign an acknowledgement of the consent given to an authorised person under Chapter 15 to enter the place.	<i>Section 475J(3) and (5) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2815	Chief Executive Officer	Power to make submissions to the chief executive in relation to a proposed declaration of a transport interface management area.	<i>Section 475Z(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2816	Chief Executive Officer	Power to enter into a transport interface agreement for a transport interface.	<i>Section 475ZJ Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	

Council to CEO Delegation Register V3\_17 March 2021

209 of 25





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2817	Chief Executive Officer	Power, as an owner or occupier of land, to provide written agreement to a person authorised by the chief executive to enter the land and inspect Council works that threaten, or are likely to threaten, the safety or operational integrity of transport infrastructure.	<i>Section 476B(7)(b) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2818	Chief Executive Officer	Power, as an owner or occupier of land, to undertake the following concerning the entry onto Council land pursuant to section 476B(7):- (a) claim compensation for loss or damage caused by the entry on Council land; or (b) claim compensation for the taking or use of materials; or (c) require the chief executive to carry out works in restitution for the damage; or (d) require the chief executive to carry out works in restitution for the damage and then claim compensation for any loss or damage not restituted.	<i>Section 476C(2) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2819	Chief Executive Officer	Power, as an owner or occupier of land, to enter into an agreement with the chief executive with regards to the amount of compensation to be claimed by Council pursuant to subsection (2).	<i>Section 476C(4)(a) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2820	Chief Executive Officer	Power to appeal to the Minister against a notice requiring Council to give to the chief executive, or to a specified person, information on a particular issue relevant to the discharge of functions or the exercise of powers under the Act or the <i>Sustainable Planning Act 2009</i> .	<i>Section 477(4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2821	Chief Executive Officer	Power, as a relevant entity under this section and lease holder under the <i>Land Act 1994</i> of port land or land relating to a declared project that has been subleased to a person, to grant a concurrent sublease of all or part of the land to another person for all or part of the term of the lease.	<i>Section 477C Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2822	Chief Executive Officer	Power, as a relevant entity under this section and lease holder of land under the <i>Land Act 1994</i> in relation to a declared project, to grant a licence to enter and use the land.	<i>Section 477E Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2823	Chief Executive Officer	Power, as a holder, or proposed holder, of a licence to construct or establish transport infrastructure under the Act, to:- (a) seek consent from the chief executive allowing Council to submit a compliance management plan; and (b) submit a compliance management plan addressing 1 or more compliance matters for the licence.	<i>Section 477G Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2824	Chief Executive Officer	Power to retain penalties received or recovered by Council in relation to Council's tolling enforcement.	<i>Section 480(4) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2825	Chief Executive Officer	Power, as the manager of a public marine facility, to retain fees or other amounts recovered by Council pursuant to section 466 and not paid into the consolidated fund.	<i>Section 480(8) Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	
2826	Chief Executive Officer	Power to ask the chief executive to review a decision described in schedule 3 that has affected Council's interests.	<i>Section 485 Transport Infrastructure Act 1994</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2827	Chief Executive Officer	Power to apply to the Queensland Civil and Administrative Tribunal ("QCAT"), as provided under the QCAT Act, for a review of the chief executive's decision on a review under section 485.	Section 485A Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2828	Chief Executive Officer	Power to enter an appeal to the Planning and Environment Court against the chief executive's decision on a review under section 485.	Section 485B Transport Infrastructure Act 1994	12/02/2020 OM12/02/20	
2829	Chief Executive Officer	Power, as a railway manager, to make an agreement with the chief executive regarding the period in which it must give the chief executive a written notice identifying the preserved train paths relating to Council's railway.	Section 576(2)(b) Transport executive's decision on a review under section 485.	12/02/2020 OM12/02/20	
<b>Transport Operations (Road Use Management) Act 1995</b>					
2830	Chief Executive Officer	Power to install and remove official traffic signs on Council's roads, off-street regulated parking areas and, with the chief executive's written consent, on declared roads.	Section 69 Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
2831	Chief Executive Officer	Power to install official traffic signs where reasonably satisfied that there is a danger, hindrance, obstruction to traffic or other emergency.	Section 71 Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
2832	Chief Executive Officer	Power to take proceedings against a person who has committed an offence under section 74(1) of Transport Operations (Road Use Management) Act.	Section 74(2) Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
2833	Chief Executive Officer	Power to remove unauthorised traffic signs.	Section 75(1) Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
2834	Chief Executive Officer	Power to commence proceedings against a person who has injured one of Council's official traffic signs.	Section 76(1) Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
2835	Chief Executive Officer	Power to remove and detain at a place for safe keeping any vehicles, trams and animals and any goods, equipment or thing contained in, on or about the vehicle, tram or animal at the time of removal that are considered on reasonable grounds to be abandoned on a road or left on a road unattended or found on a road, where their presence is hazardous any vehicles, trams and animals that are abandoned on a road.	Section 100 Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
2836	Chief Executive Officer	Power to regulate parking in its area on a road (other than a declared road), on a declared road (with the chief executive's written permission) or on an off-street regulated parking area.	Section 101(1) Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
2837	Chief Executive Officer	Power to regulate parking by installing official traffic signs indicating how parking is regulated.	Section 102(1) Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
2838	Chief Executive Officer	Power to exercise control over land for use as an off-street parking area under an arrangement with a person who owns or has an interest in the land.	Section 104 Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
2839	Chief Executive Officer	Power to install a parking meter or park at area for a designated parking space if it is installed in a way specified by the MUTCD or approved by the chief executive.	Section 105(5) Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2840	Chief Executive Officer	Power to enter into an agreement with the commissioner of police in respect of annual or periodical payments to the commissioner of police for costs incurred in the carrying out of duties by police officers enforcing parking regulations.	Section 109(1) Transport Operations (Road Use Management) Act 1995	12/02/2020 OM12/02/20	
<b>Transport Operations (Road Use Management—Accreditation and Other Provisions) Regulation 2015</b>					
2841	Chief Executive Officer	Power to apply to an authorising officer for a special event permit for an event.	Section 125(1) Transport Operations (Road Use Management—Accreditation and Other Provisions) Regulation 2015	12/02/2020 OM12/02/20	
2842	Chief Executive Officer	Power to ensure the conditions of a special event permit are complied with.	Section 127 Transport Operations (Road Use Management—Accreditation and Other Provisions) Regulation 2015	12/02/2020 OM12/02/20	
2843	Chief Executive Officer	Power to apply to an authorising officer for a special circumstances permit (e.g. to breach a provision of the Queensland Road Rules to serve an infringement notice).	Section 128(1) Transport Operations (Road Use Management—Accreditation and Other Provisions) Regulation 2015	12/02/2020 OM12/02/20	
2844	Chief Executive Officer	Power to apply to the chief executive for a permit under section 132.	Section 132(1) Transport Operations (Road Use Management—Accreditation and Other Provisions) Regulation 2015	12/02/2020 OM12/02/20	
2845	Chief Executive Officer	Power to apply to the chief executive for written consent to drive a vehicle over the bridge or culvert.	Section 133(a) Transport Operations (Road Use Management—Accreditation and Other Provisions) Regulation 2015	12/02/2020 OM12/02/20	
<b>Transport Operations (Road Use Management—Road Rules) Regulation 2009</b>					
2846	Chief Executive Officer	Power to issue a commercial vehicle identification label for the purposes of stopping in a loading zone.	Section 179(1)(c) Transport Operations (Road Use Management—Road Rules) Regulation 2009	12/02/2020 OM12/02/20	
2847	Chief Executive Officer	Power to issue a permit to lead more than one animal on a road.	Section 301(4) Transport Operations (Road Use Management—Road Rules) Regulation 2009	12/02/2020 OM12/02/20	
<b>Transport Operations (Road Use Management—Vehicle Registration) Regulation 2010</b>					
2848	Chief Executive Officer	Power, as an eligible person, to request information about a vehicle from, and pay the relevant fee to, the chief executive.	Section 115(1) Transport Operations (Road Use Management—Vehicle Registration) Regulation 2010	17/03/2021 OM26/03/21	
2849	Chief Executive Officer	Power, as a local government toll road operator, to enter a written arrangement with the chief executive for the chief executive to give an extract from the register of information about a vehicle to an entity or person listed in section 116(1) or 116(2).	Sections 116(1) and 116(2) Transport Operations (Road Use Management—Vehicle Registration) Regulation 2010	17/03/2021 OM26/03/21	
<b>Trusts Act 1973</b>					
2850	Chief Executive Officer	Power, where appointed trustee for certain purposes, to administer trust property.	Section 116 Trusts Act 1973	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
<b>Waste Reduction and Recycling Act 2011</b>					
		NOTE: The State (via DERM as it was previously known) has delegated certain powers of the chief executive to local governments under section 263(1)(b) of the <i>Waste Reduction and Recycling Act 2011</i> . This has been done via: the Waste Reduction and Recycling (Local Government) Delegation (No. 1) 2015. The delegations specifically include the power to sub-delegate to an "appropriately qualified entity"			
2851	Chief Executive Officer	Power to make an exempt waste application to the chief executive.	<i>Section 28 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2852	Chief Executive Officer	Power to provide further information or documents for an exempt waste application if required by the chief executive.	<i>Section 29 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2853	Chief Executive Officer	Power to agree with the chief executive about extending the time for providing further information or documents for an exempt waste application.	<i>Section 29(2) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2854	Chief Executive Officer	Power, as the holder of an approval of waste as exempt waste, to request an amendment of the approval, and agree with the chief executive to the amendment of the approval.	<i>Section 33 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2855	Chief Executive Officer	Power, as the holder of an approval of waste as exempt waste, to make submissions in response to a notice from the chief executive about cancelling or amending the approval.	<i>Section 34(3)(e) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2856	Chief Executive Officer	Power, in conducting a recycling activity prescribed by regulation, to make a residue waste discounting application to the chief executive.	<i>Section 44(1) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2857	Chief Executive Officer	Power, as the applicant for a residue waste discounting application, to provide further information or documents for the application if required by the chief executive.	<i>Section 45 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2858	Chief Executive Officer	Power to agree with the chief executive about extending the time for providing further information or documents for a waste residue discounting application.	<i>Section 45(2) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2859	Chief Executive Officer	Power, as the holder of an approval of a discounted rate for the waste levy for residue waste, to request an amendment of the approval, and agree with the chief executive to the amendment of the approval.	<i>Section 49 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2860	Chief Executive Officer	Power, as the holder of an approval of a discounted rate for the waste levy for residue waste, to make submissions in response to a notice from the chief executive about cancelling or amending the approval.	<i>Section 50(3)(e) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2861	Chief Executive Officer	Power, as the operator of a waste disposal site, to receive and request delivery information for waste.	<i>Section 53 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2862	Chief Executive Officer	Power, as the operator of a resource recovery and transfer facility, to receive and request delivery information for waste.	<i>Section 54 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2863	Chief Executive Officer	Power, as the operator of a levyable waste disposal site, to pay the chief executive the waste levy, including any interest.	<i>Section 56 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2864	Chief Executive Officer	Power, as the operator of a waste disposal site in the waste levy zone, to ensure a weighbridge is installed and operates at the site, is brought back into operation if out of operation, and give notice to the chief executive where the weighbridge is out of operation and brought back into operation, as required by sections 56 and 57. NOTE: an exemption may apply until 30 June 2029 pursuant to chapter 16, part 3, division 2.	<i>Sections 56 and 57 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2865	Chief Executive Officer	Power to measure and record waste as required by sections 59, 60 and 61. NOTE: an exemption may apply until 30 June 2029 pursuant to chapter 16, part 3, division 2.	<i>Sections 59, 60 and 61 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2866	Chief Executive Officer	Power, as the operator of a waste disposal site, to agree with the chief executive about an alternative way to measure and record the waste.	<i>Section 60(3) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2867	Chief Executive Officer	Power, as the operator of a waste disposal site and where the chief executive has given Council a notice under section 63(2), to install, maintain and operate a monitoring system as required by the notice, and comply with sections 64, 65 and 66.	<i>Sections 63, 64, 65 and 66 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2868	Chief Executive Officer	Power, as the operator of a levyable waste disposal site, to carry out volumetric surveys, ensure volumetric surveys are carried out, and give the chief executive copies of the results of the volumetric surveys as required by sections 67, 68 and 69.	<i>Sections 67, 68 and 69 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2869	Chief Executive Officer	Power, as the operator of a levyable waste disposal site, to give the chief executive a waste data return.	<i>Section 72 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2870	Chief Executive Officer	Power, as the operator of a levyable waste disposal site, to keep the documents stipulated in section 72A.	<i>Section 72A Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2871	Chief Executive Officer	Power, as the operator of a levyable waste disposal site, to apply to the chief executive to enter a waste levy instalment agreement, and enter the agreement.	<i>Section 72C Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2872	Chief Executive Officer	Power, as the operator of a levyable waste disposal site, to apply to the chief executive for an amendment of a waste levy instalment agreement, and enter the amendment agreement.	<i>Section 72D Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2873	Chief Executive Officer	Power, as the operator of a levyable waste disposal site, to apply to the chief executive for an extension of time to pay a waste levy amount.	<i>Section 72G Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2874	Chief Executive Officer	Power, as the operator of a levyable waste disposal site, to apply to the chief executive for an extension of time to submit a waste data return and pay a waste levy amount.	<i>Section 72H Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2875	Chief Executive Officer	Power, as the operator of a levyable waste disposal site where the chief executive has decided an estimated waste levy amount under section 72J, to adjust the waste levy amount payable if a different amount is decided under a review of the chief executive's decision on the estimated waste levy amount.	<i>Section 72J(3)(c) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2876	Chief Executive Officer	Power, as the operator or former operator of a waste disposal site who is eligible for a bad debt credit, to apply to the chief executive for relief.	<i>Section 72L Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2877	Chief Executive Officer	Power to respond to a notice from the chief executive requiring further reasonable information or documents about the application for a bad debt credit.	<i>Section 72M(1) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2878	Chief Executive Officer	Power to agree with the chief executive about extending the time for providing the further information or documents.	<i>Section 72M(2) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2879	Chief Executive Officer	Power, as the operator of a waste disposal site, to declare an area within the site as a resource recovery area by giving the chief executive notice of a proposed resource recovery area.	<i>Sections 72R and 72S Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2880	Chief Executive Officer	Power, as the operator of a waste disposal site with a resource recovery area, to amend the declaration as a resource recovery area by giving the chief executive notice of the proposed amendment.	<i>Section 72U Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2881	Chief Executive Officer	Power, as the operator of a waste disposal site with a resource recovery area, to cancel the declaration as a resource recovery area by giving the chief executive notice of the proposed cancellation.	<i>Section 72V Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2882	Chief Executive Officer	Power, as the operator of a waste disposal site with a resource recovery area and where the chief executive proposes to revoke the declaration, to make submissions to the chief executive to show why the declaration should not be revoked.	<i>Section 72W Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2883	Chief Executive Officer	Power, as the operator of a waste disposal site with a resource recovery area, to keep the documents and results stipulated in section 72X.	<i>Section 72X Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2884	Chief Executive Officer	Power, as the operator of a resource recovery area at a waste disposal site in the waste levy zone, to carry out volumetric surveys, ensure volumetric surveys are carried out and give the chief executive a copy of the results of the volumetric survey as required by section 72Y. NOTE: section 72Y only applies from 01 June 2020.	<i>Section 72Y Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2885	Chief Executive Officer	Power, as the operator of a resource recovery area at a waste disposal site not in the waste levy zone, to carry out volumetric surveys, ensure volumetric surveys are carried out and give the chief executive a copy of the results of the volumetric survey as required by section 72Z.	<i>Section 72Z Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2886	Chief Executive Officer	Power, as the operator of a waste disposal site that has declared, or claims to have declared, a resource recovery area under section 72S, to ensure that the resource recovery area complies with section 73A(2).	<i>Section 73A Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2887	Chief Executive Officer	Power, as the operator of a waste disposal site that has declared a resource recovery area and there is a change to the physical barrier or points of access for the resource recovery area that does not change the boundaries of the area, to amend the plan of the waste disposal site, and give the chief executive notice and a copy of the amended plan.	<i>Section 73C(2) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2888	Chief Executive Officer	Power, as the operator of a waste disposal site that has declared a resource recovery area and there is a change to the recycling activities, to advise the chief executive of the change.	<i>Section 73C(3) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2889	Chief Executive Officer	Power, as the operator of a waste disposal site that has declared a resource recovery area and there is a change to the entity having responsibility for the operation of the resource recovery area, to advise the chief executive of the change.	<i>Section 73C(4) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2890	Chief Executive Officer	Power, as a local government affected by the waste levy, to receive an annual payment from the chief executive and use that payment to mitigate any direct impacts of the waste levy on households in Council's local government area.	<i>Sections 73D(1) and (2) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2891	Chief Executive Officer	Power, as a local government affected by the waste levy that receives an annual payment from the chief executive, to include a statement on rate notices that informs the ratepayer of the amount paid to the local government and the purpose of the payment.	<i>Section 73D(4) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2892	Chief Executive Officer	Power to apply to the chief executive for accreditation as scheme manager for a voluntary product stewardship scheme.	<i>Section 89 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2893	Chief Executive Officer	Power, as a participant in an accredited stewardship scheme, to amend the scheme by agreement with all other participants in the scheme.	<i>Section 95 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2894	Chief Executive Officer	Power, as scheme manager of an accredited stewardship scheme that the minister is proposing to revoke, to make written submissions to show why the proposed action to revoke the accreditation should not be taken.	<i>Section 97 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2895	Chief Executive Officer	Power to claim a refund amount for an empty container under chapter 4, part 3B, division 3, subdivision 1.	<i>Sections 99S(1) and 99U(1) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2896	Chief Executive Officer	Power, as the operator of a container refund point, to accept the container and pay the person the refund amount for the container.	<i>Section 99S(2) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2897	Chief Executive Officer	Power, as the operator of a container refund point, to:- (a) keep each refund declaration given to the operator for at least 5 years after the declaration was given; (b) for the proof of identity document mentioned in section 99T(3)(c) that accompanied the declaration, make a copy of the proof of identity document and keep the copy with the declaration for at least 5 years after the declaration was given; if asked by an authorised person - produce the declaration and copy of the proof of identity document for inspection by the authorised person.	<i>Section 99Y(1) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2898	Chief Executive Officer	Power, as the operator of a container refund point, to enter a container collection agreement with the Organisation.	<i>Section 99ZA Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2899	Chief Executive Officer	Power, as the operator of a container refund point, to claim a collection amount from the Organisation for containers collected.	<i>Section 99ZB Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2900	Chief Executive Officer	Power, as the operator of a material recovery facility, to enter a material recovery agreement with the Organisation.	<i>Section 99ZF Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2901	Chief Executive Officer	Power, as the operator of a material recovery facility, to claim the recovery amount from the Organisation.	<i>Section 99ZH Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2902	Chief Executive Officer	Power, as the operator of a material recovery facility, to comply with the recovery amount protocol.	<i>Section 99ZL Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2903	Chief Executive Officer	Power, as delegate of the chief executive administering the Act, to give a notice to an adult person.	<i>Section 110 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	As this power relates to Chapter 5, Part 2 of the Act.
2904	Chief Executive Officer	Power, as delegate of the chief executive administering the Act, to give a notice to an adult person.	<i>Section 111 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	As this power relates to Chapter 5, Part 2 of the Act.
2905	Chief Executive Officer	Power, as delegate of the chief executive administering the Act, to direct a responsible entity to collect material from premises.	<i>Section 112 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	As this power relates to Chapter 5, Part 2 of the Act.
2906	Chief Executive Officer	Power, as a local government, to prepare and implement a waste reduction and recycling plan (Nb. this obligation does not commence until 30 June 2015).	<i>Section 123 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2907	Cannot be delegated	Adoption of a waste reduction and recycling plan	<i>Section 125(1) Waste Reduction and Recycling Act 2011</i>		
2908	Cannot be delegated	Amendment of a waste reduction and recycling plan	<i>Section 127(1) Waste Reduction and Recycling Act 2011</i>		
2909	Chief Executive Officer	Power to make written submissions where the chief executive intends to prepare a waste reduction and recycling plan for the local government to address an aspect that is relevant to the local government.	<i>Section 128 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2910	Chief Executive Officer	Power, as a local government, to give the chief executive a report about the operation, in the financial year, of all the local government's waste reduction and recycling plans in force in its local government area (Nb. this obligation does not commence until 2 months after 30 June 2015).	<i>Section 147 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2911	Chief Executive Officer	Power, as a reporting entity, to give the chief executive a report about the entity's receiving, sorting, recycling, treatment or disposal of waste in the financial year.	<i>Section 152 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2912	Chief Executive Officer	Power to make a submission about a potential end of waste code	<i>Section 160 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2913	Chief Executive Officer	Power to make a submission about a draft end of waste code	<i>Section 165 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2914	Chief Executive Officer	Power to apply to amend an end of waste code.	<i>Section 168 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2915	Chief Executive Officer	Power, in relation to an end of waste code which the chief executive proposes to amend, cancel or suspend, to make written submissions about the proposed action.	<i>Section 172 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2916	Chief Executive Officer	Power to give the chief executive a notice stating that Council intends to become a registered resource producer for the code.	<i>Section 173B(1) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2917	Chief Executive Officer	Power to give the chief executive a notice in the approved form.	<i>Section 173B(3) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2918	Chief Executive Officer	Power to make a submission in response to a notice issued by the chief executive.	<i>Section 173D Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2919	Chief Executive Officer	Power to respond to a request for advice, comment or information about the operation of an end of waste code issued by the chief executive.	<i>Section 173H Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2920	Chief Executive Officer	Power to apply to the chief executive for an end of waste approval to conduct a trial for 1 kind of waste.	Section 173I Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2921	Chief Executive Officer	Power to comply with the conditions of an end of waste approval.	Section 173K Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2922	Chief Executive Officer	Power to apply to the chief executive to extend an end of waste approval.	Section 173L Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2923	Chief Executive Officer	Power to apply to the chief executive to amend an end of waste approval.	Section 173M Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2924	Chief Executive Officer	Power to apply to the chief executive to transfer an end of waste approval.	Section 173O Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2925	Chief Executive Officer	Power to respond to a request from the chief executive for advice, comment or information about the operation of Chapter 8, Part 3.	Section 173Q Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2926	Chief Executive Officer	Power to respond to a request from the chief executive for further information or documents required to decide an application under chapter 8A.	Section 173T Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2927	Chief Executive Officer	Power to respond to a show cause notice from the chief executive.	Section 173ZB Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2928	Chief Executive Officer	Power to surrender an approval by giving notice to the chief executive officer.	Section 173ZE Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2929	Chief Executive Officer	Power to respond to a notice from the chief executive requiring information about an approval.	Section 173ZF Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2930	Chief Executive Officer	Power, where given, or entitled to be given, an information notice for a decision, to apply to the chief executive for an internal review of the decision.	Section 175 Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2931	Chief Executive Officer	Power to, as delegate of the chief executive administering the Act, apply for an internal review of the decision.	Section 175 Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	As this power relates to sections 248(2) and 253(3) of the Act.
2932	Chief Executive Officer	Power to, as delegate of the chief executive administering the Act, extend the time for making an internal review application.	Section 176(2) Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	As this power relates to sections 248(2) and 253(3) of the Act.
2933	Chief Executive Officer	Power, where an internal review application has been made, to apply for a stay of the original decision.	Section 177 Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	
2934	Chief Executive Officer	Power to, as delegate of the chief executive administering the Act, conduct an internal review of the original decision and decide the internal review application.	Section 178 Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	As this power relates to sections 248(2) and 253(3) of the Act.
2935	Chief Executive Officer	Power to, as delegate of the chief executive administering the Act, give notice of an internal review decision.	Section 179 Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	As this power relates to sections 248(2) and 253(3) of the Act.
2936	Chief Executive Officer	Power, where given, or entitled to be given, a QCAT information notice under section 179 of the Waste Reduction and Recycling Act 2011, to apply to QCAT, under the QCAT Act, for external review of the decision.	Section 180 Waste Reduction and Recycling Act 2011	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2937	Chief Executive Officer	Power, as delegate of the chief executive administering the Act, to appoint a person as an authorised person.	<i>Section 183 Waste Reduction and Recycling Act 2011 and</i>	12/02/2020 OM12/02/20	Any appointment of an authorised person must be subject to the limitation that an authorised person can only exercise the powers in section 117 and Chapter 10 of the Act in relation to the following offences: - Chapter 5, Parts 1, 2 and 3, Division 1 and 2 of the Act; - Section 251(a); - Section 251(c); - Section 254; and - Section 264.
2938	Chief Executive Officer	Power, as delegate of the chief executive administering the Act, to issue an identity card to an authorised person.	<i>Section 187 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2939	Chief Executive Officer	Power, as delegate of the chief executive administering the Act, to give a show cause notice.	<i>Section 246 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	As this power relates to sections 103(1), 104(1), 107(1), 108, 109(1) or (2) and 112(2) of the Act.
2940	Chief Executive Officer	Power, as delegate of the chief executive administering the Act, to give a compliance notice.	<i>Sections 248 and 249 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	As this power relates to sections 103(1), 104(1), 107(1), 108, 109(1) or (2) and 112(2) of the Act.
2941	Chief Executive Officer	Power, as delegate of the chief executive administering the Act, to give a notice requiring the person to commission a waste audit and to provide a waste report on the audit.	<i>Sections 253 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	As this power relates to section 104 of the Act
2942	Chief Executive Officer	Power to bring a proceeding in a Magistrates Court for an order to remedy or restrain an offence against the Act. or a threatened or anticipated offence against the Act.	<i>Sections 261 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2943	Chief Executive Officer	Power, as an operator of a levyable waste disposable site, to apply to the chief executive for an exemption during the transition period from the requirements of section 57.	<i>Sections 317(2) Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2944	Chief Executive Officer	Power, as an operator of a levyable waste disposable site in the waste levy zone, to carry out a volumetric survey, ensure a volumetric survey is carried out, give a copy of the results of the volumetric survey to the chief executive, and keep a copy of the results as required by section 323.	<i>Sections 323 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
2945	Chief Executive Officer	Power, as an entity having responsibility for the operation of a resource recovery area for a waste disposal site in the waste levy zone, to carry out a volumetric survey, ensure a volumetric survey is carried out, give a copy of the results of the volumetric survey to the chief executive, and keep a copy of the results as required by section 324.	<i>Sections 324 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2946	Chief Executive Officer	Power, as an operator of a small site, to give the chief executive written notice of a proposed alternative methodology for measuring and recording waste at the site and implement that alternative methodology. NOTE: this section only applies until 30 June 2021.	<i>Sections 325 Waste Reduction and Recycling Act 2011</i>	12/02/2020 OM12/02/20	
<b>Waste Reduction and Recycling Regulation 2011</b>					
2947	Cannot be delegated	Designation of areas within the local government area in which the local government may conduct general waste or green waste collection.	<b>Section 7(a) Waste Reduction and Recycling Regulation 2011</b>		
2948	Chief Executive Officer	Power, where Council has, by resolution, designated areas to conduct general waste or green waste collection, to decide the frequency of general waste or green waste collection in designated areas.	<i>Section 7(b) Waste Reduction and Recycling Regulation 2011</i>	12/02/2020 OM12/02/20	
2949	Chief Executive Officer	Power, where the container collection agreement allows the operator to subcontract the operation of the container refund point, to give the Organisation notice of the information contained in subsection (3)	<i>Section 22(3) Waste Reduction and Recycling Regulation 2011</i>	12/02/2020 OM12/02/20	
2950	Chief Executive Officer	Power to sign the notice about a recovery sharing arrangement on behalf of Council.	<i>Section 26(3)(a) Waste Reduction and Recycling Regulation 2011</i>	12/02/2020 OM12/02/20	
2951	Chief Executive Officer	Power to give the information required by sections 41Q(2) and 41Q(3) to the Chief Executive.	<i>Section 41Q Waste Reduction and Recycling Regulation 2011</i>	12/02/2020 OM12/02/20	
2952	Chief Executive Officer	Power to give the information required by sections 41ZL(1) and 41ZL(2) to the Chief Executive.	<i>Section 41ZL Waste Reduction and Recycling Regulation 2011</i>	12/02/2020 OM12/02/20	
2953	Chief Executive Officer	Power to prepare an emergency plan and keep it up to date.	<i>Section 41ZM Waste Reduction and Recycling Regulation 2011</i>	12/02/2020 OM12/02/20	
<b>Water Act 2000</b>					
2954	Chief Executive Officer	Power, as a service provider directed to impose water restrictions under section 25D, to provide the Minister with a response stating the way it intends to ensure the restrictions are complied with.	<i>Section 25C(d)(iii) Water Act 2000</i>	12/02/2020 OM12/02/20	
2955	Chief Executive Officer	Power, as a service provider directed to achieve outcomes, to provide the Minister with a response stating: 1. its intended actions to achieve those outcomes; and 2. if the actions include restrictions; how it intends to ensure compliance with the restrictions.	<i>Section 25C(d)(v) Water Act 2000</i>	12/02/2020 OM12/02/20	
2956	Chief Executive Officer	Power, as a service provider, to comply with a direction given under a water supply emergency declaration.	<i>Section 25E Water Act 2000</i>	12/02/2020 OM12/02/20	
2957	Chief Executive Officer	Power, as a service provider and to the extent stated in a declaration or regulation, to recover, as a debt due, from Council's customers or other service providers: (a) contributions made by the State; and (b) costs in section 25O(1) Water Act 2000 to the extent approved by the Minister and (c) the rate of return.	<i>Section 25O Water Act 2000</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2958	Chief Executive Officer	Power, as a service provider, to apply to the Minister for compensation for loss or damage because of actions taken under Chapter 1A, Part 1, <i>Water Act 2000</i> and to provide other relevant information required by the Minister.	<i>Section 25R Water Act 2000</i>	12/02/2020 OM12/02/20	
2959	Chief Executive Officer	Power, as a service provider who has made an application under section 25R, to provide the information the Minister requires to decide the application.	<i>Section 25T Water Act 2000</i>	12/02/2020 OM12/02/20	
2960	Chief Executive Officer	Power, as a service provider, to comply with a notice requiring information issued by the chief executive.	<i>Section 25Y Water Act 2000</i>	12/02/2020 OM12/02/20	
2961	Chief Executive Officer	Power, as a service provider, to apply for written approval to restrict the use of subartesian water by a customer of the water service provider in an area if the water is taken, other than for stock purposes, for a purpose mentioned in subsections 25ZA(1)(a) or (b).	<i>Section 25ZA(1) Water Act 2000</i>	12/02/2020 OM12/02/20	
2962	Chief Executive Officer	Power, as a service provider, to respond to a request for further information about the application from the chief executive.	<i>Section 25ZA(3) Water Act 2000</i>	12/02/2020 OM12/02/20	
2963	Chief Executive Officer	Power, as a water service provider in the circumstance provided in subsection (1), to impose a restriction on the use of subartesian water by a customer of the water service provider in an area	<i>Section 25ZE Water Act 2000</i>	12/02/2020 OM12/02/20	
2964	Chief Executive Officer	Power, as a person who is completing works that have been started, to give the chief executive notice about the works by the day stated in the moratorium notice.	<i>Section 30(3)(d) Water Act 2000</i>	12/02/2020 OM12/02/20	
2965	Chief Executive Officer	Power, as an owner of land, to stop construction of the work by the completion day and apply to the Minister for an extension of the completion day.	<i>Section 33(2) Water Act 2000</i>	12/02/2020 OM12/02/20	
2966	Chief Executive Officer	Power, as person who is authorised, or has an entitlement to take or interfere with water, to provide information requested by the chief executive under section 35.	<i>Section 35 Water Act 2000</i>	12/02/2020 OM12/02/20	
2967	Chief Executive Officer	Power, as an owner of land, to give the chief executive an owner's notice.	<i>Section 36 Water Act 2000</i>	12/02/2020 OM12/02/20	
2968	Chief Executive Officer	Power, as a resource operations licence holder, to consult with the chief executive about the proposed temporary release of water from the reserve.	<i>Section 40B(3) Water Act 2000</i>	12/02/2020 OM12/02/20	
2969	Chief Executive Officer	Power to respond to a notice of public consultation on a proposed water plan.	<i>Section 44 Water Act 2000</i>	12/02/2020 OM12/02/20	
2970	Chief Executive Officer	Power to make a submission on a draft water plan.	<i>Section 46 Water Act 2000</i>	12/02/2020 OM12/02/20	
2971	Chief Executive Officer	Power to make a submission in response to a notice of the Minister's intention to postpone the expiry of a water plan.	<i>Section 54 Water Act 2000</i>	12/02/2020 OM12/02/20	
2972	Chief Executive Officer	Power to make submissions in response to a notice of the making of a draft water use plan.	<i>Section 61 Water Act 2000</i>	12/02/2020 OM12/02/20	
2973	Chief Executive Officer	Power to consult with the chief executive about the amendment or replacement of a water management protocol.	<i>Section 69(2)(c) Water Act 2000</i>	12/02/2020 OM12/02/20	
2974	Chief Executive Officer	Power to make submissions in response to a notice of the making of a draft water entitlement notice.	<i>Section 72 Water Act 2000</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2975	Chief Executive Officer	Power to take water for any of the purposes referred to in section 93.	Section 93 Water Act 2000	12/02/2020 OM12/02/20	
2976	Chief Executive Officer	Power to interfere with water for any of the purposes referred to in section 94.	Section 94 Water Act 2000	12/02/2020 OM12/02/20	
2977	Chief Executive Officer	Power as owner of land to take water for stock or domestic purposes.	Section 96 Water Act 2000	12/02/2020 OM12/02/20	
2978	Chief Executive Officer	Power to take overland flow water that is not more than the volume necessary to satisfy the requirements of:- (a) an environmental authority; or (b) a development permit for carrying out an environmentally relevant activity.	Section 97(1) Water Act 2000	12/02/2020 OM12/02/20	
2979	Chief Executive Officer	Power, as a constructing authority or water service provider, to take water to operate public showers or toilets.	Section 99(1) Water Act 2000	12/02/2020 OM12/02/20	
2980	Chief Executive Officer	Power, as a constructing authority, to take water to construct or maintain infrastructure.	Section 99(2) Water Act 2000	12/02/2020 OM12/02/20	
2981	Chief Executive Officer	Power, subject to any relevant alteration or limitation prescribed under a moratorium notice, water plan or a regulation under section 1046 to:- (a) take water to carry out an activity prescribed by regulation; (b) take overland flow water; (c) take or interfere with underground water; (d) take water that has been collected in a dam other than a dam across a watercourse or lake.	Section 101(1) Water Act 2000	12/02/2020 OM12/02/20	
2982	Chief Executive Officer	Power to, in a water plan area, subject to any relevant alteration or limitation prescribed under a moratorium notice:- (a) take water up to a volume stated in the water plan for the area; (b) take water if doing so is necessary to carry out an activity stated in the water plan for the area; (c) interfere with water to the extent stated in the water plan for the area.	Section 102(1) Water Act 2000	12/02/2020 OM12/02/20	
2983	Chief Executive Officer	Power to, where there is no water plan or where the water plan for the area does not provide for the taking or interfering with water up to a volume stated in the plan, subject to any relevant alteration or limitation prescribed under a moratorium notice:- (a) take water up to a volume prescribed by regulation; (b) interfere with water to the extent prescribed by regulation.	Section 102(3) Water Act 2000	12/02/2020 OM12/02/20	
2984	Chief Executive Officer	Power, as an owner of land, to take water from a watercourse, lake or spring for stock or domestic purposes in the circumstances described in subsections (a) or (b).	Section 103 Water Act 2000	12/02/2020 OM12/02/20	
2985	Chief Executive Officer	Power, as an owner of a parcel or parcels of land, to apply for a water licence for the parcel or parcels.	Section 107 Water Act 2000	12/02/2020 OM12/02/20	
2986	Chief Executive Officer	Power, as a prescribed entity, to apply for a water licence for taking water or interfering with the flow of water.	Section 107(4) Water Act 2000	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
2987	Chief Executive Officer	Power, as an entity mentioned in subsection (1), to apply for a transmission water licence.	Section 108 Water Act 2000	12/02/2020 OM12/02/20	
2988	Chief Executive Officer	Power to comply with a requirement for additional information received from the chief executive and to verify the information by statutory declaration.	Section 111 Water Act 2000	12/02/2020 OM12/02/20	
2989	Chief Executive Officer	Power to give public notice of an application for a water licence in compliance with a notice received from the chief executive.	Section 112(3), (4) & (5) Water Act 2000	12/02/2020 OM12/02/20	
2990	Chief Executive Officer	Power to give the chief executive evidence of the publication.	Section 112(6) Water Act 2000	12/02/2020 OM12/02/20	
2991	Chief Executive Officer	Power to apply for 1 or more dealings with a water licence, take all steps to progress the application and give notice of the application (if required).	Sections 121, 122, 123, 126 and 127 Water Act 2000	12/02/2020 OM12/02/20	
2992	Chief Executive Officer	Power to apply to have a water licence reinstated.	Section 125 Water Act 2000	12/02/2020 OM12/02/20	
2993	Chief Executive Officer	Power to comply with a requirement for additional information received from the chief executive and to verify the information by statutory declaration.	Section 128 Water Act 2000	12/02/2020 OM12/02/20	
2994	Chief Executive Officer	Power to respond to a show cause notice issued by the chief executive pursuant to subsection (3).	Section 134 Water Act 2000	12/02/2020 OM12/02/20	
2995	Chief Executive Officer	Power to surrender a water licence.	Section 136 Water Act 2000	12/02/2020 OM12/02/20	
2996	Chief Executive Officer	Power to apply for a water permit for an activity.	Section 137 Water Act 2000	12/02/2020 OM12/02/20	
2997	Chief Executive Officer	Power to comply with a requirement for additional information received from the chief executive and to verify the information by statutory declaration.	Section 137A Water Act 2000	12/02/2020 OM12/02/20	
2998	Chief Executive Officer	Power, as an allocation holder and as a resource operations licence holder to enter a supply contract for the allocation.	Section 147(4) Water Act 2000	12/02/2020 OM12/02/20	
2999	Chief Executive Officer	Power, as a licence holder, to require the allocation holder to give reasonable security for supplying and storing the allocation.	Section 149 Water Act 2000	12/02/2020 OM12/02/20	
3000	Chief Executive Officer	Power to respond to a requirement from the chief executive to give additional information about the correction and to verify the information by statutory declaration.	Section 151 Water Act 2000	12/02/2020 OM12/02/20	
3001	Chief Executive Officer	Power, as a licence holder in a circumstance prescribed in subsection (1), to agree that the obligation on the water allocation holder to pay a charge has been satisfied.	Section 154(2) Water Act 2000	12/02/2020 OM12/02/20	
3002	Chief Executive Officer	Power, as a licence holder in a circumstance prescribed in subsection (1), to give notice in the approved form to the chief executive of an agreement reached under subsection (2).	Section 154(3) Water Act 2000	12/02/2020 OM12/02/20	
3003	Chief Executive Officer	Power, as an allocation holder in a circumstance prescribed in subsection (1), to give a disclosure statement and acknowledgement notice for the water allocation before entering a contract for the transfer or lease of the water allocation.	Section 155 Water Act 2000	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3004	Chief Executive Officer	Power, as a water allocation holder who proposes to transfer or lease a water allocation not managed under a resource operations licence, to give the chief executive notice of the proposed transfer or lease.	<i>Section 157 Water Act 2000</i>	12/02/2020 OM12/02/20	
3005	Chief Executive Officer	Power, as a water allocation holder, to apply to the chief executive for a water allocation dealing, other than a transfer or lease, under the water allocation dealing rules and to take all steps to comply with the rules.	<i>Section 159 Water Act 2000</i>	12/02/2020 OM12/02/20	
3006	Chief Executive Officer	Power, as a water allocation holder given a certificate under sections 157 or 159, to lodge it with the registrar.	<i>Section 161 Water Act 2000</i>	12/02/2020 OM12/02/20	
3007	Chief Executive Officer	Power, as a water allocation holder, to surrender the water allocation by agreement with the chief executive.	<i>Section 162(1) Water Act 2000</i>	12/02/2020 OM12/02/20	
3008	Chief Executive Officer	Power, as the holder of a water allocation managed under a resource operations licence or a distribution operations licence, to consent to the surrender of the water allocation with or without conditions.	<i>Section 162(2) Water Act 2000</i>	12/02/2020 OM12/02/20	
3009	Chief Executive Officer	Power, as the holder of a resource operations licence or distribution operations licence, to otherwise agree with the chief executive about the liability for fees under the supply contract or distribution arrangements.	<i>Section 162(3) Water Act 2000</i>	12/02/2020 OM12/02/20	
3010	Chief Executive Officer	Power, as the holder of water allocation, to respond to a show cause notice as to why the allocation should not be forfeited.	<i>Section 164(2) Water Act 2000</i>	12/02/2020 OM12/02/20	
3011	Chief Executive Officer	Power, as a person having an entitlement to exercise a power of sale in relation to a water allocation, to give notice of the proposed exercise of the power to any person having a registered interest in the water allocation.	<i>Section 166(5) Water Act 2000</i>	12/02/2020 OM12/02/20	
3012	Chief Executive Officer	Power, as a person having an entitlement to exercise a power of sale in relation to a water allocation, to apply an amount received on the sale of the water allocation in the way mentioned in section 164(7).	<i>Section 166(6) Water Act 2000</i>	12/02/2020 OM12/02/20	
3013	Chief Executive Officer	Power to search and obtain copies of documents in the water allocations register and pay any fees associated with the request.	<i>Section 175 Water Act 2000</i>	12/02/2020 OM12/02/20	
3014	Chief Executive Officer	Power, as a nominator, to give the chief executive notice in the approved form nominating a nominee to be the holder of a distribution operations licence.	<i>Section 178 Water Act 2000</i>	12/02/2020 OM12/02/20	
3015	Chief Executive Officer	Power, as an entity mentioned in section 176(2) to apply for a resource operations licence for existing or proposed water infrastructure.	<i>Section 181(1) Water Act 2000</i>	12/02/2020 OM12/02/20	
3016	Chief Executive Officer	Power, as an entity mentioned in section 177(2) to apply for a distribution operations licence for existing or proposed water infrastructure.	<i>Section 181(2) Water Act 2000</i>	12/02/2020 OM12/02/20	
3017	Chief Executive Officer	Power, as the holder of a resource operations licence or a distribution operations licence, to consult with the chief executive about a proposed amendment of the licence.	<i>Section 183(3) Water Act 2000</i>	17/03/2021 OM26/03/21	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3018	Chief Executive Officer	Power, as the holder of a resource operations licence in the circumstances listed in subsection (4), to ask the chief executive to refer the proposed change to the rules to a referral panel.	Section 183(6) Water Act 2000	12/02/2020 OM12/02/20	
3019	Chief Executive Officer	Power, as the holder of a resource operations licence or a distribution operations licence, to apply to the chief executive to amend the licence and pay any fee associated with the application.	Section 184(1) Water Act 2000	12/02/2020 OM12/02/20	
3020	Chief Executive Officer	Power, as the holder of a resource operations licence in the circumstances listed in subsection (4), to ask the chief executive to refer the proposed change to the rules to a referral panel.	Section 184(6) Water Act 2000	12/02/2020 OM12/02/20	
3021	Chief Executive Officer	Power, as the holder of a resource operations licence or a distribution operations licence, to agree with the chief executive about the amendment of the licence.	Section 186 Water Act 2000	12/02/2020 OM12/02/20	
3022	Chief Executive Officer	Power, as the holder of a resource operations licence or the holder of a distribution operations licence or the current infrastructure owner, to apply to the chief executive to transfer the licence and pay any fee associated with the application.	Section 187 Water Act 2000	12/02/2020 OM12/02/20	
3023	Chief Executive Officer	Power, as the current infrastructure owner or incoming owner, to give written consent to the application to transfer.	Section 188 Water Act 2000	12/02/2020 OM12/02/20	
3024	Chief Executive Officer	Power to comply with a requirement of the chief executive to give additional information about the application and to verify the information by statutory declaration.	Section 189 Water Act 2000	12/02/2020 OM12/02/20	
3025	Chief Executive Officer	Power, as the holder of a resource operations licence or a distribution operations licence, to apply to the chief executive to amalgamate the licence with another licence in the same water supply scheme and pay any fee associated with the application.	Section 193 Water Act 2000	12/02/2020 OM12/02/20	
3026	Chief Executive Officer	Power, as the holder of a resource operations licence or distribution operations licence, or the water infrastructure owner, to respond to a show cause notice issued by the chief executive about the proposed cancellation of the licence.	Section 195(1) Water Act 2000	12/02/2020 OM12/02/20	
3027	Chief Executive Officer	Power, as the holder of a resource operations licence or a distribution operations licence, to agree with the chief executive that the licence is no longer required and that it can be cancelled.	Section 196 Water Act 2000	12/02/2020 OM12/02/20	
3028	Chief Executive Officer	Power, as the holder of a resource operations licence or a distribution operations licence, to prepare the operations manual and submit it together with the sufficient information to the chief executive for approval.	Section 197 Water Act 2000	12/02/2020 OM12/02/20	
3029	Chief Executive Officer	Power, as the holder of a resource operations licence, to publish the approved operations manual on Council's website.	Section 198(3) Water Act 2000	12/02/2020 OM12/02/20	
3030	Chief Executive Officer	Power, as the holder of a resource operations licence or a distribution operations licence, to apply to the chief executive to have those parts of the operations manual that were not approved referred to a referral panel.	Section 199(3) Water Act 2000	12/02/2020 OM12/02/20	
3031	Chief Executive Officer	Power, as the holder of a resource operations licence or a distribution operations licence, to apply to the chief executive to amend or replace an operations manual.	Section 200(1) Water Act 2000	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3032	Chief Executive Officer	Power, as the holder of a relevant licence, to apply to the chief executive to amend the relevant licence.	Section 200(4) Water Act 2000	12/02/2020 OM12/02/20	
3033	Chief Executive Officer	Power, as the holder of the licence, to publish a statement of the changes made to the operations manual.	Section 200(6) Water Act 2000	12/02/2020 OM12/02/20	
3034	Chief Executive Officer	Power, in the circumstances prescribed in subsections (1) or (3), to review the operations manual and apply to the chief executive to amend it.	Section 201 Water Act 2000	12/02/2020 OM12/02/20	
3035	Chief Executive Officer	Power, as an entity referred to in subsection (1), to give an authorised person free and uninterrupted access to the water infrastructure to which the licence applies and any records relating to the water infrastructure.	Section 203(2) Water Act 2000	12/02/2020 OM12/02/20	
3036	Chief Executive Officer	Power, as a relevant entity given a direction under section 203B(1), to comply with the direction.	Section 203D Water Act 2000	12/02/2020 OM12/02/20	
3037	Chief Executive Officer	Power to apply for an operations licence.	Section 206 Water Act 2000	12/02/2020 OM12/02/20	
3038	Chief Executive Officer	Power to comply with a requirement of the chief executive to give additional information about the application and to verify the information by statutory declaration.	Section 207 Water Act 2000	12/02/2020 OM12/02/20	
3039	Chief Executive Officer	Power to apply to the chief executive to amend an operations licence.	Section 211 Water Act 2000	12/02/2020 OM12/02/20	
3040	Chief Executive Officer	Power, as the holder of an operations licence, to respond to a show cause notice issued by the chief executive about the proposed amendment or cancellation of the licence.	Section 212 Water Act 2000	12/02/2020 OM12/02/20	
3041	Chief Executive Officer	Power, as the holder of an operations licence, to consent to a different day being stated in the operations licence.	Section 213(4) Water Act 2000	12/02/2020 OM12/02/20	
3042	Chief Executive Officer	Power, as a licensee or a new water entitlement holder, in circumstances where subsection (2) applies, to consent to the amendment including the new holder instead of the previous holder.	Section 213(5) Water Act 2000	12/02/2020 OM12/02/20	
3043	Chief Executive Officer	Power, as a licensee, to apply to transfer the operations licence and pay any fee associated with the application.	Section 215 Water Act 2000	12/02/2020 OM12/02/20	
3044	Chief Executive Officer	Power, as a licensee, to surrender an operations licence by giving the chief executive a notice of surrender..	Section 216 Water Act 2000	12/02/2020 OM12/02/20	
3045	Chief Executive Officer	Power to apply to the chief executive for a permit to destroy vegetation, excavate or place fill in a watercourse, lake or spring.	Section 218 Water Act 2000	12/02/2020 OM12/02/20	
3046	Chief Executive Officer	Power as the registered owner of land to consent to the making of an application for a permit to destroy vegetation, excavate or place fill in a watercourse, lake or spring.	Section 218(3) Water Act 2000	12/02/2020 OM12/02/20	
3047	Chief Executive Officer	Power to comply with a requirement of the chief executive to give additional information about the application and to verify the information by statutory declaration.	Section 219 Water Act 2000	12/02/2020 OM12/02/20	
3048	Chief Executive Officer	Power, as a permittee, to respond to a show cause notice issued by the chief executive about the proposed amendment or cancellation of a riverine protection permit.	Section 222 Water Act 2000	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3049	Chief Executive Officer	Power, as an owner of land to comply with a notice issued by the chief executive pursuant to subsection (3).	Section 225(5) Water Act 2000	12/02/2020 OM12/02/20	
3050	Chief Executive Officer	Power to apply for an allocation of quarry material.	Section 227 Water Act 2000	12/02/2020 OM12/02/20	
3051	Chief Executive Officer	Power to comply with a requirement of the chief executive to give additional information about the application, to pay the chief executive the reasonable amount and to verify the information by statutory declaration.	Section 228 Water Act 2000	12/02/2020 OM12/02/20	
3052	Chief Executive Officer	Power, as an allocation notice holder, to apply to transfer all or part of the allocation to another person and pay any fee associated with the application.	Section 235 Water Act 2000	12/02/2020 OM12/02/20	
3053	Chief Executive Officer	Power, as an allocation notice holder, to apply to renew the allocation notice before it expires.	Section 236 Water Act 2000	12/02/2020 OM12/02/20	
3054	Chief Executive Officer	Power as an application holder, to respond to a show cause notice issued by the chief executive about the proposed amendment, suspension or cancellation of the allocation notice..	Section 237 Water Act 2000	12/02/2020 OM12/02/20	
3055	Chief Executive Officer	Power, as an allocation holder, to surrender the allocation notice by giving the chief executive a notice of surrender.	Section 239 Water Act 2000	12/02/2020 OM12/02/20	
3056	Chief Executive Officer	Power, as an allocation holder, to pay the royalty or price payable for quarry material removed under the allocation notice.	Section 240 Water Act 2000	12/02/2020 OM12/02/20	
3057	Chief Executive Officer	Power to make written submissions in response to a notice published pursuant to section 345 of the Water Act 2000.	Section 345 Water Act 2000	12/02/2020 OM12/02/20	
3058	Chief Executive Officer	Power to prepare a draft water security program	Section 354 Water Act 2000	12/02/2020 OM12/02/20	
3059	Chief Executive Officer	Power to prepare a revised draft water security program	Section 357(4) Water Act 2000	12/02/2020 OM12/02/20	
3060	Chief Executive Officer	Power to decide not to prepare a revised draft water security program	Section 357(6) Water Act 2000	12/02/2020 OM12/02/20	
3061	Chief Executive Officer	Power to finalise a water security program	Section 358 Water Act 2000	12/02/2020 OM12/02/20	
3062	Chief Executive Officer	Power to review a water security program	Section 359 Water Act 2000	12/02/2020 OM12/02/20	
3063	Chief Executive Officer	Power to amend a water security program	Section 360 Water Act 2000	12/02/2020 OM12/02/20	
3064	Chief Executive Officer	Power, as a bulk water party, to amend a bulk water supply agreement	Section 360H Water Act 2000	12/02/2020 OM12/02/20	
3065	Chief Executive Officer	Power, as a bulk water party to an amended bulk water supply agreement, to respond to Minister's notice under section 360I.	Section 360I Water Act 2000	12/02/2020 OM12/02/20	
3066	Chief Executive Officer	Power, as a code regulated entity to make submissions to the Minister about the making or amending of the bulk water code	Section 360U Water Act 2000	12/02/2020 OM12/02/20	
3067	Chief Executive Officer	Power to make a submission to the responsible entity about a proposed underground water impact report or final report and give a copy of the submission to the chief executive.	Section 382 Water Act 2000	12/02/2020 OM12/02/20	
3068	Chief Executive Officer	Power, as an owner of land, to comply with any reasonable request by the holder made under subsection (1).	Section 404 Water Act 2000	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3069	Chief Executive Officer	Power, as an owner of a water bore the holder reasonably believes has an impaired capacity, to negotiate and enter into an agreement with the holder about the matters listed in subsection (2).	Section 406 Water Act 2000	12/02/2020 OM12/02/20	
3070	Chief Executive Officer	Power, as an owner of a water bore, to comply with any reasonable request by the tenure holder made under subsection (1).	Section 416 Water Act 2000	12/02/2020 OM12/02/20	
3071	Chief Executive Officer	Power, as an owner of a water bore for which a responsible tenure holder has undertaken a bore assessment under division 2, to negotiate and enter into make good agreement for the bore.	Section 423 Water Act 2000	12/02/2020 OM12/02/20	
3072	Chief Executive Officer	Power, as an owner of a water bore who has entered a make good agreement for the bore, to terminate the agreement within the cooling off period by giving written notice to the responsible tenure holder for the water bore.	Section 423A Water Act 2000	12/02/2020 OM12/02/20	
3073	Chief Executive Officer	Power, as a party to a make good agreement, in the circumstances specified in subsection (1), to:- (a) give a notice under subsection (2); and (b) negotiate a variation of a make good agreement for the water bore.	Section 424 Water Act 2000	12/02/2020 OM12/02/20	
3074	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 to give the other party, and where necessary the chief executive, an election notice.	Section 426(2)(a) Water Act 2000	12/02/2020 OM12/02/20	
3075	Chief Executive Officer	Power, as a party to a dispute referred to in section 425, to give the other party an ADR election notice.	Section 426(2)(b) Water Act 2000	17/03/2021 OM26/03/21	
3076	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 who is given an ADR election notice, to accept or refuse the type of ADR and the ADR facilitator proposed in the notice.	Section 426(6) Water Act 2000	17/03/2021 OM26/03/21	
3077	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 who has given an ADR election notice and where the party given the ADR election notice has not accepted the type of ADR or ADR facilitator under section 426(6), to make another proposal, or obtain a decision from the Land Court or prescribed ADR institute about the matter not accepted, and, for a decision from the Land Court or prescribed ADR institute, give the other party notice of the decision.	Sections 426(7) and 426(8) Water Act 2000	17/03/2021 OM26/03/21	
3078	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 and who is the resource tenure holder, to bear the costs of the ADR facilitator.	Section 426(9) Water Act 2000	17/03/2021 OM26/03/21	
3079	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 and where an ADR election notice has been given under section 426(2)(b), to use all reasonable endeavours to resolve the dispute.	Section 427(2) Water Act 2000	17/03/2021 OM26/03/21	
3080	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 and where a conference election notice or an ADR election notice has been given, to ask for and agree to a longer period to apply instead of the usual period.	Section 427(3) Water Act 2000	17/03/2021 OM26/03/21	
3081	Chief Executive Officer	Power, as a party to a dispute referred to in section 425, to attend a conference.	Section 429(1) Water Act 2000	12/02/2020 OM12/02/20	
3082	Chief Executive Officer	Power, as a party to a dispute referred to in section 425, to seek the authorised officer's approval for someone else to be present at the conference.	Section 429(3) Water Act 2000	12/02/2020 OM12/02/20	

Council to CEO Delegation Register V3\_17 March 2021

228 of 25





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3083	Chief Executive Officer	Power, as a party to a dispute referred to in section 425, to agree to the other party being represented by a lawyer.	<i>Section 429(4) Water Act 2000</i>	12/02/2020 OM12/02/20	
3084	Chief Executive Officer	Power, as a party who attended the conference where the other party did not attend, to apply to the Land Court for Council's costs.	<i>Section 430 Water Act 2000</i>	12/02/2020 OM12/02/20	
3085	Chief Executive Officer	Power, as a party to a dispute referred to in section 425, to negotiate an agreement about the matters the subject of the conference and to sign the agreement on Council's behalf.	<i>Section 433 Water Act 2000</i>	12/02/2020 OM12/02/20	
3086	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 where a conference election notice or ADR election notice has been given and the dispute has not resolved by the end of the period under section 427(2) or (4), to give an arbitration election notice.	<i>Section 433A(2) Water Act 2000</i>	17/03/2021 OM26/03/21	
3087	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 and where an arbitration election notice has been given, to accept or refuse the request for arbitration.	<i>Section 433A(4) Water Act 2000</i>	17/03/2021 OM26/03/21	
3088	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 and where an arbitration election notice has been given, to jointly appoint an arbitrator.	<i>Section 433A(5) Water Act 2000</i>	17/03/2021 OM26/03/21	
3089	Chief Executive Officer	Power, as a party to a dispute referred to in section 425, the party giving an arbitration election notice and where the parties do not jointly appoint an arbitrator under section 433A(5), to require a prescribed arbitration institute to appoint an arbitrator.	<i>Section 433A(6) Water Act 2000</i>	17/03/2021 OM26/03/21	
3090	Chief Executive Officer	Power, as a party to a dispute referred to in section 425 that is the subject of arbitration, to pay the fees and expenses of the arbitrator as required by section 433E.	<i>Section 433E Water Act 2000</i>	17/03/2021 OM26/03/21	
3091	Chief Executive Officer	Power, as party to the dispute or who attended the conference or ADR under section 425 of the <i>Water Act 2000</i> , to apply to the Land Court to decide the matter the subject of the election notice issued under section 425 of the <i>Water Act 2000</i> .	<i>Section 434(3) Water Act 2000</i>	12/02/2020 OM12/02/20	
3092	Chief Executive Officer	Power, as an owner of a water bore, to comply with a requirement of the chief executive to give the information referred to in subsection (2).	<i>Section 454 Water Act 2000</i>	12/02/2020 OM12/02/20	
3093	Chief Executive Officer	Power to make a submission in response to a proposal to amend the establishment regulation for a water authority.	<i>Section 556 Water Act 2000</i>	12/02/2020 OM12/02/20	
3094	Chief Executive Officer	Power to make a submission in response to a proposal to change the composition of the board of a water authority.	<i>Section 598A Water Act 2000</i>	12/02/2020 OM12/02/20	
3095	Chief Executive Officer	Power, as a landholder who receives a notice from the chief executive, to make a submission regarding a proposed amalgamation or dissolution of water authorities.	<i>Section 692 Water Act 2000</i>	12/02/2020 OM12/02/20	
3096	Chief Executive Officer	Power, as a relevant registered owner of land in the authority area, to enter a closed water activity agreement.	<i>Section 695A Water Act 2000</i>	12/02/2020 OM12/02/20	
3097	Chief Executive Officer	Power to agree in writing with the water authority to a proposed transfer by the water authority to the local government of all or part of the authority's functions and on how to implement the proposed transfer.	<i>Section 700A(1)(a)(i) Water Act 2000</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3098	Chief Executive Officer	Power, together with a water authority, to notify the Minister of their agreement about the proposed transfer and on how it is to be implemented and as for the Minister's approval of the proposed transfer.	Section 700A(1)(b) Water Act 2000	12/02/2020 OM12/02/20	
3099	Chief Executive Officer	Power to comply with a requirement of the Minister made under this subsection.	Section 700A(2) Water Act 2000	12/02/2020 OM12/02/20	
3100	Chief Executive Officer	Power, as interested person who has been given an information notice or compliance notice by the chief executive, to apply for an internal review of the original decision to give the notice.	Section 862 Water Act 2000	12/02/2020 OM12/02/20	
3101	Chief Executive Officer	Power, as interested person who applied for an internal review under section 862 of the Water Act 2000, to appeal against, or apply for a review of, the review decision.	Section 877 Water Act 2000	12/02/2020 OM12/02/20	
3102	Chief Executive Officer	Power, as lessee of the leased land, to provide written consent to arrangements about the route the person may use across the lessee's land for the removal of the quarry material.	Section 966(2)(a) Water Act 2000	12/02/2020 OM12/02/20	
3103	Chief Executive Officer	Power to make submissions to the chief executive in response to a show cause notice issued pursuant to section 972H(2) and to comply with any notice issued pursuant to section 972H(3).	Sections 972H(2) and (3) Water Act 2000	12/02/2020 OM12/02/20	
3104	Chief Executive Officer	Power to make submissions to the chief executive in response to a show cause notice issued pursuant to section 972I(1) and to comply with any notice issued pursuant to section 972I(2).	Sections 972I(1) and (2) Water Act 2000	12/02/2020 OM12/02/20	
3105	Chief Executive Officer	Power to make submissions to the chief executive in response to a show cause notice issued pursuant to section 972J(2) and to comply with any notice issued pursuant to section 972J(3).	Sections 972J(2) and (3) Water Act 2000	12/02/2020 OM12/02/20	
3106	Chief Executive Officer	Power to give a claim for compensation under Chapter 8, Part 3 to the chief executive.	Section 988 Water Act 2000	12/02/2020 OM12/02/20	
3107	Chief Executive Officer	Power, if one of the stated authorities, to have a supply contract with SEQ Water for Council's water entitlement.	Section 992C Water Act 2000	12/02/2020 OM12/02/20	
3108	Chief Executive Officer	Power, as a client, to consent to the disclosure of commercially sensitive information.	Section 1010A(2) Water Act 2000	12/02/2020 OM12/02/20	
3109	Chief Executive Officer	Power, as an owner of land to which the expired licence attached, to apply to the chief executive:- (a) to reinstate the licence and make a validating declaration; or (b) to replace the licence and make a validating declaration.	Section 1273A Water Act 2000	12/02/2020 OM12/02/20	
3110	Chief Executive Officer	Power, as holder of the new licence, to request the chief executive to make a validating declaration in relation to the licence.	Section 1273B Water Act 2000	12/02/2020 OM12/02/20	
3111	Chief Executive Officer	Power, as a holder of a distribution operations licence or a resource operations licence, to consent to the chief executive amending the licence without complying with the provisions of chapter 2, part 3, division 5, subdivision 2.	Section 1288 Water Act 2000	12/02/2020 OM12/02/20	
<b>Water Fluoridation Act 2008</b>					
3112	Chief Executive Officer	Power to decide that fluoride be added to the water supply and to give the requisite notice (if applicable) to the water supplier.	Section 7(1) and (2) Water Fluoridation Act 2008	12/02/2020 OM12/02/20	
3113	Chief Executive Officer	Power to decide that fluoride not be added to the water supply and to give the requisite notice (if applicable) to the water supplier.	Section 7(3) and (4) Water Fluoridation Act 2008	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3114	Chief Executive Officer	Power to give the chief executive notice stating the Council has made a fluoridation decision and to publish that notice.	<i>Section 13(2) Water Fluoridation Act 2008</i>	12/02/2020 OM12/02/20	
3115	Chief Executive Officer	Power to give the chief executive a fluoridation notice and to publish that notice.	<i>Section 13(3) Water Fluoridation Act 2008</i>	12/02/2020 OM12/02/20	
<b>Water Fluoridation Regulation 2020</b>					
3116	Chief Executive Officer	Power, as a public potable water supplier, to ask the manufacturer, importer or supplier of the fluoride compound for a copy of a batch analysis certificate.	<i>Section 6(2) Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3117	Chief Executive Officer	Power, as a public potable water supplier, to:- (a) send a sample of the fluoride compound to an accredited laboratory for analysis to determine the concentrations of any impurities in the fluoride compound; and (b) obtain the results of the analysis.	<i>Section 6(3) Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3118	Chief Executive Officer	Power, as a public potable water supplier, to give the chief executive a notice if its automatic fluoride dosing equipment has not been in operation for a continuous period of 14 days.	<i>Section 9(1) Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3119	Chief Executive Officer	Power, as a public potable water supplier, to give the chief executive a notice if its automatic fluoride dosing equipment resumes operation after it has been out of operation for a continuous period of 14 days.	<i>Section 10(1) Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3120	Chief Executive Officer	Power, as a public potable water supplier who uses naturally occurring fluoride, to give the chief executive a notice if its water blending equipment has not been in operation for a continuous period of 14 days.	<i>Section 15(1) Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3121	Chief Executive Officer	Power, as a public potable water supplier who uses naturally occurring fluoride, to give the chief executive a notice if its water blending equipment resumes operation after it has been out of operation for a continuous period of 14 days.	<i>Section 16(1) Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3122	Chief Executive Officer	Power, as a public potable water supplier, to carry out a prescribed test and keep the results of each prescribed test for at least 5 years.	<i>Section 19 Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3123	Chief Executive Officer	Power, as a public potable water supplier, to (a) divide a sample collected under section 19(1)(a) into 2 parts; (b) measure the concentration of 1 part of the sample using an approved method; (c) send the other part of the sample to an accredited laboratory to measure the concentration of fluoride in the part using an approved method; (d) obtain the results of the analysis performed under subsection 20(1)(c); and (e) keep the results of the analysis for at least 5 years.	<i>Section 20 Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3124	Chief Executive Officer	Power, as a public potable water supplier, to comply with a request of the chief executive under subsection 21(1) and notify the chief executive of the results of the additional test.	<i>Section 21(2) Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3125	Chief Executive Officer	Power, as a public potable water supplier who adds a fluoride compound to the potable water supply, to record each day:- (a) the volume of water to which the fluoride compound has been added; (b) the amount of the fluoride compound the water supplier has added for the day, even if the amount is zero; (c) the calculated fluoride concentration of the fluoridated water; (d) the fluoride concentration of the fluoridated water, measured by a prescribed test.	<i>Section 22(2) Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3126	Chief Executive Officer	Power, as a public potable water supplier, to prepare a report each quarter stating the matters prescribed in subsection 23(1) for the quarter and give the report to the chief executive.	<i>Section 23 Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
3127	Chief Executive Officer	Power, as a public potable water supplier, to give the chief executive supporting information for a fluoridation notice to the chief executive under section 13(3)(a) of the Act.	<i>Section 24(2) Water Fluoridation Regulation 2020</i>	17/03/2021 OM26/03/21	
<b>Water Regulation 2016</b>					
3128	Chief Executive Officer	Power, in relation to an original licence, to apply to the chief executive for a transfer, amendment or amalgamation and to pay the application fee.	<i>Section 34 Water Regulation 2016</i>	12/02/2020 OM12/02/20	
3129	Chief Executive Officer	Power, as the holder of the original licence, to swear the statutory declaration required in subsection (3)(b)(i)	<i>Section 34(3)(b)(i) Water Regulation 2016</i>	12/02/2020 OM12/02/20	
3130	Chief Executive Officer	Power, as an interested entity, to provide written consent to the proposed transfer, amendment or amalgamation.	<i>Section 34(3)(b)(ii) Water Regulation 2016</i>	12/02/2020 OM12/02/20	
3131	Chief Executive Officer	Power, as an applicant under section 34, to give the chief executive a transfer notice.	<i>Section 37 Water Regulation 2016</i>	12/02/2020 OM12/02/20	
3132	Chief Executive Officer	Power, as a proposed transferee, to give the chief executive a document evidencing ownership of land to which the new licence will attach.	<i>Section 38(2) Water Regulation 2016</i>	17/03/2021 OM26/03/21	
3133	Chief Executive Officer	Power, as the holder of a water allocation, to apply to the chief executive for a seasonal water assignment for the water allocation for the water year in which the application is made and to pay the application fee.	<i>Section 58(1) Water Regulation 2016</i>	12/02/2020 OM12/02/20	
3134	Chief Executive Officer	Power, as the holder of a seasonal water assignment notice, to apply to the chief executive for a seasonal water assignment for the seasonal water assignment notice for the water year in which the application is made and to pay the application fee.	<i>Section 58(2) Water Regulation 2016</i>	12/02/2020 OM12/02/20	
3135	Chief Executive Officer	Power to comply with a notice issued by the chief executive under subsection (2).	<i>Section 64(2) Water Regulation 2016</i>	12/02/2020 OM12/02/20	
3136	Chief Executive Officer	Power to give the chief executive evidence of the publication.	<i>Section 64(5)(a) Water Regulation 2016</i>	12/02/2020 OM12/02/20	
3137	Chief Executive Officer	Power to give the chief additional information required under subsection (1) and to verify the information by statutory declaration.	<i>Section 65 Water Regulation 2016</i>	12/02/2020 OM12/02/20	
3138	Chief Executive Officer	Power, where Council has made an application under section 63, to pay the estimated cost to the chief executive.	<i>Section 66(3) Water Regulation 2016</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3139	Chief Executive Officer	Power to comply with a meter notice issued by the chief executive.	Section 108 Water Regulation 2016	12/02/2020 OM12/02/20	
3140	Chief Executive Officer	Power, as a relevant person in the circumstances specified in subsection (1), to give the chief executive a written notice stating the meter is a faulty meter.	Section 110A(3) Water Regulation 2016	12/02/2020 OM12/02/20	
3141	Chief Executive Officer	Power, as a relevant person in the circumstances specified in subsection (1), to give the chief executive all the information sated in subsection (4).	Section 110A(4) Water Regulation 2016	12/02/2020 OM12/02/20	
3142	Chief Executive Officer	Power, as a relevant person in the circumstances specified in subsection (1), to, before the expiry date:- (a) ensure that a meter, other than a faulty meter, is attached to the works; and (b) Arrange a validation inspection for the meter and give the chief executive a copy of the validation certificate for the meter.	Section 110A(5) Water Regulation 2016	12/02/2020 OM12/02/20	
3143	Chief Executive Officer	Power, as a relevant person in the circumstances specified in subsection (1), to request the expiry date be extended.	Section 110A(6) Water Regulation 2016	12/02/2020 OM12/02/20	
3144	Chief Executive Officer	Power to arrange for a validation inspection to be carried out on a meter and to give a copy of the validation certificate to the chief executive.	Section 112 Water Regulation 2016	12/02/2020 OM12/02/20	
3145	Chief Executive Officer	Power, as a relevant person, to comply with a notice issued by the chief executive under subsection (3).	Section 112A(5) Water Regulation 2016	12/02/2020 OM12/02/20	
3146	Chief Executive Officer	Power, as a relevant person, to request the expiry date be extended.	Section 112A(6) Water Regulation 2016	12/02/2020 OM12/02/20	
3147	Chief Executive Officer	Power to comply with a notice from the chief executive requiring Council to read a meter, provide the meter reading to the chief executive and notify the chief executive about whether or not the meter is faulty.	Section 113(3) Water Regulation 2016	12/02/2020 OM12/02/20	
3148	Chief Executive Officer	Power to pay a meter operating charge to the chief executive.	Section 115 Water Regulation 2016	12/02/2020 OM12/02/20	
3149	Chief Executive Officer	Power to pay a meter use charge to the chief executive.	Section 116 Water Regulation 2016	12/02/2020 OM12/02/20	
3150	Chief Executive Officer	Power to give the chief executive a notice that Council has decided to stop using an approved meter.	Section 117(1) Water Regulation 2016	12/02/2020 OM12/02/20	
3151	Chief Executive Officer	Power to pay the metering exit charge.	Section 117(3) Water Regulation 2016	12/02/2020 OM12/02/20	
3152	Chief Executive Officer	Power, after receiving a transfer notice, to give written notice to the chief executive that Council is refusing to accept the transfer	Section 119(3) Water Regulation 2016	12/02/2020 OM12/02/20	
3153	Chief Executive Officer	Power as a licensee to pay the water licence fee stated in the notice received from the chief executive.	Section 131(2)(b) Water Regulation 2016	12/02/2020 OM12/02/20	
3154	Chief Executive Officer	Power to pay a charged levied by a notice received from the chief executive pursuant to this section.	Section 134(1)(d) Water Regulation 2016	12/02/2020 OM12/02/20	
<b>Water Supply (Safety and Reliability) Act 2008</b>					
3155	Chief Executive Officer	Power, as a responsible entity, to respond to a notice to give information received from the regulator.	Section 13 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3156	Chief Executive Officer	Power, as a local government that owns infrastructure for supplying water or sewerage services, to apply for registration as a service provider.	<i>Sections 20 and 21(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3157	Chief Executive Officer	Power, as an applicant under section 20 of the <i>Water Supply (Safety and Reliability) Act 2008</i> , to give additional information to the regulator about the application.	<i>Section 21(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3158	Chief Executive Officer	Power, as a service provider, to apply to change the service provider's details of registration in the service provider register.	<i>Section 23 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3159	Chief Executive Officer	Power, as a service provider, to review the service provider's registration details in the service provider register and notify the regulator of any changes in the details.	<i>Section 23A Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3160	Chief Executive Officer	Power, as a current infrastructure owner, to give to the regulator notice of the transfer of the ownership of infrastructure for the relevant service or notice of transfer of the registration as service provider for the relevant service.	<i>Section 25A Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3161	Chief Executive Officer	Power, to respond to the regulator's request to give additional information about a transfer notice.	<i>Section 25A(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3162	Chief Executive Officer	Power, as service provider, to give notice to the regulator that the service provider is likely to stop supplying a registered service.	<i>Section 26(2) and 26(7)(b) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3163	Chief Executive Officer	Power, as service provider, to respond to a request by the regulator for additional information about a possible stoppage.	<i>Section 26(4) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3164	Chief Executive Officer	Power, as service provider, to give notice to the regulator that the service provider has stopped supplying a registered service.	<i>Section 26(8) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3165	Chief Executive Officer	Power, as service provider, to apply to the regulator to cancel the registration as a service provider if the service provider is not supplying, and does not intend to start supplying, the service for which the provider is registered.	<i>Section 28 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3166	Chief Executive Officer	Power, as applicant, to respond to a request by the regulator for additional information about a cancellation of registration as a service provider.	<i>Section 28(4) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3167	Chief Executive Officer	Power, as service provider, to give a person a notice requiring them to provide a reason why Council should not disconnect their unauthorised connection.	<i>Section 33(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3168	Chief Executive Officer	Power, as service provider, to consider a response provided to a notice issued pursuant to section 33(2).	<i>Section 33(4) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3169	Chief Executive Officer	Power, as service provider, to recover from a person, as a debt, Council's costs in disconnecting the unauthorised connection, and the value of any service used by the person through the connection.	<i>Section 33(4) (b) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3170	Chief Executive Officer	Power, as service provider, to give a person a notice requiring them to rectify equipment or remove vegetation or other things.	<i>Section 34(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3171	Chief Executive Officer	Power, as service provider, to recover from an owner as a debt, Council's costs in doing the work required to be done in a notice issued under section 34(2) of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 34(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3172	Chief Executive Officer	Power, as service provider, to install or approve the installation of a meter and to decide the position of the meter, on infrastructure supplying water to premises.	<i>Section 35 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3173	Chief Executive Officer	Power, as service provider, to give a person an entry notice.	<i>Section 36(2)(b) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3174	Chief Executive Officer	Power, as service provider, to recover from a person as a debt, the amount of the loss or reasonable cost of repairing damage to Council's infrastructure caused by the person.	<i>Section 40(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3175	Chief Executive Officer	Power, as water service provider, to restrict: a) the volume of water taken by or supplied to a customer or type of customer; or b) the hours when water may be used on premises for stated purposes; or c) the way water may be used on premises.	<i>Section 41(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3176	Chief Executive Officer	Power, as a water service provider, to give notice of a service provider water restriction imposed by the service provider to anyone affected by it.	<i>Section 43(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3177	Chief Executive Officer	Power, as a water service provider, to shut off water supply to premises for the time reasonably necessary to perform work on the infrastructure.	<i>Section 44(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3178	Chief Executive Officer	Power, as a water service provider, to give notice of shut off of water supply to anyone likely to be affected by it.	<i>Sections 44(2) and 44(4) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3179	Chief Executive Officer	Power, as service provider, to shut off water supply without notice if there is: a) a serious risk to public health; b) likelihood of serious injury to persons or damage to property; or c) another emergency.	<i>Section 44(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3180	Chief Executive Officer	Power, as service provider, to appoint an authorised person.	<i>Section 45 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3181	Chief Executive Officer	Power, as service provider, to issue an identity card to an authorised person.	<i>Section 46 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3182	Chief Executive Officer	Power, as service provider, to give a customer, or type of customer, a written notice to prepare a plan and to give it to Council within a reasonable period.	<i>Section 52(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3183	Chief Executive Officer	Power, as service provider, to require the customer to give additional information about the plan within a reasonable period, for deciding whether or not to approve a water efficiency management plan.	<i>Section 54(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3184	Chief Executive Officer	Power, as service provider, to approve or refuse a water efficiency management plan.	<i>Section 54(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3185	Chief Executive Officer	Power, as service provider, to give an information notice.	<i>Section 54(3) Water Supply</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3186	Chief Executive Officer	Power, as service provider, where the water efficiency management plan is not approved, to extend the 20 business day period within which the customer must amend the plan to address the reasons for the decision and give the revised plan to Council under section 54(4) of the Water Supply (Safety and Reliability) Act 2008.	Section 54(5) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3187	Chief Executive Officer	Power, as service provider, to recover from the customer, as a debt, an application fee for the approval of a water efficiency management plan.	Section 54(7) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3188	Chief Executive Officer	Power, as service provider, to give the chief executive:- a) a copy of an approved water efficiency management plan; or b) information about a plan that has not yet been approved; or c) a report summarising progress by the water service provider's customers in achieving water savings and efficiencies.	Section 56(3) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3189	Chief Executive Officer	Power, as a service provider, to comply with a written direction of the Chief Executive	Section 57(2) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3190	Chief Executive Officer	Power, as a service provider, to give a customer a written notice requiring the customer to:- a) amend the plan and give it to the water service provider within the reasonable period stated by the water service provider; or b) prepare a new water efficiency management plan and give it to the water service provider within the reasonable period stated by the water service provider.	Section 58(2) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3191	Chief Executive Officer	Power, as a service provider, to approve a request to amend an approved water efficiency management plan or a request that a new water efficiency management plan be prepared.	Section 59 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3192	Chief Executive Officer	Power, as a service provider, to give a customer a notice to comply with a water efficiency management plan.	Section 60 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3193	Chief Executive Officer	Power, as a service provider, to require a customer to review a water efficiency management plan.	Section 61 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3194	Chief Executive Officer	Power, as a drinking water service provider, to prepare a drinking water quality management plan.	Section 95 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3195	Chief Executive Officer	Power, as a drinking water service provider, to provide information requested by the regulator.	Section 96 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3196	Chief Executive Officer	Power, as a drinking water service provider, to amend, with the agreement of the Regulator, a drinking water quality management plan.	Section 99A Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3197	Chief Executive Officer	Power, as a drinking water service provider, to apply to amend a drinking water quality management plan.	Section 100 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3198	Chief Executive Officer	Power, as drinking water service provider, to make submissions in response to a show cause notice issued by the regulator regarding proposed amendments to the drinking water quality management plan.	Section 101 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3199	Chief Executive Officer	Power, as drinking water service provider, to comply with a notice issued by the regulator pursuant to section 101(3)(a) of the Water Supply (Safety and Reliability) Act 2008.	Section 101(4) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3200	Chief Executive Officer	Power, as drinking water service provider, to notify the regulator any noncompliance with the water quality criteria relating to the service and the circumstances that gave rise to the noncompliance.	<i>Section 102 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3201	Chief Executive Officer	Power, as drinking water service provider that obtains water for the drinking water service from a water storage or other infrastructure not part of a water service for which there is a drinking water quality management plan, to give notice to the owner of the water storage or other infrastructure asking for information reasonably required about the quality of the water.	<i>Section 103 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3202	Chief Executive Officer	Power, as a service provider, to review a drinking water quality management plan, in accordance with the notice given by the regulator under section 99.	<i>Section 106(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3203	Chief Executive Officer	Power, as a service provider, to amend a drinking water quality management plan to reflect the changes to the operation of the water service and to apply to the regulator to approve the amended plan.	<i>Section 107(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3204	Chief Executive Officer	Power, as a service provider, to arrange for the preparation of a drinking water quality management plan audit report and to give it to the regulator.	<i>Section 108 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3205	Chief Executive Officer	Power, as a service provider, to arrange for the preparation of a performance audit report and to give it to the regulator.	<i>Section 108A Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3206	Chief Executive Officer	Power, as a service provider, to comply with an information notice given by the regulator pursuant to section 110(6) of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 110(7) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3207	Chief Executive Officer	Power, as a service provider, to give access to the service provider's infrastructure and records relating to the infrastructure to the auditor and any person employed or authorised by the auditor.	<i>Section 112 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3208	Chief Executive Officer	Power, as a service provider who does not have service contract with all of its customers, to prepare a proposed customer service standard and publish it.	<i>Section 115(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3209	Chief Executive Officer	Power, as a service provider who does not have service contract with all of its customers, to consider all submission made in response to the proposed customer service standard and prepare a final customer service standard.	<i>Section 115(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3210	Chief Executive Officer	Power, as a service provider, to revise a customer service standard if required to by the regulator under section 118 of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 119 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3211	Chief Executive Officer	Power, as a service provider, to review a customer service standard.	<i>Section 120 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3212	Chief Executive Officer	Power, as a relevant service provider, to prepare a drinking water quality management plan report for each financial year after a financial year in which a relevant service provider's drinking water quality management plan has been approved and give a copy to the regulator.	<i>Section 142(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3213	Chief Executive Officer	Power, as a relevant service provider, to prepare a performance report for each financial year and give a copy to the regulator.	<i>Section 142A(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	

Council to CEO Delegation Register V3\_17 March 2021

237 of 25





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3214	Chief Executive Officer	Power, as a relevant service provider, to prepare a system operating plan report for each financial year and give a copy to the regulator.	<i>Section 142B(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3215	Chief Executive Officer	Power, as service provider providing a retail water service, to fix a meter and/or seal to a private fire fighting system.	<i>Section 144(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3216	Chief Executive Officer	Power to give notice of the making or amendment of a declaration under section 161 of the <i>Water Supply (Safety and Reliability) Act 2008</i> and to make the notice available for inspection and purchase.	<i>Section 162 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3217	Chief Executive Officer	Power, as a service provider, to:- a) keep a map of the service area; b) update the map, at least annually.	<i>Section 163 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3218	Chief Executive Officer	Power, as service provider, to recover from a customer the reasonable costs of complying with its obligations under section 164 of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 165 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3219	Chief Executive Officer	Power, as service provider, to impose conditions on the installation of water storage tanks and pumps, where the customer wants to connect to Council's water supply services.	<i>Section 166(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3220	Chief Executive Officer	Power, as service provider, to advise the owner of premises of any work the service provider considers reasonably necessary to be carried out on the premises and any reasonable connection fee to enable the premises to be connected to the service provider's infrastructure.	<i>Section 167(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3221	Chief Executive Officer	Power, as service provider, to issue a notice to the owner of premises in Council's service area, requiring the owner to carry out works for connecting the premises to a registered service.	<i>Section 168 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3222	Chief Executive Officer	Power, as service provider, to issue a notice to an owner or occupier, requiring them to stop contravening a restriction or pay the rate or charge for the service.	<i>Section 169(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3223	Chief Executive Officer	Power, as service provider, to reduce the water supply to premises to the minimum level necessary for health and sanitation purposes, where the circumstances described in section 169(1) of the <i>Water Supply (Safety and Reliability) Act 2008</i> apply.	<i>Section 169(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3224	Chief Executive Officer	Power, as sewerage service provider, to give a person a trade waste approval or a seepage water approval with or without conditions.	<i>Sections 180 and 181 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3225	Chief Executive Officer	Power, as sewerage service provider, to suspend or cancel a trade waste approval or seepage water approval.	<i>Section 182 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	Complying with section 183 of the <i>Water Supply (Safety and Reliability) Act 2008</i>
3226	Chief Executive Officer	Power, as sewerage service provider, to immediately suspend or cancel a trade waste approval or seepage water approval if urgent action is necessary in the interests of public health or safety, to prevent environmental harm, or to prevent damage to the sewerage system or the sewerage service provider has been given a regulator notice prohibiting the sewerage service provider from giving the trade waste approval or seepage water approval.	<i>Section 184 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3227	Chief Executive Officer	Power, as sewerage service provider, to, by notice given to the approval holder, amend the approval to ensure it is consistent with the conditions mentioned in section 185(1)(a) of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 185 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3228	Chief Executive Officer	Power, as service provider, to give or refuse written consent for a person to connect or disconnect from Council's infrastructure.	<i>Section 191 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3229	Chief Executive Officer	Power, as service provider, to give or refuse written consent for a person to interfere with Council's infrastructure.	<i>Section 192(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3230	Chief Executive Officer	Power, as a service provider, to give or refuse written consent for a person to: a) build over; b) interfere with access to; c) increase or reduce the cover over; or d) change the surface of land in a way causing ponding of water over an access chamber for; Council's infrastructure.	<i>Section 192(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3231	Chief Executive Officer	Power, as service provider, to give or refuse written consent for a person to discharge water from an ornamental pond, swimming pool or filtration system of a swimming pool into Council's infrastructure.	<i>Section 193(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3232	Chief Executive Officer	Power, as service provider, to give or refuse written consent for a person to take water from Council's infrastructure.	<i>Section 195 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3233	Chief Executive Officer	Power, as a relevant entity for a recycled water scheme to apply for registration of the scheme.	<i>Section 196AA Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3234	Chief Executive Officer	Power, as a relevant entity for a recycled water scheme, other than a CSG recycled water scheme, to give additional information about an application under section 196AA to the regulator and to verify the information in a statutory declaration.	<i>Section 196AB Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3235	Chief Executive Officer	Power, as a relevant entity for a recycled water scheme, other than a CSG recycled water scheme, to change the details of the registration that are recorded in the register.	<i>Section 196AD Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3236	Chief Executive Officer	Power, as a relevant entity for a recycled water scheme, other than a CSG recycled water scheme, to apply to cancel the registration if recycled water is no longer supplied under the scheme.	<i>Section 196AE Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3237	Chief Executive Officer	Power, as the relevant entity of a recycled water scheme, to apply to the regulator for approval of a recycled water management plan for the scheme.	<i>Section 202 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3238	Chief Executive Officer	Power, as the relevant entity of a recycled water scheme, to respond to the regulator's request for additional information or to verify any information by statutory declaration.	<i>Section 203 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3239	Chief Executive Officer	Power, as a recycled water provider for a single-entity recycled water scheme, to give the regulator notice of the stoppage or proposed stoppage of production or supply of recycled water.	<i>Section 208(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3240	Chief Executive Officer	Power, as a recycled water provider for a single-entity recycled water scheme, to stop supply of recycled water to the entity if the entity is using the water other than in a way or for the purpose provided for under the recycled water management plan.	<i>Section 208(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3241	Chief Executive Officer	Power, as a scheme manager for a multiple-entity recycled water scheme, to give the regulator notice of the recycled water provider's stoppage or proposed stoppage of production or supply of recycled water.	<i>Section 208(5) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3242	Chief Executive Officer	Power, as a recycled water provider for a multiple-entity recycled water scheme, to stop supply of recycled water to an entity if the entity is using the water other than in a way or for the purpose provided for under the recycled water management plan.	<i>Section 208(6) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3243	Chief Executive Officer	Power, as the relevant entity for recycled water scheme, to amend the recycled water management plan with the regulator's agreement.	<i>Section 209 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3244	Chief Executive Officer	Power, as a recycled water provider for a single-entity recycled water scheme, to make a submission in response to the regulator's show cause notice issued under section 210(2) of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 210(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3245	Chief Executive Officer	Power, as a recycled water provider for a single-entity recycled water scheme, to amend a recycled water management plan in the way required by a notice issued by the regulator under section 210(3) of the <i>Water Supply (Safety and Reliability) Act 2008</i> and to give a copy of the amended plan to the regulator.	<i>Section 210(3)(a) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3246	Chief Executive Officer	Power, as the scheme manager or declared entity for a multiple-entity recycled water scheme, to make a submission in response to the regulator's show cause notice issued under section 211(2) of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 211(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3247	Chief Executive Officer	Power, as a scheme manager or declared entity for a multiple-entity recycled water scheme, to amend the manager's scheme manager plan or the entity's scheme provider plan in the way required by a notice issued by the regulator under section 211(3) of the <i>Water Supply (Safety and Reliability) Act 2008</i> and to give a copy of the amended plan to the regulator.	<i>Sections 211(3)(a) and Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3248	Chief Executive Officer	Power, as the relevant entity for the recycled water scheme to apply to the regulator for approval of an amendment to a recycled water management plan.	<i>Sections 212 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3249	Chief Executive Officer	Power, as the responsible entity, scheme manager or declared entity for a recycled water scheme, to make submissions in response to the regulator's show cause notice issued under section 213(2)(a) or (b) of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 213(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3250	Chief Executive Officer	Power, as the relevant entity for a recycled water management plan that has been suspended under Chapter 3 Part 2 of the <i>Water Supply (Safety and Reliability) Act 2008</i> , to apply to the regulator for approval to resume supply of recycled water under the scheme.	<i>Section 215(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3251	Chief Executive Officer	Power, as the relevant entity for a recycled water management plan that has been suspended under Chapter 3 Part 2 of the <i>Water Supply (Safety and Reliability) Act 2008</i> , to comply with a direction of the regulator pursuant to section 215(4)(c) or (d) of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Sections 215(4)(c) and 215(4)(d) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3252	Chief Executive Officer	Power, as a recycled water provider for a recycled water scheme that is not a critical recycled water scheme, to notify the regulator of a proposal to permanently stop the supply of water under the scheme.	<i>Section 230(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3253	Chief Executive Officer	Power, as a relevant entity for a critical recycled water scheme, to notify the regulator of a proposal to permanently stop the supply of water under the scheme.	<i>Section 230(4) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3254	Chief Executive Officer	Power, as the relevant entity for the recycled water scheme, to provide information or to verify information by statutory declaration as required by the regulator under section 230(6) of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 230(6) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3255	Chief Executive Officer	Power, as a relevant entity for a recycled water scheme, to notify the regulator of a stoppage in the supply of recycled water under the scheme.	<i>Section 230(9) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3256	Chief Executive Officer	Power, as the relevant entity for the recycled water scheme that augments the supply of drinking water, to apply to the regulator for approval of a validation program.	<i>Section 237 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3257	Chief Executive Officer	Power, as the relevant entity for the recycled water scheme that augments the supply of drinking water, to provide information or information verified by statutory declaration as required by the regulator under section 238(1) of the <i>Water Supply (Safety and Reliability) Act 2008</i> .	<i>Section 238(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3258	Chief Executive Officer	Power, as the relevant entity for the recycled water scheme that augments the supply of drinking water, to apply to the regulator to amend the approved validation program.	<i>Section 242 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3259	Chief Executive Officer	Power, as a recycled water provider for a single-entity recycled water scheme to review the approved recycled water management plan for the scheme.	<i>Section 258(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3260	Chief Executive Officer	Power, as a scheme manager for a multiple-entity recycled water scheme to arrange for a review of the approved recycled water management plan for the scheme	<i>Section 258(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3261	Chief Executive Officer	Power, as a recycled water provider for a single-entity recycled water scheme to amend the approved recycled water management plan for the scheme and apply to the regulator for approval of the amended plan.	<i>Section 259(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	



**Register of Delegations - Council to Chief Executive Officer**

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3262	Chief Executive Officer	Power, as a scheme manager for a multiple-entity recycled water scheme to amend the manager's scheme manager plan for the scheme.	<i>Section 259(3)(a) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3263	Chief Executive Officer	Power, as a declared entity for a multiple-entity recycled water scheme to amend the entity's scheme provider plan for the scheme.	<i>Section 259(3)(b) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3264	Chief Executive Officer	Power, as a scheme manager for a multiple-entity recycled water scheme to apply to the regulator for approval of the amended recycled water management plan for the scheme.	<i>Section 259(4) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3265	Chief Executive Officer	Power, as a recycled water provider for a single-entity recycled water scheme or a scheme manager for a multiple-entity recycled water scheme, to arrange for an internal audit report and give it to the regulator.	<i>Sections 260(1) and 260(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3266	Chief Executive Officer	Power, as a recycled water provider for a single-entity recycled water scheme or a scheme manager for a multiple-entity recycled water scheme, to arrange for an audit report and give it to the regulator.	<i>Sections 261(1) and 261(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3267	Chief Executive Officer	Power, as recycled water service provider for a single-entity recycled water scheme, to respond to the regulator's show cause notice about a proposed spot audit.	<i>Section 262(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3268	Chief Executive Officer	Power, as the scheme manager or declared entity for a multiple-entity recycled water scheme, to respond to the regulator's show cause notice about a proposed spot audit.	<i>Section 262(3) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3269	Chief Executive Officer	Power, as the responsible entity, to comply with the regulator's notice issued pursuant to section 262(8) of the Water Supply (Safety and Reliability) Act 2008.	<i>Sections 262(8) and 262(9) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3270	Chief Executive Officer	Power, as the relevant entity and any declared entity for a recycled water scheme, to give the auditor, and any person employed or authorised by the auditor, free and uninterrupted access to the infrastructure forming part of the scheme and any records relating to the infrastructure.	<i>Sections 265 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3271	Chief Executive Officer	Power, as an alerting entity, to inform the regulator and the responsible entity for the non-compliance that the quality of recycled water produced or supplied under the recycled water scheme for the entity does not comply with the water quality criteria for the recycled water relevant to the scheme.	<i>Sections 270(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3272	Chief Executive Officer	Power, as a responsible entity for the non-compliance, to give the regulator notice of the following:- a) the noncompliance and the circumstances that gave rise to the noncompliance; b) any action taken, or to be taken, by the entity to correct the noncompliance; c) the measures the entity will take to prevent the noncompliance in the future.	<i>Sections 270(4) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3273	Chief Executive Officer	Power, as an alerting entity, to inform the regulator and the responsible entity for the prescribed incident about a prescribed incident.	<i>Sections 271(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3274	Chief Executive Officer	Power, as a responsible entity for the non-compliance, to give the regulator notice of the following:- a) the prescribed incident and the circumstances that gave rise to the prescribed incident; b) any action taken, or to be taken, by the entity relating to the prescribed incident; c) the measures the entity will take to prevent the prescribed incident in the future.	<i>Sections 271(4) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3275	Chief Executive Officer	Power, as a relevant entity for a recycled water scheme, to prepare an annual report about the scheme and give it to the regulator.	<i>Section 273 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3276	Chief Executive Officer	Power, as a relevant entity for a recycled water scheme to augment a supply of drinking water, or a relevant entity for a recycled water scheme to premises by way of a dual reticulation system, to prepare and make publicly available a public report about the scheme.	<i>Section 274 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3277	Chief Executive Officer	Power, as recycled water provider or another entity, to respond to a notice issued by the regulator pursuant to this section.	<i>Section 302 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3278	Chief Executive Officer	Power, as a recycled water provider, or other entity for a multiple-entity recycled water scheme, to make submissions regarding the regulator's intention to make a declaration that the recycled water scheme is a critical recycled water scheme.	<i>Section 303 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3279	Chief Executive Officer	Power, as the relevant entity for a critical recycled water scheme, to ask the regulator to review the making of the declaration that the scheme is a critical recycled water scheme, after one year since the declaration was made.	<i>Section 306 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3280	Chief Executive Officer	Power, as sewerage service provider, to comply with a regulator notice.	<i>Section 330 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3281	Chief Executive Officer	Power, as a sewerage service provider, to give the regulator a report about the actions taken to comply with a regulator notice.	<i>Section 331 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3282	Chief Executive Officer	Power, as a recycled water provider or other declared entity, to give the scheme manager, information the scheme manager reasonably requires to comply with the scheme manager's obligations under the Act.	<i>Section 333 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3283	Chief Executive Officer	Power, as the owner of a dam, to have it failure impact assessed and give it to the chief executive.	<i>Sections 343, 344 and 345 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3284	Chief Executive Officer	Power, as the owner of a dam, to pay the cost of preparing and certifying a failure impact assessment where required under section 348.	<i>Sections 348 Water Supply (Safety and Reliability) Act 2008</i>	17/03/2021 OM26/03/21	
3285	Chief Executive Officer	Power, as a dam owner, to give the chief executive additional information about a failure impact assessment.	<i>Section 349(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3286	Chief Executive Officer	Power, as a dam owner, to comply with an information notice issued by the chief executive pursuant to this section and return the recertified assessment to the chief executive.	<i>Section 351 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3287	Chief Executive Officer	Power, as a dam owner, to comply with an information notice issued by the chief executive pursuant to this section.	<i>Section 352 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3288	Chief Executive Officer	Power, as the owner of a referable dam, to prepare an emergency action plan for the dam and comply with the requirements of Chapter 4, Part 1, Division 2A, Subdivision 3 when preparing the plan.	<i>Sections 352F, 352H and 352HA Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3289	Chief Executive Officer	Power, as a local government, to assess an emergency action plan for consistency with its disaster management plan, consult with the local group for the plan and give the owner of the dam a notice.	<i>Section 352HB Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3290	Chief Executive Officer	Power, as the owner of a referable dam, to comply with an information notice issued by the chief executive pursuant to this section.	<i>Section 352L Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3291	Chief Executive Officer	Power, as the owner of a referable dam, to keep a copy of the approved emergency action plan for the dam and make it available to an individual:- a) who has a function under the plan; or b) who, under the plan, is named and required to be personally notified of a dam hazard event or emergency event.	<i>Section 352N Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3292	Chief Executive Officer	Power, as the owner of a referable dam, to comply with a notice issued by the chief executive pursuant to this section.	<i>Section 352O Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3293	Chief Executive Officer	Power, as the owner of a referable dam, to review an emergency action plan for the dam, give the chief executive a notice stating whether or not the owner proposes an amendment of the plan because of the review and if so, a copy of the amended plan.	<i>Section 352P Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3294	Chief Executive Officer	Power, as the owner of a referable dam, to apply to the chief executive to correct a minor error or make a change that is not a change of substance, in an emergency action plan for the dam.	<i>Section 352Q(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3295	Chief Executive Officer	Power, as the owner of a referable dam, to ask to the chief executive to record the change in ownership of the dam and make other changes to the plan required because of the change in ownership.	<i>Section 352Q(1A) Water Supply (Safety and Reliability) Act 2008</i>	17/03/2021 OM26/03/21	
3296	Chief Executive Officer	Power, as the owner of a referable dam, to apply to the chief executive for a change of substance to an emergency action plan for the dam.	<i>Section 352R(1) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3297	Chief Executive Officer	Power, as the owner of a referable dam, to comply with a notice issued by the chief executive pursuant to this section.	<i>Section 352R(2)(c) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3298	Chief Executive Officer	Power, as the owner of a referable dam, to prepare a new emergency action plan for the dam and give it to the chief executive for approval.	<i>Section 352S Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3299	Chief Executive Officer	Power, as the owner of a referable dam, to prepare an emergency event report in compliance with Chapter 4, Part 1, Division 2A, Subdivision 9 and give it to the chief executive.	<i>Section 352T Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3300	Chief Executive Officer	Power, as the owner of a referable dam, to comply with a notice issued by the chief executive pursuant to this section.	Section 352U Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3301	Chief Executive Officer	Power, as the owner of a referable dam, to provide the chief executive with information that will help the chief executive to decide what safety conditions are to apply to the dam.	Section 353 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3302	Chief Executive Officer	Power, as the owner of a referable dam, to by written agreement, extend the period within which the chief executive must decide safety conditions for the dam.	Section 354(3)(b) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3303	Chief Executive Officer	Power, as the owner of a referable dam, to provide the chief executive with information that will help the chief executive to decide what changes should be made to the safety conditions and development conditions that apply to the dam.	Section 356 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3304	Chief Executive Officer	Power to comply with a compliance notice issued by the chief executive pursuant to this section.	Section 359 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3305	Chief Executive Officer	Power, as a former owner of a dam, to give the chief executive notice of the change in ownership and give the new owner all relevant documentation for the dam.	Section 366 Water Supply (Safety and Reliability) Act 2008	17/03/2021 OM26/03/21	
3306	Chief Executive Officer	Power, as a dam owner, to give the chief executive the authorisation request information.	Section 379 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3307	Chief Executive Officer	Power, as a dam owner, to record the authorisation request information in writing and give it to the the chief executive where the circumstances in section 381(1) or (2) are satisfied.	Section 381(4) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3308	Chief Executive Officer	Power, as a dam owner, to publish a copy of a notice given to the owner under subsection (2) in the gazette.	Section 390(5) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3309	Chief Executive Officer	Power, as the owner of a dam to which a resource operations licence applies, to, in the circumstances set out in subsection (1), reduce the full supply level of the dam to the reduced full supply level and given notice of the reduced full supply level.	Section 399B Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3310	Chief Executive Officer	Power, as the owner of a dam operating at a reduced full supply level under section 399B for more than 1 year, to give a report to the entities prescribed in subsection (2).	Section 399C Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3311	Chief Executive Officer	Power to prepare an improvement plan in response to an improvement notice issued by the regulator.	Sections 446(2) and 447 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3312	Chief Executive Officer	Power to respond to a show cause notice issued by the regulator pursuant to this section.	Section 446(3) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3313	Chief Executive Officer	Power to comply with a direction issued by the regulator pursuant to this section 448.	Sections 448 and 449 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3314	Chief Executive Officer	Power to start a proceeding referred to in section 475(1) in the District Court and to give a copy of the proceeding to the regulator.	Section 475 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3315	Chief Executive Officer	Power, as an interested person for an original decision, to apply for an internal review of the decision.	Section 512 Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	
3316	Chief Executive Officer	Power, as the recipient of a submitter notice on an internal review application, to make written submissions on the application.	Section 513(4) Water Supply (Safety and Reliability) Act 2008	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3317	Chief Executive Officer	Power, as the applicant on an internal review application, to apply for the stay of an original decision to the relevant entity listed in section 516(2).	<i>Section 516(2) Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3318	Chief Executive Officer	Power, as an interested person for the original decision, to appeal against or apply for an external review of an internal review decision.	<i>Section 517 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3319	Chief Executive Officer	Power, as an interested person for a review decision about an original decision the subject of an information notice or a compliance notice mentioned in section 510(1)(b), other than an original decision that is a decision relating to a matter involving drinking water or recycled water, to give the authority under the <i>Queensland Competition Authority Act 1997</i> a notice applying for arbitration on the decision.	<i>Section 524 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3320	Chief Executive Officer	Power, as water service provider, to make guidelines for persons about preparing a water efficiency management plan.	<i>Section 573 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3321	Chief Executive Officer	Power, as a service provider, to keep available for inspection and purchase the documents referred to in the section.	<i>Section 575 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3322	Chief Executive Officer	Power, as a service provider, to publish each of the documents referred to in the section.	<i>Section 575A Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3323	Chief Executive Officer	Power, as the relevant entity for a recycled water scheme, to keep available for inspection and purchase the documents referred to in the section.	<i>Section 576 Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
3324	Chief Executive Officer	Power, as the relevant entity for a recycled water scheme, to publish the annual report prepared under section 273.	<i>Section 576A Water Supply (Safety and Reliability) Act 2008</i>	12/02/2020 OM12/02/20	
<b>Work Health and Safety Act 2011</b>					
3325	Chief Executive Officer	Power to notify the regulator after becoming aware a notifiable incident has occurred	<i>Section 38 Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3326	Chief Executive Officer	Power to consult with workers who are, or are likely to be, directly affected by a matter relating to work health or safety	<i>Section 47 Work Health and Safety Act 2011</i>	17/03/2021 OM26/03/21	
3327	Chief Executive Officer	Power to facilitate the conduct of an election for 1 or more health and safety representatives to represent workers	<i>Sections 51 to 54 Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3328	Chief Executive Officer	Power to make an application to the commission to disqualify a health and safety representative.	<i>Section 65 Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3329	Chief Executive Officer	Power to comply with the general obligations of a person conducting a business or undertaking provided in section 70.	<i>Section 70 Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3330	Chief Executive Officer	Power to refuse on reasonable grounds to grant access to the workplace to a person assisting a health and safety representative for a workgroup.	<i>Section 71(5) Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3331	Chief Executive Officer	Power, as person conducting a business or undertaking, to refuse to grant access to information mentioned in section 70(1)(c) if the information is confidential commercial information.	<i>Section 71(7) Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3332	Chief Executive Officer	Power to ask the regulator to appoint an inspector to decide the matter.	<i>Section 72(5) Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3333	Chief Executive Officer	Power as a person conducting a business or undertaking to comply with subsections (a) to (c).	<i>Section 74 Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3334	Chief Executive Officer	Power to establish a health and safety committee.	Sections 75 to 78 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3335	Chief Executive Officer	Power, as a party to an issue, to resolve the issue in accordance with an agreed procedure or the default procedure.	Section 80 and 81 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3336	Chief Executive Officer	Power to ask the regulator to appoint an inspector to assist in resolving the issue.	Section 82(2) Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3337	Chief Executive Officer	Power to direct the worker to carry out suitable alternative work at the same or another workplace.	Section 87 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3338	Chief Executive Officer	Power to ask the regulator to appoint an inspector to attend the workplace to assist in resolving an issue arising from a cessation of work.	Section 89 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3339	Chief Executive Officer	Power to give a copy of the provisional improvement notice to the regulator.	Section 97A Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3340	Chief Executive Officer	Power to give the industrial registrar written notice of the dispute.	Section 102B Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3341	Chief Executive Officer	Power to appeal a decision of the Commission given under Part 5, Division 7A.	Section 102G Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3342	Chief Executive Officer	Power, as a person conducting a business or undertaking, to appoint a work health and safety officer for that business or undertaking.	Section 103A Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3343	Chief Executive Officer	Power, as a person conducting a business or undertaking, to instruct a work health and safety officer to take reasonable action to eliminate or minimise risks to health and safety.	Section 103F Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3344	Chief Executive Officer	Power to apply to the Magistrates Court for an order under section 112 about engaging in or inducing discriminatory or coercive conduct.	Section 112 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3345	Chief Executive Officer	Power to apply to the Commission to revoke a WHS entry permit.	Section 138 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3346	Chief Executive Officer	Power to appeal a decision of the commission.	Section 140 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3347	Chief Executive Officer	Power to ask the regulator to appoint an inspector to attend the workplace to assist in resolving the dispute.	Section 141 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3348	Chief Executive Officer	Power, as receiver of a direction from the inspector under section 141A(2) to comply with it.	Section 141A Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3349	Chief Executive Officer	Power to apply to the Commission for it to deal with the dispute.	Section 142(4) Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3350	Chief Executive Officer	Power to appeal a decision of the Commission.	Section 142A Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3351	Chief Executive Officer	Power to apply to the regulator for the return of a seized thing.	Section 180 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3352	Chief Executive Officer	Power to demand that the regulator allow the CEO to inspect a seized thing and if the seized thing is a document to make copies of it.	Section 181 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	
3353	Chief Executive Officer	Power to claim compensation from the State.	Section 184 Work Health and Safety Act 2011	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3354	Chief Executive Officer	Power to make a written undertaking (a WHS undertaking) in connection with a matter relating to a contravention or alleged contravention of the <i>Work Health and Safety Act</i> .	<i>Section 216 Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3355	Chief Executive Officer	Power, as a person who has made a WHS undertaking, to at any time, with the agreement of the regulator, withdraw the undertaking or vary the undertaking.	<i>Section 221 Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3356	Chief Executive Officer	Power, as an eligible person in relation to a reviewable decision to apply to the regulator for an internal review of the decision.	<i>Section 224 Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3357	Chief Executive Officer	Power, as an eligible person to apply to the external review body for review of a reviewable decision made by the regulator or a decision made, or taken to have been made, on an internal review.	<i>Section 229 to 229E Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3358	Chief Executive Officer	Power to appeal a decision of the commission.	<i>Section 229F Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3359	Chief Executive Officer	Power to, in the circumstances provided in subsections (1) or (1A), make a written request to the WHS prosecutor that a prosecution be brought.	<i>Sections 231(1) and (1A) Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
3360	Chief Executive Officer	Power to, in the circumstances provided in subsection (3), request the WHS prosecutor to refer the matter to the director of public prosecutions.	<i>Section 231(3) Work Health and Safety Act 2011</i>	12/02/2020 OM12/02/20	
<b>Work Health and Safety Regulation 2011</b>					
3361	Chief Executive Officer	Power, as an approved RTO, to grant a person a certificate of authority.	<i>Section 31B Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3362	Chief Executive Officer	Power, as a person conducting a business or undertaking at a workplace, to prepare, maintain and implement an emergency plan.	<i>Section 43 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3363	Chief Executive Officer	Power, as a person conducting a business or undertaking at a workplace, to maintain a written record of the evidence provided under subsections (1), (2) and (3).	<i>Section 85(4) Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3364	Chief Executive Officer	Power to apply to the regulator for a licence to carry out demolition work.	<i>Section 144B Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3365	Chief Executive Officer	Power to make a submission to the regulator in relation to a proposed refusal	<i>Section 144I Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3366	Chief Executive Officer	Power, as a holder of a licence to carry out demolition work, to make a submission to the regulator in relation to a proposed amendment to a licence.	<i>Section 144P Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3367	Chief Executive Officer	Power, as a holder of a licence to carry out demolition work to apply to the regulator to amend the licence.	<i>Section 144Q(1) Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3368	Chief Executive Officer	Power after receiving a written notice of intention to refuse an application to amend the licence from the regulator, to make a submission to the regulator in relation to the proposed refusal.	<i>Section 144Q(2) Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3369	Chief Executive Officer	Power to apply to the regulator for a replacement document.	<i>Section 144U Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3370	Chief Executive Officer	Power, as a holder of a licence to carry out demolition work to voluntarily surrender the licence document to the regulator.	<i>Section 144V Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3371	Chief Executive Officer	Power, as a holder of a licence to carry out demolition work, to apply to the regulator for renewal of the licence.	<i>Sections 144VA, 144VB Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3372	Chief Executive Officer	Power, as a holder of a licence to carry out demolition work to make a submission to the regulator in relation to the proposed suspension, cancellation and/or disqualification.	<i>Section 144Y Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3373	Chief Executive Officer	Power, as a person with management or control of an item of plant stated in schedule 5, part 2, to apply to the regulator for the registration of that item of plant.	<i>Section 265 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3374	Chief Executive Officer	Power to respond to a notice from the regulator on a proposal to refuse registration of an item of plant stated in schedule 5, part 2.	<i>Section 270(1)(b) Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3375	Chief Executive Officer	Power to respond to a notice from the regulator on a proposal to cancel the registration of an item of plant stated in schedule 5, part 2.	<i>Section 288C Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3376	Chief Executive Officer	Power to return the registration document for an item of plant stated in schedule 5, part 2 to the regulator.	<i>Section 288D Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3377	Chief Executive Officer	Power, as a person conducting a business or undertaking, to obtain the current safety data sheet for a hazardous chemical used at a workplace	<i>Section 344 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3378	Chief Executive Officer	Power, as a person conducting a business or undertaking, to prepare and maintain a register of hazardous chemical used at a workplace	<i>Section 346 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3379	Chief Executive Officer	Power to apply in writing to the regulator for authorisation to use, handle or store a prohibited carcinogen or restricted carcinogen	<i>Section 383 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3380	Chief Executive Officer	Power to ensure that all asbestos or asbestos contaminated material at a workplace is identified by a competent person.	<i>Section 422(1) Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3381	Chief Executive Officer	Power to ensure that the presence and location of all asbestos or asbestos contaminated material at a workplace is clearly indicated and if practicable labelled.	<i>Section 424 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3382	Chief Executive Officer	Power to prepare, maintain and review an asbestos register for each workplace.	<i>Sections 425(1) and 426 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3383	Chief Executive Officer	Power to prepare, maintain and review an asbestos management plan for each workplace.	<i>Sections 429 and 430 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3384	Chief Executive Officer	Power, as an eligible person in relation to a reviewable decision set out in section 676 of the <i>Work Health and Safety Regulation</i> , to apply to the regulator for an internal review of a decision.	<i>Section 678(1) Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3385	Chief Executive Officer	Power, as an eligible person in relation to a reviewable decision under section 89(5), 118(5), 256(5), 269(5) or 497(5) of the <i>Work Health and Safety Regulation</i> to apply to the regulator for an internal review of the decision.	<i>Section 678(2) Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3386	Chief Executive Officer	Power, as an eligible person to apply to QCAT for an external review of reviewable decision made by the regulator or of a decision made, or taken to have been made, on an internal review.	<i>Section 683 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
3387	Chief Executive Officer	Power to apply for an exemption from compliance with any provision of the <i>Work Health and Safety Regulation</i> .	<i>Section 684 Work Health and Safety Regulation 2011</i>	12/02/2020 OM12/02/20	
<b>Workers' Compensation and Rehabilitation Act 2003</b>					





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3388	Chief Executive Officer	Power, as an employer, to insure and keep insured all Council's employees and Councillors.	<i>Section 48 Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3389	Chief Executive Officer	Power, as an employer, to pay a premium notice issued by WorkCover.	<i>Section 54(7) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3390	Chief Executive Officer	Power, as an employer, to pay a reassessment premium notice issued by WorkCover.	<i>Section 56(5) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3391	Chief Executive Officer	Power, as an employer, to apply to WorkCover for a waiver or reduction of a penalty for contravening section 48.	<i>Section 57(3) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3392	Chief Executive Officer	Power, as an employer, to object to a default assessment issued by WorkCover.	<i>Section 58(6) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3393	Chief Executive Officer	Power, as an employer, to pay a default assessment notice issued by WorkCover.	<i>Section 58(10) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3394	Chief Executive Officer	Power, as an employer, to apply to WorkCover for a waiver or reduction of an additional premium.	<i>Section 64(2) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3395	Chief Executive Officer	Power, as an employer who is not a self-insurer, and who is or is required to <a href="#">have accident insurance</a> , be insured under a WorkCover policy; to pay the weekly payment of compensation payable to an injured worker during the excess period.	<i>Section 66(2) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3396	Chief Executive Officer	Power, as an employer, to apply to WorkCover for a waiver or reduction of a penalty provided in section 66(6).	<i>Section 66(7) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3397	Chief Executive Officer	Power, as a local government self-insurer, to cover councillors under the self-insurer's licence.	<i>Section 68A(1) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3398	Chief Executive Officer	Power, as a local government self-insurer, to notify the councillors and the Regulator of its decision to cover councillors under the self-insurer's licence.	<i>Section 68A(3) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3399	Chief Executive Officer	Power to apply to the Regulator to be licensed as a self-insurer, as described in Chapter 2, Part 4.	<i>Sections 69 and 70 Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3400	Chief Executive Officer	Power, as a prospective self-insurer, to make a submission to the Regulator about a decision to refuse an application to be licensed as a self-insurer.	<i>Section 77(3) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3401	Chief Executive Officer	Power, as self-insurer, to apply to renew a self-insurer licence or to notify the Regulator that Council intends not to apply for renewal.	<i>Section 79 Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3402	Chief Executive Officer	Power, as self-insurer, to make a submission to the Regulator about a decision to refuse an application to renew a self-insurer licence.	<i>Section 80(3) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3403	Chief Executive Officer	Power, as a self-insurer, to pay the annual levy to the Regulator.	<i>Section 81 Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	

Council to CEO Delegation Register V3\_17 March 2021

250 of 25





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3404	Chief Executive Officer	Power, as a self-insurer, to comply with the conditions imposed on the licence under the Regulation and by the Regulator.	Section 83 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3405	Chief Executive Officer	Power, as a self-insurer, to lodge an unconditional bank guarantee or cash deposit with the Regulator before the issue or renewal of a self-insurer licence.	Section 84 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3406	Chief Executive Officer	Power, as a self-insurer, to obtain a contract of reinsurance of liabilities and lodge the contract with the Regulator.	Section 86 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3407	Chief Executive Officer	Power, as a self-insurer, to exercise all of the powers identified in section 92 in relation to the self-insurer's workers.	Section 92 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3408	Chief Executive Officer	Power, as a local government self-insurer, to exercise all of the powers identified in section 92A in relation to councillors covered by the self-insurer's licence.	Section 92A Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3409	Chief Executive Officer	Power, as a local government self-insurer, to keep the documents identified in sections 93 and 93A.	Sections 93 and 93A Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3410	Chief Executive Officer	Power, as a self-insurer, to comply with a notice to give documents issued by the Regulator under this section.	Section 94 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3411	Chief Executive Officer	Power, as a self-insurer, to respond to a written notice issued by the Regulator under this section.	Section 96 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3412	Chief Executive Officer	Power, as a self-insurer, to send a written notice to the Regulator seeking to cancel a self-insurer licence.	Section 97 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3413	Chief Executive Officer	Power, as former self-insurer, to request the Regulator to allow Council to continue to exercise the powers referred to in sections 92 and/or 92A.	Section 100(2) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3414	Chief Executive Officer	Power, as a former self-insurer, to request the return of an unconditional bank guarantee or cash deposit from the Regulator.	Section 103 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3415	Chief Executive Officer	Power, as an employer, to ask the Regulator to approve the amount provided for in the industrial instrument for the purposes of section 107B of the Workers' Compensation and Rehabilitation Act 2003.	Section 107E(2) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3416	Chief Executive Officer	Power, as an employer, to appeal the Regulator's decision to refuse to approve the amount provided for in the industrial instrument under Chapter 13 of the Workers' Compensation and Rehabilitation Act 2003.	Section 107E(6) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3417	Chief Executive Officer	Power, as a self-insurer, to pay compensation for an injury sustained by a worker.	Section 109(1) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
	Chief Executive Officer	Power, as an employer, to pay a worker an amount, either in compensation or instead of compensation, in the circumstances provided for in subsection 109(5).	Section 109(5) Workers' Compensation and Rehabilitation Act 2003		
3418	Chief Executive Officer	Power, as an employer who is not a self-insurer, to pay compensation for an injury sustained by a worker where the worker has made an application for compensation under section 132 and Council has complied with section 133A.	Section 109(4) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	





## Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3419	Chief Executive Officer	Power, as an employer, to apply to WorkCover for a waiver or reduction of a penalty provided in section 109A.	Section 109A(4) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3420	Chief Executive Officer	Power, as an employer <del>whose worker sustains an injury for which compensation may be payable, to complete a report in the approved form and give the report to the insurer. other than a self-insurer, whose worker sustains an injury for which compensation may be payable, to complete a report in the approved form and send it to the nearest WorkCover office.</del>	Section 133 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3421	Chief Executive Officer	Power, as an employer, <del>other than a self-insurer, to give the insurer</del> written notice in the approved form if:- a) a worker asks the employer for compensation for an injury sustained by the worker; or b) the employer pays the worker an amount, either in compensation or instead of compensation, that is payable by the employer or <del>as a self-insurer or</del> WorkCover under the Act for an injury sustained by the worker.	Section 133A Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3422	Chief Executive Officer	Power, as an employer, to pay compensation to an injured worker for the day the worker stops work because of the injury.	Section 144 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3423	Chief Executive Officer	Power, as an employer, to pay the amount of the first charge or the whole of the damages to the insurer.	Section 207B(3-4) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3424	Chief Executive Officer	Power, as an employer, to appoint a Rehabilitation and Return to Work Coordinator where the employer meets the criteria prescribed under a regulation.	Section 226(1) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
	Chief Executive Officer	Power, as an employer, to give the insurer the prescribed details of a person appointed as a Rehabilitation and Return to Work Coordinator and details of any change to the prescribed details.	Sections 226(4) and 226(5) Workers' Compensation and Rehabilitation Act 2003		
3425	Chief Executive Officer	Power, as an employer, to prepare and have in place a workplace rehabilitation policy and procedure, and review those policies and procedures every 3 years.	Section 227 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3426	Chief Executive Officer	Power, as an employer, to assist or provide an injured worker with rehabilitation.	Section 228(1) and 228(2) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3427	Chief Executive Officer	Power, as an employer, to cooperate with an insurer to enable the insurer to meet its obligations under section 220.	Section 228(3) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3428	Chief Executive Officer	Power, as an employer other than a self-insurer, to apply to WorkCover for a waiver or reduction of a penalty provided in section 229.	Section 229(4) Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	
3429	Chief Executive Officer	Power, as an employer against whom negligence is alleged, to cooperate fully with and give WorkCover all information and access to documents in relation to the claim.	Section 280 Workers' Compensation and Rehabilitation Act 2003	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3430	Chief Executive Officer	Power, as a self-insurer against whom a proceeding for damages has been brought, to conduct the proceedings and/or settle the claim.	<i>Section 300(6) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3431	Chief Executive Officer	Power, as an employer, other than a self-insurer, against whom a proceeding for damages has been brought, to execute all documents and do everything that WorkCover considers reasonably necessary to allow the proceedings to be conducted by it.	<i>Section 300(7) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3432	Chief Executive Officer	Power to comply with the requirement of an authorised person to give information or produce documents required under section 532C.	<i>Section 532C Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3433	Chief Executive Officer	Power, as an employer or contractor, to keep the documents about workers, and contracts for the performance of work, prescribed under a regulation.	<i>Section 532D Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3434	Chief Executive Officer	Power, as an employer who is not a self-insurer, to give WorkCover information the employer has in relation to a person defrauding, or attempting to defraud, WorkCover, or in relation to a person stating anything, or giving a document containing information, to WorkCover or a registered person that the person knows is false or misleading in a material particular.	<i>Section 536(3) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3435	Chief Executive Officer	Power, as an employer who is a self-insurer, to give the Regulator information the employer has in relation to a person defrauding, or attempting to defraud, the self-insurer, or in relation to a person stating anything, or giving a document containing information, to the self-insurer or a registered person that the person knows is false or misleading in a material particular.	<i>Section 536(4) Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3436	Chief Executive Officer	Power to apply for a review of a decision identified in section 540(1) of the <i>Workers' Compensation and Rehabilitation Act 2003</i> and to take all steps necessary to conduct the application and to appear at the hearing.	<i>Section 541 Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3437	Chief Executive Officer	Power to appeal to an appeal body against the following decisions of the Regulator or the insurer: (a) a review decision, other than a decision to return a matter to a decision-maker under section 545 of the <i>Workers' Compensation and Rehabilitation Act 2003</i> ; and (b) a decision under Chapter 3 or Chapter 4 of the <i>Workers' Compensation and Rehabilitation Act 2003</i> that is not a decision mentioned in section 540(1) (a non-reviewable decision), and to take all steps necessary to file and serve the notice of appeal and conduct the appeal, to appear at any conference in the proceeding and to appear at the hearing.	<i>Section 549, 550, 552A and 554 Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3438	Chief Executive Officer	Power to seek the consent of the other party or the leave of the appeal body for Council to be represented by a lawyer at a conference under section 552A or at the hearing of an appeal.	<i>Section 552B Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	





### Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3439	Chief Executive Officer	Power to appeal against a decision of the Regulator identified in section 567 of the Workers' Compensation and Rehabilitation Act 2003 and to take all steps necessary to file and serve the notice of appeal and conduct the appeal, to appear at any conference in the proceeding and to appear at the hearing.	<i>Section 568 Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3440	Chief Executive Officer	Power, as a prospective employer, to request in writing that a prospective worker disclose to Council the worker's pre-existing injury or medical condition, if any.	<i>Section 571B Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
3441	Chief Executive Officer	Power, as a principal contractor for a construction project to, by written notice, to ask the relevant contractor for a copy of a required document.	<i>Section 576C Workers' Compensation and Rehabilitation Act 2003</i>	12/02/2020 OM12/02/20	
<b>Workers' Compensation and Rehabilitation Regulation 2014</b>					
3442	Chief Executive Officer	Power, as an employer other than a self-insurer, to submit to WorkCover a declaration of wages.	<i>Section 8(2) Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3443	Chief Executive Officer	Power, as an employer other than a self-insurer, to enter a payment plan with WorkCover.	<i>Section 10(2)(d) Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3444	Chief Executive Officer	Power, as a former employer, to give written notice to WorkCover.	<i>Section 13(3) Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3445	Chief Executive Officer	Power, as a self-insurer, to appoint an actuary to calculate an amount of outstanding liability for section 87 of the Act.	<i>Section 26 Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3446	Chief Executive Officer	Power, as an employer, to agree with WorkCover on a calculation of an outstanding liability for section 87 of the Act, based on a joint summary report prepared by actuaries under section 30 of the <i>Workers' Compensation and Rehabilitation Regulation 2003</i> .	<i>Section 31 Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3447	Chief Executive Officer	Power, as an employer, to advise the Regulator that WorkCover and the employer do not agree on the outstanding liability amount.	<i>Section 32 Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3448	Chief Executive Officer	Power, as a former self-insurer, to appoint an actuary to calculate an amount of liability for section 102 of the Act.	<i>Section 46 Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3449	Chief Executive Officer	Power, as a former self-insurer, to give the information, in the approved form, necessary to enable the actuaries to complete the calculation.	<i>Section 47 Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3450	Chief Executive Officer	Power, as a former self-insurer, to agree with WorkCover on the amount of the calculation for section 102 of the Act.	<i>Section 51 Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3451	Chief Executive Officer	Power, as a former self-insurer, to advise the Regulator that WorkCover and the former self-insurer do not agree on the self-insurer's liability amount.	<i>Section 52 Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3452	Chief Executive Officer	Power, as a self-insurer, to give the Regulator and the approved actuary, in the form approved by the Regulator, the self-insurer's data.	<i>Section 56 Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	
3453	Chief Executive Officer	Power, as a self-insurer, to agree with the Regulator about the self-insurer's estimated claims liability.	<i>Section 62 Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	



Register of Delegations - Council to Chief Executive Officer

NO	DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
3454	Chief Executive Officer	Power, as an employer of employees to appoint 1 rehabilitation and return to work coordinator for more than one workplace.	<i>Section 115(3) Workers' Compensation and Rehabilitation Regulation 2014</i>	12/02/2020 OM12/02/20	



**10.2 OFFICE OF THE INDEPENDENT ASSESSOR COMPLAINT REFERRAL - COUNCILLOR PETA MACRAE**

**Document Number:** 758267

**Author:** Chief Executive Officer

**Authoriser:** Chief Executive Officer

**Directorate:** Executive Services

**Portfolio:** Executive Services

**EXECUTIVE SUMMARY**

On 13 December 2021 Council received a referral notice from the Office of the Independent Assessor (OIA) advising that Council was to deal with a complaint of alleged inappropriate conduct by Councillor Peta MacRae. Pursuant to resolution SM06/12/21 Council engaged an external investigator to investigate the complaint and an investigation report has been completed.

**RECOMMENDATION**

**THAT** Council, having considered the Confidential Report entitled “Report to the Mount Isa City Council regarding alleged breach of policy by Councillor Peta MacRae”, and with reference to Section 150AG of the *Local Government Act 2009*, determines that Councillor Peta MacRae has engaged in inappropriate conduct

**AND**

**THAT** Council, having considered the Confidential Report entitled “Report to the Mount Isa City Council regarding alleged breach of policy by a Councillor”, and with reference to Section 150AG of the *Local Government Act 2009*, orders that no action be taken against Councillor MacRae

**AND**

**THAT** Councillors consider refresher training on key policies which Councillors are expected to comply with.

**BACKGROUND**

On 13 December 2021 Council received a referral notice from the OIA advising that Council was to deal with a complaint regarding alleged inappropriate conduct by Councillor Peta MacRae. In accordance with the Local Government Act 2009 and the Councillor Investigation Policy, Council is required to deal with the complaint.

Council moved at its 20 December 2021 Special Meeting: **THAT** Council accept the Office of the Independent Assessor notice of referral for Council’s action under the Councillor Investigation Policy AND **THAT** Council engage an external investigator to investigate the complaint.

**OVERVIEW**

An investigation into the allegations outlined by the OIA was undertaken to establish if Councillor Peta MacRae breached the Mount Isa City Council’s Councillor Portfolio Policy. An Investigation Report is provided to Council for its consideration. The Executive Summary of said report is as follows:

This investigation determines that a councillor engaged in inappropriate conduct by failing to comply with the requirements of a Council policy. In reaching this conclusion, attention has focussed on available evidence



including the feedback obtained from five separate witness interviews, four of which were carried out in a face-to-face manner.

The upside of any investigation is the opportunity for continuous improvement and on that basis, this investigation contains a recommendation for improvement that Council should consider and recommendations it may like to consider.

The report details the investigation process followed and contains a discussion of the evidence centred around the six respective allegations. It also sets out a draft Council resolutions for consideration at a meeting of Council to finalise this matter.

Council is encouraged to consider the following recommendation:

1. That Councillors re-acquaint themselves with the obligations of the Councillor Portfolio Policy and that appropriate amendments to facilitate the application of the policy be considered.

And Council may like to consider the following recommendations:

2. The undertaking of in-house refresher training around key policies which Councillors are expected to comply with.
3. The undertaking of mediation or one to one coaching to reconcile any residual differences which may possibly impede team performance. High performance teams are characterised by trust, healthy conflict, commitment, accountability, and attention to results. Any elected-member team aspiring toward these values ensures their Council is lead in the most effective way possible to ensure it is accountable, effective, efficient and sustainable.

LG Services Group Australia conveys its gratitude to all at Mount Isa City Council for their professionalism and assistance with this process and the opportunity to perform this service.

## BUDGET AND RESOURCE IMPLICATIONS

Cost of this investigation is \$12,456.13 inclusive of GST.

Additional legal advice was sought at a cost of \$880 inclusive of GST.

These costs are not included in the 2021/2022 Budget.

## LINK TO CORPORATE PLAN

Theme:	5.	Ethical & Inclusive Governance
Strategy:	5.3	Develop and implement customer focused policies and processes in keeping with Council's commitment to customer service

## CONSULTATION (INTERNAL AND EXTERNAL)

- Chief Executive Officer
- External Investigator
- Office of the Independent Assessor
- Department of State Development, Infrastructure, Local Government and Planning
- King and Company Solicitors (additional legal advice)



**LEGAL CONSIDERATIONS**

Pursuant to section 150AC of the *Local Government Act 2009* the OIA refers inappropriate conduct complaints back to Council to deal with.

**POLICY IMPLICATIONS**

- Councillor Portfolio Policy
- Councillor Investigation Policy
- Code of Conduct for Councillors

**RISK IMPLICATIONS**

Nil

**HUMAN RIGHTS CONSIDERATIONS**

Protected Human Rights have been considered

**RECOMMENDATION OPTIONS**

**THAT** Council, having considered the Confidential Report entitled “Report to the Mount Isa City Council regarding alleged breach of policy by Councillor Peta MacRae”, and with reference to Section 150AG of the *Local Government Act 2009*, determines that Councillor Peta MacRae has engaged in inappropriate conduct

**AND**

**THAT** Council, having considered the Confidential Report entitled “Report to the Mount Isa City Council regarding alleged breach of policy by Councillor Peta MacRae”, and with reference to Section 150AG of the *Local Government Act 2009*, orders that no action be taken against Councillor MacRae

**AND**

**THAT** Councillors consider refresher training on key policies which Councillors are expected to comply with.

**OR**

**THAT** Council, having considered the Confidential Report entitled “Report to the Mount Isa City Council regarding alleged breach of policy by Councillor Peta MacRae”, and with reference to Section 150AG of the *Local Government Act 2009*, determines that Councillor Peta MacRae has not engaged in inappropriate conduct

**AND**

**THAT** Councillors consider refresher training on key policies which Councillors are expected to comply with.

**ATTACHMENTS**

1. **CONFIDENTIAL** Investigation Report Ref ##C-21-00804+ - Final Updated - (Under Separate Cover) 



**10.3 OFFICE OF THE INDEPENDENT ASSESSOR COMPLAINT REFERRAL - COUNCILLOR KIM COGLAN**

**Document Number:** 758273

**Author:** Chief Executive Officer

**Authoriser:** Chief Executive Officer

**Directorate:** Executive Services

**Portfolio:** Executive Services

**EXECUTIVE SUMMARY**

On 14 January 2022 Council received a referral notice from the Office of the Independent Assessor (OIA) advising that Council was to deal with a complaint of alleged inappropriate conduct by Councillor Kim Coghlan. Pursuant to resolution SM05/01/22 Council engaged an external investigator to investigate the complaint and an investigation report has been completed.

**RECOMMENDATION**

**THAT** Council, having considered the Confidential Report entitled “Report to the Mount Isa City Council regarding alleged breach of policy by Councillor Kim Coghlan”, and with reference to Section 150AG of the *Local Government Act 2009*, determines that Councillor Kim Coghlan has engaged in inappropriate conduct

**AND**

**THAT** Council, having considered the Confidential Report entitled ‘Report to the Mount Isa City Council regarding alleged breach of policy by Councillor Kim Coghlan’, and with reference to Section 150AH of the *Local Government Act 2009*, determines that Councillor Kim Coghlan be disciplined by the following (*order/s*) being placed upon her (*to be decided by Mount Isa City Council Councillors*).

**AND**

**THAT** Councillors consider refresher training on key policies which Councillors are expected to comply with.

**BACKGROUND**

On 14 January 2022 Council received a referral notice from the OIA advising that Council was to deal with a complaint regarding alleged inappropriate conduct by Councillor Kim Coghlan. In accordance with the Local Government Act 2009 and the Councillor Investigation Policy, Council is required to deal with the complaint.

Council moved at its 18 January 2022 Special Meeting: **THAT** Council accept the Office of the Independent Assessor notice of referral for Council’s action under the Councillor Investigation Policy AND **THAT** Council engage an external investigator to investigate the complaint.

**OVERVIEW**

An investigation into the allegations outlined by the OIA was undertaken to establish if Councillor Kim Coghlan breached the Mount Isa City Council’s Media Policy. An Investigation Report is provided to Council for its consideration. The Executive Summary of said report is as follows:

To ensure the system of local government in Queensland is accountable, effective, efficient and sustainable, Parliament requires that anyone who is performing a responsibility under the *Local Government Act 2009* to do so in



accordance with the local government principles; and that any action that is taken under the Act is consistent with the local government principles; and provides results that are consistent with the local government principles, in as far as the results are within the control of the person who is taking the action.

There are five local government principles:

1. transparent and effective processes, and decision-making in the public interest; and
2. sustainable development and management of assets and infrastructure, and delivery of effective services; and
3. democratic representation, social inclusion and meaningful community engagement; and
4. good governance of, and by, local government; and
5. ethical and legal behaviour of councillors, local government employees and councillor advisors.

This investigation has determined that a Councillor engaged in inappropriate conduct by failing to comply with the requirements of a Council policy, which is in breach of Section 150K(1)(b) of the *Local Government Act 2009*. In reaching this conclusion, attention has focussed on available evidence including the feedback obtained from four separate witness interviews, three of which were carried out in a face-to-face manner.

In summary:

- |                 |                         |
|-----------------|-------------------------|
| • Allegation 1  | Substantiated           |
| • Allegation 2  | Substantiated           |
| • Allegation 3  | Substantiated           |
| • Allegation 4  | Substantiated           |
| ○ Allegation 4A | Substantiated           |
| ○ Allegation 4B | Partially Substantiated |
| ○ Allegation 4C | Substantiated           |
| ○ Allegation 4D | Partially Substantiated |
| • Allegation 5  | Substantiated           |

This report details the investigation process followed and contains a discussion of the evidence centred around the five respective allegations. In order to consider appropriate disciplinary action, a range of possibilities are contemplated for Council to decide upon. This report also sets out draft Council resolutions for consideration at a meeting of Council to finalise this matter.

The upside of any investigation is the opportunity for continuous improvement and on that basis, this investigation contains a recommendation for improvement that Council should consider and other recommendations it might like to act upon.

*LG Services Group Australia conveys its gratitude to all at Mount Isa City Council for their professionalism and assistance with this process and the opportunity to perform this service.*

## BUDGET AND RESOURCE IMPLICATIONS

Cost of this investigation is \$12,456.13 inclusive of GST.

This cost is not included in the 2021/2022 Budget.



**LINK TO CORPORATE PLAN**

Theme:	5.	Ethical & Inclusive Governance
Strategy:	5.3	Develop and implement customer focused policies and processes in keeping with Council's commitment to customer service

**CONSULTATION (INTERNAL AND EXTERNAL)**

- Chief Executive Officer
- External Investigator
- Office of the Independent Assessor
- Department of State Development, Infrastructure, Local Government and Planning

**LEGAL CONSIDERATIONS**

Pursuant to section 150AC of the *Local Government Act 2009* the OIA refers inappropriate conduct complaints back to Council to deal with.

**POLICY IMPLICATIONS**

- Media Policy
- Councillor Investigation Policy
- Code of Conduct for Councillors

**RISK IMPLICATIONS**

Nil

**HUMAN RIGHTS CONSIDERATIONS**

Protected Human Rights have been considered

**RECOMMENDATION OPTIONS**

**THAT** Council, having considered the Confidential Report entitled "Report to the Mount Isa City Council regarding alleged breach of policy by Councillor Kim Coghlan", and with reference to Section 150AG of the *Local Government Act 2009*, determines that Councillor Kim Coghlan has engaged in inappropriate conduct

**AND**

**THAT** Council, having considered the Confidential Report entitled 'Report to the Mount Isa City Council regarding alleged breach of policy by Councillor Kim Coghlan', and with reference to Section 150AH of the *Local Government Act 2009*, determines that Councillor Kim Coghlan be disciplined by the following (order/s) being placed upon her (to be decided by Mount Isa City Council Councillors).

**AND**

**THAT** Councillors consider refresher training on key policies which Councillors are expected to comply with.

**OR**



**THAT** Council, having considered the Confidential Report entitled “Report to the Mount Isa City Council regarding alleged breach o policy by Councillor Kim Coghlan”, and with reference to Section 150AG of the *Local Government Act 2009*, determines that Councillor Kim Coghlan has not engaged in inappropriate conduct

**AND**

**THAT** Councillors consider refresher training on key policies which Councillors are expected to comply with.

**ATTACHMENTS**

1. **CONFIDENTIAL Investigation Report Ref# C-21-00871 - Final Updated.pdf - (Under Separate Cover)** 



**10.4 AUSTRALIAN MINING CITIES ALLIANCE (AMCA) - ENDORSEMENT OF CHANGE OF APPOINTMENT**

**Document Number:** 758607

**Author:** Chief Executive Officer

**Authoriser:** Chief Executive Officer

**Directorate:** Executive Services

**Portfolio:** Finance, Customer Services, Economic Development, Promotion & Community Development, Arts

**EXECUTIVE SUMMARY**

Endorsement is sought for the appointment of Deputy Mayor Phil Barwick as Chair of the Australian Mining Cities Alliance (AMCA)

**RECOMMENDATION**

**THAT** Council endorses the appointment of Deputy Mayor Phil Barwick as Chair of the Australian Mining Cities Alliance (AMCA)

AND

**THAT** Council endorses the nomination of Mr Gary Stevenson, Stevenson Consulting as Company Secretary/Executive Officer of the Australian Mining Cities Alliance (AMCA)

**BACKGROUND**

AMCA was launched in 2017 as an initiative aimed at ensuring Australia's mining cities have a collective voice and to maximise cooperation with Australia's mining industry which underpins the economies of so many communities across Australia, especially in rural and remote areas.

Mount Isa City Council was a founding local government of the alliance in addition to the City of Kalgoorlie-Boulder and Broken Hill City Council. To date the alliance now also consists of City of Karratha and Isaac Regional Council

**OVERVIEW**

At AMCA's board meeting on Tuesday 8 February 2022, the board accepted Mayor John Bowler, Kalgoorlie Goldfields Council retirement from the role of Chair after 4 years. Under a rotation of the role, the board voted to appoint Deputy Mayor Phil Barwick to the position of Chair.

Deputy Mayor Phil Barwick has previously been appointed to the committee as a representative pursuant to Council resolution PEM08/04/20

Previously, it was intended that the role of Company Secretary would pass to the Chief Executive Officer of the Council whose representative holds the position of Chair of AMCA. However, Mr Gary Stevenson, Stevenson Consulting had previously been appointed as Interim Company Secretary. It is proposed that Mr Stevenson continue in this role to ensure continuity and consistency to current advocacy plans.

**BUDGET AND RESOURCE IMPLICATIONS**

Nil



**LINK TO CORPORATE PLAN**

Theme:	2.	Prosperous & Supportive Economy
Strategy:	2.4	Lobby State and National Governments to enhance and develop key transport gateways, freight links including public transport and rail services to adjacent regions
	2.3	Contribute to a Regional Transport Strategy encompassing - Road, Air and Rail

**CONSULTATION (INTERNAL AND EXTERNAL)**

CEO

**LEGAL CONSIDERATIONS**

Nil

**POLICY IMPLICATIONS**

Councillor Portfolio Policy

**RISK IMPLICATIONS**

Nil

**HUMAN RIGHTS CONSIDERATIONS**

Proper consideration has been given to all human rights relevant.

**RECOMMENDATION OPTIONS**

**THAT** Council endorses the appointment of Deputy Mayor Phil Barwick as Chair of the Australian Mining Cities Alliance (AMCA)

AND

**THAT** Council endorses the nomination of Mr Gary Stevenson, Stevenson Consulting as Company Secretary/Executive Officer of the Australian Mining Cities Alliance (AMCA)

Or

**THAT** Council does not endorse the appointment of Deputy Mayor Phil Barwick as Chair of the Australian Mining Cities Alliance (AMCA)

AND

**THAT** Council does not endorse the nomination of Mr Gary Stevenson, Stevenson Consulting as Company Secretary/Executive Officer of the Australian Mining Cities Alliance (AMCA)

**ATTACHMENTS**

Nil



**10.5 COUNCILLOR UPDATE - AMCA BOARD MEETING - 8 FEBRUARY 2022**

**Document Number:** 758773

**Author:** Deputy Mayor Councillor

**Authoriser:** Chief Executive Officer

**Directorate:** Executive Services

**Portfolio:** Finance, Customer Services, Economic Development, Promotion & Community Development, Arts

**EXECUTIVE SUMMARY**

Councillor update from Deputy Mayor Phil Barwick regarding the Australian Mining Cities Alliance (AMCA) Board Meeting held on 8 February 2022.

**RECOMMENDATION**

**THAT** Council receives and accepts the update from Deputy Mayor Cr Phil Barwick regarding the Australian Mining Cities Alliance Ltd (AMCA) Board Meeting held on 8 February 2022.

**BACKGROUND**

Pursuant to PEM07/04/20, Deputy Mayor Cr Phil Barwick represented Mount Isa City Council at the AMCA Ltd board Meeting held 8 February 2022

**OVERVIEW**

Summary of highlights of AMCA Ltd Board Meeting held on 8 February 2022. Please note these notes are unconfirmed and are informed by the authors view of meeting and may be subject to change.

This report is to highlight those decisions and presentations that are deemed by the author relevant for the purposes of informing Mayor and Councillors of progress by the AMCA board and do not reflect the entire meeting agenda.

1. Treasurer's report highlighted that the Company Position is solvent with no significant outstanding receivables or payables.
2. A Rolling Advocacy Plan developed by the executive officer Gary Stevenson and reviewed by the AMCA Ltd Board Operational Committee (CEO Keenan is a member) was adopted by the board.

This plan is a substantial document that highlights the areas of advocacy that affect the member cities including Mount Isa and represents the core objective of AMCA Ltd. Areas such as

- a) Housing Shortages,
- b) FBT tax treatments (More than Mining),
- c) Increased Social and Health services,
- d) Mining City Post Mining Planning,



- e) Mining Royalties Reinvestment
- f) FIFO reduction
- g) Climate Change Impacts
- h) Mine Automation implications
- i) High-Cost airfares
- j) Road Transport Logistics – Efficiency and Safety

The “More than Mining” campaign on improving housing FBT arrangements for all residents, which councillors would be familiar with, is the AMCA inaugural advocacy campaign. It is intended to be followed with the line-up of advocacy areas by rolling out relevant and appropriate campaigns as the political environment and board logistics determine.

3. FIFO “Cancer of the Bush” report and recommendations from 2015 was tabled and approved for presenting by AMCA to various Senators and Ministers for advocacy purposes, in line with the Rolling Advocacy Plan. The intention is to pick up dormant recommendations and advocate for review and consideration by the Parliament.
4. A three-year Strategic Plan was developed and adopted.
5. Discussion on the Canberra Delegation which was cancelled for February because of Pandemic impacts. It was proposed and approved to continue advocacy via Video Conferences to a range of Political Figures.
6. ALGA conference – planning is underway for representation at the ALGA National Congress in Canberra and a possible “Resource Regions Forum” may be developed and led by AMCA.
7. AMCA Board make up changes
  - Board directors were changed under the constitutional requirements.
  - Several Automatic appointments of new incumbents by position: new CEO of Kalgoorlie-Boulder, new Mayor and new Deputy Mayor of Broken Hill replaced outgoing representation due to election results.
  - Board voted on replacing the Chair by rotation to accept Mount Isa (Cr Phil Barwick) as the new chairperson. Cr Barwick has accepted pending MICC resolution in support.
8. Following meeting scheduled is planned for AMCA Ltd.
  - June 2022 – Canberra at ALGA General Assembly involving a Resource Councils Forum as included in the Deliverables in the Three-Year Strategic Plan.
  - August 2022 – videoconference or in-person meeting in Karratha.
  - November 2022 – videoconference or in-person meeting in location to be determined.
  - The ALGA National General Assembly will be conducted in Canberra from 19-22 June 2022. It will be conducted as a hybrid event involving both onsite and virtual attendees.

## BUDGET AND RESOURCE IMPLICATIONS

As per Reimbursement of Expenses and Provision of Facilities for Mayor and Councillors Policy

## LINK TO CORPORATE PLAN



Theme:	1.	People & Communities
Strategy:	1.1	Continue to monitor and stay informed about matters that affect the community

**CONSULTATION (INTERNAL AND EXTERNAL)**

Councillors  
Chief Executive Officer

**LEGAL CONSIDERATIONS**

Nil

**POLICY IMPLICATIONS**

Councillor Portfolio Policy  
Councillor Acceptable Request Guidelines  
Reimbursement of Expenses and Provision of Facilities for Mayor and Councillors Policy

**RISK IMPLICATIONS**

Nil

**HUMAN RIGHTS CONSIDERATIONS**

Proper Consideration has been given to all human rights relevant as per Council's Human Rights Policy

**RECOMMENDATION OPTIONS**

**THAT** Council receives and accepts the update from Deputy Mayor Cr Phil Barwick regarding the Australian Mining Cities Alliance Ltd (AMCA) Board Meeting held on 8 February 2022.

Or

**THAT** Council does not receive and accept the update from Deputy Mayor Cr Phil Barwick regarding the Australian Mining Cities Alliance Ltd (AMCA) Board Meeting held on 8 February 2022.

**ATTACHMENTS**

Nil



**11 CORPORATE AND COMMUNITY SERVICES REPORTS**

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**11.1 FINANCE OVERVIEW REPORT - DECEMBER 2021**

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**Document Number:** 758343

**Author:** Director Corporate and Community

**Authoriser:** Director Corporate and Community

**Directorate:** Corporate and Community

**Portfolio:** Finance, Customer Services, Economic Development, Promotion & Community Development, Arts

**EXECUTIVE SUMMARY**

The December 2021 Finance Overview Report is presented to the Council for information and consideration.

**RECOMMENDATION**

**THAT** Council receives and accepts the December 2021 Finance Overview Report as presented.

---

**OVERVIEW**

In accordance with the requirements of the Local Government Regulation, Council presents a report on the financial operations for the year to date. This report provides information to Council regarding key metrics, trends and actual financial performance for the month ended 31 December 2021 against the Original Budget FY21/22 targets as adopted by the Council budget.

**VARIANCES AND ITEMS OF SIGNIFICANCE**

In accordance with Section 204 of the *Local Government Regulation 2012*, a financial report summarising Council's actual performance against budgeted performance must be provided to Council.

The following report covers the following key areas (in order) of the list:

1. Operational Performance (Actual vs Budget)
2. Capital Revenue and Expenses
3. Plant, Property and Equipment (Work-In Progress)
4. Financial Sustainability Ratios
5. Outstanding Rates Aged Balances
6. Analysis by Function
7. Borrowings
8. Cash and Cash Equivalent Movement Comparison



## 1. OPERATIONAL PERFORMANCE (Actual vs. Budget)

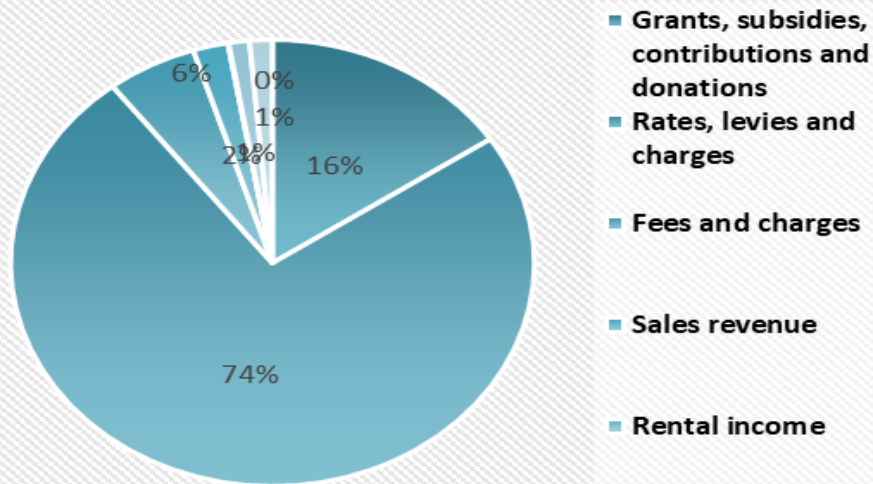
## Revenue and Expenditure Summary as of 31 December 2021

The below summary shows a brief snapshot of how Council is tracking in the current year against the budget for the year as adopted by Council.

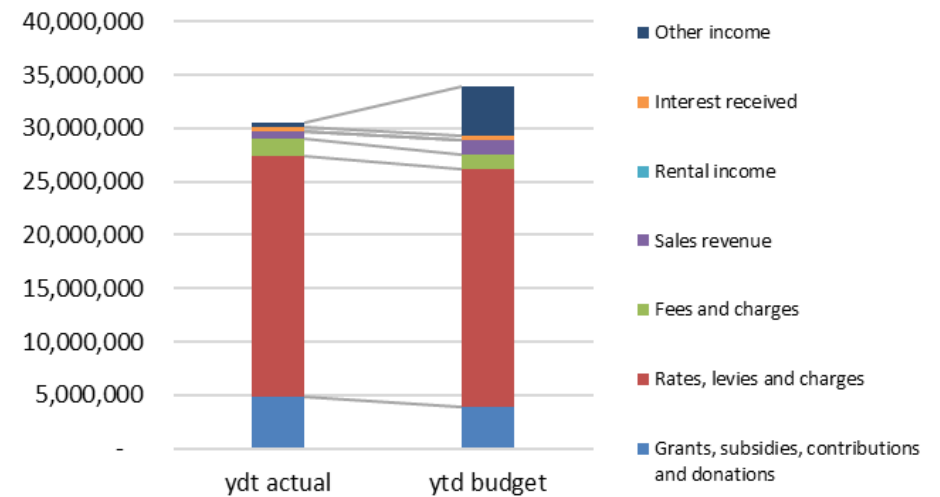
Operational Performance		Actual YTD 2022	YTD Budget 2022	YTD Actuals Less YTD Budget \$	Variance as a % of YTD Budget %	Remaining Budget (Full Year) \$	Comments on significant variances
<b>Revenue</b>							
<b>Recurrent revenue</b>							
Rates, levies and charges	3(a)	22,604,076	22,283,000	321,076	↑ 1%	21,961,924	
Fees and charges	3(b)	1,702,988	1,334,100	368,888	↑ 28%	965,212	Animal registration fees received in advance
Sales revenue	3(c)	661,616	1,275,000	(613,384)	↓ -48%	1,888,384	Batch Plant revenue lower than budget
Grants, subsidies, contributions and	3(d)	3,940,278	3,948,500	(8,222)	↓	3,956,722	
<b>Total recurrent revenue</b>		<b>28,908,958</b>	<b>28,840,600</b>	<b>68,358</b>		<b>28,772,242</b>	
<b>Other Income</b>							
Rental income		15,600	-	15,600	↑	(15,600)	
Interest received	4(a)	392,396	482,375	(89,979)	↓ -19%	572,354	Lower interest rates than budgeted
Other income	4(b)	426,937	4,541,500	(4,114,563)	↓ -91%	8,656,063	Water dividend to be received in March 2022
<b>Total income</b>		<b>29,743,890</b>	<b>33,864,475</b>	<b>(4,120,585)</b>	↓ -10%	<b>37,985,060</b>	
<b>Expenses</b>							
<b>Recurrent expenses</b>							
Employee benefits	6	(9,976,400)	(9,457,231)	519,169	↓ -5%	(8,938,061)	Actual is higher than budget, Employee costs to be reviewed.
Materials and services	7	(14,283,402)	(15,829,509)	(1,546,107)	↑ 10%	(17,375,615)	Flood damage works lower than budget
Finance costs	8	(698,416)	(797,900)	(99,484)	↑ 12%	(897,384)	bank fees lower than budget
Depreciation and amortisation	13	(7,136,255)	(7,323,831)	(187,576)	↑ 3%	(7,545,914)	on track
<b>Total recurrent expenses</b>		<b>(32,094,473)</b>	<b>(33,408,470)</b>	<b>(1,313,997)</b>	↑ 4%	<b>(34,756,975)</b>	
<b>Net result</b>		<b>(2,350,582)</b>	<b>456,005</b>	<b>(2,806,588)</b>	↓ -46%	<b>3,228,085</b>	



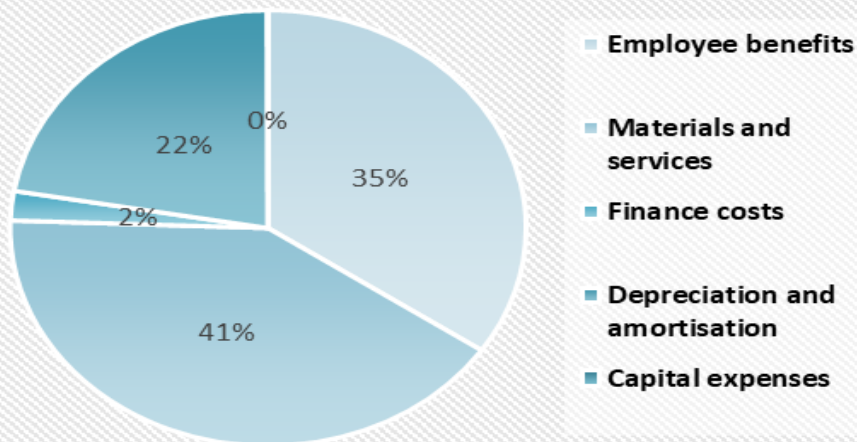
### Actual Revenue Split



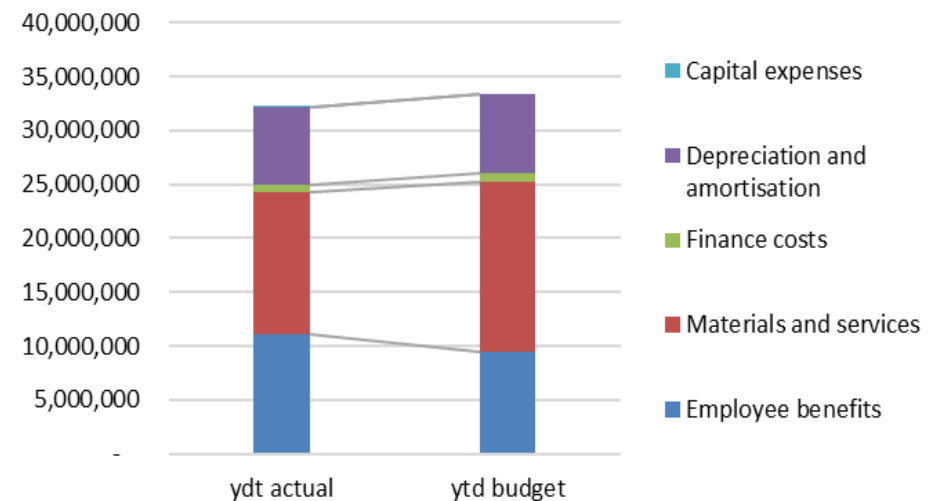
### Revenue Analysis



### Actual Expenditure Split



### Expenditure Analysis





**2. CAPITAL REVENUE AND EXPENSES**

The below statement shows a comparison between the Capital Revenue and Expenses as at 31 December 2021 actuals vs the Original Budget for FY21/22.

		Actual YTD 2022	Full Budget 2022	YTD Actuals Less Full Budget	Variance as a % of Full Budget	Remaining Budget (Full Year)	Comments on significant variances
<b>Capital</b>							
Capital revenue							
Grants, subsidies, contributions and	3(d)	4,784,623	11,175,066	(6,390,443)	↓ -57%	6,390,443	low er than budget as related expended is yet to be incurred
<b>Total capital revenue</b>		4,784,623	11,175,066	<b>(6,390,443)</b>	↓ -57%	<b>6,390,443</b>	
Capital expenses	9	(10,901)	-	(10,901)		10,901	

**3. PLANT, PROPERTY AND EQUIPMENT**

The below statement shows a comparison between the Property, Plant and Equipment as at 31 December 2021 actuals vs the Original Budget for FY21/22.

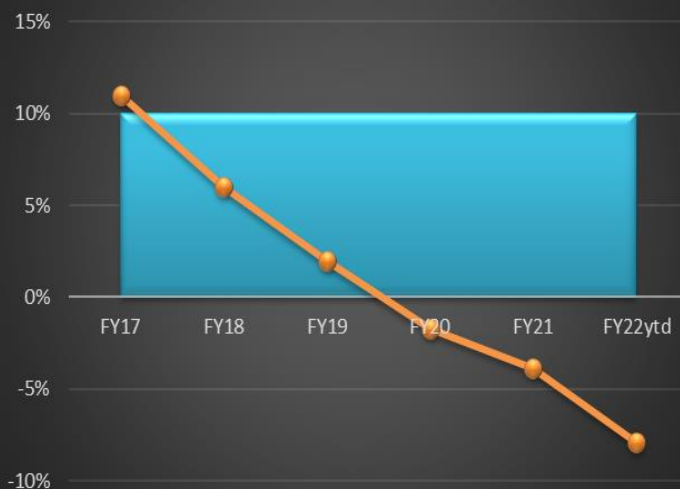
		Actual YTD 2022	Full Budget 2022	YTD Actuals Less Full Budget	Variance as a % of Full Budget	Remaining Budget (Full Year)	Comments on significant variances
<b>Plant, Property &amp; Equipment</b>							
Other Additions		6,260,132	27,162,500	(20,902,368)	↓ -77%	20,902,368	delivery of capital works still in progress
Renew als		4,646,627	11,337,000	(6,690,373)	↓ -59%	6,690,373	delivery of capital works still in progress
<b>Total Work In Progress</b>		10,906,759	38,499,500	<b>(27,592,741)</b>		<b>27,592,741</b>	



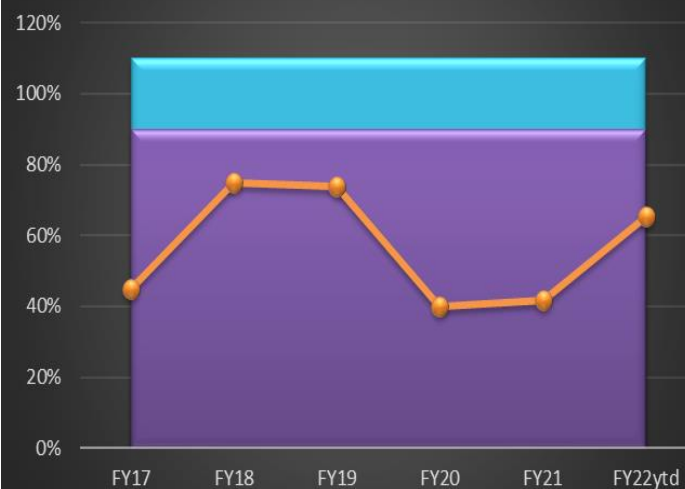
## 4. FINANCIAL SUSTAINABILITY RATIOS

Measures of Financial Sustainability	How the measure is calculated	2021 Audited	2022 YTD Actual	Target
Council's performance against key financial ratios and targets:				
Operating surplus ratio	Net operating result (excluding capital items) divided by total operating revenue (excluding capital items)	-3.90%	-7.89%	Between 0% and 10%
Asset sustainability ratio	Capital expenditure on the replacement of assets (renewals) divided by depreciation expense.	41.86%	65.43%	greater than 90%
Net financial liabilities ratio	Total liabilities less current assets divided by total operating revenue (excluding capital items)	-49.5%	-102.2%	not greater than 60%

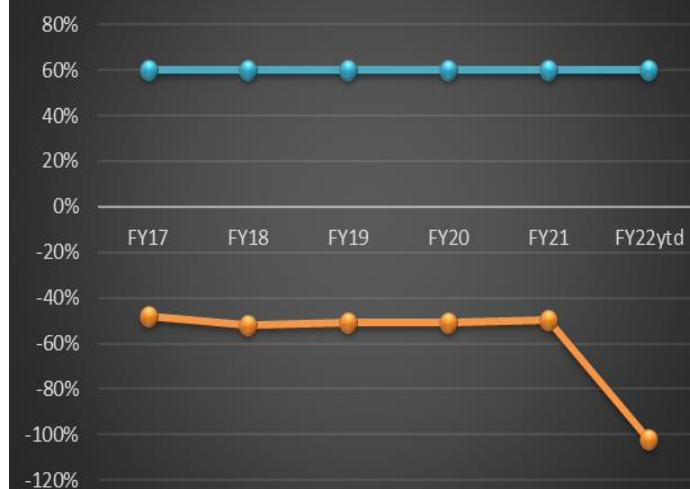
Operating Surplus Ratio



Asset Sustainability Ratio



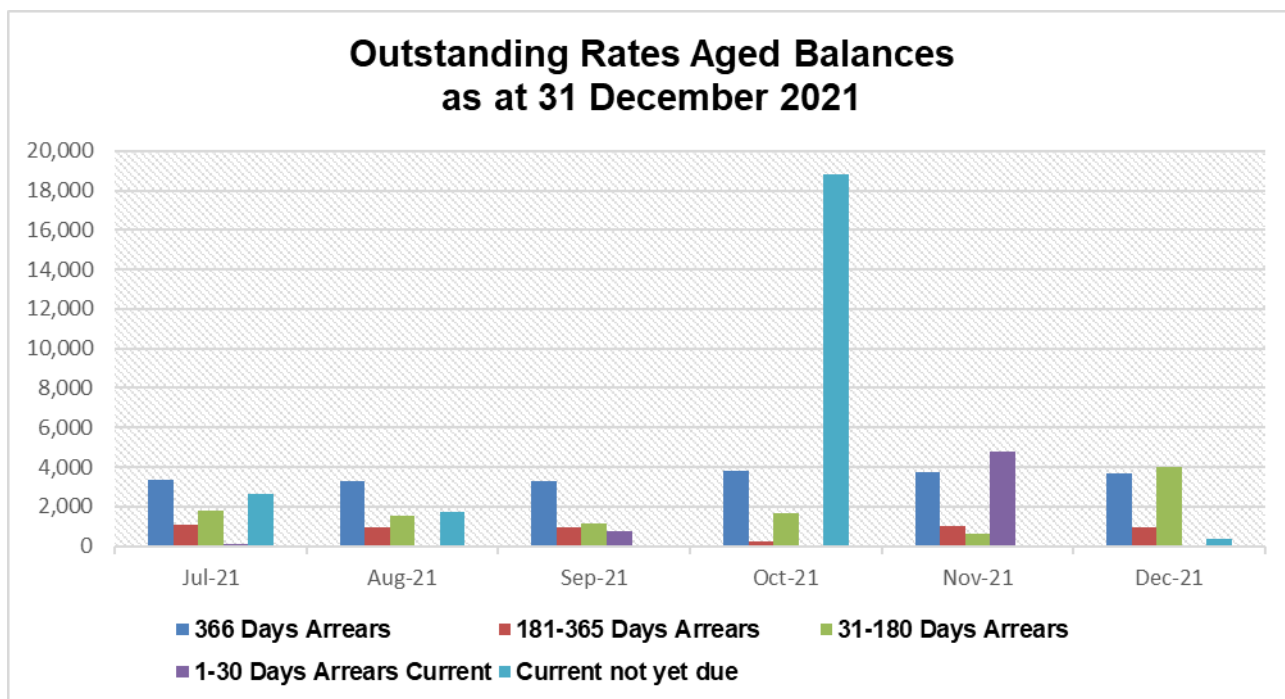
Net Financial Liabilities Ratio





## 5. OUTSTANDING AGED RATES BALANCES

Amount in \$'000						
Month FY21/22	366 Days Arrears	181-365 Days Arrears	31-180 Days Arrears	1-30 Days Arrears Current	Current not yet due	Total
Jul-21	3,350	1,104	1,805	91	2,604	8,954
Aug-21	3,271	956	1,504	38	1,747	7,516
Sep-21	3,260	919	1,171	752	10	6,112
Oct-21	3,817	243	1,688	28	18,838	24,614
Nov-21	3,769	1,013	652	4,790	4	10,228
Dec-21	3,668	963	4,003	0	356	8,990



The water meter reading has been done and will be invoiced shortly. This will be for the billing periods as follows:

- Quarter 2 Water Consumption Notices for Non-Residential properties for period 01 October 2021 to 31 December 2021

- 

- 1<sup>st</sup> Half Yearly Water Consumption Notices for Residential properties for period 01 July 2021 to 31 December 2021 (including all Camooweal properties).

- Rates Notices for the Period 01 January 2022 to 30 June 2022 will be issued 21 March 2022 with a due date 20 April 2022.

## 6. ANALYSIS BY FUNCTION (Note 2b)



Function	Actual Revenue	Full Budget Revenue	YTD Progress %	Comments
Business services and finance	10,529,549	27,987,000	🟡 38%	on track
Construction and maintenance	742,481	2,270,000	🟡 33%	on track
Community services	7,050,137	12,854,066	🟢 55%	on track
Planning & development	396,846	700,000	🟢 57%	on track
Transport infrastructure	401,474	2,926,000	🔴 14%	Progress claim for works done to be made
Waste management	6,915,203	12,916,450	🟢 54%	on track
Water infrastructure	8,492,825	17,060,500	🟢 50%	on track
<b>Total</b>	<b>34,528,514</b>	<b>76,714,016</b>	<b>45%</b>	

Function	Actual Expenses	Full Budget Expenses	YTD Progress %	Comments
Business services and finance	4,499,817	9,951,262	🟡 45%	on track
Construction and maintenance	2,081,592	2,795,206	🔴 74%	off-set against Transport Infrastructure costs (below)
Community services	5,293,776	9,290,884	🟢 57%	on track
Planning & development	691,056	1,829,471	🟡 38%	on track
Transport infrastructure	6,091,775	14,011,392	🟡 43%	off-set against Construction & maintenance costs (above)
Waste management	5,314,488	10,798,966	🟢 49%	on track
Water infrastructure	8,129,187	15,949,757	🟢 51%	on track
<b>Total</b>	<b>32,101,692</b>	<b>64,626,940</b>	<b>50%</b>	

## 7. BORROWINGS

Council loan balances are paid every quarter and balances will reduce on a quarterly basis once repayments are made. The previous quarterly balance as of September 2021 was \$20.2 million.

Summary of QTC Loans as at 31 December 2021					
Description	Loans Month/Year Start	Original Principal \$'000	Loan Balances \$'000	Interest Rate	Final Payment Due
Healey Heights development, Roads, Water and Sewer works	March 2009	7,000	3,838	7.28%	15/06/2029
Roads, water and sewer works	December 2009	5,000	2,908	6.39%	15/06/2030
Sewer upgrade	December 2010	5,875	2,832	6.30%	15/12/2028
Sewer upgrade	September 2011	5,000	3,221	4.89%	15/06/2032
Sewer upgrade	September 2012	5,000	3,416	5.06%	15/12/2032
Sewer upgrade	September 2013	5,000	3,585	4.32%	15/03/2034
<b>Total</b>		<b>32,875</b>	<b>19,800</b>		

## 8. CASH AND CASH EQUIVALENT MOVEMENT COMPARISON



Cash at Bank – 31 Dec 2021	57,493
Total Cash Restrictions	(42,897)
<b>TOTAL UNRESTRICTED CASH</b>	<b>14,595</b>

MICC had \$57.5M cash on hand at the end of December 2021, MICC expects to maintain minimum cash balance of \$50M for the next 6 months to 30 June, given the current outlook for capital expenditure, collection of rates and achievement of milestones for capital grants.

<b>Summary of Cash and Cash Equivalents</b>	
<b>Month FY21/22</b>	<b>\$</b>
Jul 2021	57,916,065
Aug 2021	56,948,336
Sep 2021	50,600,258
Oct 2021	48,273,856
Nov 2021	61,801,558
Dec 2021	57,493,512



### COMING UP

- Audit and Risk Management Committee Meeting on 24 February 2022.

### RECOMMENDATION OPTIONS

**THAT** Council receives and accepts the December 2021 Finance Overview Report as presented.

OR

**THAT** Council does not receive and accept the December 2021 Finance Overview Report as presented.

### ATTACHMENTS

1. **MICC Financial Statements 31 December 2021** [↓](#) 



**Mount Isa City Council**  
**Financial Statements**  
**For the period ended 31 December 2021**



# Mount Isa City Council

## Financial statements

### For the period ended 31 December 2021

#### Table of contents

Statement of Comprehensive Income

Statement of Financial Position

Statement of Changes in Equity

Statement of Cash Flows

Notes to the financial statements

2 Analysis of results by function

3 Revenue

4 Interest and other income

5 Other Capital income

6 Employee benefits

7 Materials and services

8 Finance costs

9 Capital expenses

10 Cash and cash equivalents

11 Receivables

12 Inventories

13 Property, Plant and Equipment

14 Contract balances

15 Payables

16 Borrowings

17 Provisions

18 Reconciliation of net result for the year to net cash inflow (outflow) from operating activities

19 Reconciliation of liabilities arising from financing activities

Current Year Financial Sustainability Statement

Unaudited Long Term Financial Sustainability Statement



**Mount Isa City Council**  
**Statement of Comprehensive Income**  
**For the period ended 31 December 2021**

		Actual YTD 2022	Budget 2022	2021	Actual Restated 2020
	Note	\$	\$	\$	\$
<b>Income</b>					
<b>Revenue</b>					
<b>Recurrent revenue</b>					
Rates, levies and charges	3(a)	22,604,076	44,566,000	43,343,049	43,582,496
Fees and charges	3(b)	1,702,988	2,668,200	2,596,710	2,535,139
Sales revenue	3(c)	661,616	2,550,000	741,278	1,169,279
Grants, subsidies, contributions and donations	3(d)	3,940,278	7,897,000	10,544,649	10,831,382
<b>Total recurrent revenue</b>		<b>28,908,958</b>	<b>57,681,200</b>	<b>57,225,685</b>	<b>58,118,296</b>
<b>Capital revenue</b>					
Grants, subsidies, contributions and donations	3(d)	4,784,623	11,175,066	7,376,774	6,069,087
<b>Total capital revenue</b>		<b>4,784,623</b>	<b>11,175,066</b>	<b>7,376,774</b>	<b>6,069,087</b>
Rental income		15,600	-	35,293	45,543
Interest received	4(a)	392,396	964,750	963,607	1,027,323
Other income	4(b)	426,937	9,083,000	5,866,415	2,113,858
Other capital income	5	-	-	4,352,130	298,044
<b>Total income</b>		<b>34,528,514</b>	<b>78,904,016</b>	<b>75,819,904</b>	<b>67,672,151</b>
<b>Expenses</b>					
<b>Recurrent expenses</b>					
Employee benefits	6	(9,976,400)	(18,914,462)	(17,277,252)	(16,160,842)
Materials and services	7	(14,283,402)	(31,659,017)	(29,979,407)	(30,673,465)
Finance costs	8	(698,416)	(1,595,800)	(1,657,765)	(1,752,763)
Depreciation and amortisation					
Property, plant and equipment	13	(7,101,747)	(14,647,661)	(17,614,728)	(17,077,628)
Intangible assets		(34,508)		(63,997)	(39,452)
		<b>(32,094,473)</b>	<b>(66,816,940)</b>	<b>(66,593,150)</b>	<b>(65,704,150)</b>
<b>Capital expenses</b>	9	<b>(10,901)</b>	<b>-</b>	<b>(344,273)</b>	<b>(1,682,730)</b>
<b>Total expenses</b>		<b>(32,105,374)</b>	<b>(66,816,940)</b>	<b>(66,937,423)</b>	<b>(67,386,880)</b>
<b>Net result</b>		<b>2,423,140</b>	<b>12,087,076</b>	<b>8,882,481</b>	<b>285,272</b>
<b>Other comprehensive income</b>					
<b>Items that will not be reclassified to net result</b>					
Increase / (decrease) in asset revaluation surplus	13	-	-	22,885,354	(624,940)
<b>Total other comprehensive income for the year</b>		<b>-</b>	<b>-</b>	<b>22,885,354</b>	<b>(624,940)</b>
<b>Total comprehensive income for the year</b>		<b>2,423,140</b>	<b>12,087,076</b>	<b>31,767,835</b>	<b>(339,668)</b>

"The above statement should be read in conjunction with the accompanying notes and accounting policies."

Operating	Net operating result (excluding capital items)	(2,350,582)	912,010	(2,502,150)	(4,399,130)
	Total operating revenue (excluding capital items)	29,743,890	67,728,950	64,091,000	61,305,020
	<b>Operating surplus ratio</b>	<b>A -7.9%</b>	<b>1.3%</b>	<b>-3.9%</b>	<b>-7.2%</b>
	<b>T</b>	<b>0-10%</b>	<b>0-10%</b>	<b>0-10%</b>	<b>0-10%</b>



**Mount Isa City Council**  
**Statement of Financial Position**  
**For the period ended 31 December 2021**

		Actual YTD 2022	Budget 2022	2021	Restated* 2020
	Note	\$	\$	\$	\$
<b>Current assets</b>					
Cash and cash equivalents	10	57,493,512	51,082,920	62,933,897	51,796,613
Receivables	11	11,742,541	10,652,945	10,906,146	11,646,408
Inventories	12	166,383	2,122,616	244,527	307,269
Contract assets	14	1,099,356	-	2,284,103	862,667
<b>Total current assets</b>		<b>70,501,792</b>	<b>63,858,481</b>	<b>76,368,673</b>	<b>64,612,957</b>
<b>Non-current assets</b>					
Other financial assets		1	1	1	1
Property, plant and equipment	13	476,231,878	429,976,269	472,427,140	454,706,799
Intangible assets		239,635	300,000	287,779	279,223
<b>Total non-current assets</b>		<b>476,471,514</b>	<b>430,276,270</b>	<b>472,714,920</b>	<b>454,986,023</b>
<b>Total assets</b>		<b>546,973,305</b>	<b>494,134,751</b>	<b>549,083,593</b>	<b>519,598,980</b>
<b>Current liabilities</b>					
Payables	15	4,883,903	6,800,000	7,708,486	4,553,754
Contract liabilities	14	2,675,741	-	3,840,762	2,851,710
Borrowings	16	1,196,040	1,744,214	1,640,007	1,544,599
Provisions	17	2,241,634	850,000	2,052,448	2,864,048
<b>Total current liabilities</b>		<b>10,997,318</b>	<b>9,394,214</b>	<b>15,241,703</b>	<b>11,814,111</b>
<b>Non-current liabilities</b>					
Borrowings	16	18,607,329	17,171,456	18,967,484	20,614,527
Provisions	17	10,511,718	14,083,158	10,440,605	14,504,377
<b>Total non-current liabilities</b>		<b>29,119,047</b>	<b>31,254,614</b>	<b>29,408,089</b>	<b>35,118,904</b>
<b>Total liabilities</b>		<b>40,116,366</b>	<b>40,648,828</b>	<b>44,649,791</b>	<b>46,933,015</b>
<b>Net community assets</b>		<b>506,856,939</b>	<b>453,485,922</b>	<b>504,433,799</b>	<b>472,665,965</b>
<b>Community equity</b>					
Asset revaluation surplus		242,347,041	219,461,687	242,347,041	219,461,687
Retained surplus		264,509,899	234,024,235	262,086,759	253,204,277
<b>Total community equity</b>		<b>506,856,939</b>	<b>453,485,922</b>	<b>504,433,799</b>	<b>472,665,965</b>

"The above statement should be read in conjunction with the accompanying notes and accounting policies."



**Mount Isa City Council**  
**Statement of Changes in Equity**  
**For the period ended 31 December 2021**

<b>Council</b>	<b>Asset revaluation surplus</b>	<b>Retained surplus</b>	<b>Total</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>
<b>Balance as at 1 July 2019</b>	220,086,627	220,400,120	440,486,747
Net result	-	285,272	285,272
Adjustment on initial application of AASB 15 / AASB 1058	-	(1,651,369)	(1,651,369)
Other comprehensive income for the year			
Increase / (decrease) in asset revaluation surplus	(624,940)	-	(624,940)
Transfer from equity (rounding)	-	5	5
<b>Balance as at 30 June 2020</b>	219,461,687	219,034,028	438,495,715
 Balance as at 30 June 2020	219,461,687	219,034,028	438,495,715
Prior year correction - effect landfill restoration	23 -	(12,893,228)	(12,893,228)
Prior year correction - newly identified assets	23	47,063,478	47,063,478
<b>Restated balance at 30 June 2020</b>	<b>219,461,687</b>	<b>253,204,277</b>	<b>472,665,964</b>
 Net result	-	8,882,481	8,882,481
Other comprehensive income for the year			
Increase / (decrease) in asset revaluation surplus	22,885,354	-	22,885,354
Share of comprehensive income of equity accounted	-	-	-
<b>Total comprehensive income for the year</b>	<b>22,885,354</b>	<b>8,882,481</b>	<b>31,767,835</b>
 <b>Balance as at 30 June 2021</b>	<b>242,347,041</b>	<b>262,086,759</b>	<b>504,433,799</b>
 Net result	-	2,423,140	2,423,140
Other comprehensive income for the year			
Increase / (decrease) in asset revaluation surplus	-	-	-
Share of comprehensive income of equity accounted	-	-	-
<b>Total comprehensive income for the year</b>	<b>-</b>	<b>2,423,140</b>	<b>2,423,140</b>
 <b>Balance as at 31 December 2021</b>	<b>242,347,041</b>	<b>264,509,899</b>	<b>506,856,939</b>



**Mount Isa City Council**  
**Statement of Cash Flows**  
**For the period ended 31 December 2021**

		YTD		Council	
	Note	2022	Budget 2022	2021	2020
		\$	\$	\$	\$
<b>Cash flows from operating activities</b>					
Receipts from customers		25,398,185	53,786,200	51,934,667	49,927,059
Payments to suppliers and employees		(27,989,105)	(51,313,148)	(43,647,969)	(48,154,622)
		(2,590,920)	2,473,052	8,286,698	1,772,437
Interest received		392,396	964,750	963,607	1,027,323
Operating Grants and Contributions		3,940,278	7,897,000	10,544,649	10,370,928
Rental & Other Income		442,537	5,081,000	35,293	45,543
Borrowing costs		(698,416)	(1,595,800)	(1,657,765)	(1,341,904)
<b>Net cash inflow (outflow) from operating activities</b>	18	<u>1,485,873</u>	<u>14,820,002</u>	<u>18,172,481</u>	<u>11,874,327</u>
<b>Cash flows from investing activities</b>					
Payments for property, plant and equipment		(10,906,759)	(38,499,500)	(12,876,471)	(17,321,614)
Payments for intangible assets		-	-	-	(78,830)
Capital Grants, Subsidies, Contributions and Donations		4,784,623	11,175,066	7,376,774	7,777,570
Proceeds from sale of property plant and equipment		-	250,000	16,136	549,000
<b>Net cash inflow (outflow) from investing activities</b>		<u>(6,122,135)</u>	<u>(27,074,433)</u>	<u>(5,483,560)</u>	<u>(9,073,874)</u>
<b>Cash flows from financing activities</b>					
Repayment of borrowings		(804,121)	(1,643,012)	(1,551,636)	(1,461,909)
<b>Net cash inflow (outflow) from financing activities</b>		<u>(804,121)</u>	<u>(1,643,012)</u>	<u>(1,551,636)</u>	<u>(1,461,909)</u>
<b>Net increase (decrease) in cash and cash equivalent held</b>		<u>(5,440,383)</u>	<u>(13,897,444)</u>	<u>11,137,285</u>	<u>1,338,543</u>
<b>Cash and cash equivalents at the beginning of the financial year</b>		62,933,897	64,980,364	51,796,613	50,458,070
<b>Cash and cash equivalents at end of the reporting period</b>	10	<u>57,493,512</u>	<u>51,082,920</u>	<u>62,933,897</u>	<u>51,796,613</u>

"The above statement should be read in conjunction with the accompanying notes and accounting policies".



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 December 2021**

**2. Analysis of Results by Function**

**2(a) Components of council functions**

The activities relating to the council's components reported on in Note 2(b) are as follows :

**Business Services and finance**

This function includes budget support, financial accounting, taxation advice, asset management, marketing and communication and information technology services. The goal of this function is to provide accurate, timely and appropriate information to support sound decision making and meet statutory requirements.

**Construction and maintenance**

Construction and maintenance is responsible for constructing new and maintaining existing infrastructure across a diverse range of assets that underpin the wellbeing of the Mount Isa community. These assets include roads, drains, stormwater, cemeteries, parks and open spaces.

**Community services**

The goal of community services is to ensure Mount Isa City Council is a healthy, vibrant, contemporary and connected community. Community services provides well managed and maintained community facilities, and ensures the effective delivery of cultural, health, welfare, environmental and recreational services.

This function includes:

- libraries
- entertainment venues
- public health services including vaccination clinics
- environmental licences and approvals, mosquito and other pest management programs
- animal management

**Planning and development**

This function facilitates the City's growth and prosperity through well planned and quality development. The objective of planning and development is to ensure the Mount Isa City Council is well designed, efficient and facilitates growth yet also preserves the character and natural environment of the city. This function includes activities and services related to city, neighbourhood and regional planning, and management of development approval processes.

**Transport infrastructure**

The objective of the transport infrastructure program is to ensure the community is serviced by a high quality and effective road network. The function provides and maintains transport infrastructure, including the maintenance and provision of the drainage network.

**Waste management**

The goal of this function is to protect and support our community and natural environment by sustainably managing refuse. The function provides refuse collection and disposal services.

**Water and Sewerage infrastructure**

The goal of this program is to support a healthy, safe community through sustainable water and sewerage services. This function includes all activities relating to water.



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 December 2021**

**2 Analysis of results by function**

(b) Income and expenses defined between recurring and capital are attributed to the following functions:

**For the period ended 31 December 2021**

Functions	Gross program income				Elimination of inter-function transactions	Total income	Gross program expenses		Elimination of inter-function transactions	Total expenses	Net result from recurrent operations	Net Result	Assets
	Recurrent		Capital				Recurrent	Capital					
	Grants	Other	Grants	Other									
	\$	\$	\$	\$									
Business services and finance	1,521,649	9,005,400	2,500	-	-	10,529,549	(4,488,916)	(10,901)	-	(4,499,817)	6,038,133	6,029,732	169,159,154
Construction and maintenance	-	742,481	-	-	-	742,481	(2,081,592)	-	-	(2,081,592)	(1,339,111)	(1,339,111)	9,034,025
Community services	2,016,005	252,008	4,782,123.40	-	-	7,050,137	(5,293,776)	-	-	(5,293,776)	(3,025,762)	1,756,361	-
Planning & development	1,150	395,696	-	-	-	396,846	(691,056)	-	-	(691,056)	(294,210)	(294,210)	-
Transport infrastructure	401,474	-	-	-	-	401,474	(6,091,775)	-	-	(6,091,775)	(5,690,301)	(5,690,301)	257,596,044
Waste management	-	6,915,203	-	-	-	6,915,203	(5,314,488)	-	-	(5,314,488)	1,600,714	1,600,714	58,417,586
Water infrastructure	-	8,492,825	-	-	-	8,492,825	(8,129,187)	-	-	(8,129,187)	363,638	363,638	45,633,249
Total Council	3,940,278	25,803,613	4,784,623	-	-	34,528,514	(32,090,791)	(10,901)	-	(32,101,692)	(2,346,900)	2,426,822	539,840,059
Controlled entity net of eliminations	-	-	-	-	-	-	-	-	-	-	-	-	-
Total consolidated	3,940,278	25,803,613	4,784,623	-	-	34,528,514	(32,090,791)	(10,901)	-	(32,101,692)	(2,346,900)	2,426,822	539,840,059

**Year ended 30 June 2021**

Functions	Gross program income				Elimination of inter-function transactions	Total income	Gross program expenses		Elimination of inter-function transactions	Total expenses	Net result from recurrent operations	Net Result	Assets
	Recurrent		Capital				Recurrent	Capital					
	Grants	Other	Grants	Other									
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	
Business services and finance	5,861,695	21,527,707	686,774	6,160	(561,883)	27,520,453	(8,867,778)	(344,273)	2,001,883	(7,210,168)	19,961,624	20,310,285	166,955,064
Construction and maintenance	-	943,581	-	-	-	943,581	(3,573,020)	-	-	(3,573,020)	(2,629,438)	(2,629,438)	10,694,669
Community services	3,286,468	475,195	-	-	-	3,761,663	(11,344,076)	-	-	(11,344,076)	(7,582,414)	(7,582,414)	-
Planning & development	-	448,935	-	-	-	448,935	(1,263,371)	-	-	(1,263,371)	(814,436)	(814,436)	-
Transport infrastructure	1,396,486	-	6,690,000	-	-	8,086,486	(13,823,793)	-	-	(13,823,793)	(12,427,307)	(5,737,307)	263,441,951
Waste management	-	13,067,226	-	4,345,970	-	17,413,196	(11,483,034)	-	-	(11,483,034)	1,584,192	5,930,162	60,215,839
Water infrastructure	-	17,083,706	-	-	-	17,083,706	(16,238,078)	-	-	(16,238,078)	845,629	845,629	47,776,068
Total Council	10,544,649	53,546,351	7,376,774	4,352,130	(561,883)	75,258,020	(66,593,150)	(344,273)	2,001,883	(64,935,540)	(1,062,150)	10,322,481	549,083,591
Controlled entity net of eliminations	1,440,000	1,379,650	-	-	(1,440,000)	1,379,650	(2,862,994)	-	-	(2,862,994)	(1,483,343)	(1,483,343)	761,672
Total consolidated	11,984,649	54,926,001	7,376,774	4,352,130	(2,001,883)	76,637,671	(69,456,144)	(344,273)	2,001,883	(67,798,533)	(2,545,493)	8,839,138	549,845,262



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 December 2021**

**3 Revenue**

**(a) Rates, levies and charges**

Rates and annual charges are recognised as revenue at the beginning of the rating period to which they relate. Prepaid rates are recognised as a financial liability until the beginning of the rating period.

	Council		Council	
	2022	Budget 2022	2021	2020
	\$	\$	\$	\$
General rates	8,343,264	16,400,000	15,216,360	15,230,245
Separate rates	221,381	425,000	426,806	425,619
Water	5,149,143	10,400,000	9,850,187	9,961,141
Water consumption, rental and sundries	3,203,372	6,150,000	6,960,299	6,831,826
Sewerage	3,725,501	7,483,000	7,195,278	7,206,855
Waste Management	2,014,448	3,830,000	3,807,353	4,041,732
Total rates and utility charge revenue	22,657,109	44,687,999	43,456,283	43,697,418
Less: Discounts	-	-	1,797	-
Less: Pensioner remissions	(53,033)	(122,000)	(115,031)	(114,922)
	<u>22,604,076</u>	<u>44,565,999</u>	<u>43,343,049</u>	<u>43,582,496</u>

**(b) Fees and charges**

Animal Control	241,293	205,000	203,926	203,049
Buchanan Park fees	-	-	-	21,373
Building and Development	395,696	550,000	448,935	382,635
Cemetery fees	55,278	145,000	113,222	126,659
Finance	41,546	110,000	80,574	64,094
Infringements	50,880	45,000	48,678	-
Licences and registrations	-	-	-	-
Other fees and charges	316,655	623,200	516,891	419,537
Refuse tip and recycling	601,639	990,000	1,184,484	1,317,793
	<u>1,702,988</u>	<u>2,668,200</u>	<u>2,596,710</u>	<u>2,535,139</u>

**(c) Sales revenue**

Sale of goods revenue is recognised at the point in time that the customer obtains control of the goods, generally at delivery. Revenue from services is recognised when the service is rendered.

**Rendering of services**

Contract and recoverable works	37,493	2,550,000	153,660	130,956
Concrete sales	624,123	-	587,618	933,858
	<u>661,616</u>	<u>2,550,000</u>	<u>741,278</u>	<u>1,064,814</u>

**Sale of goods**

Other	-	-	-	104,465
	<u>-</u>	<u>-</u>	<u>-</u>	<u>104,465</u>

**Total Sales Revenue**

	<u>661,616</u>	<u>2,550,000</u>	<u>741,278</u>	<u>1,169,279</u>
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**(d) Grants, subsidies, contributions and donations**

**Grant income under AASB 15**

	Council		Council	
	2022	Budget 2022	2021	2020
	\$	\$	\$	\$
<b>(i) Operating</b>				
General purpose grants	1,807,485	7,399,000	7,076,121	6,599,816
State government subsidies and grants	2,132,793	498,000	3,468,528	4,231,566
	<u>3,940,278</u>	<u>7,897,000</u>	<u>10,544,649</u>	<u>10,831,382</u>

**(ii) Capital**

Capital Revenue includes grants and subsidies received which are tied to specific projects for the replacement or upgrade of existing non-current assets and/or investment in new assets. It also includes non-cash contributions which are usually infrastructure assets received from developers.

State Government subsidies and grants	4,784,623	9,705,066	5,858,965	5,020,202
Commonwealth Government subsidies and grants	-	1,470,000	1,517,810	981,133
Contributions	-	-	-	67,752
	<u>4,784,623</u>	<u>11,175,066</u>	<u>7,376,774</u>	<u>6,069,087</u>



## Mount Isa City Council

## Notes to the financial statements

For the period ended 31 December 2021

## 4 Interest and other income

## (a) Interest received

Interest received from bank and term deposits is accrued over the term of the investment.

Interest received from financial institutions	170,407	-	415,259	730,584
Interest from overdue rates and utility charges	221,988	964,750	548,348	296,739
	<u>392,396</u>	<u>964,750</u>	<u>963,607</u>	<u>1,027,323</u>

## (b) Other income

Dividends are recognised when they are declared.

Dividend (Mount Isa Water Board)	-	5,081,000	5,081,702	1,477,623
Other income	426,937	4,002,000	784,713	636,235
	<u>426,937</u>	<u>9,083,000</u>	<u>5,866,415</u>	<u>2,113,858</u>

## 5 Other Capital income

## Gain / loss on disposal of non-current assets

	Council 2022 \$	Council Budget 2022 \$	Council 2021 \$	Council 2020 \$
	-	-	6,160	(23,119)
	-	-	-	75,000

## Provision for restoration of land

Adjustment due to change discount rate		-	3,988,432	-
Adjustment due to change in inflation rate	-	-	185,545	-
Adjustment due to change in cost estimate	-	-	171,993	246,163
	<u>-</u>	<u>-</u>	<u>4,345,970</u>	<u>246,163</u>

## Total Other Capital Income

	-	-	4,352,130	298,044
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## 6 Employee benefits

Employee benefit expenses are recorded when the service has been provided by the employee.

Staff wages and salaries	7,400,986	14,492,495	13,313,098	11,835,829
Councillors' remuneration	254,015	511,967	512,346	509,993
Annual, Sick and Long Service Leave Entitlements	1,233,664	1,910,000	2,335,768	2,288,192
Workers compensation Insurance	250,172	240,000	243,204	195,401
Fringe Benefits Tax (FBT)	27,844	60,000	46,412	24,982
Superannuation	<u>809,719</u>	<u>1,700,000</u>	<u>1,648,784</u>	<u>1,539,400</u>
	9,976,400	18,914,462	18,099,612	16,393,798
Other employee related expenses	-	-	75,848	325,356
	<u>9,976,400</u>	<u>18,914,462</u>	<u>18,175,460</u>	<u>16,719,153</u>
Less: Capitalised employee expenses		-	(898,208)	(558,311)
	<u>9,976,400</u>	<u>18,914,462</u>	<u>17,277,252</u>	<u>16,160,842</u>

Councillor remuneration represents salary and other allowances paid in respect of carrying out their duties.

## 7 Materials and services

	\$	\$	\$	\$
Advertising, marketing and promotion	-	-	29,810	92,896
Audit Fees *	18,753	200,000	91,300	75,000
Bulk Water Purchases	6,141,041	11,600,000	11,783,652	11,358,799
Communications and IT	548,738	1,040,000	1,015,796	1,019,415
Council Enterprises Support	61,277	1,550,000	1,527,737	2,021,471
Governance and Promotions	671,373	1,978,500	2,014,688	2,136,445
Land Use Planning and Regulation	20,239	222,500	103,781	284,497
Parks and Gardens	635,643	1,254,500	1,610,032	2,411,949
Recruitment and Training	-	-	949,876	581,864
Road Maintenance	845,078	1,559,416	1,574,608	1,430,631
Flood Works	1,091,354	1,600,000	1,956,772	2,458,296
Utilities	-	-	647,354	1,237,469
Vehicle and plant operating costs	748,552	1,270,000	2,016,800	2,227,449
Waste Levy Payments (Total)	1,137,268	2,200,000	2,268,180	1,295,455
Waste Levy Refund **	(449,651)	-	(866,345)	(946,205)
Waste Management	457,617	847,014	914,312	211,133
Water and Sewerage Maintenance	721,668	1,512,000	1,916,263	2,160,777
Other materials and services	<u>1,634,452</u>	<u>3,311,087</u>	<u>424,792</u>	<u>616,124</u>
	<u>14,283,402</u>	<u>30,145,017</u>	<u>29,979,407</u>	<u>30,673,465</u>



Mount Isa City Council  
Notes to the financial statements  
For the period ended 31 December 2021

		Council		Council	
		2022	Budget 2022	2021	2020
		\$	\$	\$	\$
<b>8 Finance costs</b>					
Finance costs charged by the Queensland Treasury Corporation		597,784	1,160,800	1,252,177	1,292,834
Bank charges		100,632	285,000	169,639	173,145
Impairment of receivables		-	150,000	1,340	49,069
Unwinding of discount on provisions	17	-	-	234,610	237,715
		<u>698,416</u>	<u>1,595,800</u>	<u>1,657,765</u>	<u>1,752,763</u>
<b>9 Capital expenses</b>					
<b>Disposal of non current asset</b>					
Property, plant and equipment		(10,901)	-	344,273	-
<b>Revaluation decrement</b>					
Revaluation decrement on property, plant and equipment	17	-	328,910	-	328,910
		<u>-</u>	<u>328,910</u>	<u>-</u>	<u>328,910</u>
<b>Landfill rehabilitation</b>					
Adjustment due to discount rate change	17	-	-	-	1,134,924
Adjustment due to change in inflation rate	17	-	-	-	218,896
		<u>-</u>	<u>-</u>	<u>-</u>	<u>1,353,820</u>
Total Capital expenses		<u>(10,901)</u>	<u>328,910</u>	<u>344,273</u>	<u>1,682,730</u>
<b>10 Cash and cash equivalents</b>					
Cash at bank and on hand		2,713,037	-	489,094	485,718
Deposits at call		54,780,475	51,082,920	62,444,803	51,310,895
Balance per Statement of Financial		<u>57,493,512</u>	<u>51,082,920</u>	<u>62,933,897</u>	<u>51,796,613</u>
<b>11 Receivables</b>					
Receivables, loans and advances are amounts owed to Council at year end and are recognised at the amount due at the time of sale or service delivery or advance. Settlement of receivables is required within 30 days after the invoice is issued.					
<b>Current Trade and Other Receivables</b>					
Rates and charges		8,919,331	8,000,000	7,143,071	7,657,222
Statutory Charges (Water charges not yet levied)		-	-	2,807,042	2,570,471
GST Recoverable		306,615	-	151,386	129,169
Prepayments		-	-	196,597	-
Other debtors		2,647,334	2,652,945	738,789	1,488,991
		<u>11,873,280</u>	<u>10,652,945</u>	<u>11,036,885</u>	<u>11,845,853</u>
Less: Expected credit losses					
Other debtors		-	-	-	(68,714)
Rates and general debtors		(130,739)	-	(130,739)	(130,731)
<b>Total Current Trade and Other Receivables</b>		<u>11,742,541</u>	<u>10,652,945</u>	<u>10,906,146</u>	<u>11,646,408</u>
<b>12 Inventories</b>					
Stores and raw materials held for resale are valued at the lower of cost and net realisable value and include, where applicable, direct material, direct labour and an appropriate portion of variable and fixed overheads.					
<b>Inventories held for distribution</b>					
Land held for sale		-	1,973,434	-	-
Quarry and road materials		133,691	149,182	205,095	264,416
Plant and equipment stores		32,692	-	39,432	42,853
<b>Total inventories</b>		<u>166,383</u>	<u>2,122,616</u>	<u>244,527</u>	<u>307,269</u>
<b>Interests in other entities</b>					
		2022	Council Budget 2022	Council 2021	2020
				\$	\$
<b>Subsidiaries</b>	Note				
Mount Isa City Council Owned Enterprises Pty Ltd (MICCOE)	15a	1	1	1	1
		<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 December 2021**

**13 Property, Plant and Equipment**

**Council**

Basis of measurement

Fair value category

**Asset values**

Opening gross value as at 1 July 2021

Additions

Disposals

Transfers between classes

**Closing gross value as at 31 December 2021**

**Accumulated depreciation and impairment**

Opening balance as at 1 July 2021

Depreciation expense

Depreciation on disposals

Revaluation

Transfers between classes

**Accumulated depreciation as at 31 December 2021**

**Total Written Down Value as at 31 December 2021**

Range of estimated useful life in years

Other Additions

Renewals

Note	Land and improvements	Buildings and Other Structures	Other plant and equipment	Road, drainage and bridge network	Water	Sewerage	Work in progress	Total	Intangible Asset Software
	Fair Value	Fair Value	At Cost	Fair Value	Fair Value	Fair Value	Cost		Cost
	Level 2	Levels 2 & 3		Level 3	Level 3	Level 3			
	\$	\$	\$	\$	\$	\$	\$	\$	\$
	6,646,008	130,681,581	20,591,984	405,499,002	143,880,654	117,651,132	7,050,170	832,000,530	417,413
	-						10,906,759	10,906,760	
5									(13,636)
		521,391	(536,599)	(2,830,713)	22,399	27,167		(2,796,354)	
	6,646,008	131,202,972	20,055,385	402,668,289	143,903,053	117,678,299	17,956,929	840,110,935	403,776
	-	53,358,815	10,373,120	142,301,578	96,104,586	57,435,292	-	359,573,390	129,633
	-	1,560,766	734,792	2,824,454	1,082,609	899,126		7,101,747	34,508
								-	
								-	
		(116,741)	5,305	(2,712,101)		27,457		(2,796,080)	
	-	54,802,840	11,113,217	142,413,930	97,187,195	58,361,876	-	363,879,057	164,141
	6,646,008	76,400,132	8,942,168	260,254,359	46,715,858	59,316,423	17,956,929	476,231,878	239,635
	Not depreciated	9 - 100	4 - 35	7 - 1000	15 - 100	20 - 300	Not depreciated	-	
		3,608,965	122,917	2,110,424	392,938	24,888		6,260,132	
		920,439	925,318	1,003,955	844,627	952,288		4,646,627	



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 December 2021**

**14 Contract balances**

Contract assets represents the excess of costs incurred in relation to a contract with the customer or construction of an asset over the amounts that council has invoiced the customer or the grantor. Where Council has invoiced the customer or the grantor amounts in excess of what it has incurred in relation to a contract or in constructing an asset, this gives rise to a contract liability.

(a) Contract assets

Council		Council	
2022	2022 Budget	2021	2020
\$	\$	\$	\$
1,099,356	-	2,284,103	862,667

(b) Contract liabilities

Funds received upfront to construct Council controlled assets

2,675,741	-	3,840,762	2,851,710
2,675,741	-	3,840,762	2,851,710

**15 Payables**

Creditors are recognised when goods or services are received, at the amount owed. Amounts owing are unsecured and are generally settled on 30 day terms.

**Current**

Creditors	4,651,153	5,200,000	6,666,186	4,310,589
Prepaid rates		-	835,508	-
Accrued expenses	91,300	-	91,300	-
Other creditors	141,451	-	115,492	243,165
	4,883,903	5,200,000	7,708,486	4,553,754

**16 Borrowings**

**Current**

Loans - QTC	1,196,040	1,744,214	1,640,007	1,544,599
	1,196,040	1,744,214	1,640,007	1,544,599

**Non-current**

Loans - QTC	18,607,329	17,171,456	18,967,484	20,614,527
	18,607,329	17,171,456	18,967,484	20,614,527
Opening balance at beginning of financial year	20,607,490	20,614,527	22,159,126	23,621,035
Principal repayment	(804,121)	(1,698,856)	(1,551,636)	(1,461,909)
Book value at end of financial year	19,803,369	18,915,671	20,607,490	22,159,126

**17 Provisions**

	Council		Council	
	2022	2022 Budget	2021	2020
	\$	\$	\$	\$
<b>Current</b>				
Annual leave	1,537,231	1,600,000	1,270,284	1,685,153
Long service leave	704,403	850,000	782,164	1,178,895
<b>Total Current Provisions</b>	2,241,634	2,450,000	2,052,448	2,864,048
<b>Non-Current</b>				
Long service leave	384,478	415,547	313,365	265,777
Landfill rehabilitation	10,127,240	13,667,611	10,127,240	14,238,600
<b>Total Non-Current Provisions</b>	10,511,718	14,083,158	10,440,605	14,504,377
<b>Landfill rehabilitation</b>				
Balance at beginning of financial year	10,127,240	13,667,611	14,238,600	12,893,228
Increase due to unwinding of discount	8	-	234,610	237,715
Adjustment due to change in cost estimate	5,9	-	(357,538)	(27,267)
Increase/(decrease) due to change in discount rate	5,9	-	(3,988,432)	1,134,924
<b>Balance at end of financial year</b>	10,127,240	13,667,611	10,127,240	14,238,600

This is the present value of the estimated cost of restoring the Mount isa landfill site to a useable state at the end of its useful life which is expected to be 2062.



Mount Isa City Council  
Notes to the financial statements  
For the period ended 31 December 2021

18 Reconciliation of net result for the year to net cash inflow (outflow) from operating activities

Net result	2,423,140	-	8,882,481	285,272
Non-cash items:				
Write off of Prior years WIP to Profit and Loss	-	-	5,647	(24,627)
Depreciation and amortisation	7,136,255	-	17,678,726	17,117,080
Impairment of receivables	-	-	1,340	49,069
Unwinding discount on provisions	-	-	234,610	237,715
Impairment/write off	10,901	-	338,113	-
Provision for restoration of landfill	-	-	(4,352,130)	(246,163)
Net (profit)/loss on disposal of non-current assets	-	-	6,160	51,881
Loss / (gain) on revaluation of assets	-	-	-	328,910
Capital grants and contributions	(4,784,623)	-	(7,376,774)	(6,069,087)
	<u>2,362,532</u>	<u>-</u>	<u>6,535,691</u>	<u>11,444,777</u>
Changes in operating assets and liabilities:				
(Increase)/ decrease in receivables	(836,395)	-	740,262	415,217
(Increase)/ decrease in other assets	-	-	(7,032)	-
(Increase)/ decrease in contract assets	1,184,747	(1,099,356)	(1,421,436)	417,756
(Increase)/decrease in inventory	78,144	-	62,742	48,234
Increase/(decrease) in payables	(2,824,583)	-	3,154,732	(1,761,404)
Increase/(decrease) in contract liabilities	(1,165,021)	-	989,052	941,342
Increase/(decrease) in employee leave entitlements	260,300	-	(764,012)	83,133
	<u>(3,302,808)</u>	<u>(1,099,356)</u>	<u>2,754,309</u>	<u>144,278</u>
Net cash inflow from operating activities	<u>1,482,864</u>	<u>(1,099,356)</u>	<u>18,172,481</u>	<u>11,874,327</u>

19 Reconciliation of liabilities arising from financing activities  
2022

	As at 30 June 2021 \$	Cash flows \$	As at 30 June 2021 \$
Borrowings	<u>20,607,490</u>	<u>(804,121)</u>	<u>19,803,369</u>
2021	As at 30 June 2020 \$	Cash flows \$	As at 30 June 2021 \$
Borrowings	<u>22,159,126</u>	<u>(1,551,636)</u>	<u>20,607,490</u>
2020	As at 30 June 2019 \$	Cash flows \$	As at 30 June 2020 \$
Borrowings	<u>23,621,035</u>	<u>(1,461,909)</u>	<u>22,159,126</u>



Mount Isa City Council  
 Unaudited Long-Term Financial Sustainability Statement  
 For the period ended 31 December 2021

Measures of Financial Sustainability	Measure	Target	Actuals at 30 June 2021	2022 YTD Actual	30 June 2022	30 June 2023	30 June 2024	Projected for the years ended						
								30 June 2025	30 June 2026	30 June 2027	30 June 2028	30 June 2029	30 June 2030	30 June 2031

Council

Operating surplus ratio	Net operating result divided by total operating revenue	Between 0% and 10%	-3.90%	-7.90%	1.25%	2.27%	1.40%	1.81%	2.25%	2.70%	2.52%	2.97%	3.38%	3.72%
Asset sustainability ratio	Capital expenditure on the replacement of assets (renewals) divided by depreciation expense	greater than 90%	42%	65%	210%	137%	126%	85%	66%	76%	73%	73%	73%	73%
Net financial liabilities ratio	Total liabilities less current assets divided by total operating revenue	not greater than 60%	-49.7%	-102.2%	-34%	-35%	-36%	-49%	-67%	-82%	-97%	-112%	-127%	-142%



**11.2 FINANCE OVERVIEW REPORT - JANUARY 2022**

**Document Number:** 758344

**Author:** Director Corporate and Community

**Authoriser:** Director Corporate and Community

**Directorate:** Corporate and Community

**Portfolio:** Finance, Customer Services, Economic Development, Promotion & Community Development, Arts

**EXECUTIVE SUMMARY**

The January 2022 Finance Overview Report is presented to the Council for information and consideration.

**RECOMMENDATION**

**THAT** Council receives and accepts the January 2022 Finance Overview Report as presented.

**OVERVIEW**

In accordance with the requirements of the Local Government Regulation, Council presents a report on the financial operations for the year to date. This report provides information to Council regarding key metrics, trends and actual financial performance for the month ended 31 January 2022 against the Original Budget FY21/22 targets as adopted by the Council budget.

**VARIANCES AND ITEMS OF SIGNIFICANCE**

In accordance with Section 204 of the *Local Government Regulation 2012*, a financial report summarising Council's actual performance against budgeted performance must be provided to Council.

The following report covers the following key areas (in order) of the list:

1. Operational Performance (Actual vs Budget)
2. Capital Revenue and Expenses
3. Plant, Property and Equipment (Work-In Progress)
4. Financial Sustainability Ratios
5. Outstanding Rates Aged Balances
6. Analysis by Function
7. Borrowings
8. Cash and Cash Equivalent Movement Comparison



## 1. OPERATIONAL PERFORMANCE (Actual vs. Budget)

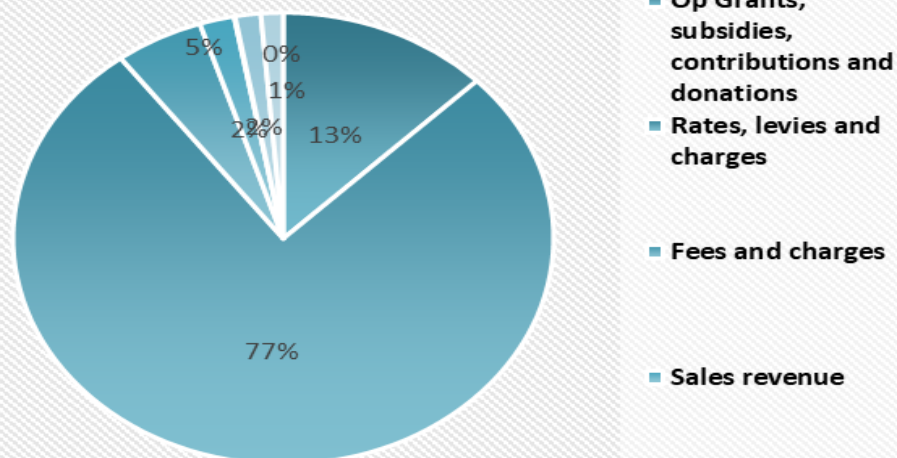
## Revenue and Expenditure Summary as of 31 January 2022

The below summary shows a brief snapshot of how Council is tracking in the current year against the budget for the year as adopted by Council.

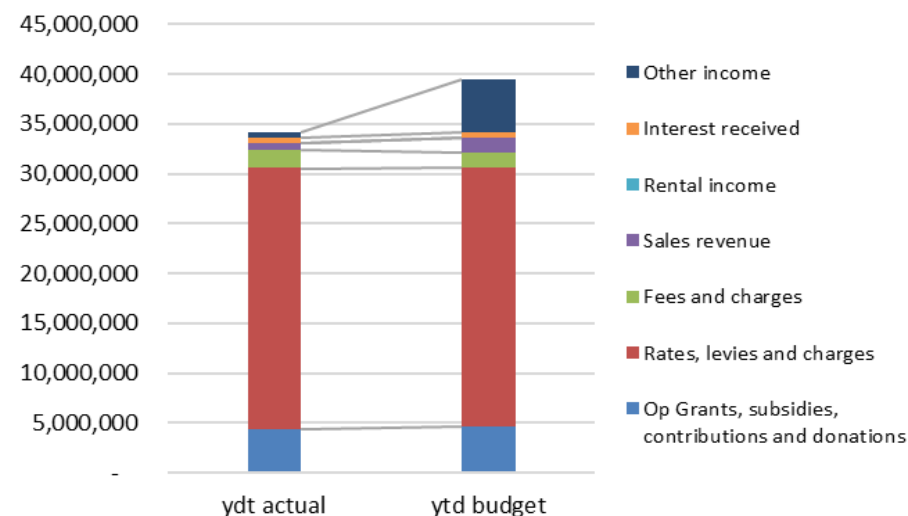
Operational Performance		Actual YTD 2022	YTD Budget 2022	YTD Actuals Less YTD Budget \$	Variance as a % of YTD Budget %	Remaining Budget (Full Year) \$	Comments on significant variances
<b>Revenue</b>							
<b>Recurrent revenue</b>							
Rates, levies and charges	3(a)	26,261,193	25,996,833	264,360	1%	18,304,807	
Fees and charges	3(b)	1,799,181	1,556,450	242,731	16%	869,019	Animal registration fees received in advance
Sales revenue	3(c)	709,163	1,487,500	(778,337)	-52%	1,840,837	Batch Plant revenue lower than budget
Grants, subsidies, contributions and	3(d)	4,329,349	4,606,583	(277,234)	-6%	3,567,651	
<b>Total recurrent revenue</b>		<b>33,098,887</b>	<b>33,647,367</b>	<b>(548,480)</b>		<b>24,582,313</b>	
<b>Other income</b>							
Rental income		18,000	-	18,000	100%	(18,000)	Rental revenue not in budget
Interest received	4(a)	522,686	562,771	(40,085)	-7%	442,064	Lower interest rates than budgeted
Other income	4(b)	453,438	5,298,417	(4,844,979)	-91%	8,629,562	Water dividend to be received in March 2022
<b>Total income</b>		<b>34,093,011</b>	<b>39,508,554</b>	<b>(5,415,543)</b>	<b>-14%</b>	<b>33,635,939</b>	
<b>Expenses</b>							
<b>Recurrent expenses</b>							
Employee benefits	6	(11,438,618)	(11,033,436)	405,182	-4%	(7,475,844)	Actual is higher than budget, Employee costs to be reviewed.
Materials and services	7	(16,054,989)	(18,467,760)	(2,412,771)	13%	(15,604,028)	Flood damage works lower than budget
Finance costs	8	(810,639)	(930,883)	(120,244)	13%	(785,161)	bank fees lower than budget
Depreciation and amortisation	13	(8,236,885)	(8,544,469)	(307,584)	4%	(6,452,514)	on track
<b>Total recurrent expenses</b>		<b>(36,541,131)</b>	<b>(38,976,548)</b>	<b>(2,435,417)</b>	<b>6%</b>	<b>(30,317,546)</b>	
<b>Net result</b>		<b>(2,448,121)</b>	<b>532,006</b>	<b>(2,980,127)</b>	<b>-49%</b>	<b>3,318,393</b>	



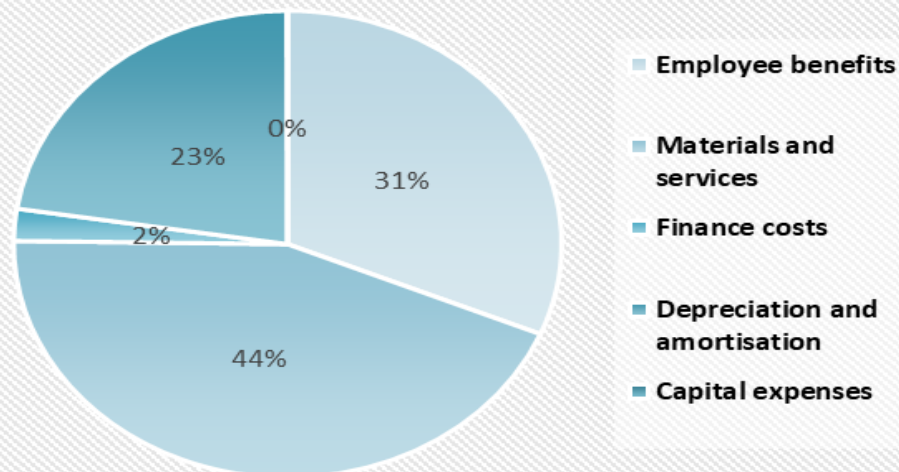
### Actual Revenue Split



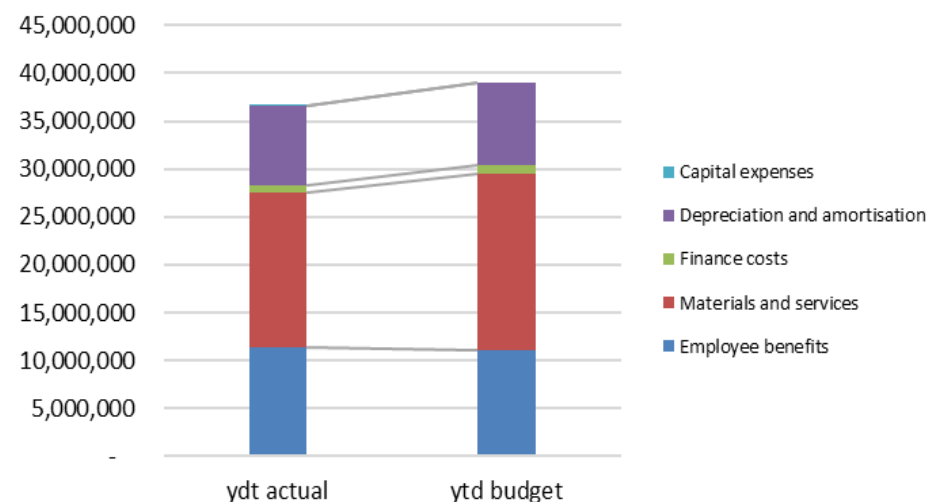
### Revenue Analysis



### Actual Expenditure Split



### Expenditure Analysis





**2. CAPITAL REVENUE AND EXPENSES**

The below statement shows a comparison between the Capital Revenue and Expenses as at 31 January 2022 actuals vs the Original Budget for FY21/22.

		Actual YTD 2022	Full Budget 2022	YTD Actuals Less Full Budget	Variance as a % of Full Budget	Remaining Budget (Full Year)	Comments on significant variances
<b>Capital</b>							
<b>Capital revenue</b>							
Grants, subsidies, contributions and	3(d)	4,794,111	11,175,066	(6,380,955)	↓ -57%	6,380,955	low er than budget as related expended is yet to be incurred
<b>Total capital revenue</b>		4,794,111	11,175,066	<b>(6,380,955)</b>	↓ -57%	<b>6,380,955</b>	
<b>Capital expenses</b>							
	9	(10,901)	-	(10,901)		10,901	

**3. PLANT, PROPERTY AND EQUIPMENT**

The below statement shows a comparison between the Property, Plant and Equipment as at 31 January 2022 actuals vs the Original Budget for FY21/22.

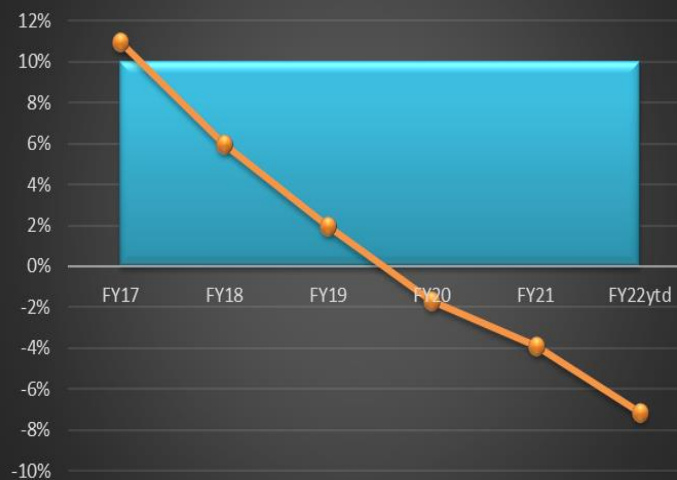
		Actual YTD 2022	Full Budget 2022	YTD Actuals Less Full Budget	Variance as a % of Full Budget	Remaining Budget (Full Year)	Comments on significant variances
<b>Plant, Property &amp; Equipment</b>							
Other Additions		6,663,247	27,162,500	(20,499,253)	↓ -75%	20,499,253	delivery of capital w orks still in progress
Renew als		5,558,454	11,337,000	(5,778,546)	↓ -51%	5,778,546	delivery of capital w orks still in progress
<b>Total Work In Progress</b>		12,221,701	38,499,500	<b>(26,277,799)</b>		<b>26,277,799</b>	



## 4. FINANCIAL SUSTAINABILITY RATIOS

Measures of Financial Sustainability	How the measure is calculated	2021 Audited	2022 YTD Actual	Target
Council's performance against key financial ratios and targets:				
Operating surplus ratio	Net operating result (excluding capital items) divided by total operating revenue (excluding capital items)	-3.90%	-7.18%	Between 0% and 10%
Asset sustainability ratio	Capital expenditure on the replacement of assets (renewals) divided by depreciation expense.	41.86%	67.83%	greater than 90%
Net financial liabilities ratio	Total liabilities less current assets divided by total operating revenue (excluding capital items)	-49.5%	-88.2%	not greater than 60%

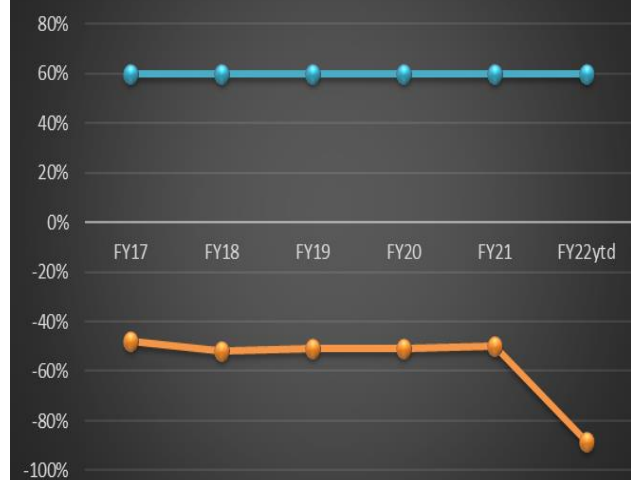
Operating Surplus Ratio



Asset Sustainability Ratio



Net Financial Liabilities Ratio

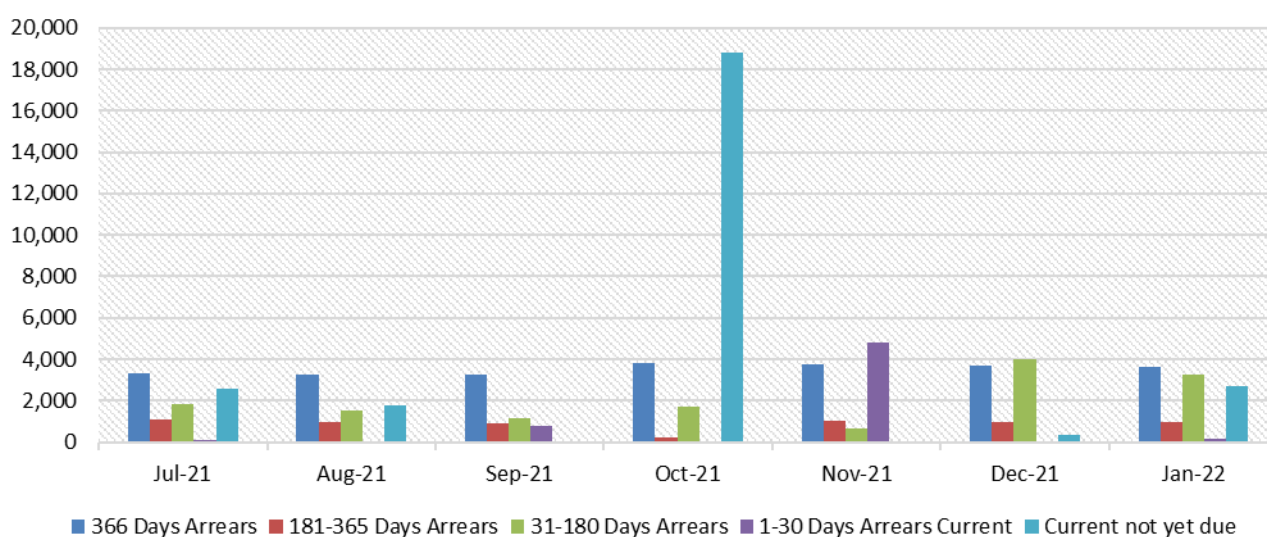




## 5. OUTSTANDING AGED RATES BALANCES

Amount in \$'000						
Month FY21/22	366 Days Arrears	181-365 Days Arrears	31-180 Days Arrears	1-30 Days Arrears Current	Current not yet due	Total
Jul-21	3,350	1,104	1,805	91	2,604	8,954
Aug-21	3,271	956	1,504	38	1,747	7,516
Sep-21	3,260	919	1,171	752	10	6,112
Oct-21	3,817	243	1,688	28	18,838	24,614
Nov-21	3,769	1,013	652	4,790	4	10,228
Dec-21	3,668	963	4,003	0	356	8,990
Jan -22	3,630	944	3,285	185	2,695	10,739

Outstanding Rates Aged Balances



- The water meter reading has been done and will be invoiced shortly. This will be for the billing periods as follows:
  - Quarter 2 Water Consumption Notices for Non-Residential properties for period 01 October 2021 to 31 December 2021
  - 1<sup>st</sup> Half Yearly Water Consumption Notices for Residential properties for period 01 July 2021 to 31 January 2022(including all Camooweal properties).
- Rates Notices for the Period 01 January 2022 to 30 June 2022 will be issued 21 March 2022 with a due date 20 April 2022.



**6. ANALYSIS BY FUNCTION (Note 2b)**

Function	Actual Revenue	Full Budget Revenue	YTD Progress %	Comments
Business services and finance	12,176,198	27,987,000	✓ 44%	on track
Construction and maintenance	813,522	2,270,000	⚠ 36%	on track
Community services	7,325,715	12,854,066	✓ 57%	on track
Planning & development	412,041	700,000	✓ 59%	on track
Transport infrastructure	401,474	2,926,000	✗ 14%	Progress claim for works done to be made
Waste management	7,815,357	12,916,450	✓ 61%	on track
Water infrastructure	9,942,817	17,060,500	✓ 58%	on track
<b>Total</b>	<b>38,887,122</b>	<b>76,714,016</b>	<b>51%</b>	

Function	Actual Expenses	Full Budget Expenses	YTD Progress %	Comments
Business services and finance	5,198,006	9,951,262	⚠ 52%	on track
Construction and maintenance	2,439,585	2,795,206	✗ 87%	off-set against Transport Infrastructure costs (below)
Community services	5,963,537	9,290,884	✓ 64%	on track
Planning & development	760,829	1,829,471	⚠ 42%	on track
Transport infrastructure	6,856,641	14,011,392	⚠ 49%	off-set against Construction & maintenance costs (above)
Waste management	5,741,250	10,798,966	⚠ 53%	on track
Water infrastructure	9,589,465	15,949,757	✓ 60%	on track
<b>Total</b>	<b>36,549,313</b>	<b>64,626,940</b>	<b>57%</b>	

**7. BORROWINGS**

Council loan balances are paid every quarter and balances will reduce on a quarterly basis once repayments are made. The previous quarterly balance as of December 2021 was \$19.8 million.

**Summary of QTC Loans as at 31 January 2022**

Description	Loans Month/Year Start	Original Principal \$'000	Loan Balances \$'000	Interest Rate	Final Payment Due
Healey Heights development, Roads, Water and Sewer works	March 2009	7,000	3,838	7.28%	15/06/2029
Roads, water and sewer works	December 2009	5,000	2,908	6.39%	15/06/2030
Sewer upgrade	December 2010	5,875	2,832	6.30%	15/12/2028
Sewer upgrade	September 2011	5,000	3,221	4.89%	15/06/2032
Sewer upgrade	September 2012	5,000	3,416	5.06%	15/12/2032
Sewer upgrade	September 2013	5,000	3,585	4.32%	15/03/2034
<b>Total</b>		<b>32,875</b>	<b>19,800</b>		

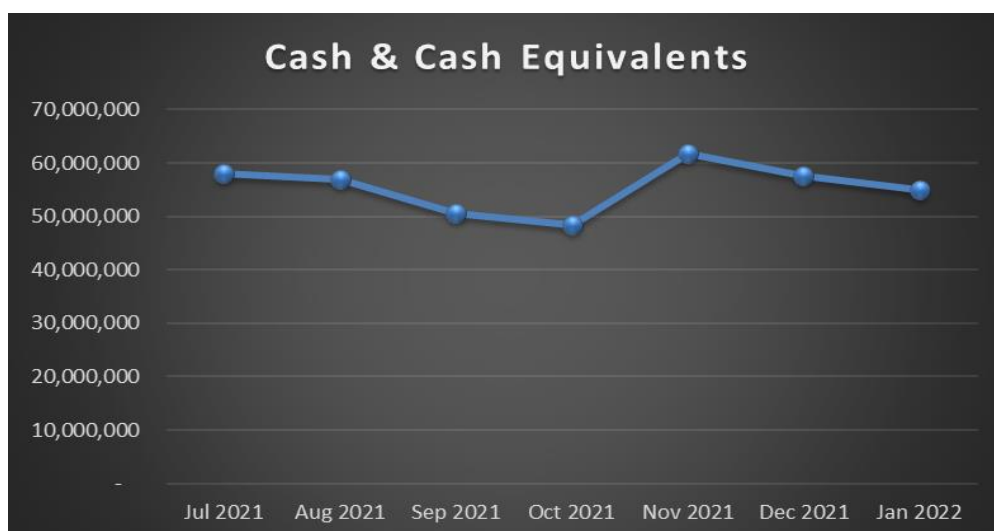


**8. CASH AND CASH EQUIVALENT MOVEMENT COMPARISON**

Cash at Bank – 31 Jan 2022	54,899
Total Cash Restrictions	(48,272)
<b>TOTAL UNRESTRICTED CASH</b>	<b>6,627</b>

MICC had \$54.9M cash on hand at the end of January 2022, MICC expects to maintain minimum cash balance of \$50M for the next 5 months to 30 June, given the current outlook for capital expenditure, collection of rates and achievement of milestones for capital grants.

<b>Summary of Cash and Cash Equivalents</b>	
<b>Month FY21/22</b>	<b>\$</b>
Jul 2021	57,916,065
Aug 2021	56,948,336
Sep 2021	50,600,258
Oct 2021	48,273,856
Nov 2021	61,801,558
Dec 2021	57,493,512
Jan 2022	54,898,972

**COMING UP**

- Audit and Risk Management Committee Meeting on 24 February 2022.



**RECOMMENDATION OPTIONS**

**THAT** Council receives and accepts the January 2022 Finance Overview Report as presented.

OR

**THAT** Council does not receive and accept the January 2022 Finance Overview Report as presented.

**ATTACHMENTS**

1. **MICC Financial Statements 31 January 2022** [!\[\]\(f2fdbbba686c1099e6b2b8779766e2d3\_img.jpg\)](#) 



**Mount Isa City Council**  
**Financial Statements**  
**For the period ended 31 January 2022**



# Mount Isa City Council

## Financial statements

### For the period ended 31 January 2022

#### Table of contents

Statement of Comprehensive Income

Statement of Financial Position

Statement of Changes in Equity

Statement of Cash Flows

Notes to the financial statements

2 Analysis of results by function

3 Revenue

4 Interest and other income

5 Other Capital income

6 Employee benefits

7 Materials and services

8 Finance costs

9 Capital expenses

10 Cash and cash equivalents

11 Receivables

12 Inventories

13 Property, Plant and Equipment

14 Contract balances

15 Payables

16 Borrowings

17 Provisions

18 Reconciliation of net result for the year to net cash inflow (outflow) from operating activities

19 Reconciliation of liabilities arising from financing activities

Current Year Financial Sustainability Statement

Unaudited Long Term Financial Sustainability Statement



**Mount Isa City Council**  
**Statement of Comprehensive Income**  
**For the period ended 31 January 2022**

		Actual YTD 2022	Budget 2022	2021	Actual Restated 2020
	Note	\$	\$	\$	\$
<b>Income</b>					
<b>Revenue</b>					
<b>Recurrent revenue</b>					
Rates, levies and charges	3(a)	26,261,193	44,566,000	43,343,049	43,582,496
Fees and charges	3(b)	1,799,181	2,668,200	2,596,710	2,535,139
Sales revenue	3(c)	709,163	2,550,000	741,278	1,169,279
Grants, subsidies, contributions and donations	3(d)	4,329,349	7,897,000	10,544,649	10,831,382
<b>Total recurrent revenue</b>		<b>33,098,887</b>	<b>57,681,200</b>	<b>57,225,685</b>	<b>58,118,296</b>
<b>Capital revenue</b>					
Grants, subsidies, contributions and donations	3(d)	4,794,111	11,175,066	7,376,774	6,069,087
<b>Total capital revenue</b>		<b>4,794,111</b>	<b>11,175,066</b>	<b>7,376,774</b>	<b>6,069,087</b>
Rental income		18,000	-	35,293	45,543
Interest received	4(a)	522,686	964,750	963,607	1,027,323
Other income	4(b)	453,438	9,083,000	5,866,415	2,113,858
Other capital income	5	-	-	4,352,130	298,044
<b>Total income</b>		<b>38,887,122</b>	<b>78,904,016</b>	<b>75,819,904</b>	<b>67,672,151</b>
<b>Expenses</b>					
<b>Recurrent expenses</b>					
Employee benefits	6	(11,438,618)	(18,914,462)	(17,277,252)	(16,160,842)
Materials and services	7	(16,054,989)	(31,659,017)	(29,979,407)	(30,673,465)
Finance costs	8	(810,639)	(1,595,800)	(1,657,765)	(1,752,763)
Depreciation and amortisation					
Property, plant and equipment	13	(8,195,147)	(14,647,661)	(17,614,728)	(17,077,628)
Intangible assets		(41,739)		(63,997)	(39,452)
		<b>(36,541,132)</b>	<b>(66,816,940)</b>	<b>(66,593,150)</b>	<b>(65,704,150)</b>
<b>Capital expenses</b>	9	<b>(10,901)</b>	<b>-</b>	<b>(344,273)</b>	<b>(1,682,730)</b>
<b>Total expenses</b>		<b>(36,552,034)</b>	<b>(66,816,940)</b>	<b>(66,937,423)</b>	<b>(67,386,880)</b>
<b>Net result</b>		<b>2,335,088</b>	<b>12,087,076</b>	<b>8,882,481</b>	<b>285,272</b>
<b>Other comprehensive income</b>					
<b>Items that will not be reclassified to net result</b>					
Increase / (decrease) in asset revaluation surplus	13	-	-	22,885,354	(624,940)
<b>Total other comprehensive income for the year</b>		<b>-</b>	<b>-</b>	<b>22,885,354</b>	<b>(624,940)</b>
<b>Total comprehensive income for the year</b>		<b>2,335,088</b>	<b>12,087,076</b>	<b>31,767,835</b>	<b>(339,668)</b>

"The above statement should be read in conjunction with the accompanying notes and accounting policies."

Operating	Net operating result (excluding capital items)	(2,448,122)	912,010	(2,502,150)	(4,399,130)
	Total operating revenue (excluding capital items)	34,093,011	67,728,950	64,091,000	61,305,020
	<b>Operating surplus ratio</b>	<b>A -7.2%</b>	<b>1.3%</b>	<b>-3.9%</b>	<b>-7.2%</b>
	<b>T</b>	<b>0-10%</b>	<b>0-10%</b>	<b>0-10%</b>	<b>0-10%</b>



**Mount Isa City Council**  
**Statement of Financial Position**  
**For the period ended 31 January 2022**

		Actual YTD 2022	Budget 2022	2021	Restated* 2020
	Note	\$	\$	\$	\$
<b>Current assets</b>					
Cash and cash equivalents	10	54,898,972	51,082,920	62,933,897	51,796,613
Receivables	11	13,355,906	10,652,945	10,906,146	11,646,408
Inventories	12	197,132	2,122,616	244,527	307,269
Contract assets	14	1,926,749	-	2,284,103	862,667
<b>Total current assets</b>		<b>70,378,759</b>	<b>63,858,481</b>	<b>76,368,673</b>	<b>64,612,957</b>
<b>Non-current assets</b>					
Other financial assets		1	1	1	1
Property, plant and equipment	13	476,453,709	429,976,269	472,427,140	454,706,799
Intangible assets		232,404	300,000	287,779	279,223
<b>Total non-current assets</b>		<b>476,686,113</b>	<b>430,276,270</b>	<b>472,714,920</b>	<b>454,986,023</b>
<b>Total assets</b>		<b>547,064,871</b>	<b>494,134,751</b>	<b>549,083,593</b>	<b>519,598,980</b>
<b>Current liabilities</b>					
Payables	15	4,958,155	6,800,000	7,708,486	4,553,754
Contract liabilities	14	2,675,741	-	3,840,762	2,851,710
Borrowings	16	1,295,823	1,744,214	1,640,007	1,544,599
Provisions	17	2,231,233	850,000	2,052,448	2,864,048
<b>Total current liabilities</b>		<b>11,160,952</b>	<b>9,394,214</b>	<b>15,241,703</b>	<b>11,814,111</b>
<b>Non-current liabilities</b>					
Borrowings	16	18,607,329	17,171,456	18,967,484	20,614,527
Provisions	17	10,527,703	14,083,158	10,440,605	14,504,377
<b>Total non-current liabilities</b>		<b>29,135,032</b>	<b>31,254,614</b>	<b>29,408,089</b>	<b>35,118,904</b>
<b>Total liabilities</b>		<b>40,295,984</b>	<b>40,648,828</b>	<b>44,649,791</b>	<b>46,933,015</b>
<b>Net community assets</b>		<b>506,768,888</b>	<b>453,485,922</b>	<b>504,433,799</b>	<b>472,665,965</b>
<b>Community equity</b>					
Asset revaluation surplus		242,347,041	219,461,687	242,347,041	219,461,687
Retained surplus		264,421,847	234,024,235	262,086,759	253,204,277
<b>Total community equity</b>		<b>506,768,888</b>	<b>453,485,922</b>	<b>504,433,799</b>	<b>472,665,965</b>

"The above statement should be read in conjunction with the accompanying notes and accounting policies."



**Mount Isa City Council**  
**Statement of Changes in Equity**  
**For the period ended 31 January 2022**

<b>Council</b>	<b>Asset revaluation surplus</b>	<b>Retained surplus</b>	<b>Total</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>
<b>Balance as at 1 July 2019</b>	220,086,627	220,400,120	440,486,747
Net result	-	285,272	285,272
Adjustment on initial application of AASB 15 / AASB 1058	-	(1,651,369)	(1,651,369)
Other comprehensive income for the year			
Increase / (decrease) in asset revaluation surplus	(624,940)	-	(624,940)
Transfer from equity (rounding)	-	5	5
<b>Balance as at 30 June 2020</b>	219,461,687	219,034,028	438,495,715
 Balance as at 30 June 2020	219,461,687	219,034,028	438,495,715
Prior year correction - effect landfill restoration	23	(12,893,228)	(12,893,228)
Prior year correction - newly identified assets	23	47,063,478	47,063,478
<b>Restated balance at 30 June 2020</b>	<b>219,461,687</b>	<b>253,204,277</b>	<b>472,665,964</b>
 Net result	-	8,882,481	8,882,481
Other comprehensive income for the year			
Increase / (decrease) in asset revaluation surplus	22,885,354	-	22,885,354
Share of comprehensive income of equity accounted	-	-	-
<b>Total comprehensive income for the year</b>	<b>22,885,354</b>	<b>8,882,481</b>	<b>31,767,835</b>
 <b>Balance as at 30 June 2021</b>	<b>242,347,041</b>	<b>262,086,759</b>	<b>504,433,799</b>
 Net result	-	2,335,088	2,335,088
Other comprehensive income for the year			
Increase / (decrease) in asset revaluation surplus	-	-	-
Share of comprehensive income of equity accounted	-	-	-
<b>Total comprehensive income for the year</b>	<b>-</b>	<b>2,335,088</b>	<b>2,335,088</b>
 <b>Balance as at 31 January 2022</b>	<b>242,347,041</b>	<b>264,421,847</b>	<b>506,768,888</b>



**Mount Isa City Council**  
**Statement of Cash Flows**  
**For the period ended 31 January 2022**

	Note	YTD 2022 \$	Budget 2022 \$	Council 2021 \$	2020 \$
<b>Cash flows from operating activities</b>					
Receipts from customers		26,727,246	53,786,200	51,934,667	49,927,059
Payments to suppliers and employees		(31,143,077)	(51,313,148)	(43,647,969)	(48,154,622)
		(4,415,830)	2,473,052	8,286,698	1,772,437
Interest received		522,686	964,750	963,607	1,027,323
Operating Grants and Contributions		4,329,349	7,897,000	10,544,649	10,370,928
Rental & Other Income		471,438	5,081,000	35,293	45,543
Borrowing costs		(810,639)	(1,595,800)	(1,657,765)	(1,341,904)
<b>Net cash inflow (outflow) from operating activities</b>	18	<u>97,004</u>	<u>14,820,002</u>	<u>18,172,481</u>	<u>11,874,327</u>
<b>Cash flows from investing activities</b>					
Payments for property, plant and equipment		(12,221,701)	(38,499,500)	(12,876,471)	(17,321,614)
Payments for intangible assets		-	-	-	(78,830)
Capital Grants, Subsidies, Contributions and Donations		4,794,111	11,175,066	7,376,774	7,777,570
Proceeds from sale of property plant and equipment		-	250,000	16,136	549,000
<b>Net cash inflow (outflow) from investing activities</b>		<u>(7,427,589)</u>	<u>(27,074,433)</u>	<u>(5,483,560)</u>	<u>(9,073,874)</u>
<b>Cash flows from financing activities</b>					
Repayment of borrowings		(704,338)	(1,643,012)	(1,551,636)	(1,461,909)
<b>Net cash inflow (outflow) from financing activities</b>		<u>(704,338)</u>	<u>(1,643,012)</u>	<u>(1,551,636)</u>	<u>(1,461,909)</u>
<b>Net increase (decrease) in cash and cash equivalent held</b>		<u>(8,034,923)</u>	<u>(13,897,444)</u>	<u>11,137,285</u>	<u>1,338,543</u>
<b>Cash and cash equivalents at the beginning of the financial year</b>		62,933,897	64,980,364	51,796,613	50,458,070
<b>Cash and cash equivalents at end of the reporting period</b>	10	<u>54,898,972</u>	<u>51,082,920</u>	<u>62,933,897</u>	<u>51,796,613</u>

"The above statement should be read in conjunction with the accompanying notes and accounting policies".



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 January 2022**

**2. Analysis of Results by Function**

**2(a) Components of council functions**

The activities relating to the council's components reported on in Note 2(b) are as follows :

**Business Services and finance**

This function includes budget support, financial accounting, taxation advice, asset management, marketing and communication and information technology services. The goal of this function is to provide accurate, timely and appropriate information to support sound decision making and meet statutory requirements.

**Construction and maintenance**

Construction and maintenance is responsible for constructing new and maintaining existing infrastructure across a diverse range of assets that underpin the wellbeing of the Mount Isa community. These assets include roads, drains, stormwater, cemeteries, parks and open spaces.

**Community services**

The goal of community services is to ensure Mount Isa City Council is a healthy, vibrant, contemporary and connected community. Community services provides well managed and maintained community facilities, and ensures the effective delivery of cultural, health, welfare, environmental and recreational services.

This function includes:

- libraries
- entertainment venues
- public health services including vaccination clinics
- environmental licences and approvals, mosquito and other pest management programs
- animal management

**Planning and development**

This function facilitates the City's growth and prosperity through well planned and quality development. The objective of planning and development is to ensure the Mount Isa City Council is well designed, efficient and facilitates growth yet also preserves the character and natural environment of the city. This function includes activities and services related to city, neighbourhood and regional planning, and management of development approval processes.

**Transport infrastructure**

The objective of the transport infrastructure program is to ensure the community is serviced by a high quality and effective road network. The function provides and maintains transport infrastructure, including the maintenance and provision of the drainage network.

**Waste management**

The goal of this function is to protect and support our community and natural environment by sustainably managing refuse. The function provides refuse collection and disposal services.

**Water and Sewerage infrastructure**

The goal of this program is to support a healthy, safe community through sustainable water and sewerage services. This function includes all activities relating to water.



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 January 2022**

**2 Analysis of results by function**

**(b) Income and expenses defined between recurring and capital are attributed to the following functions:**

**For the period ended 31 January 2022**

Functions	Gross program income				Elimination of inter-function transactions	Total income	Gross program expenses		Elimination of inter-function transactions	Total expenses	Net result from recurrent operations	Net Result	Assets
	Recurrent		Capital				Recurrent	Capital					
	Grants	Other	Grants	Other									
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	
Business services and finance	1,690,022	10,483,676	2,500	-	-	12,176,198	(5,187,105)	(10,901)	-	(5,198,006)	6,986,593	6,978,192	170,824,786
Construction and maintenance	-	813,522	-	-	-	813,522	(2,439,585)	-	-	(2,439,585)	(1,626,064)	(1,626,064)	10,492,810
Community services	2,236,704	297,400	4,791,610.90	-	-	7,325,715	(5,963,537)	-	-	(5,963,537)	(3,429,433)	1,362,178	-
Planning & development	1,150	410,891	-	-	-	412,041	(760,829)	-	-	(760,829)	(348,788)	(348,788)	-
Transport infrastructure	401,474	-	-	-	-	401,474	(6,856,641)	-	-	(6,856,641)	(6,455,167)	(6,455,167)	260,021,473
Waste management	-	7,815,357	-	-	-	7,815,357	(5,741,250)	-	-	(5,741,250)	2,074,107	2,074,107	59,176,270
Water infrastructure	-	9,942,817	-	-	-	9,942,817	(9,589,465)	-	-	(9,589,465)	353,352	353,352	46,552,253
Total consolidated	4,329,349	29,763,661	4,794,111	-	-	38,887,122	(36,538,411)	(10,901)	-	(36,549,313)	(2,445,401)	2,337,809	547,067,592

**Year ended 30 June 2021**

Functions	Gross program income				Elimination of inter-function transactions	Total income	Gross program expenses		Elimination of inter-function transactions	Total expenses	Net result from recurrent operations	Net Result	Assets
	Recurrent		Capital				Recurrent	Capital					
	Grants	Other	Grants	Other									
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	
Business services and finance	5,861,695	21,527,707	686,774	6,160	(561,883)	27,520,453	(8,867,778)	(344,273)	2,001,883	(7,210,168)	19,961,624	20,310,285	166,955,064
Construction and maintenance	-	943,581	-	-	-	943,581	(3,573,020)	-	-	(3,573,020)	(2,629,438)	(2,629,438)	10,694,669
Community services	3,286,468	475,195	-	-	-	3,761,663	(11,344,076)	-	-	(11,344,076)	(7,582,414)	(7,582,414)	-
Planning & development	-	448,935	-	-	-	448,935	(1,263,371)	-	-	(1,263,371)	(814,436)	(814,436)	-
Transport infrastructure	1,396,486	-	6,690,000	-	-	8,086,486	(13,823,793)	-	-	(13,823,793)	(12,427,307)	(5,737,307)	263,441,951
Waste management	-	13,067,226	-	4,345,970	-	17,413,196	(11,483,034)	-	-	(11,483,034)	1,584,192	5,930,162	60,215,839
Water infrastructure	-	17,083,706	-	-	-	17,083,706	(16,238,078)	-	-	(16,238,078)	845,629	845,629	47,776,068
Total Council	10,544,649	53,546,351	7,376,774	4,352,130	(561,883)	75,258,020	(66,593,150)	(344,273)	2,001,883	(64,935,540)	(1,062,150)	10,322,481	549,083,591
Controlled entity net of eliminations	1,440,000	1,379,650	-	-	(1,440,000)	1,379,650	(2,862,994)	-	-	(2,862,994)	(1,483,343)	(1,483,343)	761,672
Total consolidated	11,984,649	54,926,001	7,376,774	4,352,130	(2,001,883)	76,637,671	(69,456,144)	(344,273)	2,001,883	(67,798,533)	(2,545,493)	8,839,138	549,845,262



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 January 2022**

**13 Property, Plant and Equipment**

**Council**

Basis of measurement

Fair value category

**Asset values**

Opening gross value as at 1 July 2021

Additions

Transfers between classes

**Closing gross value as at 31 January 2022**

**Accumulated depreciation and impairment**

Opening balance as at 1 July 2021

Depreciation expense

Transfers between classes

**Accumulated depreciation as at 31 January 2022**

**Total Written Down Value as at 31 January 2022**

Range of estimated useful life in years

Other Additions

Renewals

Land and improvements	Buildings and Other Structures	Other plant and equipment	Road, drainage and bridge network	Water	Sewerage	Work in progress	Total	Intangible Asset Software
Fair Value	Fair Value	At Cost	Fair Value	Fair Value	Fair Value	Cost		Cost
Level 2	Levels 2 & 3		Level 3	Level 3	Level 3			
\$	\$	\$	\$	\$	\$	\$	\$	\$
6,646,008	130,681,581	20,591,984	405,499,002	143,880,654	117,651,132	7,050,170	832,000,529	403,776
-						12,221,701	12,221,701	
	521,391	(536,599)	(2,830,713)	22,399	27,457		(2,796,064)	
6,646,008	131,202,972	20,055,385	402,668,289	143,903,053	117,678,588	19,271,870	841,426,166	403,776

-	53,358,815	10,373,120	142,301,578	96,104,586	57,435,292	-	359,573,390	129,633
-	1,764,567	890,326	3,254,471	1,246,214	1,039,569		8,195,147	41,739
	(116,741)	5,305	(2,712,101)		27,457		(2,796,080)	
-	55,006,641	11,268,751	142,843,948	97,350,800	58,502,318	-	364,972,457	171,372
	(55,006,641)	(11,268,751)	(142,843,948)	(97,350,800)	(58,502,318)			

6,646,008	76,196,332	8,786,634	259,824,342	46,552,253	59,176,270	19,271,870	476,453,709	232,404
Not depreciated	9 - 100	4 - 35	7 - 1000	15 - 100	20 - 300	Not depreciated	-	
	3,769,354	154,592	2,278,205	431,789	29,307		6,663,247	
	963,460	1,493,684	1,253,574	885,770	961,966		5,558,454	



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 January 2022**

**3 Revenue**

**(a) Rates, levies and charges**

Rates and annual charges are recognised as revenue at the beginning of the rating period to which they relate. Prepaid rates are recognised as a financial liability until the beginning of the rating period.

	Council		Council	
	2022	Budget 2022	2021	2020
	\$	\$	\$	\$
General rates	9,683,117	16,400,000	15,216,360	15,230,245
Separate rates	291,212	425,000	426,806	425,619
Water	6,050,507	10,400,000	9,850,187	9,961,141
Water consumption, rental and sundries	3,711,107	6,150,000	6,960,299	6,831,826
Sewerage	4,314,580	7,483,000	7,195,278	7,206,855
Waste Management	2,263,704	3,830,000	3,807,353	4,041,732
Total rates and utility charge revenue	26,314,226	44,687,999	43,456,283	43,697,418
Less: Discounts	-	-	1,797	-
Less: Pensioner remissions	(53,033)	(122,000)	(115,031)	(114,922)
	<u>26,261,193</u>	<u>44,565,999</u>	<u>43,343,049</u>	<u>43,582,496</u>

**(b) Fees and charges**

Animal Control	249,789	205,000	203,926	203,049
Buchanan Park fees	-	-	-	21,373
Building and Development	410,891	550,000	448,935	382,635
Cemetery fees	55,599	145,000	113,222	126,659
Finance	44,279	110,000	80,574	64,094
Infringements	52,441	45,000	48,678	-
Licences and registrations	-	-	-	-
Other fees and charges	362,416	623,200	516,891	419,537
Refuse tip and recycling	623,766	990,000	1,184,484	1,317,793
	<u>1,799,181</u>	<u>2,668,200</u>	<u>2,596,710</u>	<u>2,535,139</u>

**(c) Sales revenue**

Sale of goods revenue is recognised at the point in time that the customer obtains control of the goods, generally at delivery. Revenue from services is recognised when the service is rendered.

**Rendering of services**

Contract and recoverable works	40,545	2,550,000	153,660	130,956
Concrete sales	668,618	-	587,618	933,858
	<u>709,163</u>	<u>2,550,000</u>	<u>741,278</u>	<u>1,064,814</u>

**Sale of goods**

Other	-	-	-	104,465
	<u>-</u>	<u>-</u>	<u>-</u>	<u>104,465</u>

**Total Sales Revenue**

	<u>709,163</u>	<u>2,550,000</u>	<u>741,278</u>	<u>1,169,279</u>
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**(d) Grants, subsidies, contributions and donations**

**Grant income under AASB 15**

	Council		Council	
	2022	Budget 2022	2021	2020
	\$	\$	\$	\$
<b>(i) Operating</b>				
General purpose grants	1,807,485	7,399,000	7,076,121	6,599,816
State government subsidies and grants	2,521,865	498,000	3,468,528	4,231,566
	<u>4,329,349</u>	<u>7,897,000</u>	<u>10,544,649</u>	<u>10,831,382</u>

**(ii) Capital**

Capital Revenue includes grants and subsidies received which are tied to specific projects for the replacement or upgrade of existing non-current assets and/or investment in new assets. It also includes non-cash contributions which are usually infrastructure assets received from developers.

State Government subsidies and grants	4,794,111	9,705,066	5,858,965	5,020,202
Commonwealth Government subsidies and grants	-	1,470,000	1,517,810	981,133
Contributions	-	-	-	67,752
	<u>4,794,111</u>	<u>11,175,066</u>	<u>7,376,774</u>	<u>6,069,087</u>



## Mount Isa City Council

## Notes to the financial statements

For the period ended 31 January 2022

## 4 Interest and other income

## (a) Interest received

Interest received from bank and term deposits is accrued over the term of the investment.

Interest received from financial institutions	198,179	-	415,259	730,584
Interest from overdue rates and utility charges	324,507	964,750	548,348	296,739
	<u>522,686</u>	<u>964,750</u>	<u>963,607</u>	<u>1,027,323</u>

## (b) Other income

Dividends are recognised when they are declared.

Dividend (Mount Isa Water Board)	-	5,081,000	5,081,702	1,477,623
Other income	453,438	4,002,000	784,713	636,235
	<u>453,438</u>	<u>9,083,000</u>	<u>5,866,415</u>	<u>2,113,858</u>

## 5 Other Capital income

## Gain / loss on disposal of non-current assets

	Council 2022 \$	Council Budget 2022 \$	Council 2021 \$	Council 2020 \$
	-	-	6,160	(23,119)
	-	-	-	75,000

## Provision for restoration of land

Adjustment due to change discount rate		-	3,988,432	-
Adjustment due to change in inflation rate	-	-	185,545	-
Adjustment due to change in cost estimate	-	-	171,993	246,163
	<u>-</u>	<u>-</u>	<u>4,345,970</u>	<u>246,163</u>

## Total Other Capital Income

	-	-	4,352,130	298,044
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## 6 Employee benefits

Employee benefit expenses are recorded when the service has been provided by the employee.

Staff wages and salaries	8,414,712	14,492,495	13,313,098	11,835,829
Councillors' remuneration	285,520	511,967	512,346	509,993
Annual, Sick and Long Service Leave Entitlements	1,512,686	1,910,000	2,335,768	2,288,192
Workers compensation Insurance	250,172	240,000	243,204	195,401
Fringe Benefits Tax (FBT)	42,463	60,000	46,412	24,982
Superannuation	933,065	1,700,000	1,648,784	1,539,400
	<u>11,438,618</u>	<u>18,914,462</u>	<u>18,099,612</u>	<u>16,393,798</u>
Other employee related expenses	-	-	75,848	325,356
	<u>11,438,618</u>	<u>18,914,462</u>	<u>18,175,460</u>	<u>16,719,153</u>
Less: Capitalised employee expenses	-	-	(898,208)	(558,311)
	<u>11,438,618</u>	<u>18,914,462</u>	<u>17,277,252</u>	<u>16,160,842</u>

Councillor remuneration represents salary and other allowances paid in respect of carrying out their duties.

## 7 Materials and services

	\$	\$	\$	\$
Advertising, marketing and promotion	-	-	29,810	92,896
Audit Fees *	18,753	200,000	91,300	75,000
Bulk Water Purchases	7,317,483	11,600,000	11,783,652	11,358,799
Communications and IT	556,478	1,040,000	1,015,796	1,019,415
Council Enterprises Support	66,301	1,550,000	1,527,737	2,021,471
Governance and Promotions	718,990	1,978,500	2,014,688	2,136,445
Land Use Planning and Regulation	24,045	222,500	103,781	284,497
Parks and Gardens	704,979	1,254,500	1,610,032	2,411,949
Recruitment and Training	-	-	949,876	581,864
Road Maintenance	1,046,395	1,559,416	1,574,608	1,430,631
Flood Works	1,098,194	1,600,000	1,956,772	2,458,296
Utilities	-	-	647,354	1,237,469
Vehicle and plant operating costs	970,887	1,270,000	2,016,800	2,227,449
Waste Levy Payments (Total)	1,137,268	2,200,000	2,268,180	1,295,455
Waste Levy Refund **	(666,978)	-	(866,345)	(946,205)
Waste Management	548,208	847,014	914,312	211,133
Water and Sewerage Maintenance	810,565	1,512,000	1,916,263	2,160,777
Other materials and services	1,703,423	3,311,087	424,792	616,124
	<u>16,054,989</u>	<u>30,145,017</u>	<u>29,979,407</u>	<u>30,673,465</u>



Mount Isa City Council  
Notes to the financial statements  
For the period ended 31 January 2022

		Council		Council	
		2022	Budget 2022	2021	2020
		\$	\$	\$	\$
<b>8 Finance costs</b>					
Finance costs charged by the Queensland Treasury Corporation		697,568	1,160,800	1,252,177	1,292,834
Bank charges		113,071	285,000	169,639	173,145
Impairment of receivables		-	150,000	1,340	49,069
Unwinding of discount on provisions	17	-	-	234,610	237,715
		<u>810,639</u>	<u>1,595,800</u>	<u>1,657,765</u>	<u>1,752,763</u>
<b>9 Capital expenses</b>					
<b>Disposal of non current asset</b>					
Property, plant and equipment		(10,901)	-	344,273	-
<b>Revaluation decrement</b>					
Revaluation decrement on property, plant and equipment	17	-	328,910	-	328,910
		<u>-</u>	<u>328,910</u>	<u>-</u>	<u>328,910</u>
<b>Landfill rehabilitation</b>					
Adjustment due to discount rate change	17	-	-	-	1,134,924
Adjustment due to change in inflation rate	17	-	-	-	218,896
		<u>-</u>	<u>-</u>	<u>-</u>	<u>1,353,820</u>
Total Capital expenses		<u>(10,901)</u>	<u>328,910</u>	<u>344,273</u>	<u>1,682,730</u>
<b>10 Cash and cash equivalents</b>					
Cash at bank and on hand		1,098,153	-	489,094	485,718
Deposits at call		53,800,819	51,082,920	62,444,803	51,310,895
Balance per Statement of Financial		<u>54,898,972</u>	<u>51,082,920</u>	<u>62,933,897</u>	<u>51,796,613</u>
<b>11 Receivables</b>					
Receivables, loans and advances are amounts owed to Council at year end and are recognised at the amount due at the time of sale or service delivery or advance. Settlement of receivables is required within 30 days after the invoice is issued.					
<b>Current Trade and Other Receivables</b>					
Rates and charges		15,722,863	8,000,000	7,143,071	7,657,222
Statutory Charges (Water charges not yet levied)		-	-	2,807,042	2,570,471
GST Recoverable		164,691	-	151,386	129,169
Prepayments		-	-	196,597	-
Other debtors		(2,400,909)	2,652,945	738,789	1,488,991
		<u>13,486,645</u>	<u>10,652,945</u>	<u>11,036,885</u>	<u>11,845,853</u>
Less: Expected credit losses					
Other debtors		-	-	-	(68,714)
Rates and general debtors		(130,739)	-	(130,739)	(130,731)
<b>Total Current Trade and Other Receivables</b>		<u>13,355,906</u>	<u>10,652,945</u>	<u>10,906,146</u>	<u>11,646,408</u>
<b>12 Inventories</b>					
Stores and raw materials held for resale are valued at the lower of cost and net realisable value and include, where applicable, direct material, direct labour and an appropriate portion of variable and fixed overheads.					
<b>Inventories held for distribution</b>					
Land held for sale		-	1,973,434	-	-
Quarry and road materials		145,389	149,182	205,095	264,416
Plant and equipment stores		51,742	-	39,432	42,853
<b>Total inventories</b>		<u>197,132</u>	<u>2,122,616</u>	<u>244,527</u>	<u>307,269</u>
<b>Interests in other entities</b>					
		2022	Council Budget 2022	Council 2021	2020
				\$	\$
<b>Subsidiaries</b>	Note				
Mount Isa City Council Owned Enterprises Pty Ltd (MICCOE)	15a	1	1	1	1
		<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>



**Mount Isa City Council**  
**Notes to the financial statements**  
**For the period ended 31 January 2022**

**14 Contract balances**

Contract assets represents the excess of costs incurred in relation to a contract with the customer or construction of an asset over the amounts that council has invoiced the customer or the grantor. Where Council has invoiced the customer or the grantor amounts in excess of what it has incurred in relation to a contract or in constructing an asset, this gives rise to a contract liability.

(a) Contract assets

Council		Council	
2022	2022 Budget	2021	2020
\$	\$	\$	\$
1,926,749	-	2,284,103	862,667

(b) Contract liabilities

Funds received upfront to construct Council controlled assets

2,675,741	-	3,840,762	2,851,710
2,675,741	-	3,840,762	2,851,710

**15 Payables**

Creditors are recognised when goods or services are received, at the amount owed. Amounts owing are unsecured and are generally settled on 30 day terms.

**Current**

Creditors	4,787,876	5,200,000	6,666,186	4,310,589
Prepaid rates	-	-	835,508	-
Accrued expenses	91,300	-	91,300	-
Other creditors	78,979	-	115,492	243,165
	4,958,155	5,200,000	7,708,486	4,553,754

**16 Borrowings**

**Current**

Loans - QTC	1,295,823	1,744,214	1,640,007	1,544,599
	1,295,823	1,744,214	1,640,007	1,544,599

**Non-current**

Loans - QTC	18,607,329	17,171,456	18,967,484	20,614,527
	18,607,329	17,171,456	18,967,484	20,614,527
Opening balance at beginning of financial year	20,607,490	20,614,527	22,159,126	23,621,035
Principal repayment	(704,338)	(1,698,856)	(1,551,636)	(1,461,909)
Book value at end of financial year	19,903,152	18,915,671	20,607,490	22,159,126

**17 Provisions**

	Council		Council	
	2022	2022 Budget	2021	2020
	\$	\$	\$	\$
<b>Current</b>				
Annual leave	1,541,150	1,600,000	1,270,284	1,685,153
Long service leave	690,083	850,000	782,164	1,178,895
<b>Total Current Provisions</b>	2,231,233	2,450,000	2,052,448	2,864,048
<b>Non-Current</b>				
Long service leave	400,463	415,547	313,365	265,777
Landfill rehabilitation	10,127,240	13,667,611	10,127,240	14,238,600
<b>Total Non-Current Provisions</b>	10,527,703	14,083,158	10,440,605	14,504,377
<b>Landfill rehabilitation</b>				
Balance at beginning of financial year	10,127,240	13,667,611	14,238,600	12,893,228
Increase due to unwinding of discount	8	-	234,610	237,715
Adjustment due to change in cost estimate	5,9	-	(357,538)	(27,267)
Increase/(decrease) due to change in discount rate	5,9	-	(3,988,432)	1,134,924
<b>Balance at end of financial year</b>	10,127,240	13,667,611	10,127,240	14,238,600

This is the present value of the estimated cost of restoring the Mount isa landfill site to a useable state at the end of its useful life which is expected to be 2062.



Mount Isa City Council  
Notes to the financial statements  
For the period ended 31 January 2022

18 Reconciliation of net result for the year to net cash inflow (outflow) from operating activities

Net result	2,335,088	-	8,882,481	285,272
Non-cash items:				
Write off of Prior years WIP to Profit and Loss	-	-	5,647	(24,627)
Depreciation and amortisation	8,236,886	-	17,678,726	17,117,080
Impairment of receivables	-	-	1,340	49,069
Unwinding discount on provisions	-	-	234,610	237,715
Impairment/write off	10,901	-	338,113	-
Provision for restoration of landfill	-	-	(4,352,130)	(246,163)
Net (profit)/loss on disposal of non-current assets	-	-	6,160	51,881
Loss / (gain) on revaluation of assets	-	-	-	328,910
Capital grants and contributions	(4,794,111)	-	(7,376,774)	(6,069,087)
	<u>3,453,676</u>	<u>-</u>	<u>6,535,691</u>	<u>11,444,777</u>
Changes in operating assets and liabilities:				
(Increase)/ decrease in receivables	(2,449,760)	-	740,262	415,217
(Increase)/ decrease in other assets	-	-	(7,032)	-
(Increase)/ decrease in contract assets	357,354	(1,926,749)	(1,421,436)	417,756
(Increase)/decrease in inventory	47,395	-	62,742	48,234
Increase/(decrease) in payables	(2,750,331)	-	3,154,732	(1,761,404)
Increase/(decrease) in contract liabilities	(1,165,021)	-	989,052	941,342
Increase/(decrease) in employee leave entitlements	265,883	-	(764,012)	83,133
	<u>(5,694,481)</u>	<u>(1,926,749)</u>	<u>2,754,309</u>	<u>144,278</u>
Net cash inflow from operating activities	<u>94,284</u>	<u>(1,926,749)</u>	<u>18,172,481</u>	<u>11,874,327</u>

19 Reconciliation of liabilities arising from financing activities  
2022

	As at 30 June 2021 \$	Cash flows \$	As at 30 June 2021 \$
Borrowings	<u>20,607,490</u>	<u>(704,338)</u>	<u>19,903,152</u>
2021	As at 30 June 2020 \$	Cash flows \$	As at 30 June 2021 \$
Borrowings	<u>22,159,126</u>	<u>(1,551,636)</u>	<u>20,607,490</u>
2020	As at 30 June 2019 \$	Cash flows \$	As at 30 June 2020 \$
Borrowings	<u>23,621,035</u>	<u>(1,461,909)</u>	<u>22,159,126</u>



Mount Isa City Council  
 Unaudited Long-Term Financial Sustainability Statement  
 For the period ended 31 January 2022

Measures of Financial Sustainability	Measure	Target	Actuals at 30 June 2021	2022 YTD Actual	30 June 2022	30 June 2023	30 June 2024	Projected for the years ended						
								30 June 2025	30 June 2026	30 June 2027	30 June 2028	30 June 2029	30 June 2030	30 June 2031

Council

Operating surplus ratio	Net operating result divided by total operating revenue	Between 0% and 10%	-3.90%	-7.18%	1.25%	2.27%	1.40%	1.81%	2.25%	2.70%	2.52%	2.97%	3.38%	3.72%
Asset sustainability ratio	Capital expenditure on the replacement of assets (renewals) divided by depreciation expense	greater than 90%	42%	68%	210%	137%	126%	85%	66%	76%	73%	73%	73%	73%
Net financial liabilities ratio	Total liabilities less current assets divided by total operating revenue	not greater than 60%	-49.6%	-88.2%	-34%	-35%	-36%	-49%	-67%	-82%	-97%	-112%	-127%	-142%



**11.3 BUDGET YEAR ENDING 30 JUNE 2022 DECEMBER QUARTER REVIEW****Document Number:** 758464**Author:** Director Corporate and Community**Authoriser:** Director Corporate and Community**Directorate:** Corporate and Community**Portfolio:** Finance, Customer Services, Economic Development, Promotion & Community Development, Arts**EXECUTIVE SUMMARY**

The Budget Year Ending 30 June 2022 December Quarter Review is presented to the Council for information and consideration.

**RECOMMENDATION**

**THAT** Council receives and accepts the Budget Year Ending 30 June 2022 December Quarter Review as presented.

**OVERVIEW**

The December quarter review of the MICC budget for the year ending 30 June 2022 has been completed. The key points are outlined below:

**Operating Revenue**

	<b>Budget 2022</b>	<b>Q2 Budget</b>	<b>Movement</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>
<b>Recurrent revenue</b>			
Rates, levies and charges	44,566,000	45,015,000	449,000
Fees and charges	2,668,200	2,708,200	40,000
Sales revenue	2,550,000	2,000,000	(550,000)
Grants, subsidies, contributions and donations	7,897,000	10,297,000	2,400,000
<b>Total recurrent revenue</b>	<b>57,681,200</b>	<b>60,020,200</b>	<b>2,339,000</b>
Interest received	964,750	784,750	(180,000)
Other income	9,083,000	4,347,000	(4,736,000)
<b>Total Operating Revenue</b>	<b>67,728,950</b>	<b>65,151,950</b>	<b>(2,577,000)</b>



Operating Revenue has reduced by \$2.5m due to:

- The correction of mapping of Waste Levy Refund from revenue to offset of expenditure \$860k
- The reduction of water dividend from Mount Isa Water Board by \$1.288m to \$3.79m
- The correction of mapping of Rates Discounts from Expenses to offset Rates revenue \$125k
- The decrease of Interest Income by \$180k
- The reduction of Splashez revenue by \$50k
- The reduction of Cemetery fees by \$50k

### Operating Expenses

	Budget 2022	Q2 Budget	Movement
	\$	\$	\$
<b>Expenses</b>			
<b>Recurrent expenses</b>			
Employee benefits	(18,914,462)	(19,369,613)	455,151
Materials and services	(31,659,017)	(30,457,600)	(1,201,417)
Finance costs	(1,595,800)	(1,485,800)	(110,000)
Depreciation and amortisation			-
Property, plant and equipment	(14,647,661)	(14,592,443)	(55,218)
Intangible assets		(55,218)	55,218
<b>Total Operating Expenses</b>	<b>(66,816,940)</b>	<b>(65,960,674)</b>	<b>(856,266)</b>

There is an overall reduction of Total Operating Expenditure by \$856k.

Employee costs have increased by \$500k to correct an over-recovery previously included in the original budget. Overall reduction of employee costs of \$45k for positions that will not be filled in FY21/22.

Movement changes in other Operating Expenditure.

Operational Expenditure Area	A	B	B-A	Comments
	Q1 Forecast	Q2 Forecast	Inc/ (Dec)	
Corporate Governance	1,932,866	1,869,833	(63,033)	Personnel on cost adjustments
Administration Expenses	7,929,790	9,038,572	1,108,782	Major reduction is material and services (M&s) as per trend offset by transfer of software cost of \$1.8M from capital to operational expenses



Operational Expenditure Area	A	B	B-A	Comments
	Q1 Forecast	Q2 Forecast	Inc/ (Dec)	
Community Services Costs	8,487,836	8,175,494	(312,342)	Adjustment as reduction in Material and services as per actuals in parks and garden maintenance
Infrastructure Services	5,276,137	5,006,215	(269,922)	Material and services cost reduction as per actual trend
Water	13,725,963	13,463,707	(262,256)	Material and services cost reduction as per actual trend
Sewerage	1,394,914	1,480,472	85,558	Slight increase due to M&S
Recoverable Works Costs	1,700,000	1,600,000	(100,000)	Increase in sewage treatment employee and material services cost partially offset by reduction in reticulation cost centres
Environmental Costs	7,786,104	6,824,604	(961,500)	Local laws and health & inspection M&S reduced which partially offset by increase in M&S cost of natural resource management
Other Expenses	846,900	698,716	(148,184)	Decrease due to M&S cost adjustments

52,235,910    51,313,013    -    922,897

This is reduction in Q2 from Q1 budget of \$52.16M to \$51.3M (excluding depreciation) an overall decrease of \$922,897 while with reference to original budget, the decrease is \$856,266 as outlined in above table. There are number of factors contribute toward the net change in operating expenses of \$922,897 and below are the details.

**Depreciation**                      This item is the largest change valued \$2m. It reflects the anticipated movement once the annual financial statements are finalised. MICC has had a comprehensive valuation done on its fixed assets. The largest single category is rural roads for which we need to evaluate the rates and costs – the details these roads are outlined below.

Annual Depreciation		
Road Name	Depreciation rate	Total
Camooweal - Urandangie Road	36%	\$96,124
	29%	\$138,093
	24%	\$274,472
	20%	\$413,829
	18%	\$197,663



Annual Depreciation		
Road Name	Depreciation rate	Total
	10%	\$848
<b>Camooweal - Urandangie Road Total</b>		<b>\$1,121,029</b>
Duchess Road	14%	\$92,907
	13%	\$117,515
	12%	\$5,346
<b>Duchess Road Total</b>		<b>\$215,768</b>
Gunpowder Road	36%	\$4,513
	14%	\$136,328
	12%	\$312,355
	10%	\$10,608
<b>Gunpowder Road Total</b>		<b>\$463,805</b>
Highland Plains Road	34%	\$51,447
<b>Highland Plains Road Total</b>		<b>\$51,447</b>
Lake Julius Road	50%	\$156,644
	24%	\$89,187
	14%	\$19,793
	13%	\$2,255
	12%	\$71,955
	10%	\$22,055
<b>Lake Julius Road Total</b>		<b>\$361,888</b>
Old May Downs Road	14%	\$55,977
	12%	\$330,116
	10%	\$127,694
<b>Old May Downs Road Total</b>		<b>\$513,787</b>
Riversleigh Road	14%	\$29,180
	13%	\$30,763
	11%	\$80,075
	10%	\$99,980
<b>Riversleigh Road Total</b>		<b>\$239,998</b>
Yelvertoft - Thornton Road	14%	\$88,283
	12%	\$108,000
	10%	\$12,561
<b>Yelvertoft - Thornton Road Total</b>		<b>\$208,844</b>
<b>Grand Total</b>		<b>\$3,176,565</b>



Capital Revenue	There is no change in the Capital Revenue.
Capital Expenditure	There is a reduction of Capital Expenditure from \$44 million in Q1 to \$33.5 million in Q2 as attached.
Cash on Hand	The Cash on Hand at 30 June 2021 was much higher than original anticipated (\$64.98 million) and the point was made that a substantial amount (\$10 million approx.) of capital expenditure had been deferred from June 2021 to June 2022. The estimate for the June 2022 figure reflects this adjustment with the capex timing reversing itself along with anticipated reduced dividend, interest and operating revenues as mentioned earlier and giving cash on hand at June 2022 of \$51 million.
Dividend Income	The Mount Isa Water Board dividend was originally budgeted at just over \$5 million, it has been revised and reduced to \$3.79M.
Interest Received	The estimate has been adjusted down and this is discussed in operating revenue.

### RECOMMENDATION OPTIONS

**THAT** Council receives and accepts the Budget Year Ending 30 June 2022 December Quarter Review as presented.

OR

**THAT** Council does not receive and accept the Budget Year Ending 30 June 2022 December Quarter Review as presented.

### ATTACHMENTS

1. MICC Draft Budget Qtr 2 FY22  



**Mount Isa City Council**  
**Statement of Comprehensive Income**  
**For the period ended 31 January 2022**

	Actual YTD 2022	Original Budget 2022	Q2 Budget
	\$	\$	\$
<b>Income</b>			
<b>Revenue</b>			
<b>Recurrent revenue</b>			
Rates, levies and charges	26,261,193	44,566,000	45,015,000
Fees and charges	1,799,181	2,668,200	2,708,200
Sales revenue	709,163	2,550,000	2,000,000
Grants, subsidies, contributions and donations	4,329,349	7,897,000	10,297,000
<b>Total recurrent revenue</b>	<b>33,098,887</b>	<b>57,681,200</b>	<b>60,020,200</b>
<b>Capital revenue</b>			
Grants, subsidies, contributions and donations	4,794,111	11,175,066	19,527,000
<b>Total capital revenue</b>	<b>4,794,111</b>	<b>11,175,066</b>	<b>19,527,000</b>
 Rental income	18,000	-	-
Interest received	522,686	964,750	784,750
Other income	453,438	9,083,000	4,347,000
Other capital income	-	-	-
 <b>Total income</b>	<b>38,887,122</b>	<b>78,904,016</b>	<b>84,678,950</b>
 <b>Expenses</b>			
<b>Recurrent expenses</b>			
Employee benefits	(11,438,618)	(18,914,462)	(19,369,613)
Materials and services	(16,054,989)	(31,659,017)	(30,457,600)
Finance costs	(810,639)	(1,595,800)	(1,485,800)
Depreciation and amortisation			
Property, plant and equipment	(8,195,147)	(14,647,661)	(14,592,443)
Intangible assets	(41,739)		(55,218)
	<b>(36,541,132)</b>	<b>(66,816,940)</b>	<b>(65,960,674)</b>
<b>Capital expenses</b>	(10,901)	-	-
 <b>Total expenses</b>	<b>(36,552,034)</b>	<b>(66,816,940)</b>	<b>(65,960,674)</b>
 <b>Net result</b>	<b>2,335,088</b>	<b>12,087,076</b>	<b>18,718,276</b>
 <b>Other comprehensive income</b>			
<b>Items that will not be reclassified to net result</b>			
Increase / (decrease) in asset revaluation surplus	-	-	-
<b>Total other comprehensive income for the year</b>	<b>-</b>	<b>-</b>	<b>-</b>
 <b>Total comprehensive income for the year</b>	<b>2,335,088</b>	<b>12,087,076</b>	<b>18,718,276</b>
 <b>Operating</b>			
Net operating result (excluding capital items)	(2,448,122)	912,010	(808,724)
Total operating revenue (excluding capital items)	34,093,011	67,728,950	65,151,950
<b>Operating surplus ratio</b>	<b>-7.2%</b>	<b>1.3%</b>	<b>-1.2%</b>
	<b>0-10%</b>	<b>0-10%</b>	<b>0-10%</b>



**Mount Isa City Council**  
**Statement of Comprehensive Income**  
**For the period ended 31 January 2022**

	YTD 2022 \$	Original Budget 2022 \$	Qtr 2 2022 \$
<b>Operating Revenue</b>			
Rates and Charges			
General Rates	10,149,846	16,400,000	16,600,000
Water Access Charge	6,050,484	10,400,000	10,400,000
Water Consumption Charges	3,244,441	6,150,000	6,330,000
Sewerage Rates	4,314,548	7,483,000	7,400,000
Garbage Rates	2,263,697	3,830,000	3,910,000
Environment Charge	291,210	425,000	500,000
Less: Concessions	(53,033)	(122,000)	(125,000)
<b>Total Rates</b>	<b>26,261,194</b>	<b>44,566,000</b>	<b>45,015,000</b>
Fees and Charges	1,799,181	2,668,200	2,358,200
Contract Works	709,163	2,550,000	2,550,000
Interest	522,686	964,750	784,750
Grants and Subsidies	4,329,348	7,897,000	7,897,000
Other	471,438	9,083,000	6,547,000
<b>Total Operating Revenues</b>	<b>34,093,011</b>	<b>67,728,950</b>	<b>65,151,950</b>
<b>Operating Expenditure</b>			
Corporate Governance	1,022,703	1,869,833	1,869,833
Administration Expenses	4,121,810	7,144,294	9,038,572
Community Services Costs	4,404,056	8,555,836	8,175,494
Infrastructure Services	2,666,407	5,538,534	5,006,215
Water	7,372,656	13,725,963	13,463,707
Sewerage	840,950	1,364,914	1,480,472
Recoverable Works Costs	1,560,828	1,700,000	1,600,000
Environmental Costs	3,840,189	7,829,605	6,824,604
Batch Plant	794,598	1,819,600	1,844,600
Finance Costs	597,784	1,595,800	1,310,800
Other Expenses	482,266	1,024,900	698,716
Depreciation	8,836,885	14,647,661	14,647,661
<b>Total Operating Expenditure</b>	<b>36,541,132</b>	<b>66,816,940</b>	<b>65,960,674</b>
<b>Capital Items</b>			
Sale of Non-Current Assets	(10,901)	-	-
Capital Grants, and Subsidies	4,794,111	11,175,066	19,527,000
<b>Total Capital</b>	<b>4,783,210</b>	<b>11,175,066</b>	<b>19,527,000</b>
<b>NET RESULT</b>	<b>2,335,088</b>	<b>12,087,076</b>	<b>18,718,276</b>



**Mount Isa City Council**  
**Statement of Financial Position**  
**For the period ended 31 January 2022**

	Actual YTD 2022 \$	Original Budget 2022 \$	Qtr 2 2022 \$
<b>Current assets</b>			
Cash and cash equivalents	54,898,972	51,082,920	51,082,920
Receivables	13,355,906	10,652,945	10,652,945
Inventories	197,132	2,122,616	2,122,616
Contract assets	1,926,749	-	-
<b>Total current assets</b>	<b>70,378,759</b>	<b>63,858,481</b>	<b>63,858,481</b>
<b>Non-current assets</b>			
Other financial assets	1	1	1
Property, plant and equipment	476,453,709	429,976,269	453,317,157
Intangible assets	232,404	300,000	300,000
<b>Total non-current assets</b>	<b>476,686,113</b>	<b>430,276,270</b>	<b>453,617,158</b>
<b>Total assets</b>	<b>547,064,871</b>	<b>494,134,751</b>	<b>517,475,639</b>
<b>Current liabilities</b>			
Payables	4,958,155	6,800,000	7,900,000
Contract liabilities	2,675,741	-	3,072,610
Borrowings	1,295,823	1,744,214	1,744,214
Provisions	2,231,233	850,000	1,300,000
<b>Total current liabilities</b>	<b>11,160,952</b>	<b>9,394,214</b>	<b>14,016,824</b>
<b>Non-current liabilities</b>			
Borrowings	18,607,329	17,171,456	17,171,456
Provisions	10,527,703	14,083,158	14,083,158
<b>Total non-current liabilities</b>	<b>29,135,032</b>	<b>31,254,614</b>	<b>31,254,614</b>
<b>Total liabilities</b>	<b>40,295,984</b>	<b>40,648,828</b>	<b>45,271,438</b>
<b>Net community assets</b>	<b>506,768,888</b>	<b>453,485,922</b>	<b>472,204,201</b>
<b>Community equity</b>			
Asset revaluation surplus	242,347,040	219,461,687	219,461,687
Retained surplus	264,421,847	234,024,235	252,742,514
<b>Total community equity</b>	<b>506,768,888</b>	<b>453,485,922</b>	<b>472,204,201</b>



**Mount Isa City Council**  
**Statement of Cash Flows**  
**For the period ended 31 January 2022**

	YTD	Original	Qtr 2
	2022	Budget	2022
	\$	2022	2022
	\$	\$	\$
<b>Cash flows from operating activities</b>			
Receipts from customers	26,727,246	53,786,200	53,686,200
Payments to suppliers and employees	(31,143,077)	(51,313,148)	(51,313,148)
	(4,415,830)	2,473,052	2,373,052
Interest received	522,686	964,750	784,750
Operating Grants and Contributions	4,329,349	7,897,000	7,897,000
Rental & Other Income	471,438	5,081,000	3,793,000
Borrowing costs	(810,639)	(1,595,800)	(1,595,800)
<b>Net cash inflow (outflow) from operating activities</b>	<b>97,004</b>	<b>14,820,002</b>	<b>13,252,002</b>
<b>Cash flows from investing activities</b>			
Payments for property, plant and equipment	(12,221,701)	(38,499,500)	(36,931,500)
Payments for intangible assets	-	-	-
Capital Grants, Subsidies, Contributions and Donations	4,794,111	11,175,066	11,175,066
Proceeds from sale of property plant and equipment	-	250,000	250,000
<b>Net cash inflow (outflow) from investing activities</b>	<b>(7,427,589)</b>	<b>(27,074,433)</b>	<b>(25,506,433)</b>
<b>Cash flows from financing activities</b>			
Repayment of borrowings	(704,338)	(1,643,012)	(1,643,012)
<b>Net cash inflow (outflow) from financing activities</b>	<b>(704,338)</b>	<b>(1,643,012)</b>	<b>(1,643,012)</b>
<b>Net increase (decrease) in cash and cash equivalent held</b>	<b>(8,034,923)</b>	<b>(13,897,444)</b>	<b>(13,897,444)</b>
<b>Cash and cash equivalents at the beginning of the financial year</b>	<b>62,933,897</b>	<b>64,980,364</b>	<b>64,980,364</b>
<b>Cash and cash equivalents at end of the reporting period</b>	<b>54,898,972</b>	<b>51,082,920</b>	<b>51,082,920</b>



**11.4 SPLASHEZ PRIVATE BBQ AREA HIRE FEE**

**Document Number:** 758454

**Author:** Manager Finance and Information Technology

**Authoriser:** Director Corporate and Community

**Directorate:** Corporate and Community

**Portfolio:** Tourism, Events, Sports and Recreation, Library  
Finance, Customer Services, Economic Development, Promotion & Community Development, Arts

**EXECUTIVE SUMMARY**

The new private BBQ area at Splashez Aquatic Centre fee inclusion is presented to the Council for information and consideration.

**RECOMMENDATION**

**THAT** Council accepts the amendment of the Register of Fees and Charges Schedule for FY2021/22 to include the Splashez Private BBQ Area hire fee of \$50 per half day.

**BACKGROUND**

A new private BBQ area has been constructed at the Splashez Aquatic Centre and will soon open for bookings. Splashez wish to recover the cost of maintaining the private BBQ area which gives patrons the option to hold birthday parties and functions privately. After consultation with Coordinator of Splashez, the fee is to be set at \$50 per half day after considering other Council's and leisure facilities fees.

- Albany Creek \$60 hire for 2.5 hours (marquee only) with \$40 non-refundable deposit upon booking.
- Plantation Aquatic Centre \$50 hire for a day (pergola)
- Wet & Wild \$40 for lunch (1 x table reservation)
- Sutherland Shire Pool \$150 for 2 hours (room hire with tables)

**BUDGET AND RESOURCE IMPLICATIONS**

The revenue is budgeted to cover the operating cost of the facility.

**LINK TO CORPORATE PLAN**

Theme:	3.	Services & Infrastructure
Strategy:	3.1	Undertake a review of Council's Services



**CONSULTATION (INTERNAL AND EXTERNAL)**

Consultation has been undertaken with the Splashez Coordinator, Manager Economic and Community Development Services, and Executive Management Team.

**LEGAL CONSIDERATIONS**

Not applicable

**POLICY IMPLICATIONS**

Not applicable

**RISK IMPLICATIONS**

This is not considered to alter the risk profile of Splashez Aquatic Centre.

**HUMAN RIGHTS CONSIDERATIONS**

Due consideration has been given to all human rights as per Human Rights Policy.

**RECOMMENDATION OPTIONS**

**THAT** Council accepts the amendment of the Register of Fees and Charges Schedule for FY2021/22 to include the Splashez Private BBQ Area hire fee of \$50 per half day.

OR

**THAT** Council does not accept the amendment of the Register of Fees and Charges Schedule for FY2021/22 to include the Splashez Private BBQ Area hire fee of \$50 per half day.

**ATTACHMENTS**

Nil



**11.5 SPLASHEZ OVERVIEW REPORT - JANUARY 2022****Document Number:** 758223**Author:** Manager Economic and Community Development**Authoriser:** Director Corporate and Community**Directorate:** Corporate and Community Corporate and Community**Portfolio:** Finance, Customer Services, Economic Development, Promotion & Community Development, Arts**EXECUTIVE SUMMARY**

The January 2022 Splashez Monthly Report presented to Council for information and consideration.

**RECOMMENDATION**

**THAT** Council receives and accepts the January 2022 Splashez Overview Report as presented.

**OPERATIONAL OVERVIEW**

January 2022 was an exciting month at Splashez with the arrival and launch of the Exmouth Dual Racer Inflatable. Fitness Classes and Learn to Swim Classes continued through the month. The community was offered free entry to the facility all day and was a fun day on Australia Day. The wet weather and occasional electrical storm had impacted the operation towards the end of the month having a few pool closures due to conditions for safety.

**FINANCIAL SUMMARY**

	\$ Month of January 2021 Actual	\$ Month of January 2022 Actual	\$ Month of January 2022 Budget	\$ 2021/2022 YTD Actual	\$ 2021/2022 YTD Budget	\$ 2021/2022 Full Year Budget
<b>Revenue</b>						
Admission*	25,194	27,823	28,500	121,207	150,750	239,000
Kiosk*	13,142	30,589	19,500	95,598	104,500	161,000
<b>TOTAL SALES</b>	<b>38,336</b>	<b>58,412</b>	<b>48,000</b>	<b>216,805</b>	<b>255,250</b>	<b>400,000</b>
<b>Expenses</b>						
Kiosk Cost of Sales (COS)**	13,070	9,741	-	50,335	-	-
Wages***	35,572	85,654	43,000	322,884	243,214	438,214
Electricity****	7,801	18,015	12,500	54,158	87,500	150,000
Chlorine/Chemical	5,556	7,565	10,000	58,032	61,500	90,000
Maintenance & Running Cost*****	2,239	13,347	7,250	66,787	65,600	95,000
Rates & Charges	-	-	-	19,677	40,000	80,000
Depreciation	19,209	-	17,766	109,037	124,359	213,186
<b>TOTAL EXPENSES</b>	<b>83,447</b>	<b>134,322</b>	<b>90,516</b>	<b>680,909</b>	<b>622,173</b>	<b>1,066,400</b>
<b>NET DEFICIT</b>	<b>(45,111)</b>	<b>(75,910)</b>	<b>(42,516)</b>	<b>(464,105)</b>	<b>(366,923)</b>	<b>(666,400)</b>
<b>CAFÉ MARGIN</b>	<b>1%</b>	<b>68%</b>	<b>100%</b>	<b>47%</b>	<b>100%</b>	<b>100%</b>

\*Admission & Kiosk Revenue – is increased by \$10k compared to budget due to patrons coming back from Christmas holidays and hot weather condition.

\*\*Kiosk Cost of Sales – will be included in the January 2022 budget review as no amount reflected as budgeted. Actual expenses for January include Bidfood \$5.2k, PFD \$1.8k; Coca Cola \$2.2k and VICI swimming accessories \$1k, Woolworths \$506.

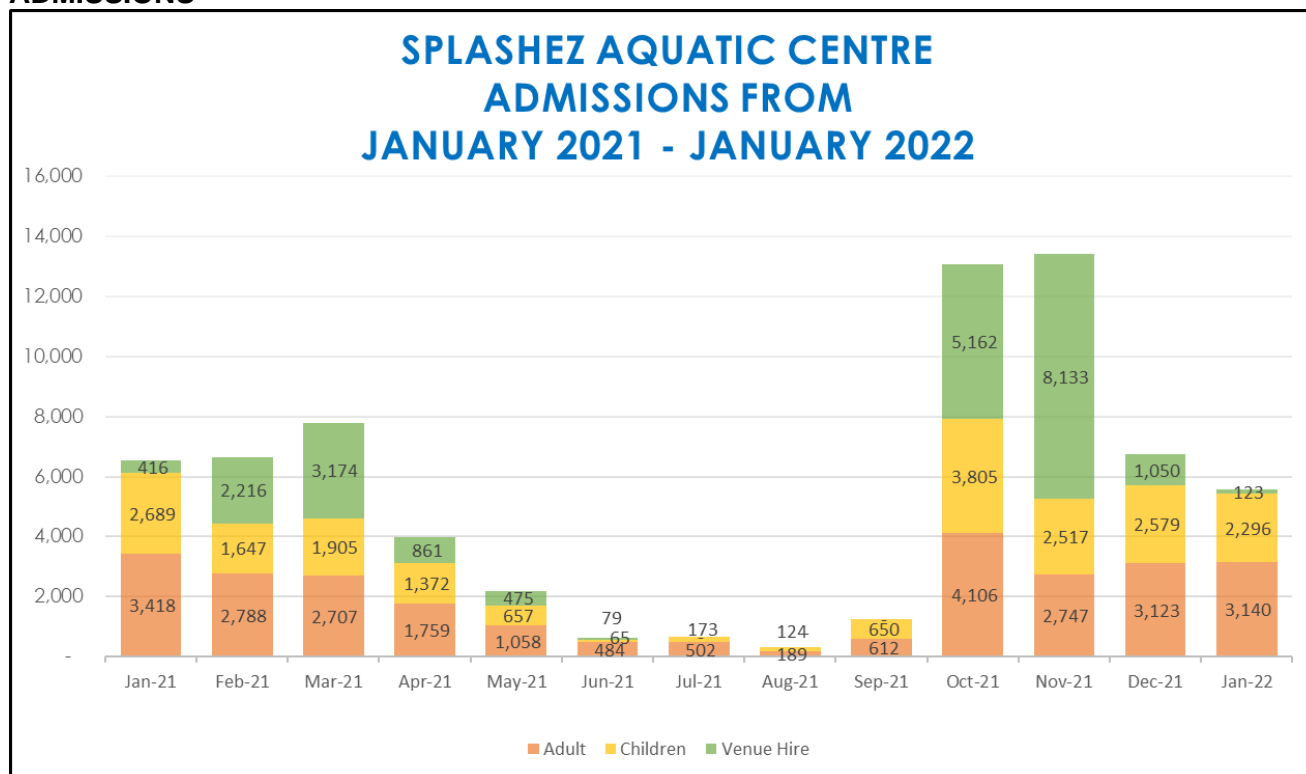
\*\*\*Wages – 3 pay periods (part of 12 days of December included).



\*\*\*\*Electricity – include November 2021 \$10.5k & December 2021 \$7.5k electric bills.

\*\*\*\*\*Maintenance and Running Cost –Grillex for picnic tables and bench seats \$11.5k, JJ Waste & Recycling for November 2021 service \$980; Atom Supply for safety supplies \$466, Reece for water and sewer supplies \$195

## ADMISSIONS



\*Venue Hire include school Learn-to-Swim, school carnivals, aqua aerobics, Isa Heat, Army Reserve Trainings, physiotherapy, and pool hire.

## ACTIVITIES

Swim Fit Classes changed its timetable for January 2022. (Monday 5:45am, Monday 6:00pm, Tuesday 4:30pm, Thursday 6:00pm, Friday 5:45am and Sunday 9:30am). There will be another class added on a Friday afternoon from February to meet clients demand. Move-It NQ funding has been approved to start in February 2022 for one (1) class a week, over 10 weeks for Swim Fit Sessions. This will be the first time that Swim Fit has been included as part of the Move-It NQ program for the community of Mount Isa.

The Aqua Aerobics Program ran right through January 2022, introducing an extra session at 10:00am every Tuesdays. The timetable changed in times to cater for the extra programs when school returns in February 2022. (Monday 8:00am, Tuesday 10:00am, Tuesday 6:30pm, Thursday 5:45am, Friday 8:00am, Saturday 7:45am). Move-It NQ funding has been approved to start in February 2022 for Aqua Aerobics. This will allow two (2) classes a week, over twenty (20) weeks for Aqua Aerobics Sessions, free to Mount Isa community.

Miss Julie's Mobile Swim School offered School Holiday block lessons in January 2022 at Splashez. The classes were popular and anticipated to be very busy once the swim school's term begins in February 2022.

The Mount Isa Heat Swim Team (Swimming Club), started their squad training sessions on 24 January 2022 after the Christmas break. Swimming Club nights will start back on Wednesday evenings from February 2022.

The inflatable/floating obstacle course has arrived, and has proven to be a popular feature for the facility. There has been a lot of positive responses to the addition of the Exmouth Dual Racer at Splashez. Unfortunately due to safety reasons, the inflatable has been used during the end of January 2020 due to the wet weather conditions. An weekly timetable is advertised for when the inflatable will



be in the pool. This advertisement can be seen on Splashez Aquatic Centre Facebook page and Council website.

The Adult Learn to Swim Lessons and 1:1 Stroke Correction sessions have started to build again. A lot of enquiries and classes are now being booked.

The School Swimming and Facility Bookings were all scheduled and booked to start from the end of January 2022. With the extension of school holidays, and then extra Covid-19 rules coming in place for schools, majority of these bookings have been moved. Splashez are keeping these bookings as tentative until closer to the dates in case more changes in dates are required.

### **EVENTS (*Pre-bookings from January 2022 to February 2022*)**

More bookings in place, however not confirmed until closer to booked date due to changing Covid-19 restrictions with school programs.

<b>Dates</b>	<b>Details</b>
1, 3, 4, 6, 7, 8, 10, 11 January 2022	Aqua Aerobics
13, 14, 15, 17, 18, 20 January 2022	Aqua Aerobics
21, 22, 24, 25, 27, 28, 29, 31 January	Aqua Aerobics
24, 27, 30, 31 January	Mount Isa Heat Swim Club Training Lane Hire
8, 10 February	Flexible Learning Centre Aquatic Program
1, 3, 4, 5, 7, 8, 10, 11, 12 February	Aqua Aerobics
11, 15, 18, 25 February	Good Shepherd Yr 12 PE Lessons
2, 9, 16, 23 February	Mount Isa Heat Swim Club Nights
3, 6, 7, 10, 13, 14 February	Mount Isa Heat Swim Club Training Lane Hire
14, 15, 17, 18, 19, 21, 22 February	Aqua Aerobics
15, 17, 22, 24 February	Flexible Learning Centre Aquatic Program
17, 20, 21, 24, 27, 28 February	Mount Isa Heat Swim Club Training Lane Hire
24, 25, 26, 28 February	Aqua Aerobics
26 & 27 February	Mount Isa Heat Coaching Clinic Lane Hire all day

### **MAINTENANCE**

Repairs to the tiles in the 50-metre pool have begun. The underwater tilers visited the facility from the 21 to 24 January 2022. All the tiles to the pool floor have been repaired. There is more work to be done on the expansion joints, and the trim tiles at the end of the pool. The tilers will be returning on the 8 February 2022 to complete works to the facility. A full floor plan of the pool has been drawn and left on site for any future repair works that may be needed also.

A storage shed/facility has been sourced to store the inflatable (and all equipment needed to run it). This will be placed at the deep end of the pool. We are expecting the storage shed to be installed by the end of February 2022.

### **ISSUES/IDENTIFIED RISKS**

Broken and lifting tiles at the end of the 50-metre pool are of safety concern. This is being monitored daily.



**RECOMMENDATION OPTIONS**

**THAT** Council receives and accepts the January 2022 Splashez Overview Report as presented.

Or

**THAT** Council does not receive and accept the January 2022 Splashez Overview Report as presented.

**ATTACHMENTS**

**Nil**



**11.6 LIBRARY OVERVIEW REPORT - DECEMBER 2021 AND JANUARY 2022**

**Document Number:** 757448

**Author:** Manager Economic and Community Development

**Authoriser:** Director Corporate and Community

**Directorate:** Corporate and CommunityCorporate and Community

**Portfolio:** Tourism, Events, Sports and Recreation, Library

**EXECUTIVE SUMMARY**

The December 2021 and January 2022 Library Overview Report presented to Council for information and consideration.

**RECOMMENDATION**

**THAT** Council receives and accepts the December 2021 and January 2022 Library Overview Report as presented.

**OVERVIEW OF LIBRARY ACTIVITIES:****Holiday Activities for Children**

Mount Isa City Library organised a total of 18 activities for children throughout December 2021 and January 2022 which most of them were fully booked out. The activities included crafting, several interactive, inspirational, and educational activities. The Library invited Alan Rackham from Riversleigh Fossil Discovery Centre to provide an informative class on fossils as he brought rock, fossils, microscope, and photos over to show the children. The Library also participated State Library of Queensland's Summer Reading Club initiative to encourage reading in summer.

**New E-resources from State Library of Queensland**

The Library gained access to 3 new e-resources from State Library of Queensland, including National Geographic Virtual Library, National Geographic Kids and Gale Interactive Science. The National Geographic e-resources contains multimedia resources, including complete archive of National Geographic magazines, books, images, maps, and videos. Gale Interactive Science is an illustrated dictionary with coverage of biology, chemistry, earth science and human anatomy.

**Proof of Vaccination**

In response to State Government's requirement of having proof of COVID-19 vaccination to enter various venues from 17 Dec 2021, the Library and MICC Information Technology team supported on helping the members of the community in installing their Medicare-issued vaccination certificate in December 2021 and early January 2022.

**Santa Letter**

The Library provided Santa letter service to local children. Santa mailbox was set up in the Library between 16 November – 11 December 2021. Over 130 letters were sent in total, of which five (5), were sent to travellers from Jimboomba.



### Christmas Photo Booth

The Library set-up a Christmas photo booth in Children's Area between 8 December 2021 to 3 January 2022. Christmas trees, backdrop, and accessories were provided by the Council. The photo booth was well received, and people provided very positive feedback on Library's Facebook post and shared the post with friends.

### STATISTICS:

#### VISITORS

- December 2021 - **21** days open with **2156** visitors.
- January 2022 - **23** days open with **1714** visitors.

#### TRANSACTIONS *(issues, returns, reservations, renewals)*

- December 2021 - **4,643** transactions
- January 2022 - **4,524** transactions

#### COMPUTER USAGE

- December 2021 - **424** customers for a total time of **302.58** hours
- January 2022 - **480** customers for a total time of **371.03** hours

#### NEW MEMBERS

- December 2021 - **98** new members
- January 2022 - **115** new members

#### E-book and E-audiobook statistics - (From 1 December 2021 – 31 January 2022)

### eAudiobooks by Title

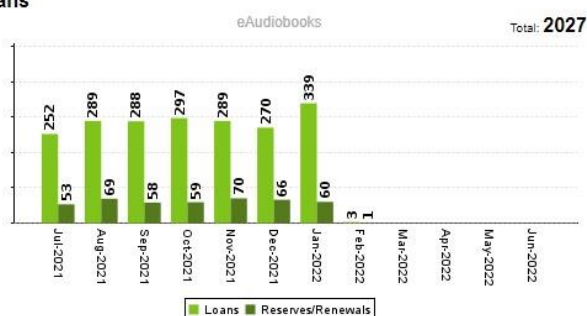
**609** Loans  
**126** Reserves/Renewals  
**1115** eAudiobooks (1112 Titles and 3 Concurrent Copies)  
**28** Newly Added

### eBooks by Title

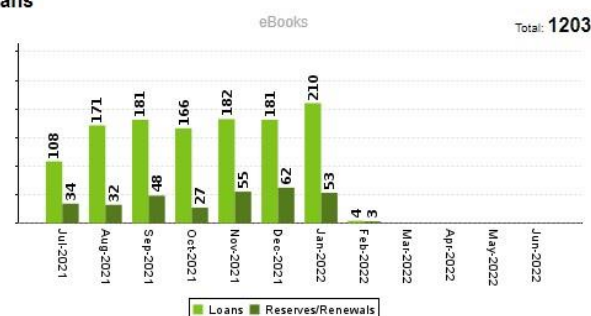
**391** Loans  
**115** Reserves/Renewals  
**1343** eBooks (1304 Titles and 39 Concurrent Copies)  
**34** Newly Added

#### E-Book and E-Audiobook statistics for this financial year.

Loans



Loans





**RECOMMENDATION OPTIONS**

**THAT** Council receives and accepts the December 2021 and January 2022 Library Overview Report.

Or

**THAT** Council does not receive and accept the December 2021 and January 2022 Library Overview Report.

**ATTACHMENTS**

**Nil**



**11.7 ECONOMIC AND COMMUNITY DEVELOPMENT OVERVIEW REPORT - DECEMBER 2021 - JANUARY 2022**

**Document Number:** 757915

**Author:** Manager Economic and Community Development

**Authoriser:** Director Corporate and Community

**Directorate:** Corporate and CommunityCorporate and Community

**Portfolio:** Finance, Customer Services, Economic Development, Promotion & Community Development, Arts

**EXECUTIVE SUMMARY**

The combined December 2021 and January 2022 Economic and Community Development Overview Report is presented to Council for information and consideration.

**RECOMMENDATION**

**THAT** Council receives and accepts the combined December 2021 and January 2022 Economic and Community Development Overview Report.

**EVENTS****IN PROGRESS:****ANZAC DAY 2022 – 25 April 2022**

Planning has commenced with a meeting with RSL representatives organized for February 2022.

**Welcoming Babies Day – 22 May 2022**

Planning has commenced building on the success of the 2021 event at Buchanan Park Entertainment Centre.

**Pet Day – 2/3 July 2022 TBC**

Planning has commenced for hosting the event at the Entertainment Centre, lots of exciting things planned to build on previous year's activities. The Promotion and Development (P&D) staff are aiming to grow attendance this year and take full advantage of the new location. Pet Day event promotes responsible pet ownership.

**ISA FESTIVAL 2022 – 10 August 2022**

Planning has commenced and talent options are being explored for the 2022 Isa Festival. Corporate Sponsorship will be invited, and many great things planned for this major free community event for Mount Isa during Rodeo Week.

**COMPLETED:****CHRISTMAS IN THE CITY – 04 December 2021**

Christmas Carols were held in the Civic Centre and was a ticketed event to comply with Covid-19 Safety requirements. The front grassed entrance area was also utilised to cater for food stalls and vendors to service community members who opted to celebrate the Christmas Carols on the lawned area next to the Christmas tree while enjoying the Carols on the Big Screen.

The event was delivered within budget and attracted strong numbers through bookings although not all attended. The headline acts of Lorinda May Merrypor and Rompin Stompin (Kids Show) were well received and complimented by some very talented local artists.



A full review of the event has been completed to ensure continuous improvement measures are considered for the 2023 Christmas Carols.

**SENIORS CHRISTMAS HIGH TEA – 6 December 2021**

Council outsourced the event to Terrace Gardens who provided a beautiful Christmas High Tea. Attendance for Seniors Events continues to be down due to Covid-19. A strong attendance was still had with approximately 100 attendees.

**NEW YEARS EVE FIREWORKS – 31 December 2021**

Council provided two (2) fireworks shows on New Year's Eve. The shows at 9:00pm and midnight were within budgeted allocations and received appreciation from general community.

**AUSTRALIA DAY EVENTS – 26 January 2022**

Council hosted a Covid-19 Safe event for vaccinated and unvaccinated. There were eight (8) award winners and fifty-seven (57) Citizenship Conferees at the Mount Isa Civic Centre on Australia Day morning. Masks were required inside, and guests were limited. Social groups were spaced from one another, the event was run efficiently to minimise crowding. The event was live streamed on Council's Facebook Page so extended family and friends could watch the presentations live. Mr. Chris Pocock was the master of ceremony and Mayor presided over the ceremony.

**MOUNT ISA 100 YEAR CELEBRATIONS**

Events Coordinator appointed and commenced on 4 January 2022. The appointment of Events Coordinator is part of the Building Better Regions Funding Round 5 under Community Grants Program for the Mount Isa 100 Years celebration.

Activities included:

- Completed introductions with Mount Isa 100 Years Advisory Committee Chairperson.
- Familiarisation of Deed of Agreement to deliver against project expectations.
- A draft Marketing Plan for 2023 Events has been completed and is currently under review.
- Commenced event planning process for individual events
- Completed Stakeholder Register of Community groups and events organisations to work collaboratively with to promote branding and marketing opportunities
- Commenced follow up on Advisory Committee Plans and identified actions

**TOURISM STRATEGY:****Strategic Priority One: Getting the Foundations Right**

Working collaboratively with MICCOE with monthly meeting of events, General Manager and Marketing to discuss joint ventures, budget, and event plans. Discussions on streamlining business and marketing plan for MICCOE and MICC Tourism marketing to maximise budget and human resources between the two.

**Strategic Priority Two: Make it Easy**

Arrival signage on way to City Centre: Southern view of the lookout initial proof has been received, discussions with consultants are underway for additional content as Western and Northern signs are lacking information. An update has been sent to Department of State Development, Infrastructure, Local Government and Planning (DSDILGP).

Big Birds were installed mid-December 2021 and received unprecedented positive feedback. Local competitions have been held to submit photos with the birds and social media feedback was overwhelmingly positive.

The Promotion and Development (P&D) staff met again with Camooweal Drivers Camp to discuss product innovation, infrastructure grants and visitor information opportunities. P&D is chasing up feedback on Camooweal Map and destination planner content for Camooweal for 2022.



**Strategic Priority Three: Meet Mount Isa**

P&D is collating quotes for influencers, TV opportunities and City of Opportunity photoshoots for 2022

**Strategic Priority Four: Stay One More Night**

Develop Mount Isa trails network: Bird Signs were installed at horse paddocks, Lake Moondarra and Pamela Street Hill in late 2021. P&D is currently waiting for the artwork for Birds Trails map to be printed and produce for Outback at Isa.

**Tourism & Marketing Activities:**

TV Commercials were booked for December 2021 and Imparja quotes are being sought for February and March 2022. Promotion and Development are also working on securing an annual price for advertising with Southern Cross Austereo for TV and radio. This will be used for annual advertisements and local events as required.

Marketing for Christmas Carols, Australia Day and Sign-On Expo were scheduled for social media, radio and Council newsletters for November and December 2021. Australia Day and Sign-on Expo postponements were communicated accordingly in January 2022 of social media and local radio.

2022 Destination Planner is nearly finished content to head to print in February 2022. Advertising slots are down on previous years from hospitality venues due to Covid-19 restrictions. As such, 1.5 additional pages of content are now required and 1 of these will be dedicated to Camooweal.

**COMMUNITY DEVELOPMENT****Move It NQ:**

December 2021 saw 6 activities running across the Move It Program with an average attendance of 473 people per month over the 6 months of the financial year to date. The funding concluded on 31 December 2021, however Council received formal notification of a successful submission for funding for the next 6 months from January – June 2022.

<b>December 2021</b>	<b># of Sessions</b>	<b>Total Month Attendance</b>
<b>Activity</b>		
Boxercise	2	8
Seniors Up and Go	2	27
Tai Chi	5	26
Yoga	3	29
Aqua Aerobics	21	424
Aqua Fun for Kids	3	30

The North Qld Sports Foundation have also launched the NQ Club Hub on January 28. The NQ Club Hub is a one-stop resource for sporting clubs to access important resources to support the management and running of sports clubs. This will be marketed through social media channels and Council's website, as well as direct email.

**Community Grants and Sponsorship:**

The Mount Isa City Council Community Grants and Sponsorship 2021/22 Round 2 will open on 1 February 2022 and will close on 1 March 2022. The grants programme has been advertised through radio advertising, social media and on Council's website.



**Regional Arts Development Fund:**

Round 1 of the Mount Isa City Council RADF community grants opened Monday 18 October 2021 and closed 17 November 2021 for projects starting after 1 December 2021. One application was received and has been forwarded to the RADF committee for assessment, with a resolution expected in February 2022. The Round 2 of the community grant stream opens on 14 February 2022.

**Youth Strategy**

Council has been successful in receiving \$100,000 in funding through NIAA (National Indigenous Aboriginals Agency) for funding to engage a consultant to formulate a Youth Strategy for the City of Mount Isa.

**Community Advisory Committees**Motor Sports Advisory Committee

Council has reviewed past nominations for committee member positions and is seeking a council resolution in the February Council meeting to formalise the membership of this committee. The inception meeting is envisaged for late February 2022. The Advisory Committee Chairperson is Cr Phil Barwick (by Council Resolution PEM08/04/20).

Miners Memorial Advisory Committee

The Committee held their first meeting (inception meeting) on 11 November 2021. Hon. Tony McGrady AM was elected as Chairperson (unopposed). General introductions were completed. It was requested of Council that a procurement process be undertaken to attract a consultant/firm to complete design and concept works for the memorial. Procurement process has been entered into and concluded on December 10. The successful candidate has been selected and works are scheduled to commence mid-February 2022.

The next meeting has been scheduled for 17 February 2022 (Thursday).

Mount Isa 100 Year Mount Isa Celebrations Committee

The meeting held on Tuesday, 23 November 2021. Mount Isa 100 Year Logo options were presented for decision through members online survey. The Manager for Community and Economic Development provided an update to the committee on Centennial Place and informed them that the recruitment process for an Events Coordinator as part of the BBRF was underway and due for completion early December 2021.

Lake Moondarra Advisory Committee

Expressions of Interest for the committee were opened early January 2022 and closed 31 January 2022 with the committee expected to be formally adopted in the February 2022 Ordinary Meeting.

**Sign On Expo**

Planning is well underway for the 2022 Sign On Expo which has now been postponed to 19 February 2022 and moved to the Civic Centre to allow whole of community to attend. As at 31 of January 2022, 40 registrations had been received. This event is anticipated to be smaller than previous years due to the Covid-19 restrictions.

**Networking**

Discussions made with the Department of Tourism, Innovation and Sport around future funding opportunities.



**ECONOMIC DEVELOPMENT:**

Electricity Supply for the North West Minerals Province:

- Consultation has been sort from the Diamantina PowerStation, Copperstring 2, Vast, NEON, and Ross Thompson (Soren).
- Due Date 28 February 2022.

Queensland Resources Draft Plan

- Feedback requested on draft Queensland Resources Plan.
- Initial verbal response provided December 3 to Dr Helen Degling, Department of Mines and Energy
- Confirmation of discussions forwarded to dept of Mines and Energy mid-December.

**Funding Applications**

Building Better Regions – Round 6 – Infrastructure Fund.

- Mount Isa City Council is submitting for \$10M of \$15M for the redevelopment of the Library, this follows on from the Mount Isa Cultural and Library Masterplan completed in November 2021.

Building Better Regions – Round 6 – Community Fund.

- Mount Isa City Council is submitting for \$100k for the running of quarterly forums, hosting, and procurement of business speakers, mentors, leadership sessions, and professional business assistance.

Queensland Rural and Industry Development Authority (QRIDA) - Rural Economic Development EOI

- Lake Moondarra weed waste from the weed cutter to be used as live trail for red claw feeding. Project to partner with the Mount Isa Fish Stocking Group (MIFSG) and utilise the Hatchery for MIFSG growth and enhance Outback at Isa tourism product. Collaborative approach partners include MIFSG, Southern Gulf Catchments, Department of State Development, Infrastructure, Local Government and Planning (DSDLGIP), Mount Isa Water Board.

**Key Stakeholder Meetings**

Small Business Friendly Council Works

- 130 businesses in Central Business District (CBD) Business have been consulted face to-face and provided their feedback regarding CBD Master Plan updates, and issues including, COVID mandating, 7-day trading, traffic congestion, traffic speeds, carparking, and general business enquiry/sales updates.

Centennial Place

- Assisted with contact and feedback from CBD businesses - Status- Actively seeking funding.

CBD Masterplan

- Assisted with contact and feedback from CBD businesses planning stakeholder and public engagement strategy- Status-Ongoing.

Northern Australia Infrastructure Facility (NAIF)

- A meeting was held with Northern Australia Infrastructure Facility (NAIF) representative Matt Derlegen. Matt was provided a well-balanced update on Mount Isa and the region focusing on opportunity as well as challenges, Matt was interested in what projects MICC would support for funding. This initial meeting will be a platform for Council to promote



significant regional projects.

#### Small Business

- Navigating the Border Reopening (Live Webinar).
- Community and business information to mandates

#### Department of Natural Resources, Mines and Energy

- Dr Helen Degling Department of Mines and Energy and MICC Manager of Community and Economic Development Services, regarding North West Minerals Province (NWMP) Resource Plan input.

#### Thiess

- Business Development Manager Thiess, Paul provided a brief overview of the operation at Austral Resources owned Anthill Mine.
- Thiess has the open cut copper mining contract for 3 years and will employ 100 during development and plant refurbishment, this will reduce to 70 permanent staff ongoing for the 3–4-year life of project.
- Staff will be sourced from wherever they can get them FIFO/DIFO, Paul Morrell had difficulty finding accommodation in Mount Isa and believes this will have a direct effect on where staff for the project will choose to live.
- Mining of overburden started in November last year and first ore will be produced in April 2022.
- Thiess are actively looking to diversify operations out of coal and are pursuing contracts with all NWMP regional mines and large-scale projects.
- Paul has been advised that Council will call on him to provide input for staff housing requirements.

#### Small Business Friendly Business Council Charter Business

- Signing of the Small Business Friendly Business Council Charter Business Breakfast had 25 attendees.

#### Economic Diversification Strategy

- Economic Diversification Strategy concepts, Jon Hoare, Tammy Parry, MICC staff, DSDLIP is currently working on the revised North Economic Development Strategy.
- Potential project concepts like a North West Apprenticeship Hub and future housing needs audit were discussed.
- It is important to have a strong working relationship with Department of State Development, Infrastructure, Local Government and Planning (DSDILGP) as project funding opportunity can arise at short notice across a wide diversity of avenues.

### RECOMMENDATION OPTIONS

**THAT** Council receives and accepts the combined December 2021 and January 2022 Economic and Community Development Overview Report.

Or

**THAT** Council does not receive and accept the combined December 2021 and January 2022 Economic and Community Development Overview Report.



**ATTACHMENTS**

Nil



**11.8 CORPORATE SERVICES OVERVIEW REPORT - DECEMBER 2021 AND JANUARY 2022.**

**Document Number:** 758179

**Author:** Manager Finance and Information Technology

**Authoriser:** Director Corporate and Community

**Directorate:** Corporate and Community Corporate and Community

**Portfolio:** Finance, Customer Services, Economic Development, Promotion & Community Development, Arts

### EXECUTIVE SUMMARY

December 2021 and January 2022 Corporate Services Overview Report presented to Council for information and consideration.

### RECOMMENDATION

**THAT** Council receives and accepts the December 2021 and January 2022 Corporate Services Overview Report as presented.

### OVERVIEW

The Customer Services Department responded to queries raised in person, over the phone, via email and via letter. Majority of requests pertained to matters such as Rates and Water queries and payments, missed bin collections, damaged bins, Animal Management matters (missing or roaming animals) and Water and Sewerage issues (such as water leaks).

### STATISTICS

#### December 2021 and January 2022 Communications Summary:

	December 2021	January 2022
Calls received	1551	1675
Emails received	1073	984
Letters received	224	153

#### December 2021 and January 2022 Summary:

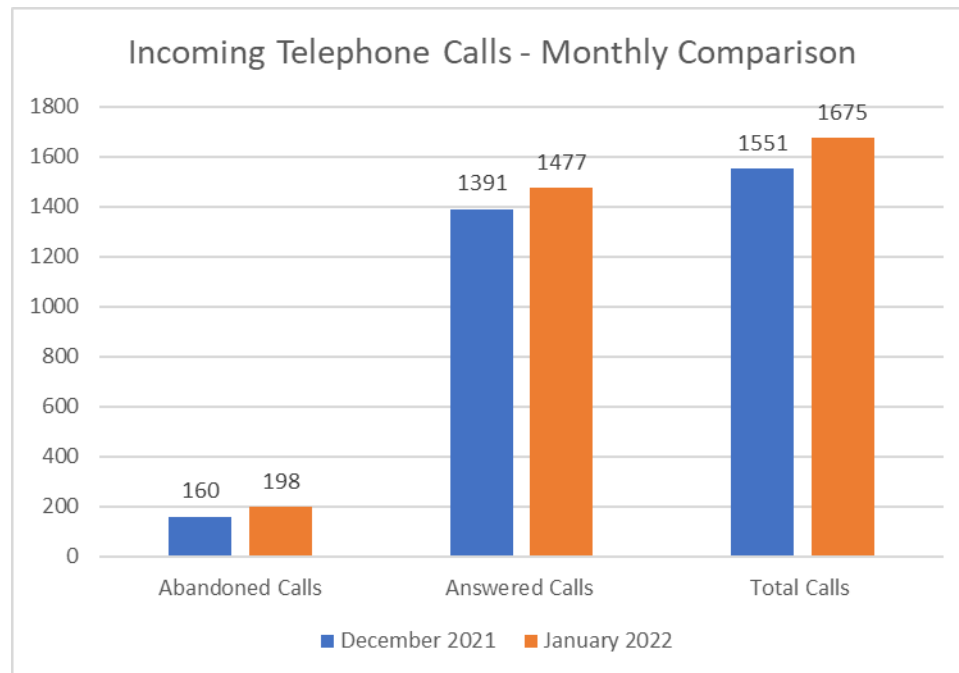
- December 2021 – 308 total cases
- January 2022 – 359 total cases

#### Top 4 Departments:

	December 2021	January 2022
Water & Sewerage	83	87
Local Laws	50	83
Revenue	52	51
Waste Management	46	64



## Telephone Activity- Total Incoming Calls



*Note: Abandoned calls refer to calls that have ended before any conversation occurs, e.g., public have either dialled the wrong number, called during a busier period, or have not wanted to be placed into the queue.*

### Telephone Call Response Time

In December 2021, 82.3% of the 1391 answered calls were responded to within 60 seconds, in comparison to January 2022 where 80.5% of 1,477 calls were responded to in 60 seconds.

Across both months, the most frequent transfers of calls were to Local Laws Administration, Development and Land Use Administration and People, Culture and Safety.

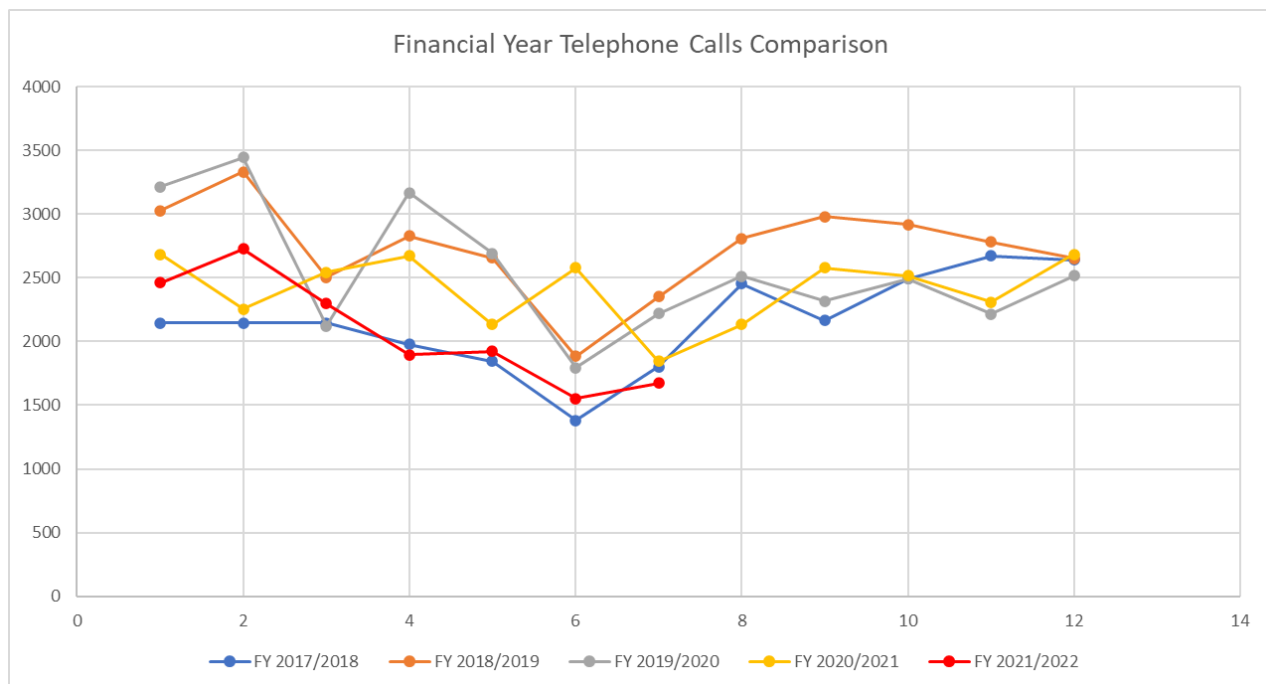
Calls not transferred were either resolved in the first instance with the Customer Services team, entered into iCasework for further action, or sent to the relevant department to contact the customer back.

Telephone calls averaged 78 per day (18 business days during December 2021), and in January 2022 calls averaged 82 per day (18 business days).

*\*\*Calls not answered in the 60 second time frame, refer to either calls placed into the queue during high call traffic where all available staff are already engaged in phone calls and / or customer service.*



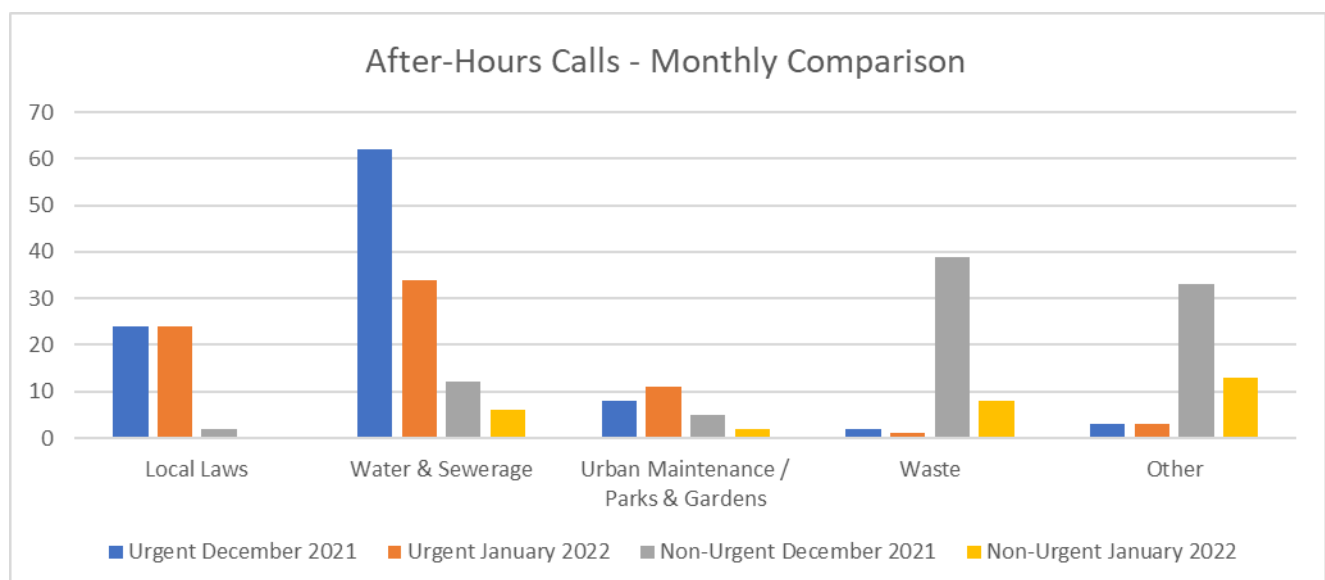
## Monthly Telephone Calls – Financial Year Comparison 2017- 2021



## Vodafone After-Hours Summary Report – By Department

The Vodafone After-Hours Service allows customers to contact the Council number ((07) 4747 3200) and speak to an operator, who records and escalates all calls made outside of business hours, including on weekends and public holidays.

A total of 190 calls were received by the after-hours service in December 2021, and a total of 102 calls in January 2022, across both months, the most common urgent requests were pertaining to water leaks, roaming dogs, or animal attacks.



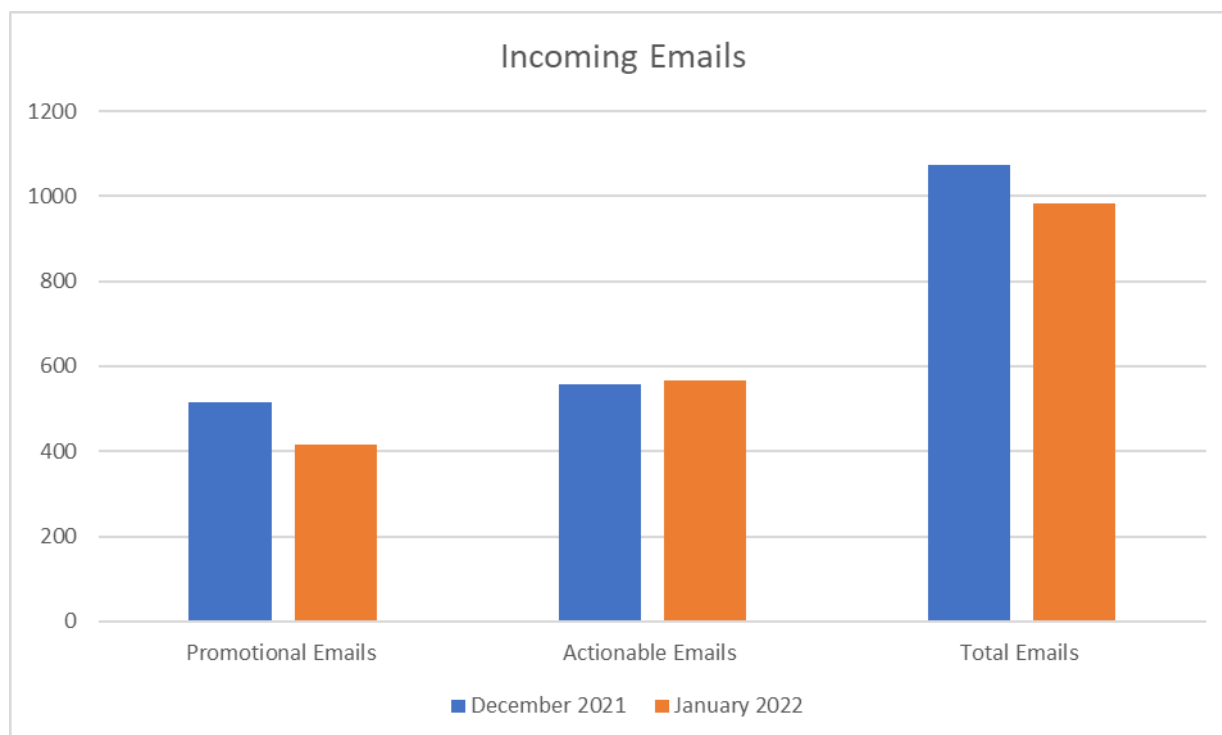
## Incoming Written Communication



The city@mountisa.qld.gov.au email address receives emails from customers and organisations external to Council. Customer Services monitors this address, and emails requiring action are either responded to in the first instance, entered as an iCasework or forwarded to the relevant department.

Across both months, frequent emails included requests for the Revenue department (change of postal address; payment commitment requests; queries regarding notices and accounts), invoices and remittance advices for the Finance department, search request applications for Revenue and/or Development and Land Use and enquires for other departments.

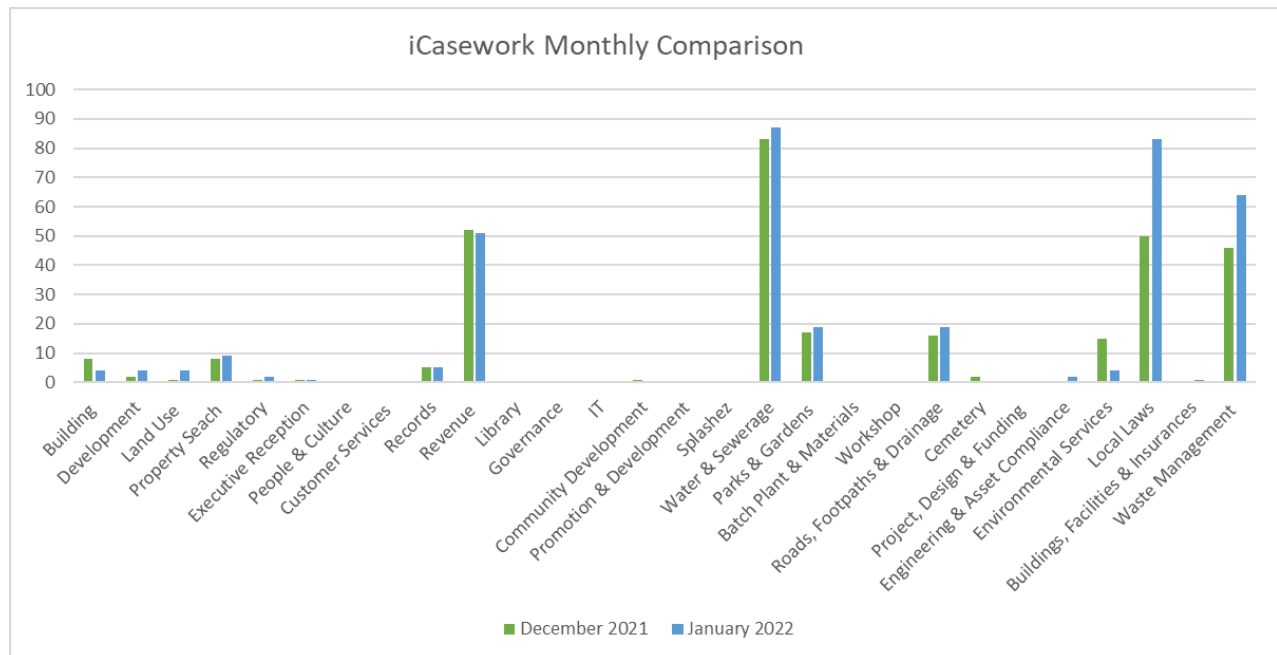
Emails in December 2021 averaged 59 per day (18 business days), and emails in January 2022 averaged 54 per day (18 business days).



In December 2021, 224 letters were received by Council, and 153 letters were received in January 2022. Letters were sorted and were either given to the relevant department or tasked through iCasework. Recurrent items included financial statements, invoices, cheques, payment commitments and items returned to sender, particularly animal registration notices.

Letters averaged 12 per day (18 business days) in December 2021 and averaged 8 in January 2022 (18 business days).



**iCasework Summary Comparison December 2021 and January 2022.**

\*\*\*Note: iCasework cases are created by all departments of the Mount Isa City Council and assigned to the relevant department for response.

**RECOMMENDATION OPTIONS**

**THAT** Council receives and accepts the December 2021 and January 2022 Corporate Services Overview Report as presented.

Or

**THAT** Council does not receive and accept the December 2021 and January 2022 Corporate Services Overview Report as presented.

**ATTACHMENTS**

- Corporate Services Monthly Report - iCasework All Departments December 2021 and January 2022 Comparison** [!\[\]\(039cd6b2e7148ba5690aa619b922c426\_img.jpg\)](#) 



# CORPORATE SERVICES MONTHLY REPORT - DECEMBER 2021 AND JANUARY 2022

## iCasework Summary December 2021 and January 2022

iCasework is used to assign enquiries, applications, service requests and complaints through to the relevant departments within Mount Isa City Council. During December 2021, 308 cases were created, with 26 remaining open at the end of the month; and 359 cases were created during January 2022, with 52 remaining open at the end of the month.

**\*\* Note:** iCasework cases detailed in this report are as per first point of contact request. Each case is investigated on a Departmental level and may be re categorised, as appropriate.

### iCasework All Departments Summary: December 2021 and January 2022 Comparison

Department	Service Team	Case Type	December 2021	Open Cases December 2021	January 2022	Open Cases January 2022
<b>Chief Executive Officer</b>						
<b>Development, Land Use &amp; Planning</b>	<b>Building</b>	Applications	7	3	4	1
		Enquiries	1	0	0	0
		Service Requests	0	0	0	0
		<b>Total</b>	<b>8</b>	<b>3</b>	<b>4</b>	<b>1</b>
	<b>Development</b>	Applications	1	1	2	1
		Enquiry	1	1	0	0
		Service Requests	0	0	2	0
		<b>Total</b>	<b>2</b>	<b>2</b>	<b>4</b>	<b>1</b>
	<b>Land Use</b>	Service Requests	1	0	1	0
		Enquiries	0	0	3	0
		<b>Total</b>	<b>1</b>	<b>0</b>	<b>4</b>	<b>0</b>
	<b>Property Search</b>	Applications	8	0	9	3
		<b>Total</b>	<b>8</b>	<b>0</b>	<b>9</b>	<b>3</b>
	<b>Regulatory</b>	Service Requests	1	0	2	2
		<b>Total</b>	<b>1</b>	<b>0</b>	<b>2</b>	<b>2</b>
<b>Executive Services</b>	<b>Governance</b>	Complaints	0	0	0	0
		Enquiries	0	0	0	0
		<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
	<b>Executive Reception</b>	Service Requests	1	0	1	0
		Enquiries	0	0	0	0
		Complaint	0	0	0	0
		<b>Total</b>	<b>1</b>	<b>0</b>	<b>1</b>	<b>0</b>
<b>People &amp; Culture</b>	<b>People &amp; Culture</b>	Enquiries	0	0	0	0
		<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
Department	Service Team	Case Type	December 2021	Open Cases December 2021	January 2022	Open Cases January 2022
<b>Corporate &amp; Community</b>						
<b>Corporate Services</b>	<b>Customer Service</b>	Enquiries	0	0	0	0
		Service Requests	0	0	0	0
		<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
	<b>Records</b>	Service Requests	5	0	5	0
		<b>Total</b>	<b>5</b>	<b>0</b>	<b>5</b>	<b>0</b>



## CORPORATE SERVICES MONTHLY REPORT - DECEMBER 2021 AND JANUARY 2022

	Revenue	Complaints	1	1	0	0
		Service Requests	51	0	51	0
		<b>Total</b>	<b>52</b>	<b>1</b>	<b>51</b>	<b>0</b>
Environmental & Regulatory Services	Environmental Services	Service Requests	14	2	4	1
		Applications	1	0	0	0
		<b>Total</b>	<b>15</b>	<b>2</b>	<b>4</b>	<b>1</b>
	Local Laws	Service Requests	46	4	77	23
		Applications	2	0	6	4
		Enquiries	2	0	0	0
		<b>Total</b>	<b>50</b>	<b>4</b>	<b>83</b>	<b>27</b>
Library	Library	Service request	0	0	0	0
		<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
Information Technology	IT	Service request	0	0	0	0
		<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
Community Development	Community Development	Application	0	0	0	0
		Enquiries/ Service Requests	1	1	0	0
		<b>Total</b>	<b>1</b>	<b>1</b>	<b>0</b>	<b>0</b>
	Promotion & Development	Service Requests	0	0	0	0
		Complaints	0	0	0	0
		<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
	Splashez	Service Requests	0	0	0	0
		<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Department</b>	<b>Service Team</b>	<b>Case Type</b>	<b>December 2021</b>	<b>Open Cases December 2021</b>	<b>January 2022</b>	<b>Open Cases January 2022</b>
<b>Infrastructure Services</b>						
Water & Sewer	Water and Sewer	Service Requests	81	2	82	5
		Applications	0	0	1	1
		Complaints	0	0	0	0
		Enquiries	2	0	4	0
		<b>Total</b>	<b>83</b>	<b>2</b>	<b>87</b>	<b>6</b>
Works & Operations	Parks & Gardens	Service Requests	17	0	19	0
		Complaints	0	0	0	0
		Enquiries	0	0	0	0
		<b>Total</b>	<b>17</b>	<b>0</b>	<b>19</b>	<b>0</b>
	Batch Plant & Materials	Enquiry/Service Requests	0	0	0	0
		<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
	Workshop	Service Requests	0	0	0	0
		<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
	Road Footpath & Drainage	Service Requests	16	0	19	2
		Complaints	0	0	0	0
		<b>Total</b>	<b>16</b>	<b>0</b>	<b>19</b>	<b>2</b>
	Cemetery	Service Requests	1	0	0	0



## CORPORATE SERVICES MONTHLY REPORT - DECEMBER 2021 AND JANUARY 2022

		Enquiries	1	0	0	0
		Total	2	0	0	0
Technical Services & Major Projects	Project, Design & Funding	Service Request	0	0	0	0
		Enquiries	0	0	0	0
		Total	0	0	0	0
	Engineering & Compliance	Service Request	0	0	0	0
		Applications	0	0	2	0
		Enquiries	0	0	0	0
		Total	0	0	2	0
Building, Facilities & Insurance	Building, Facilities & Insurance	Service request	0	0	1	0
		Total	0	0	1	0
Department	Service Team	Case Type	December 2021	Open Cases December 2021	January 2022	Open Cases January 2022
Executive Services						
Waste Management	Waste Management	Service Requests	45	10	64	9
		Complaint	1	1	0	0
		Enquiries	0	0	0	0
		Total	46	11	64	9
iCaseworks Case Totals			308	26	359	52



**11.9 LAKE MOONDARRA ADVISORY COMMITTEE - MEMBERS FOR APPROVAL****Document Number: 757916****Author: Manager Economic and Community Development****Authoriser: Director Corporate and Community****Directorate: Corporate and Community****Portfolio: Finance, Customer Services, Economic Development, Promotion & Community Development, Arts  
Tourism, Events, Sports and Recreation, Library****EXECUTIVE SUMMARY**

The list of members for appointment for the Lake Moondarra Advisory Committee is presented to Council for information and consideration.

**RECOMMENDATION**

**THAT** Council endorse the appointment of members for the Lake Moondarra Advisory Committee as listed below:

<b>NAME</b>	<b>NAME</b>
David Hydon	James Postle
Guido Pittis	Rudy Pecchiar
Russell Macmillan	Alison Whitehead
Guy Mears	Nathan Richardson
Darrin MacKenzie	Brett Peterson
Nadia Cowperthwaite	Gary Osman
Mikaela McNamara	Ivan Rex Whitehead
Michael Scotney	Kellie Wilson

**BACKGROUND**

In 2016, Mount Isa Townsville Economic Zone (MITEZ) were commissioned by the Qld State Government to engage Pacific Southwest Strategy Group to deliver a paper on the Assessment of Commercial Tourism Opportunities at Lake Moondarra. This report was completed in May 2016.

The report was tabled at the Ordinary Council Meeting Wednesday, 20 October 2021 and a resolution was made (RESOLUTION OM05/10/21):

**THAT** Council adopt the *Assessment of Commercial Tourism Opportunities at Lake Moondarra Report (2016)*.

*And*

**THAT** Council seek expressions of interest from members of the community that would like to be appointed to the Lake Moondarra Advisory Committee.



A Lake Moondarra Advisory Committee Terms of Reference was presented at the Ordinary Council Meeting Wednesday, 17 November 2021 for review and adoption, a resolution was made (RESOLUTION OM20/11/21):

***THAT** Council accepts the Lake Moondarra Advisory Committee Terms of Reference as presented.*

An expression of interest form was developed and made available through Survey Monkey and promoted to members of the community via Facebook and the Mount Isa City Council website. The Expressions of Interest (EOI) opened on Monday 17 January 2022 and closed Monday 31 January 2022. A total of 16 expressions of interest were received.

The selection of members was based on the information supplied in the EOI which included relevant experiences and affiliations with relevant Lake Moondarra activities.

It is noted that the Mount Isa Water Board is the trustee for Lake Moondarra and as such has a different role to that of Council.

## OVERVIEW

Council opened Expressions of Interest to allow community representatives to join and contribute to the Lake Moondarra Advisory Committee.

## BUDGET AND RESOURCE IMPLICATIONS

Nil

## LINK TO CORPORATE PLAN

Theme:	1.	People & Communities
Strategy:	1.4	Continue to develop and extend Council's public consultation processes, including the reporting of outcomes and the development of charters which clarify expectations for the provision of information for Council staff and the community
	1.8	Coordinate and review sport and recreation opportunities to encourage a healthier lifestyle in the region

## CONSULTATION (INTERNAL AND EXTERNAL)

Internal consultation was undertaken with Council Executive Management Team and Councillors for selection and appointment of membership of the Lake Moondarra Advisory Committee.

## LEGAL CONSIDERATIONS

Nil

## POLICY IMPLICATIONS

Compliance with the Advisory Committee Policy

## RISK IMPLICATIONS

There is a risk that the Mount Isa Water Board do not accept any recommendation presented by the Lake Moondarra Advisory Committee.

## HUMAN RIGHTS CONSIDERATIONS

Consideration has been given to the protected human rights as per Council's Human Rights Policy.



**RECOMMENDATION OPTIONS****RECOMMENDATION**

**THAT** Council endorse the appointment of members for the Lake Moondarra Advisory Committee as listed below:

NAME	NAME
David Hydon	James Postle
Guido Pittis	Rudy Pecchiar
Russell Macmillan	Alison Whitehead
Guy Mears	Nathan Richardson
Darrin MacKenzie	Brett Peterson
Nadia Cowperthwaite	Gary Osman
Mikaela McNamara	Ivan Rex Whitehead
Michael Scotney	Kellie Wilson

**OR**

**THAT** Council does not approve the formation of the Lake Moondarra Advisory Committee from the nominations received.

NAME	NAME
David Hydon	James Postle
Guido Pittis	Rudy Pecchiar
Russell Macmillan	Alison Whitehead
Guy Mears	Nathan Richardson
Darrin MacKenzie	Brett Peterson
Nadia Cowperthwaite	Gary Osman
Mikaela McNamara	Ivan Rex Whitehead
Michael Scotney	Kellie Wilson

**ATTACHMENTS**

**Nil**



**11.10 MOTOR SPORTS ADVISORY COMMITTEE - MEMBERS FOR APPROVAL****Document Number: 757974****Author: Manager Economic and Community Development****Authoriser: Director Corporate and Community****Directorate: Corporate and Community**

**Portfolio: Finance, Customer Services, Economic Development, Promotion & Community Development, Arts**

**Tourism, Events, Sports and Recreation, Library**

**EXECUTIVE SUMMARY**

The list of members for appointment for the Motor Sports Advisory Committee is presented to Council for information and consideration.

**RECOMMENDATION**

**THAT** Council endorse the appointment of members for the Motor Sports Advisory Committee as listed below.

<b>Name</b>	<b>Experience</b>
Shane Thirlwall	President, Mount Isa Go Kart Club
David Schragg	Australian National Drag Racing Association (ANDRA) member and former President of Mount Isa Drag Racing and Hot-rod association
Lee Povey	Owner LAP Automotive - ANDRA Licence holder/member
Trevor Brebner	Underground Mines Management - Committee Member - Mount Isa Off Road Racing Association
Paul Malouf	Part Owner Malouf Auto Group
Ricky Lane	Manager Cava Hydraulics - Racing Experience Motocross, Finke desert racing
Anthony Facelli	Owner ADG Corporation (Labour hire Training) – Drag Racing Competitor
John Alfred	National Off-road competitor
Nadia Cowperthwaite	President – Mount Isa Tourism & Secretary – Mount Isa Motor Sports and Recreation
Anna Cruse	ANDRA member
Brett Peterson	Owner – Mount Isa Mining Supplies – Chair Mount Isa Motor Sports and Recreation
Brad Zvaignze	Chair of Mount Isa Motocross.



**BACKGROUND**

- In early January 2020, Council sought Expression of Interest (EOI) from the community to form a Motor Sports Complex Advisory Committee, based on DRAFT Terms of Reference.
- In the Ordinary Council Meeting dated 22 April 2020, Councillor Barwick was nominated to represent Council on the North West Motor Sports Advisory Committee.
- 15 October 2021 – Council applied for funding to the value of \$100,000, for a feasibility study for the Motor Sports Complex through the North West Minerals Province Building Sustainable Communities Grants 2021. Progression of work dependent upon outcome of application.
- 20 October 2021 - Council adopted the Terms of Reference developed in accordance with the Advisory Committee Policy, and to form the North West Motor Sports Complex Advisory Committee from the nominations previously submitted.
- EOIs were received from 135 community members of which 12 members were selected. The selection of members was based on the information supplied in the EOI which included relevant experiences and affiliations with relevant motor sport associations.
- Through research and consultation, its proposed to appoint the following persons listed on the table to the Motor Sports Advisory Committee, subject to Council resolution.

**NEXT STEPS**

Once Motor Sports Advisory members are approved an inception meeting will be held by 28 February 2022.

Procurement for feasibility study through funding obtained from the North West Minerals Province Building Sustainable Communities Grants 2021 will commence as soon as request for quote documentation is completed.

**BUDGET AND RESOURCE IMPLICATIONS**

Project dependent on the success of the funding application.

**LINK TO CORPORATE PLAN**

Theme:	1.	People & Communities
Strategy:	1.4	Continue to develop and extend Council's public consultation processes, including the reporting of outcomes and the development of charters which clarify expectations for the provision of information for Council staff and the community
	1.8	Coordinate and review sport and recreation opportunities to encourage a healthier lifestyle in the region

**CONSULTATION (INTERNAL AND EXTERNAL)**

Internal – Council Executive Management Team, Council Workshop

External - Proposed Advisory Committee members listed, to confirm availability of nomination/shortlisting.



**LEGAL CONSIDERATIONS**

Nil

**POLICY IMPLICATIONS**

In compliance with the Advisory Committees Policy.

**RISK IMPLICATIONS**

Reputational damage for Mount Isa City Council if further delays of appointing committee members are encountered.

**HUMAN RIGHTS CONSIDERATIONS**

Consideration has been given to the protected human rights as per Council's Human Rights Policy.

**RECOMMENDATION OPTIONS**

**THAT** Council endorse the appointment of members for the Motor Sports Advisory Committee as listed below.

<b>Name</b>	<b>Experience</b>
Shane Thirlwall	President, Mount Isa Go Kart Club
David Schragg	Australian National Drag Racing Association (ANDRA) member and former President of Mount Isa Drag Racing and Hot-rod Association
Lee Povey	Owner LAP Automotive - ANDRA Licence holder/member
Trevor Brebner	Underground Mines Management - Committee Member - Mount Isa Off-road Racing Association
Paul Malouf	Part Owner Malouf Auto Group
Ricky Lane	Manager Cava Hydraulics - Racing Experience Motocross, Finke desert racing
Anthony Facelli	Owner ADG Corporation (Labour hire Training) – Drag Racing Competitor
John Alfred	National Off-road competitor
Nadia Cowperthwaite	President – Mount Isa Tourism & Secretary – Mount Isa Motor Sports and Recreation
Anna Cruse	ANDRA member
Brett Peterson	Owner – Mount Isa Mining Supplies – Chair Mount Isa Motor Sports and Recreation
Brad Zvaigzne	Chair of Mount Isa Motocross.



OR

**THAT** Council does not endorse the appointment of members for the Motor Sports Advisory Committee as listed below.

<b>Name</b>	<b>Experience</b>
Shane Thirlwall	President, Mount Isa Go Kart Club
David Schragg	Australian National Drag Racing Association (ANDRA) member and former President of Mount Isa Drag Racing and Hot-rod Association
Lee Povey	Owner LAP Automotive - ANDRA Licence holder/member
Trevor Brebner	Underground Mines Management - Committee Member - Mount Isa Off-road Racing Association
Paul Malouf	Part Owner Malouf Auto Group
Ricky Lane	Manager Cava Hydraulics - Racing Experience Motocross, Finke desert racing
Anthony Facelli	Owner ADG Corporation (Labour hire Training) – Drag Racing Competitor
John Alfred	National Off-road competitor
Nadia Cowperthwaite	President – Mount Isa Tourism & Secretary – Mount Isa Motor Sports and Recreation
Anna Cruse	ANDRA member
Brett Peterson	Owner – Mount Isa Mining Supplies – Chair Mount Isa Motor Sports and Recreation
Brad Zvaigzne	Chair of Mount Isa Motocross

## ATTACHMENTS

Nil



**11.11 STRATEGIC REVIEW REPORT OF MOUNT ISA CITY COUNCIL OWNED ENTERPRISES (MICCOE)**

**Document Number:** 758001

**Author:** Manager Economic and Community Development

**Authoriser:** Director Corporate and Community

**Directorate:** Corporate and Community

**Portfolio:** Tourism, Events, Sports and Recreation, Library

### **EXECUTIVE SUMMARY**

The MICCOE Strategic Review is presented to Council for information and consideration.

### **RECOMMENDATION**

**THAT** Council receives and accepts the MICCOE Strategic Review completed by Stafford Strategy, as presented.

---

### **BACKGROUND**

In July 2021, Mount Isa City Council engaged Stafford Strategy to undertake a strategic review of Mount Isa City Council Owned Enterprises (MICCOE), following from the completion of the Outback at Isa Masterplan. The review focused on the need to determine the community, economic and financial outcomes the Council wants to achieve from the Civic Centre, Buchanan Park and Outback at Isa, and in turn identify the management and operational arrangements which will yield those outcomes.

Stafford has reviewed relevant background material including MICCOE board minutes, the MICCOE constitution and service level agreement, and financial accounts. Stafford also reviewed supporting documentation including the Buchanan Park lease between the Mount Isa Race Club and Council, and other documentation.

Structured interviews with key stakeholders were undertaken to gain free and frank feedback on their aspirations for each of the three sites managed by MICCOE, and views on how best to manage these sites going forward. All of this has provided a robust context for their findings and recommendations. The Strategic Review was completed September 2021. A correction was required to be made to the Strategic Review as noted by MICCOE Board of Directors during the recent MICCOE Board Meeting (31 January 2022). Report was reissued on 4 February 2022 with the correction and is attached.

### **BUDGET AND RESOURCE IMPLICATIONS**

Stafford Strategy were engaged to complete the Outback at Isa Masterplan. Due to their extensive understanding of the facility, Stafford was further engaged to undertake the MICCOE Strategic Review for an estimated cost of \$55,835 (ex GST) which will be taken from the Economic and Community Development Services budget.



**LINK TO CORPORATE PLAN**

Theme:	1.	People & Communities
Strategy:	1.3	Assist community groups to increase their sustainability and build social capacity
	1.17	Develop the action plan for Council's role in Major Events and Tourism
Theme:	2.	Prosperous & Supportive Economy
Strategy:	2.11	Following review, continue to implement the Mount Isa Economic Development and Tourism Strategies with a focus on promoting the national and international attractions of the region, which will provide tourism, economic, social and cultural benefits

**CONSULTATION (INTERNAL AND EXTERNAL)**

Consultation Executive Management Team (EMT), Manager Community and Economic Development, MICCOE Interim Chair and Board members, MICCOE General Manager.

**LEGAL CONSIDERATIONS**

NIL

**POLICY IMPLICATIONS**

NIL

**RISK IMPLICATIONS**

NIL

**HUMAN RIGHTS CONSIDERATIONS**

Consideration has been given to all 23 protected rights and it is believed that it does not unreasonably infringe on these human rights.

**RECOMMENDATION OPTIONS**

**THAT** Council receives and accepts the MICCOE Strategic Review completed by Stafford Strategy as presented.

**OR**

**THAT** Council does not receive and accept the MICCOE Strategic Review completed by Stafford Strategy as presented.

**ATTACHMENTS**

1. Strategic Review of MICCOE 040222 [↓](#) 

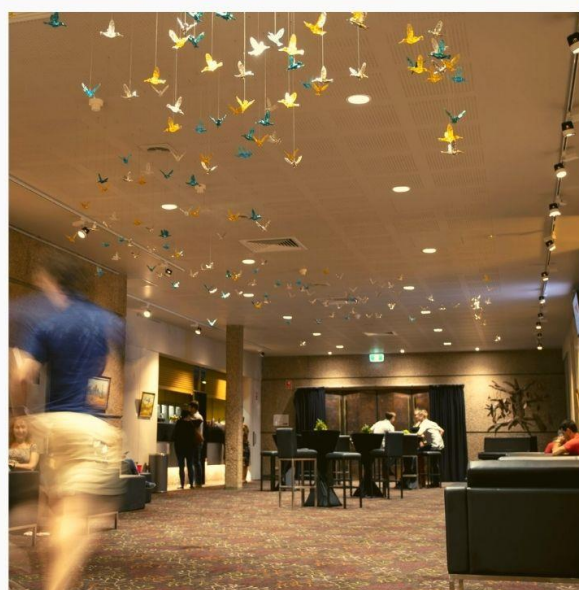


# STRATEGIC REVIEW OF MOUNT ISA CITY COUNCIL OWNED ENTERPRISES (MICCOE)

February 2022

PREPARED BY: STAFFORD STRATEGY  
FOR: MOUNT ISA CITY COUNCIL

**STAFFORD**  
STRATEGY 







Date of last modification: 4/02/22

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<b>EXECUTIVE SUMMARY .....</b>	<b>1</b>
<b>1. INTRODUCTION &amp; CONTEXT .....</b>	<b>4</b>
1.1. Context .....	4
1.2. The Brief .....	4
1.3. Acknowledgement .....	4
1.4. Local Government Entities .....	4
1.5. Critical Issues .....	6
1.6. Aspirations for Each Facility Site .....	6
1.7. Aspirations Summary .....	8
<b>2. SWOT ANALYSIS .....</b>	<b>10</b>
2.1. Summary .....	10
2.2. Civic Centre .....	10
2.3. Outback at Isa .....	11
2.4. Buchanan Park .....	11
2.5. MICCOE .....	12
<b>3. COMPARATIVE ASSESSMENT .....</b>	<b>14</b>
<b>4. FINANCIAL ASSESSMENT .....</b>	<b>18</b>
4.1. Overview .....	18
4.2. MICCOE (All Business Units) .....	18
4.3. Admin .....	19
4.4. Buchanan Park .....	19
4.5. Civic Centre .....	20
4.6. Outback at Isa .....	20
4.7. Comparison of Business Units .....	21
4.8. Largest Sources of Revenue & Expenditure .....	22
4.9. Financial Summary .....	23
<b>5. MICCOE BOARD FUNCTION .....</b>	<b>25</b>
5.1. 2019 – 2021 MICCOE Board .....	25
5.2. Observations .....	26
5.3. Board Function Summary .....	27
<b>6. ANALYSIS OF THE CONSTITUTION &amp; SERVICE LEVEL AGREEMENT .....</b>	<b>29</b>
6.1. Updating the Constitution .....	29
6.2. Constitution of Mt Isa City Council Owned Enterprises Pty Ltd (MICCOE) .....	29
6.3. Suggested Amendments to the Constitution .....	30
6.4. Suggested Amendments to the Service Level Agreement .....	32
<b>7. OTHER STAKEHOLDER CONSIDERATIONS .....</b>	<b>34</b>
7.1. MICCOE Overall .....	34
7.2. Civic Centre .....	34
7.3. Buchanan Park .....	35
7.4. Outback at Isa .....	36
<b>8. TOURISM &amp; EVENT FUNCTIONALITY .....</b>	<b>38</b>
8.1. Event Venues .....	38
8.2. Tourism Attraction .....	38
<b>9. ALTERNATIVE MANAGEMENT OPTIONS .....</b>	<b>41</b>
<b>10. NEXT STEPS .....</b>	<b>46</b>
<b>11. SUPPORTING DOCUMENTATION .....</b>	<b>48</b>

# CONTENTS



Figure 1: The Recommended Model.....	2
Figure 2: Local Government Entities.....	5
Figure 3: MICCOE Business Units.....	18
Figure 4: MICCOE Financial Performance Summary, 2019 - 2021 .....	18
Figure 5: Admin Financial Performance Summary, 2019 - 2021 .....	19
Figure 6: Buchanan Park Financial Performance Summary, 2019 - 2021 .....	19
Figure 7: Civic Centre Financial Performance Summary, 2019 - 2021 .....	20
Figure 8: Outback at Isa Financial Performance Summary, 2019 - 2021 .....	20
Figure 9: Comparison of Business Unit's Financial Performance Summary, 2019 - 2021.....	21
Figure 10: Council In-House Option Structure Overview.....	42
Figure 11: Retaining MICCOE Structure Overview.....	43
Figure 12: Third-Party Option Structure Overview.....	44
Table 1: SWOT Analysis – Civic Centre .....	10
Table 2: SWOT Analysis – Outback at Isa.....	11
Table 3: SWOT Analysis – Buchanan Park .....	11
Table 4: SWOT Analysis – MICCOE .....	12
Table 5: Comparative assessment of Council related entities .....	14
Table 6: Largest Sources of Revenue & Expenditure .....	22
Table 7: Key areas to assess .....	26
Table 8: Amendments recommended for the Constitution .....	31
Table 9: Amendments recommended for the SLA.....	32
Table 10: Comparison of the Merits of Alternative Management Options.....	41
Table 11: Full MICCOE Financial Data by Business Unit.....	48

# TABLES & FIGURES







# EXECUTIVE SUMMARY

## Introduction

Mount Isa City Council engaged Stafford Strategy (Stafford) to undertake a strategic review of Mount Isa City Council Owned Enterprises (MICCOE). The brief focused on the need to determine the community, economic and financial outcomes the Council wants to achieve from the Civic Centre, Buchanan Park and Outback at Isa, and in turn identify the management and operational arrangements which will yield those outcomes.

Stafford has reviewed relevant background material including MICCOE Board minutes, the MICCOE constitution and Service Level Agreement, and financial accounts. We have also reviewed supporting documentation including the Buchanan Park lease between the Mount Isa Race Club and Council, and other documentation.

And we have undertaken structured interviews with key stakeholders to gain free and frank feedback on their aspirations for each of the three sites managed by MICCOE, and views on how best to manage these sites going forward. All of this has provided a robust context for our findings.

## Key Findings

Based on the research and analysis undertaken for this strategic review, we offer the following as key findings (rather than all findings).

- No one has questioned the dedication and efforts of the MICCOE Board and management team in aiming to deliver desired outcomes
- The MICCOE Board has struggled over some time to encourage tourism industry and marketing expertise to join its board, and its current Board composition which only reflects City Councillors is not an optimum outcome
- The MICCOE constitution and Service Level Agreement need to be updated to offer greater clarity and specificity on outcomes and performance targets
- Most stakeholders see the core assets of the Civic Centre and Buchanan Park as very underutilised and due to significant site challenges, likely to always require a Council financial subsidy to remain operational
- Whilst OAI is primarily a commercial tourism attraction and should be viewed as a profit centre, the Civic Centre and Buchanan Park are seen as cost centres and should not be grouped with OAI

- Stakeholders want far greater community use for the Civic Centre and Buchanan Park, even if this comes at a higher net operating cost with heavily discounted rates for community activity and functions in each. Stakeholders were keen to see each site “pumping” with activity and community users especially
- Whilst the primary focus of OAI is that of being a commercial tourism attraction to support greater visitor demand to Mount Isa and to stimulate greater visitor spend and longer length of stay, the primary focus for the Civic Centre and Buchanan Park is that of core community use so they deliver to the local community first, rather than a visitor market which is a secondary consideration

## Suggestions to move forward

The following operating model is suggested for Council to consider delivering on stakeholder aspirations for each of the sites and to offer a way forward to deliver community, economic and financial outcomes for Mount Isa.

We assessed three models for the sites (which are discussed within this report) being a Council in house option, retaining the sites under the MICCOE option, and a third-party option. The third-party option would, in our option be hard to achieve for anything other than OAI and only if the Council were prepared to underwrite the cost of operating to help de-risk the option for a third-party player. Once the OAI masterplan is developed and revenue streams are stronger, finding a third party to lease the site from Council could be an option, though Council would need to weigh up losing control of the asset to some extent.

Retaining the sites within MICCOE to manage is not viewed as desirable for the future, as both the Civic Centre and Buchanan Park are going to continue to be cost centres and primarily are public good assets that should be managed directly by Council. This need is further enforced by the significant maintenance required for both sites and the problems which both sites will continue to likely have for the foreseeable future. MICCOE would be left in a “no-win” position if it were to continue to manage and operate both sites. The vexed question then becomes, if the Civic Centre and Buchanan Park were to be brought internally into Council to manage and operate, is it worthwhile to retain MICCOE just to manage OAI.

Despite best efforts, MICCOE has struggled to create a board composition over several years with industry skills seen as necessary to deliver the outcomes required.

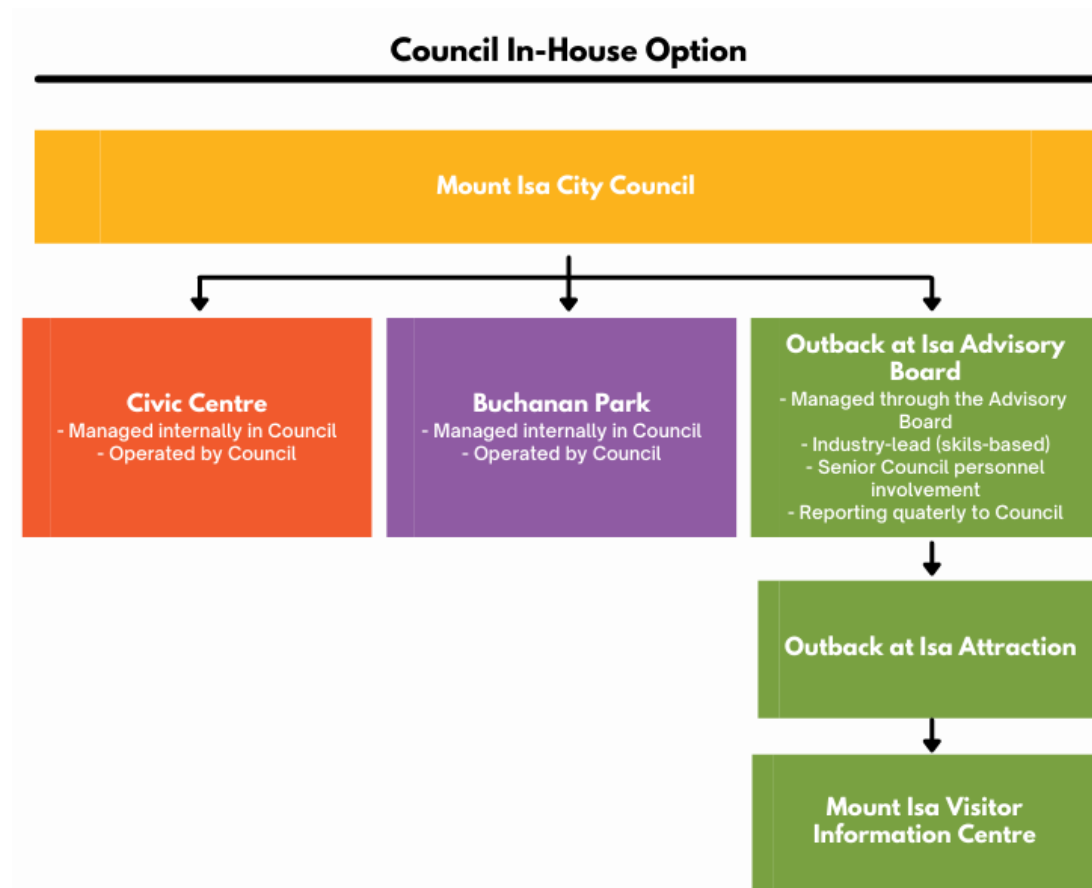


The preferred model is seen as a Council in house option which could provide for improved outcomes going forward, as it splits off the Civic Centre and Buchanan Park cost centres and public good assets which could be managed internally by Council. This will allow Council directly to then determine how best to offer both sites for community users and at what cost-charge rate whilst at the same time, addressing the deferred maintenance requirements of both sites and potential redevelopment needs of both sites. It is expected that the cost of operating the Civic Centre and Buchanan Park would not reduce under a Council in house model and most likely will need to increase, to meet the aspirations of most stakeholders.

OAI is a commercial tourist attraction which is also Council's tourism hub, as shown through the visitor information centre located within it. It is suggested that OAI be managed at arm's length from Council, with an industry-led, skills-based board. Council could consider either having MICCOE continue to manage OAI until such time that the master plan proposed is developed and could then keep MICCOE managing it or establish a new advisory board to operate OAI for Council for the future.

The issue for Council is whether establishing a new managing entity from a "clean sheet approach" will overcome existing challenges identified with MICCOE, or whether MICCOE could be restructured to deliver the management role on behalf of Council. The pros and cons of either option are set out in this report.

Figure 1: The Recommended Model









# 1. INTRODUCTION & CONTEXT

## 1.1. Context

Mount Isa City Council engaged Stafford Strategy(Stafford) to undertake a Strategic Review of MICCOE (Mount Isa City Council Owned Enterprises). This stems from a council discussion on the ability of MICCOE to deliver services for the future which can achieve the aspirations of Council for each of the three facilities which MICCOE currently manages being:

- the Mount Isa Civic Centre
- Buchanan Park Event Complex, and
- Outback at Isa.

In addition, Council has been keen to assess whether all or any of the three facilities should remain at arm's length of Council and therefore managed by MICCOE, or an alternative third party, or whether there was merit in bringing all or any of the facilities directly under the control of Council.

In helping to determine a future direction for how best to achieve Council's aspirations for these three facilities, Council have also requested that comparative analysis be undertaken to ascertain how other councils, specifically in Queensland, manage their assets of a similar nature.

## 1.2. The Brief

The brief for this project is specifically noted as follows: "determine the community, economic and financial outcomes the Council wants to achieve from the Civic Centre, Buchanan Park and Outback at Isa, and in turn identify the management and operational arrangements which will yield those outcomes."

## 1.3. Acknowledgement

We wish to acknowledge the time and efforts which various stakeholders have provided in time for structured interviews and supplying relevant information and data. This has been greatly appreciated along with the free and frank feedback which has been provided, on a strictly confidential basis.

We also wish to state that though the feedback has been wide-ranging and varied, there was a general acknowledgement of the efforts and commitment which the MICCOE Board have made and the efforts of the General Manager especially in working to reduce the current net operating deficit which the three facilities currently collectively operate at.

As such, we had asked stakeholders if the challenges identified with MICCOE were personality-driven but were given clear direction that challenges were a function of processes, resourcing, and outcome requirements.

## 1.4. Local Government Entities

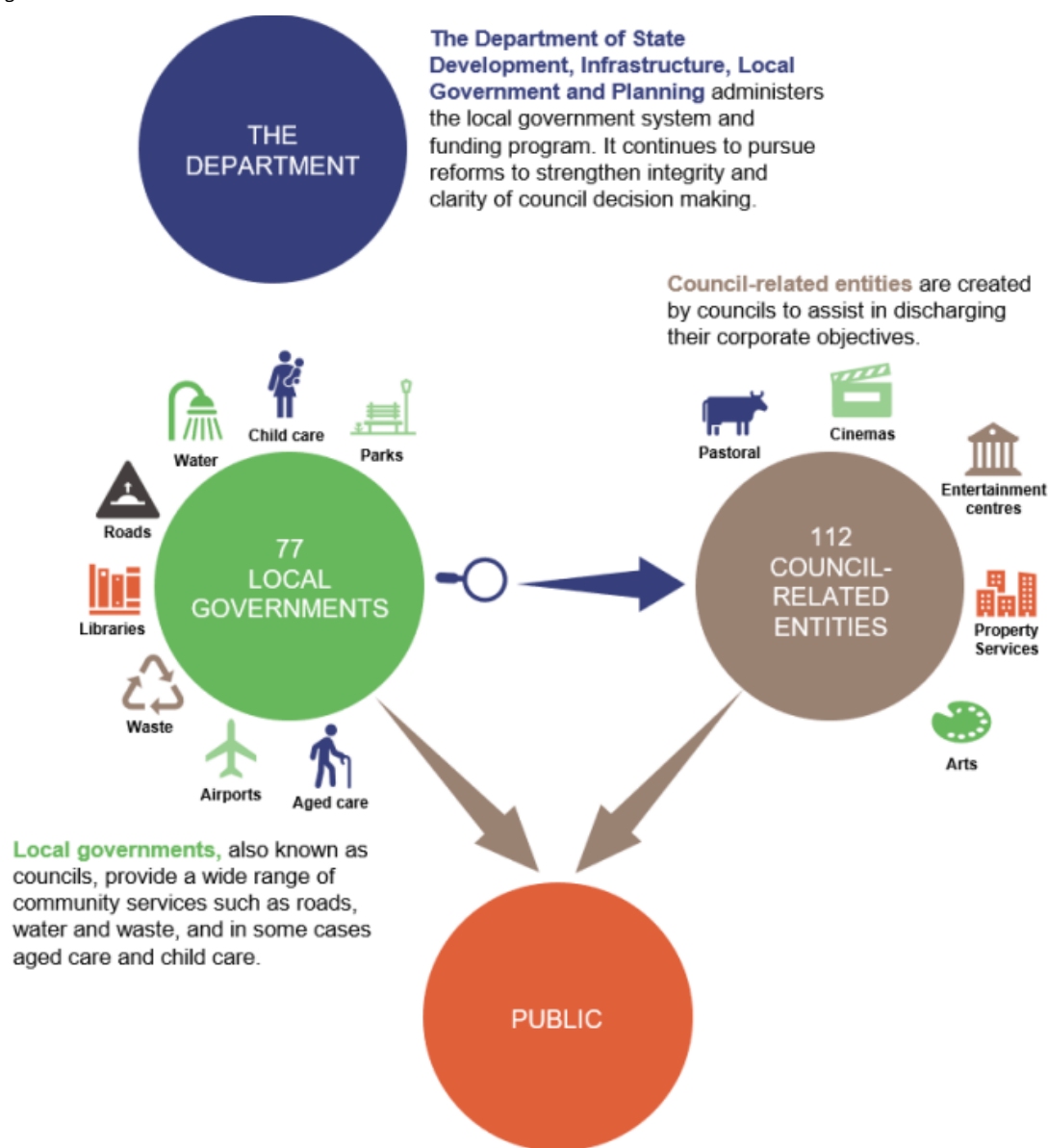
MICCOE is currently structured as a council-related entity. A council related entity is an entity controlled or jointly controlled by the council or over which council has significant influence.

There are an estimated 112 of these in Queensland currently<sup>1</sup> ranging from those which control entertainment centres to property services. As per Figure 2, these council-related entities are often created by councils to assist in discharging their corporate objectives and where a mix of skill sets (outside of Council) is required to deliver desired outcomes.

<sup>1</sup> Queensland Audit Office, Local government 2020 (Report 17: 2020-21)



Figure 2: Local Government Entities





### 1.5. Critical Issues

To deliver the answers and outcomes for the project brief, a series of critical issues were identified to offer a pathway forward to suggested solutions going forward. These issues are:

- Clarify what the aspirations for each facility (owned by Council) are
- Identify and assess the management options for how best to deliver those aspirations on behalf of the Council
- Determine a preferred option for managing the facilities collectively or separately
- Outline through the process, the potential community, economic and financial outcomes which are needed to best deliver the aspirations for each of the facilities.

### 1.6. Aspirations for Each Facility Site

Stafford Strategy interviewed each Councillor at Mount Isa City Council, along with the following key stakeholders on a strictly confidential basis:

- Senior Council personnel including the CEO
- MICCOE board members
- MICCOE General Manager
- Mount Isa Rodeo
- Mount Isa Show Society
- Mount Isa Race Club
- Others as identified by Council

The aspirations which stakeholders have collectively indicated for each of the facility sites are noted below. There has been a high level of agreement amongst stakeholders about what the aspirations and objectives for each facility should be. These aspirations, in turn, guide the next fundamental question for what management and operational model should be used for delivering the aspirations.

#### 1.6.1. Mount Isa Civic Centre

Stakeholder feedback was near unanimous for the Civic Centre, reflecting the following:

- The facility is a community asset, which needs to be supporting a mix of community users and commercial driven events and functions such as shows etc.
- It is considered a public good asset, a facility that should have far greater utilisation than previously, even if the charge to non-commercial users is below the breakeven level
- Differential pricing is required to actively encourage far more community-based events and functions to be held in the facility so that pricing for community (for balls, school formals, community art fairs etc.) activity is at a far lower level when compared with commercial events such as shows and performances which are ticketed events

- There is, therefore, an expectation that Council will underwrite community uses, reflecting a desire for far greater facility usage instead of attempting to cover community event costs
- Most stakeholders noted that the Civic Centre was also in need of far better maintenance as many spaces were seen as old and unattractive, and outdoor areas may be better served by creating them as indoor spaces
- Success for the Civic Centre was to be judged by its level of utilisation, which many commented should be “pumping day and night.”
- Offering upstairs areas for lease to commercial operators to operate bars, possible music venues, was also raised by several stakeholders, with a requirement that lease fees needed to reflect an attractive rate to encourage commercial stakeholders to activate areas
- An acknowledgement by many stakeholders that keeping staff in Mount Isa was a major challenge for Council especially, so an urgent need exists for procedural and operating manuals to offer detail of how functions and events should be set and run
- Many stakeholders noted that as the Civic Centre was primarily a community facility rather than a commercially driven event or function venue, it should not be viewed as a tourism attraction or related tourism asset, but rather a community-based asset with some activities which can offer full cost recovery.
- Most stakeholders then determined that delivering the social – community-based benefits they aspired to and reflecting that the Civic Centre would never be a profit centre but always would be a cost centre, felt that it would best be located within Council so council services such as IT, finance, parks and reserves, maintenance, HR, property management, could deal with it and any issues directly, rather than through MICCOE or an alternative third party. The aspiration here was to minimise the number of hands decision making and activates had to go through, to get improved management and operational outcomes to occur. So, simplifying decision making and procedures, was what the bulk of stakeholders wanted to achieve.

Interestingly, whilst the issue of trying to reduce the net cost of operating the Civic Centre was noted by some stakeholders (but not the majority) as an aspiration, most felt that to deliver its community objectives as a vibrant and desirable facility used far more regularly by all elements of the community, the net annual operating loss expected should be contained within pre-determined parameters rather than striving for constant cost reduction.

The feeling of many, therefore, was that the aspirations for far greater use of the facility had been inadvertently compromised by constantly trying to find ways to increase revenue whilst reducing operating costs.



As such, many also felt that putting the Civic Centre into Council to manage and operate directly, would not result in any net operating cost savings, but the delivery of their aspirations for the facility would be the desired outcome more likely to be achieved.

This is a crucial factor to consider as the staffing costs under an arm's length council-owned entity, often come under a general retail award rate, which is seen as lower than Council staffing award rates and is noted as a reason other councils have established council-owned entities to help reduce operating costs.

### 1.6.2. Buchanan Park

Stakeholder feedback was also clear for this facility and reflected the following aspirations. But unlike the Civic Centre which had a more black and white set of aspirations, Buchanan Park was noted by nearly all stakeholders as a highly problematic site with very challenging outcomes. The aspirations included the following:

- Virtually no stakeholders considered that Buchanan Park could achieve a cost-neutral position and would always operate at a net operating loss but was an important site for helping to position Mount Isa as the home of key events and needs to be supported
- A need for more events to help reduce the high net operating loss and to achieve far greater site utilisation
- To encourage a mix of both additional community events and new commercial events
- To introduce a series of procedure manuals to ensure institutional knowledge is not lost as staff move on
- Though the relationships between the Race Club and the Mount Isa Show and Isa Rodeo have improved in recent times, there is much still to be done to offer greater site flexibility for other events to also be considered,
- The current lease arrangement provided to the Race Club from Council has 5 years to run. Stakeholders saw the lease as being interpreted in a highly restrictive manner, which impedes greater site usage and prevents the marketability of the site to encourage other users
- Deferred maintenance at the site was noted by all stakeholders, often leading to workplace health and safety issues. Stakeholders want the site well maintained
- Stakeholders saw the lack of a commercial kitchen at the event centre site as a major weakness. The estimated capex to install a commercial kitchen was noted at \$300k-\$500k. The capex was noted by many as important if the site was to be able to attract more community and commercial users and additional events
- Some stakeholders aspired for the area within the centre of the racetrack to be upgraded, potentially greened, and made far more accessible for existing users (Mount Isa Show and Rodeo). Stakeholders were keen for site restrictions to be addressed in a way that allowed for more users

- The major challenge of the site seen by many stakeholders is that it was never designed as a multipurpose venue to cater for various sports and different types of events. Stakeholders aspire to find ways to enhance the site to make it far more marketable to both community and commercial users.
- Some stakeholders aspired to have a master plan completed for the site to enable a variety of events and functions/shows to be performed and a game plan introduced to illustrate what was realistic as to outcomes and at what cost
- Most stakeholders considered that desirable outcomes for Buchanan Park would not achieve a cost neutral position or better. As such, the majority view was that Buchanan Park would be best positioned within Council to manage and operate, noting that deferred maintenance needed to be addressed with a degree of urgency
- Some stakeholders aspired to the creation of a Rodeo Hall of Fame, as a visitor attraction, to be established within the event centre at Buchanan Park. This would mean that the current static rodeo exhibition items located at OAI, would be relocated at Buchanan Park which works well with the recommendations in the OAI master plan.

### 1.6.3. Outback at Isa

There was a near-unanimous agreement amongst stakeholders that OAI should remain at arm's length from Council and not be brought into Council for managing and operating.

Aspirations for OAI were noted as follows:

- A desire for OAI to remain as Council's primary tourism hub and attraction
- Once the proposed master plan is funded and developed, stakeholders consider that OAI should be able to operate at a net operating profit and as such, offer a return on investment back to Council
- For Council tourism personnel to be based at OAI to be closer to both visitor markets and the visitor information centre located at OAI
- That either a reformed MICCOE board and service level agreement or a new advisory board be established to manage the OAI facility and report to Council
- That with a strong mandate for OAI to generate both higher average spend patterns by visitors and stronger visitor numbers, a skill-based board was required, driven by the need for more tourism, marketing and finance skilled members though with some council representation
- Some stakeholders aspired to lease the attraction and amenities to a third party to operate the OAI on a commercial basis. Other stakeholders thought that finding a party willing to take up a lease would be challenging unless the operation was underwritten by Council, so commercial risks could be minimised if possible.



- Many stakeholders felt that the art gallery at OAI located upstairs, should be relocated to the Civic Centre and the Mount Isa Show and Rodeo displays should be relocated as proposed to the event centre at Buchanan Park
- Stakeholders were keen for a quarterly reporting arrangement to be introduced back to Council to offer confidence that desired outcomes were on track to being achieved.
- Near unanimous support from stakeholders for the focus of OAI to be on tourism and marketing with the desired outcome to be a longer length of stay in Mount Isa and higher average visitor spend patterns for Mount Isa to support the visitor economy more broadly
- Most felt that the Civic Centre was a community asset and an ongoing cost centre with very little chance of being able to generate sufficient revenue streams to cover its operating costs and ongoing maintenance requirements
- Most felt that Buchanan Park would always operate as a cost centre and would struggle to grow utilisation rates due to its design, facilities and current lease arrangements along with a sizeable deferred maintenance requirement
- Virtually all stakeholders felt that OAI should be considered a profit centre (once it was redeveloped as part of the proposed recent master plan) and as a core tourism and marketing asset for Council. They felt it should be managed separately from the Civic Centre and Buchanan Park which were viewed as distinctly different.

### 1.7. Aspirations Summary

The aspirations of stakeholders for the three facilities currently managed by MICCOE were generally very clear with most stakeholders in similar agreement. In essence:

Overall, stakeholders aspired to a higher level of facility utilisation especially for the Civic Centre and for Buchanan Park, even if this must come at a marginally higher operating cost.







## 2. SWOT ANALYSIS

### 2.1. Summary

The following section comprises SWOT analyses for each of the MICCOE business units, along with an overall assessment for MICCOE. These identify the strengths and weaknesses of the current MICCOE arrangement along with opportunities and threats going forward.

The challenge for MICCOE is that two of the three facilities are cost centres and are unlikely to ever achieve a cost-neutral operating position for the reasons identified, with stakeholders clearly of the view that it is both unrealistic if not unfair to expect MICCOE to manage assets which are strong cost centres and both of which suffer from deferred maintenance expenditure over some time.

With only one asset to then manage, is it logical to retain MICCOE, as a council-controlled entity, especially if the focus of that asset

(OAI) is tourism and marketing and with very few on the current MICCOE board having that specific skills base. If that is an option, then one needs to also look at alternatives for managing OAI including establishing a new entity (possibly an Advisory Board) with a strong industry component to offer tourism and marketing expertise, or the alternative of a third-party operator to come in and lease the management of OAI if they can bring the expertise needed and do so profitably.

When assessing options for managing the assets, consideration also needs to be given to the option of potential changes to MICCOE if that can offer a viable alternative.

### 2.2. Civic Centre

Table 1: SWOT Analysis – Civic Centre

STRENGTHS	WEAKNESSES
<ul style="list-style-type: none"> <li>Location within the civic precinct</li> <li>Adjacent to Council</li> <li>The scale of facilities and spaces for events and functions</li> <li>Community asset and profile</li> </ul>	<ul style="list-style-type: none"> <li>Charging arrangement too expensive for community bookings</li> <li>Underutilised facility</li> <li>Deferred maintenance</li> <li>Operates at a reasonable loss though the level of loss has been diminishing</li> <li>Hard to attract enough event attendees for shows etc due to population size in Mount Isa</li> </ul>
OPPORTUNITIES	THREATS
<ul style="list-style-type: none"> <li>Could provide space for the art gallery (relocate from OAI)</li> <li>Develop booking system to encourage more discounted community events on-site and for more commercial fully charged events</li> <li>Create areas for leasing out to third parties for bar/café and possibly other spaces</li> <li>Civic Centre should be pumping with charge for and free access areas to encourage far greater community users during the day and for evenings</li> <li>Potential to encourage local third parties to contract catering etc</li> <li>Ongoing program for renovating of spaces within Civic Centre</li> </ul>	<ul style="list-style-type: none"> <li>Deferred maintenance is not addressed</li> <li>Utilisation rates remain low for all the spaces</li> <li>The cost of maintaining the Civic Centre increases without a commensurate increase in site use</li> <li>The internal Council maintenance team lacks expertise and scale to deliver a revolving program of maintenance</li> <li>Lack of operating manuals to allow new staff to follow procedures for both bump in bump out of spaces and staged maintenance requirements</li> </ul>



### 2.3. Outback at Isa

Table 2: SWOT Analysis – Outback at Isa

STRENGTHS	WEAKNESSES
<ul style="list-style-type: none"> <li>Size of site</li> <li>Central location</li> <li>Parking capacity</li> <li>Riversleigh Fossil Centre</li> <li>Hard Times Underground Mine</li> <li>Staff and management commitment</li> <li>Major visitor attraction in Mount Isa</li> </ul>	<ul style="list-style-type: none"> <li>Old facility mostly</li> <li>Static exhibits</li> <li>Art gallery exhibits upstairs viewed by very few and wrong location</li> <li>Heavy reliance on retired miners (for Hard Times Mine experience) and with few trained for Riversleigh Fossil Centre experience</li> <li>A lot of older static equipment lying around outside</li> <li>Static displays for Rodeo and Isa Show which could be better located at Buchanan Park where they are held annually</li> <li>Operating cost for maintaining the facility</li> <li>Lack of adequate community support and visitation</li> <li>Low visitation from interstate and intrastate</li> <li>No clear theme of what it is</li> <li>Price to value proposition not strong</li> </ul>
OPPORTUNITIES	THREATS
<ul style="list-style-type: none"> <li>Masterplan redevelopment gives it a theme</li> <li>Could be a far stronger visitor attraction with wider market appeal</li> <li>More interactive displays making it more appealing</li> <li>Stronger visitation to Mount Isa and longer length of stay</li> <li>Partnership opportunities with other major outback visitor attractions as part of collective packages</li> <li>Partnerships with local accommodation providers in Mount Isa to promote the area</li> <li>Higher visitor spending patterns resulting in a break-even position being achieved</li> <li>Encouraging other businesses to establish in Mount Isa</li> <li>Stimulating stronger support for resourcing and marketing from Qld State Government agencies</li> <li>Decouple from Buchanan Park and Civic Centre to reduce cost constraints</li> <li>New facilities to attract back a local community</li> </ul>	<ul style="list-style-type: none"> <li>The master plan is not proceeded with, and visitation continues to drop to Mount Isa</li> <li>Mount Isa falls off touring routes through the NWQ and CWQ regions without a signature attraction</li> <li>Overall spend in the Mount Isa visitor economy diminishes</li> <li>Cost to Council increases for either propping up the ongoing operating cost deficit or eventually mothballing the facility</li> <li>Length of stay reduces in Mount Isa resulting in more visitors coming through as day visitors only to and dropping on elsewhere to stay the night</li> <li>Diminishing support generally from State Government for tourism</li> <li>Staff cannot be easily relocated to other positions elsewhere in Mount Isa so leave</li> </ul>

### 2.4. Buchanan Park

Table 3: SWOT Analysis – Buchanan Park

STRENGTHS	WEAKNESSES
<ul style="list-style-type: none"> <li>Size of facility and ability to cater to larger events</li> <li>The home of the Mount Isa Rodeo (nationally recognised), 6k+ attendees</li> <li>Home of the Mount Isa Show (2,500+ attendees)</li> <li>Horse racing circuit for training and race days</li> <li>Parking capacity</li> </ul>	<ul style="list-style-type: none"> <li>In need of site maintenance which has been deferred</li> <li>The event centre lacks facilities (e.g. a commercial kitchen)</li> <li>Was not designed or built as a multipurpose event venue</li> <li>Inability to find a workable solution for maintaining the race club on-site activity and growing event activity generally</li> <li>No operating manual which documents how to set up for and remove pop-ups etc for the Mount Isa Show and the Rodeo</li> <li>Poor planning of the two signature events at times resulting in sub-optimal outcomes and conflict with the Racing Club</li> <li>The lease arrangement between Council and the Racing Club (out to 2026) is too restrictive to easily allow for other events to be introduced and to avoid conflict with the needs of the Racing Club</li> <li>Ongoing operating losses to maintain the site to a reasonable (rather than high) standard</li> </ul>



OPPORTUNITIES	THREATS
<ul style="list-style-type: none"> <li>With significant deferred site maintenance and an expected ongoing operating model which will run at a deficit, it could be operated by Council directly</li> <li>Potential to encourage more major events to reduce the net operating deficit</li> <li>Creation of a Rodeo and Mount Isa Show Museum attraction in the event centre</li> <li>Ability to leverage the Council parks and reserves team for ongoing maintenance work etc</li> <li>To create an online booking system managed by Council to enable users to select between spaces available within Buchanan Park and the Civic Centre</li> <li>To renegotiate the lease with the Racing Club to allow for sufficient flexibility to be able to encourage other events.</li> <li>Potential may exist to grow the length of the Isa Show and/or Rodeo with pre and post events</li> <li>Create a master plan for Buchanan Park to maximise the use of facilities</li> <li>Develop an operating manual for use of sites to set up for bump in and bump out of specific and generic events and functions</li> <li>Develop a booking system to encourage more discounted community events on-site and for more commercial fully charged events</li> <li>Grow the prominence of Buchanan Park as a major regional asset for NWQ to encourage a range of major regional activity</li> <li>Assess the potential for night-time events and functions for the event centre and outdoor areas</li> </ul>	<ul style="list-style-type: none"> <li>Continued deferred maintenance will result in some areas eventually needing to be closed</li> <li>Retention of the existing lease arrangement with Racing Club may result in limited chances for additional events to be attracted to the site</li> <li>Lack of upgrades to facilities may eventually result in alternative locations being found for current and future events</li> </ul>

## 2.5. MICCOE

Table 4: SWOT Analysis – MICCOE

STRENGTHS	WEAKNESSES
<ul style="list-style-type: none"> <li>Dedication management team to operating the facilities</li> <li>Operating cost reductions achieved in last 12-16 months</li> <li>Established over many years</li> <li>A small team dedicated to the three operational sites</li> <li>Previous board composition with the Council and industry reps</li> </ul>	<ul style="list-style-type: none"> <li>Service level agreement lacks key performance indicators</li> <li>Lack of industry board members</li> <li>Buchanan Park and Civic Centre are always going to cost centres so will always run at a loss</li> <li>Challenge of deferred facilities maintenance so harder to market sites</li> <li>Limited budget set aside for maintenance and upgrades</li> <li>Ability to deliver improvements-changes for all facility sites</li> </ul>
OPPORTUNITIES	THREATS
<ul style="list-style-type: none"> <li>Remove elements – sites that are public good assets rather than commercial sites and cannot cover OPEX</li> <li>Assess the desired outcomes for Buchanan Park, The Civic Centre and OAI from a Council perspective first before determining potential management structures</li> <li>Focus on initiatives to drive stronger revenue generation for OAI</li> <li>Determination of the optimum operating model to achieve outcomes that meet Council expectations for the three major facilities</li> <li>Establish a governance model which encourages far greater industry involvement on the Board</li> </ul>	<ul style="list-style-type: none"> <li>The existing operating model is not modified to deliver desired Council outcomes for Civic Centre, Buchanan Park and OAI so lack alignment with Council</li> <li>OAI master plan redevelopment is not pursued so visitation to Mount Isa stagnates at best or declines</li> <li>No operating manuals for running Buchanan Park and Civic Centre events-functions results in ongoing problems due to staff institutional knowledge being lost as people leave positions</li> <li>Deferred maintenance budget for Buchanan Park and Civic Centre is not provided so marketability reduces</li> <li>Inability to encourage non-Council members onto the MICCOE Board</li> </ul>

Strategic Review of MICCOE





Strategic Review of MICCOE



### 3. COMPARATIVE ASSESSMENT

We have undertaken comparative analysis to ascertain if the council-controlled entity model is still prevalent in Queensland and what trends (if any) exist. As per the findings shown in Table 5, we note the following as trends for local government in Queensland.

- The council-controlled entities which are established at arm's length from Councils, rather than being facilities run from within Councils directly, tend to be entities where external technical expertise is required, over and above what councils can provide themselves. Examples of this as shown below include water services, ports, and airports
- In addition, Councils are not known generally to have marketing expertise in house, so tourism entities and attractions are often operated as council-controlled entities where the active involvement of industry specialists can be involved and where effective operating partnerships can be formed to share marketing plans and their resourcing with other tourism entities operated and owned by private sector partners
- At times investment agencies are established at arm's length from councils to facilitate investment and to work with private

investor groups. Because of the need to avoid political interference and to ensure correct probity rules are followed, investment facilitation and support are recognised as a sensitive area and where examples exist of councils operating directly in this area and getting themselves into strife where issues of probity and transparency in the process have been blurred.

What is noted as well is that public good assets - which are not business enterprises - are more appropriately managed within a council structure, often because they are cost centres and therefore unable or unexpected to generate a net operating profit, though they can contain a mix of revenue-generating activities and community-based services and amenities.

As such, we note that within the MICCOE constitution, the three core assets are referred to as business enterprises, which may have denoted that these assets (Civic Centre, Buchanan Park and OAI) had at one stage, been expected to be able to collectively operate on a cost neutral basis or better. The current net operating cost of \$1.6m approx. would indicate that this outcome has not been possible.

Table 5: Comparative assessment of Council related entities

Name	Owner	Assets	About
Wide Bay Water Corporation	Fraser Coast Regional Council	Water and wastewater services	The first local government-owned corporation in QLD, established in 2002. The corporation was wholly owned by Fraser Coast Regional Council (FCRC) and governed by an independent Board of Directors working under the Queensland Local Government Owned Corporations Act. It was transitioned to a Council Commercial Business Unit as they undertook a public benefits assessment and determined this was a more beneficial model of operating. The primary objective was to deliver cost savings, minimise duplication and improve efficiencies across both organisations
Gladstone Area Water Board	Gladstone Regional Council	Water and wastewater services	A Category 1 commercialised Water Authority under the Water Act 2000, responsible to the Minister for Natural Resources, Mines and Energy and servicing the needs of Gladstone Regional Council and regional industries)
Mt Isa Water Board	Queensland State Government owned water authority	Water services	Mount Isa Water Board is a registered water service provider, established as a Category One Water Authority under Chapter 4 of the Water Act 2000. We operate as a commercialised statutory authority carrying out water activities in the Mount Isa region in the State of Queensland.



Name	Owner	Assets	About
Ports North	QLD Govt. - Treasurer; Minister for Transport and Main Roads, Treasurer; Minister for Transport and Main Roads	Port	Far North Queensland Ports Corporation Limited, trading as Ports North, is a company Queensland Government Owned Corporation responsible for the development and management of the declared Ports of Cairns, Cape Flattery, Karumba, Mourilyan, Skardon River, Quintell Beach, Thursday Island, Burketown, and Cooktown.
North Queensland Bulk Ports Corporation	QLD Govt. - Treasurer; Minister for Transport and Main Roads, Treasurer; Minister for Transport and Main Roads	Port	NQBP is a government-owned corporation (GOC), incorporated under the Corporations Act 2001 and subject to the requirements of the Government Owned Corporations Act 1993.
Port of Townsville	QLD Govt. - Treasurer; Minister for Transport and Main Roads, Treasurer; Minister for Transport and Main Roads	Port	Port of Townsville Limited is a company Government Owned Corporation (GOC) established in its current form on 1 July 2008 according to the Corporations Act 2001 (Cth) and Government Owned Corporations Act 1993 (Qld) (as amended by the Government Owned Corporations Amendment Act 2007 (Qld)) (GOC Act).
Gladstone Ports Corporation	QLD Govt. - Treasurer; Minister for Transport and Main Roads, Treasurer; Minister for Transport and Main Roads	Port	A Government Owned Corporation and the gateway for Australian trade, jobs, and prosperity.
Major Brisbane Festivals Pty Ltd	Brisbane City Council & QLD Govt. (Joint Owners)	Festivals	Major Brisbane Festivals Pty Ltd was created by the State Government and the Brisbane City Council. The objects of the company are to create, produce and promote cultural festivals that showcase diverse artistic work and demonstrate artistic integrity, and to produce and deliver in Brisbane and South East Queensland inspiring and inclusive arts festivals.
Screen Queensland	QLD. Govt.	Media	Based in Brisbane, Australia, Screen Queensland is a state government-owned screen agency that invests in production, talent development programs and screen culture festivals to grow a successful screen industry throughout Queensland.
Unitywater	Jointly owned by Moreton Bay and Sunshine Coast regional councils	Water and wastewater services	It supplies water and sewerage services to 270,000 households.
Queensland Urban Utilities	The shareholders of the statutory authority are the councils of Brisbane, Ipswich, Lockyer Valley, Scenic Rim, and Somerset	Water and wastewater services	A statutory authority of the Government of Queensland that is responsible for the delivery of retail water supply and wastewater services across five local government areas in South East Queensland, in Australia
Gladstone Airport Corporation	Gladstone Regional Council	Airport	Gladstone Airport Corporation is a Local Government owned Corporation wholly owned by Gladstone Regional Council. Gladstone Airport Corporation became a corporatised entity on 1 July 2012 in the State of Queensland under the Local Government (Beneficial Enterprises and Business Activities) Regulation 2010 (repealed) to administer the for-profit airport activities
Cairns Art Gallery Limited	Cairns Regional Council	Arts	A registered charity that manages the Cairns Regional Art Gallery. Operates with contributions from Council
Fraser Coast Tourism & Events Ltd	Fraser Coast Regional Council	Tourism	The region's peak body for regional marketing, event, and tourism development. They are a small, dedicated team of industry professionals committed to developing the Fraser Coast through regional events, destination marketing, development programs and more.



Name	Owner	Assets	About
Rattler Railway Company Ltd	Gympie Regional Council	Tourism Attraction	T/a Mary Valley Rattler. The company currently has three agreements with Gympie Regional Council that highlight their responsibility to deliver sustainable safe assets. . During the 18/19 financial year, RRC & GRC negotiated minor asset transfers, infrastructure delivery schedules & asset maintenance schedules.
Invest Logan Pty Ltd	Logan City Council	Investment	investLogan is an independent investment company that is 100 per cent owned by the Logan City Council. The company is run by a Board that is independent of the Council.
The Kronosaurus Korner Board Inc.	Richmond Shire Council	Tourism Attraction	Richmond Shire Council took over control and management of the entire Marine Fossil Museum complex on May 1, 1999, and renamed it, Kronosaurus Korner. It is now run by an Incorporated Body of which the Mayor and councillors and one town member are the Board of Directors, with the Council's Chief Executive Officer the secretary/treasurer. Kronosaurus Korner operates as a not-for-profit incorporated body for the following reasons: it is wholly owned by the Richmond Shire Council on behalf of the community; it allows management of the centre based on business outcomes; the structure enables us to employ staff under the General Retail Award; the structure allows us to offer tax incentives to donors and sponsors.
Jondaryan Woolshed Pty Ltd	Toowoomba Regional Council	Tourism Attraction	The Jondaryan Woolshed property is owned by Toowoomba Regional Council and operated by Jondaryan Woolshed Pty Ltd.
Waltzing Matilda Centre Ltd	Winton Shire Council	Tourism Attraction	A registered charity, established in 1999, to fund or assist in the funding of the operations, development, and maintenance of the Waltzing Matilda Centre for the benefit and education of the inhabitants of the Winton Shire and all visitors to the Shire. The Board is endorsed by Council.





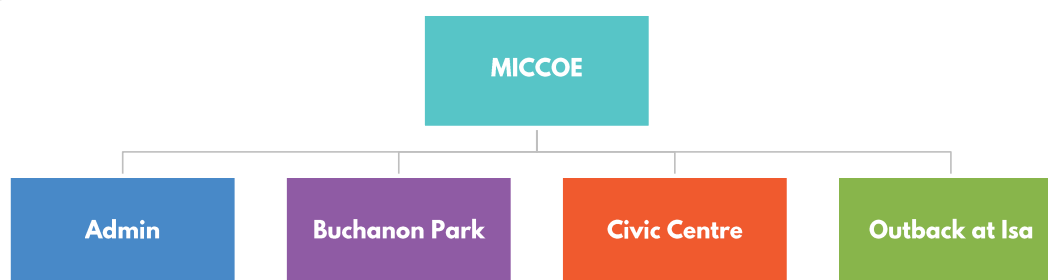


## 4. FINANCIAL ASSESSMENT

### 4.1. Overview

The financial data for MICCOE is segmented according to the following “Business Units” (BUs). Financial data in this section is, therefore, presented according to these BUs. The financial analysis for MICCOE is the combination of these four BUs. The line items for each BU have been apportioned by MICCOE.

Figure 3: MICCOE Business Units



### 4.2. MICCOE (All Business Units)

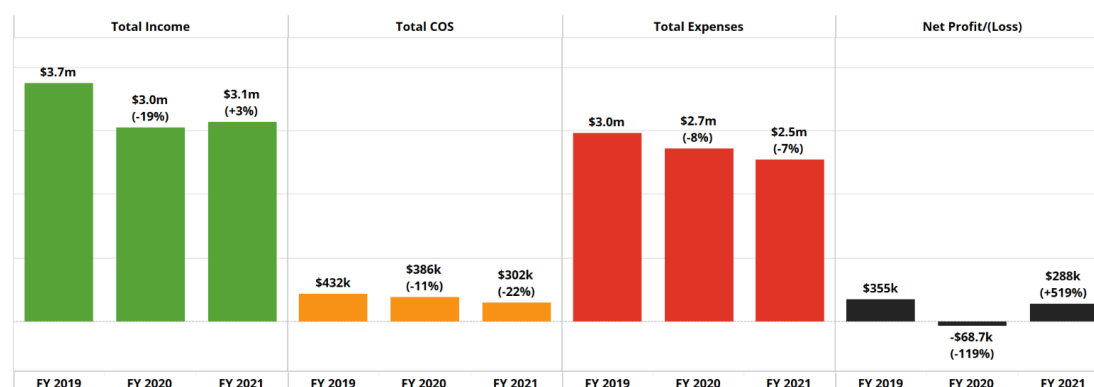
Figure 4 summarises the financial performance of MICCOE in its entirety over the three financial years (June YE) periods of 2019 – 2021. It demonstrates the following.

- MICCOE has rebounded from a net loss of just under -\$69,000 in 2020 to a positive net position of +\$288,000 in 2021. It is important to recognise though that this includes a significant subsidy from Council. In 2019, this subsidy was valued at \$1.9m, in 2020 at \$1.75m and in 2021 at \$1.86m.
- Total revenue generated through MICCOE has declined over the three years assessed, falling from \$3.7m in 2019 to \$3.1m

in 2021. The major driver behind this decline has been a decline in sales, falling from \$1.2m in 2019 to \$837k in 2021. It must be noted, however, that COVID-19 will have had an impact on the ability of MICCOE to sell some of its products, particularly event/venue hire as COVID-19 restrictions have limited the ability of people to travel for events.

- Over the period assessed, MICCOE has managed to control its expenditure, falling by \$500k from 2019 to 2021. This was primarily driven by a decline in events costs (falling from \$214k to \$53k) along with various other line-item savings.

Figure 4: MICCOE Financial Performance Summary, 2019 - 2021<sup>2</sup>



<sup>2</sup> Data provided by MICCOE, compiled by Stafford



### 4.3. Admin

Figure 5 summarises the performance of the "Admin" BU and demonstrates the following.

- The BU's net profitability has dropped considerably over the period assessed, falling from \$261k in 2019 to \$11.7k in 2021. This was primarily spurred on by a large decline in income and ongoing increases in expenditure.
- Total income fell by \$189k between 2019 and 2021. A decline in the apportionment of the subsidy from the Council to this BU was the driver behind this drop (falling from \$459k in 2019 to \$270k in 2021).
- Expenditure increased by \$60k over the period. The primary reason for this growth is an increase in staff expenses (growing from \$82k to \$227k). some expenditure line items, however, fell over this period.

### 4.4. Buchanan Park

Buchanan Park's financial performance is summarised in Figure 6 and shows the following.

- Revenue generated fluctuated over the period assessed, but ultimately fell by \$32k between 2019 and 2021. This was driven by a sharp decline in sales (falling by \$110k) but was also counteracted (in part) by an increase in the Council subsidy apportioned to this BU (increasing from \$90k to \$168k).
- Expenditure grew, increasing by \$60k. Staff expenses were the primary driver in this increase, growing from \$63k to \$128k.
- As a result of fluctuating revenue and expenditure streams, the BU's net profitability has fallen from \$81k in 2019 to \$9.8k in 2021.

Figure 5: Admin Financial Performance Summary, 2019 - 2021<sup>3</sup>

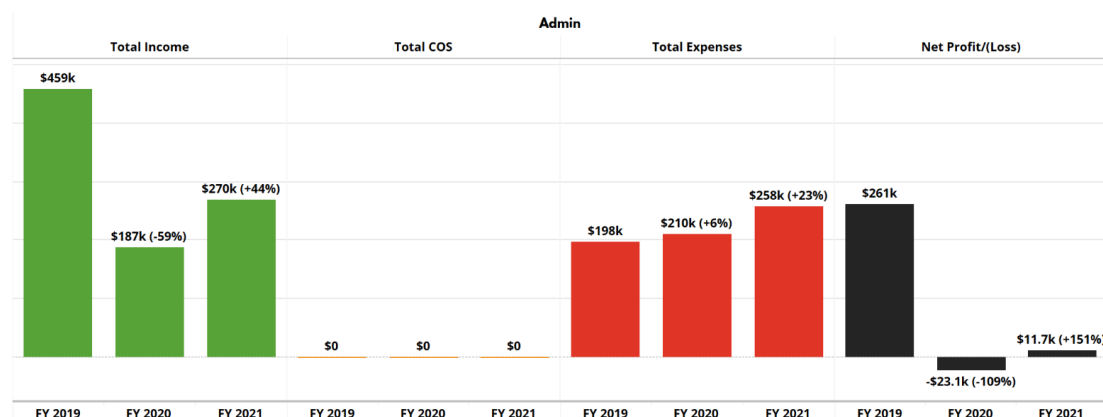
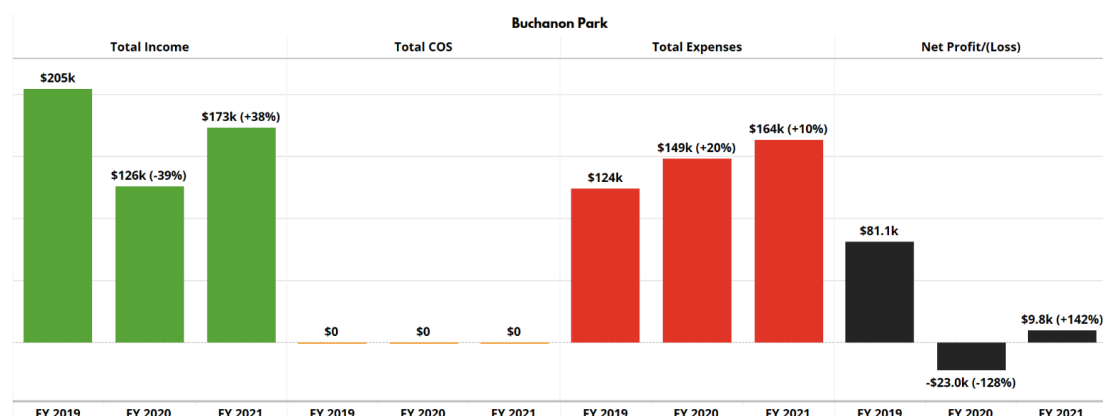


Figure 6: Buchanan Park Financial Performance Summary, 2019 - 2021<sup>4</sup>



<sup>3</sup> Data provided by MICCOE, compiled by Stafford

<sup>4</sup> Data provided by MICCOE, compiled by Stafford



#### 4.5. Civic Centre

Figure 7 summarises the financial performance of the Civic Centre BU and illustrates the following.

- The Civic Centre is the only BU to have experienced a net loss in 2019 but a net profile in 2020. This, however, appears to have been driven by the apportionment of the Council subsidy, increasing from \$320k in 2019 to \$524k in 2020 and consolidating back down to \$330k in 2021.
- Expenses fell sharply within the Civic Centre BU, declining from \$365k between 2019 and 2021. This decline was driven by a fall in event costs (declining by \$165k as the number of events held fell) and staff expenses (falling by \$106k).

#### 4.6. Outback at Isa

The financial performance of the Outback at Isa BU is summarised in Figure 8 and which illustrates the following.

- Revenue generated through this BU fluctuated, falling from \$2.4m in 2019 to \$1.9m in 2020 and back up to \$2.1m in 2021. The main drivers behind this fluctuation were a decline in grant funding (falling by \$100k over the period) and a different apportionment of Councils subsidy.
- Expenditure remained relatively static over the period, falling slightly by \$100k between 2019 and 2021.
- The Outback at Isa BU produced a small net profit in 2021 of \$175k, up from -\$240k in 2020.

Figure 7: Civic Centre Financial Performance Summary, 2019 - 2021<sup>5</sup>

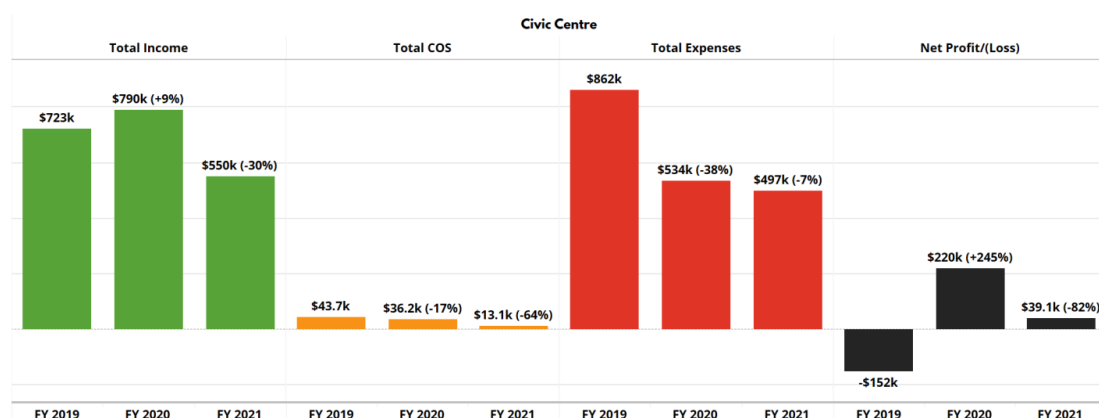
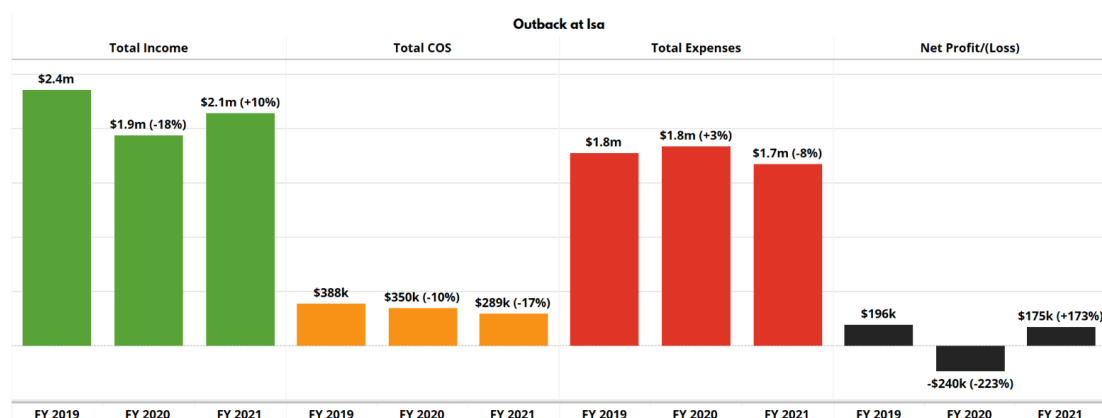


Figure 8: Outback at Isa Financial Performance Summary, 2019 - 2021<sup>6</sup>



<sup>5</sup> Data provided by MICCOE, compiled by Stafford

<sup>6</sup> Data provided by MICCOE, compiled by Stafford

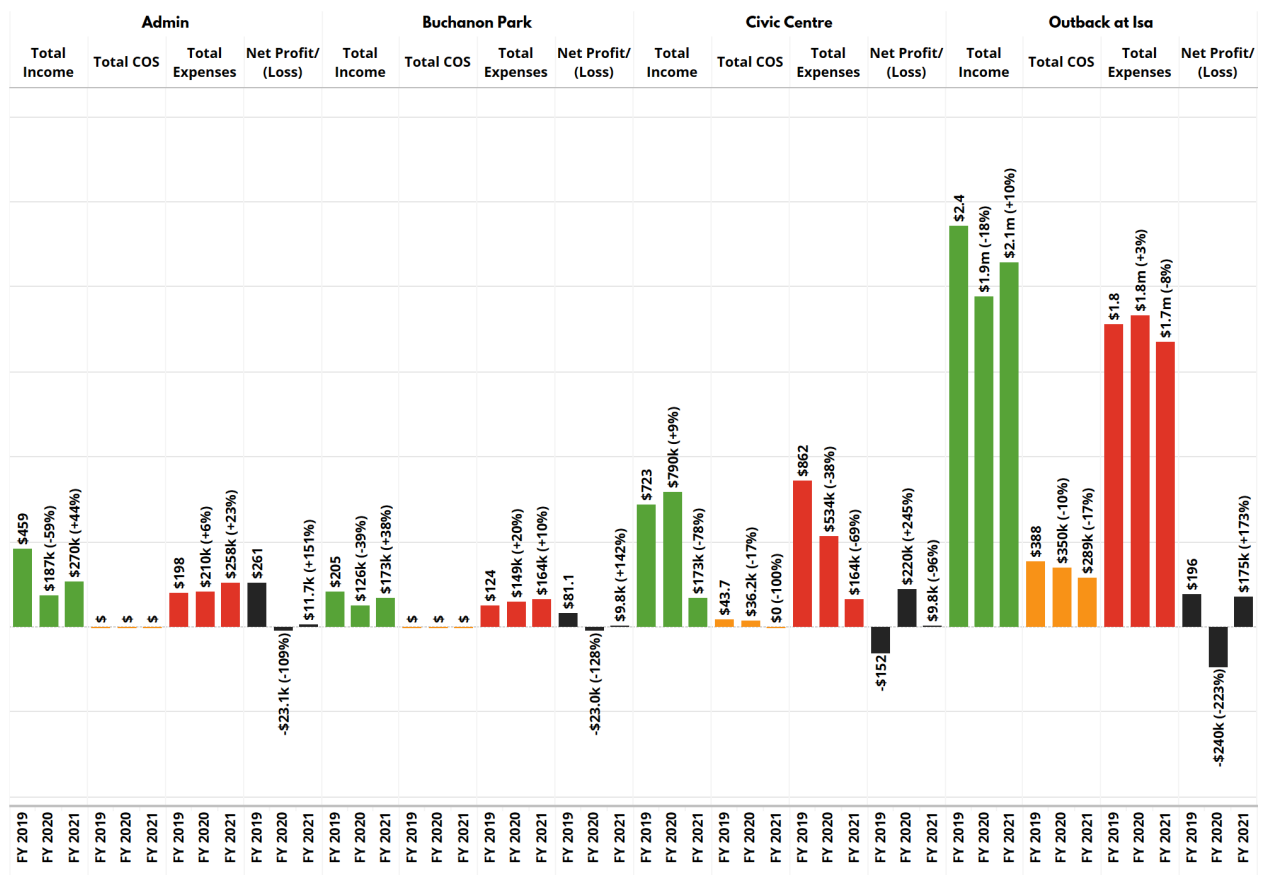


#### 4.7. Comparison of Business Units

Figure 9 summarises the performance of each BU for comparative purposes. It demonstrates that:

- The Outback at Isa BU, by far, is the leading generator of revenue for MICCOE. In 2021, this BU generated 68% of all revenue generated through MICCOE. This was followed by the Civic Centre. If the Council subsidy is removed across all BUs, the Outback at Isa BU's contribution to revenue grows, comprising 82% of all revenue in 2021.
- Being the largest revenue contributor also means this BU is likely to generate the greatest operating expenditure. The Outback at Isa BU equated for 65% of all expenditure generated through MICCOE. This was followed by the Civic Centre (19%).

Figure 9: Comparison of Business Unit's Financial Performance Summary, 2019 - 2021<sup>7</sup>



<sup>7</sup> Data provided by MICCOE, compiled by Stafford



#### 4.8. Largest Sources of Revenue & Expenditure

Table 6 breaks down revenue and expenditure streams by their contribution to each BU's total revenue and expenditure. It demonstrates the following.

- The largest, and only, source of revenue generated through the Admin BU is the Council subsidy, comprising 100% of revenue generated. Staff expenses are the largest expenditure item for this BU, increasing from 41% of total expenditure in 2019 to 88% in 2021.
- Sales generated through Buchanan Park have fallen considerably as a proportion of revenue for this BU, decreasing from 56% of total revenue to just 3%. As this line item has declined, the Council subsidy's contribution to revenue has increased. As with the Admin BU, staff expenses make up the largest expenditure item, totalling 51% of expenditure in 2019, growing to 78% by 2021.
- The Civic Centre's only two revenue sources are sales and the Council subsidy. Sales have declined as a proportion of revenue, while the Council subsidy has commensurately grown. The largest expenditure items at the Civic Centre include staff expenses (totalling 51% of expenditure in 2021), utility costs (12%) and rates (11%).
- Outback at Isa's primary revenue streams comprise the Council subsidy (totalling 51% of revenue in 2021), followed by the sales of products, including café, catering, and merchandise sales (comprising 29% of revenue in 2021).
- For MICCOE, the largest revenue streams comprise the Council subsidy (totalling 59% of revenue in 2021), followed by sales (27%) and tour sales (13%). Its largest expenditure items include staff expenses (which have grown from comprising 52% of all expenditure in 2019 to 62% in 2021). This is followed by utility costs (9% in 2021) and repairs and maintenance (7%).

Table 6: Largest Sources of Revenue & Expenditure

	Admin			Buchanan Park			Civic Centre			Outback at Isa			Total		
	FY 2019	FY 2020	FY 2021	FY 2019	FY 2020	FY 2021	FY 2019	FY 2020	FY 2021	FY 2019	FY 2020	FY 2021	FY 2019	FY 2020	FY 2021
Income	Grant	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	4%	0.2%	0.0%	3%	0.1%	0.0%
	Rent	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	3%	3%	2%	2%	2%	1%
	Sales	0.0%	0.0%	0.0%	56%	39%	3%	56%	34%	40%	28%	32%	29%	32%	27%
	Sponsorships	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.2%	0.0%	0.0%	0.1%	0.0%	0.0%
	Subsidies	100%	100%	100%	44%	61%	97%	44%	66%	60%	44%	50%	51%	51%	59%
	Tour Sales	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	21%	16%	18%	13%	13%
	<b>Total</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>
Expenses	Advertising	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.1%	0.8%	3%	3%	3%	1%	2%	1%
	Cleaning & Consum..	0.0%	0.0%	0.0%	1%	0.3%	1%	3%	2%	4%	0.3%	2%	2%	1%	2%
	Consultancy	58%	26%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	5%	7%	2%	7%	1%
	Depreciation	0.0%	0.0%	12%	1%	0.0%	0.0%	0.9%	0.0%	0.0%	1%	2%	0.0%	1%	1%
	Event Costs	0.0%	0.0%	0.0%	2%	4%	0.1%	24%	14%	9%	0.2%	0.7%	0.5%	7%	2%
	Fees & Admin	0.6%	0.0%	0.0%	2%	0.0%	2%	2%	2%	2%	3%	9%	9%	3%	6%
	Licensing	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.1%	0.3%	0.3%	2%	0.4%	1%	1%	0.9%
	Rates	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	4%	10%	11%	5%	5%	5%	4%	5%
	Repairs & Maint	0.0%	0.0%	0.0%	26%	41%	10%	10%	7%	6%	10%	10%	7%	10%	7%
	Small equipment	0.0%	0.0%	0.0%	0.0%	0.0%	0.9%	4%	1%	2%	1.0%	0.5%	0.9%	2%	0.9%
	Staff Expenses	41%	74%	88%	51%	38%	78%	42%	49%	51%	58%	51%	61%	52%	62%
	Utilities	0.0%	0.0%	0.0%	16%	17%	8%	10%	15%	12%	9%	8%	9%	9%	9%
	Vehicle Expenses	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.2%	0.4%	1%	1%	1%	0.6%	0.8%
	<b>Total</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>

Strategic Review of MICCOE



#### 4.9. Financial Summary

As illustrated in the analysis above, MICCOE is challenged by the reductions in sales revenue which for the 2020/2021 financial year represented 27% of total income (down from 30% and 32% in the previous two years and has meant that 59% of all MICCOE income is the Council subsidy, up from 57% and 51% in the previous two years.

Importantly, whilst these three assets are referred to as business enterprises in the MICCOE constitution, Buchanan Park has relied on a Council subsidy for the 2021 FY of 97% of income, and 60% for the Civic Centre. Even OAI relies on a Council subsidy representing 51% of total income for the 2021 FY.

If one only looks at a pre-COVID period (2019 FY), the Council subsidy for all three assets individually represented 44% of all income received, reflecting the heavy reliance on the Council subsidy to allow MICCOE to operate.

With stakeholder feedback indicating the challenge of the Civic Centre and Buchanan Park being public good cost centres with minimal chance of reaching a cost-neutral position or better, this is unlikely to change for the short to medium term if not further out. The ongoing challenge will be in generating revenue from non-subsidy sources for all three assets, especially the Civic Centre and Buchanan Park.

And it is known that both the Civic Centre and Buchanan Park are also challenged by deferred maintenance costs, and OAI will require significant reinvestment to deliver its upgrade and master plan. Without the reinvestment into OAI, it will struggle to grow visitation and visitor spend levels.

In summary, the historic financial data reflect that although OAI has the potential to generate stronger sales and related revenue streams and to be able to significantly lower the level of Council subsidy applied to it, the same is unlikely to be possible for the Civic Centre and Buchanan Park.





Strategic Review of MICCOE



## 5. MICCOE BOARD FUNCTION

We have gathered, as part of the stakeholder consultation, feedback from a range of agencies and individuals to help assess the future focus for each of the three assets, and then determine how best to manage and operate each of the assets going forward. This has, as expected, generated some very sensitive feedback on the function of the MICCOE board, and its future.

As a precursor to offering commentary and recommendations for this, it is important to note that nearly all stakeholders acknowledged the work which the MICCOE Board and GM have undertaken to help try and deliver desired outcomes for each of the assets- the business enterprises which MICCOE manage.

Importantly, and when asked, stakeholders noted that issues and challenges seen with MICCOE were not due to Board or management personalities. Rather, challenges and issues were attributed by many stakeholders to processes, procedures and the ability to meet the aspirations for each asset.

Based on the structured interviews with key stakeholders we have:

- Reviewed the effectiveness and role of the Board.
- Identified required actions should MICCOE continue to function including steps to ensure a highly functioning board.
- Reviewed the ability of the current arrangements to ensure an effective tourism and marketing function.
- Identify options for the management of building maintenance of the three sites.

### 5.1. 2019 – 2021 MICCOE Board

We acknowledge the significant limitations to activities by MICCOE because of the impact of COVID and its conditions, which resulted in the closure of the Civic Centre for 12 months. For OAI, The Riversleigh Fossil Centre also was under reconstruction until June 2020 and was reopened in the COVID downturn period of 2020.

We also note the work which the current MICCOE Board has been undertaking including:

- Looking to maximise the use of the three facilities for locals and visitors
- Attempting to deliver a cost neutral or better result across the venues
- Looking to finetune and reduce operating costs where possible
- Improving flexibility of staff and working arrangements to support a variety of events and activities
- Improving Workplace Health and Safety management and reporting to improve compliance levels.

- Addressing anti-competitive practices with business in the city (mainly venue hire and catering).
- Encouraging this strategic review of facilities and venue management.
- To review and sign off the Service Level Agreement with Council which expired in 2018.

Importantly, we understand that at OAI, the Hard Times Mine was at capacity and tours were only limited by the number of tour guides available. OAI also benefited from the significant growth which occurred in domestic tourism to the outback region as Australians could not travel overseas so many families decided to undertake an outback holiday. This has resulted in a much longer tourist season than usual, stretching well past late October 2020. OAI also held a range of smaller events to attract locals back to the site

To its credit, MICCOE also has advised it has been able to reduce the Council subsidy by 25% (\$500k) for the 2021/22 budget, compared to the previous year. The Board has also indicated that community expectations of free or reduced-cost use of facilities or in-kind work of the facilities have been problematic. This has led to a range of problems at some events for MICCOE including operating unviable events and unclear responsibilities of council staff and MICCOE staff causing unwarranted friction.

The MICCOE board has also put forward the suggestion for modifying the composition of the board to include the following:

- Independent Chair with strategic Tourism skills and solid links to State Government tourism bodies.
- 2 x Independent Directors -Tourism, Events, and recreation activity skillsets
- 2 x Independent Directors – Accounting, marketing, facility management skillsets.
- 2 x Councillors – Business experience

MICCOE have also suggested that Council should appoint the Chair and Councillors, and the board should appoint the independent directors.

A major issue recognised by the MICCOE Board is finding a way of dealing with community expectations of free use or reduced-cost use of facilities, with the suggestion that this could include an agreed budgeted fund (\$75k say) that is expended at Council written request to MICCOE to underwrite certain events and on-call events such as, Eisteddfod, School Awards, Charity Balls, etc.



## 5.2. Observations

As we have explained in various parts of this report, there is no criticism being levelled at the MICCOE board and management for their level of commitment and efforts. The issue is whether a MICCOE management and operating model is now the best way forward, noting that over time, needs and aspirations for sites will change.

Table 7: Key areas to assess

Key Areas to Assess	Our Assessment
Review the effectiveness and role of the Board.	<p>The Board is shackled with a constitution that is too broad and offers little direction or purpose for MICCOE, and an SLA that has no measurable performance indicators and offers no link to the business plan required for each site. Regardless of this, the Board is handicapped by not having directors who bring strong tourism and marketing expertise, as this is needed to set a stronger tourism-based direction and drive OAI, especially as the primary tourism asset for the City.</p> <p>As a result, and despite best efforts, the MICCOE board's effectiveness is limited through the lack of these specific industry-based skills which are needed for decision making for OAI.</p> <p>After a review of the role and aspirations of stakeholders for the Civic Centre and Buchanan Park, we consider the MICCOE Board is being asked to achieve an outcome which is not possible; that being, to reduce overall operating costs, increase site utilisation, and work with sites which require major maintenance upgrades including allowing for far greater community use at a much lower charge out rate. As such, we would question the logic of keeping the Civic Centre and Buchanan Park as core assets for MICCOE to manage on behalf of the Council.</p>
Identified required actions should MICCOE continue to function including steps to ensure a highly functioning board.	<p>If MICCOE is to be retained, it will need:</p> <ul style="list-style-type: none"> <li>▪ A skill-based board with most positions held by industry stakeholders from a mix of Mount Isa and other locations to ensure strong tourism and related networks are introduced</li> <li>▪ An updated constitution to reflect why assets brought under its control are better managed at arm's length and what major strategic outcomes should be</li> <li>▪ An updated Service Level Agreement which is specific and measurable to allow the Council to be able to monitor the progress of agreed outcomes</li> <li>▪ A 5-year maintenance plan with budget commitments for each asset under MICCOE's control to ensure that it can deliver for Council and for Council to commit to funding the maintenance program, whether it manages the maintenance plan roll out or not</li> <li>▪ A robust annual business plan for each asset under MICCOE's control to reflect set objectives agreed with Council, staffing and funding commitment, marketing, and promotional program, etc.</li> <li>▪ A director's fee for each board member to reflect the time commitment and the overall commitment to delivering the objectives of MICCOE on the Council's behalf</li> </ul>
Review the ability of the current arrangements to ensure an effective tourism and marketing function.	<p>The MICCOE Board would need to change its composition to ensure effective tourism and marketing functionality. The vexed issue, however, is that despite best efforts, MICCOE has failed to previously attract sufficient tourism and marketing skilled board members. We, therefore, wonder if a "clean sheet approach," starting with a new entity and removing the history and any historic challenges, might be a requirement going forward to achieve a more effective outcome.</p>
Identify options for the management of building maintenance of the three sites	<p>Each of the three sites suffers from deferred maintenance, though OAI is possibly in the best position. To be successful in the future, however, the master plan created for OAI stipulates some significant changes are needed. Council will need to secure funding (possibly via State and Federal Government grant programs) to help cover the \$10m-\$15m capital cost required to develop the changes required.</p> <p>The Civic Centre requires both deferred maintenance spend and potentially site redevelopment such as closing in some of the outdoor major balcony areas to bring them in as internal spaces. This will require a project management approach to deliver this. This is a function that is not within the existing skill base of MICCOE and should be a function which Council can perform through a skilled operations manager.</p>



Key Areas to Assess	Our Assessment
	<p>Buchanan Park is noted by all stakeholders as a problematic site. It was never designed as a multi-purpose venue, had a major budget cut when the event centre was built and is best described as a heavily compromised site. The relationship with the Race Club through the site lease it holds with Council is also problematic as it limits flexibility to encourage greater utilisation. Deferred maintenance is noted as high, and many stakeholders commented that a master plan for the site should be developed to offer options and determination of costs and benefits before any reinvestment by Council occurs. Any maintenance and site improvements for Buchanan Park should be managed through Council services once an agreed maintenance program is put in place.</p>

### 5.3. Board Function Summary

The MICCOE Board is acutely aware of the need for various changes to deliver the outcomes they have agreed with Council. Balanced against this, however, is the change in stakeholder aspirations for all three sites, and through this, the acknowledgement that only OAI is primarily a commercial business enterprise focussed on tourism and growing the visitor economy for Mount Isa.

The Civic Centre and Buchanan Park are primarily public good assets (non-commercial) with very low utilisation and both in need of significant upgrades and maintenance. Both are important community assets that will struggle to deliver a cost-neutral position and will therefore continue to run at a net operating deficit, requiring ongoing Council subsidies to be provided.

Stakeholders want to see both assets far better utilised and with far more community users which means offering the sites to community groups at very low charging rates.

MICCOE was established to deliver management of business enterprises where skills required did not sit within Council. We now have a scenario where the MICCOE Board does not have the requisite skill set and two of the sites (the Civic Centre and Buchanan Park) no longer fit sensibly with OAI.

The question for Council, therefore, is whether MICCOE should be retained to operate just OAI or whether a new body should be established to manage OAI, assuming the master plan redevelopment proposed is undertaken.







## 6. ANALYSIS OF THE CONSTITUTION & SERVICE LEVEL AGREEMENT

### 6.1. Updating the Constitution

We have reviewed the existing constitution of MICCOE as requested, as this forms part of the project brief. Having gone through the constitution, we identified several key questions to consider should there be a desire to retain MICCOE for the future. The key questions were determined based on stakeholder feedback and our independent assessment.

In summary, these key questions were determined based on stakeholder feedback and our observations:

- Whether the current constitution required there to be a mix of directors representing industry and Council and what would happen if a mix were not achieved?
- As MICCOE is charged with managing and operating designated business enterprises, is there a requirement to generate a profit, even if only modest?
- Does the constitution allow for MICCOE to be able to hand back or Council to take back any or either of the three business enterprises, if it is felt that MICCOE cannot adequately deliver on its brief to benefit the LGA from its actions?
- The initial intention for who might be on the MICCOE Board and whether it was seen as desirable or appropriate to have most directors being Councillors?
- Is there a requirement under the constitution for MICCOE to report regularly to Council, particularly on its progress in achieving financial goals?

### 6.2. Constitution of Mt Isa City Council Owned Enterprises Pty Ltd (MICCOE).

*Assumed that the copy of the Constitution is the current copy and there have been no amendments to it.*

*The answers in this document do not purport to provide legal advice.*

#### **Does the Constitution require that the Board have a mix of directors from Council and industry?**

Council can appoint anyone as a Directors to the Board: there is no requirement for a mix of Directors from Council and industry. It may appoint up to 9 Directors.

- Council may appoint Directors to the Board. It can also remove and replace Directors. (Rule 7.1)

- Directors are appointed until they die, resign, or are removed by Council (rule 7.3)
- There can be any number of directors up to a maximum of nine.
- Council appoints the Chairperson from among the Directors. (Rule 7.2)
- Each director has one deliberative vote at Board meetings. (Rule 7.15)
- If there is an equality of votes on a motion, the Chairperson has a second or casting vote in addition to his/her deliberative vote

#### **Does the Constitution require MICCOE to make a profit?**

The Constitution does not require MICCOE to make a profit. That said, Council is to review/approve the Business Strategies of MICCOE each year. Council could look to improve profitability via its power to choose Directors and its power to approve Business Strategies. Also, MICCOE must only run the three named Business Enterprises so long as they have a reasonable expectation to benefit the whole or part of the LGA. If the BEs are a constant drain on Council's funds, perhaps they are not a benefit (at least economically) to the whole or part of the LGA?

- Business Strategies are to be prepared before the end of a financial year and submitted to Council for approval. (Rule 7.9)
- A Business Strategy includes product and services strategies; pricing policies; personnel policies; investments; financing requirements; profit objectives and distribution; marketing; budgeting; business policies; financial and non-financial targets; asset management; KPIs and other matters determined by Council from time to time. (Page 2 and rule 7.9).

#### **Does the Constitution stipulate that the 3 BEs (Buchanan Park, Civic Centre, and Outback at Isa) be retained or can MICCOE return management of (any of) the BEs to Council, for example, return management of the Civic Centre and Buchanan Park to Council so MICCOE only manages Outback at Isa?**

The Constitution does not address the return of management of (any of) the BEs to the Council. It does, however, define a BE to be an enterprise that can reasonably be expected to benefit the whole or part of the LGA. If the BEs operate continuously at a loss, it may be that Council decides they cannot reasonably be expected to



(economically) benefit the whole or part of an LGA. If this is true, then MICCOE may not have the mandate to manage the enterprise. It might then be a decision for Directors to present a Business Strategy that includes a recommendation to Council that management of an Enterprise is returned to Council by MICCOE.

- 3 BEs MICCOE was incorporated principally to exercise Mt Isa Council's powers under the Local Government Act to conduct three named Beneficial Enterprises (Buchanan Park Events Complex; Outback at Isa; and Mount Isa Memorial Civic Centre) (the 3 BEs). (Page 2 and rule 2.1)
- Additional BEs It also includes other Beneficial Enterprises as determined by the Member (Mt Isa City Council as the sole shareholder) from time to time. A Beneficial Enterprise is an enterprise that local government considers beneficial to its LGA. (Pages 2 and 4 and rule 2.1) Query if Council has ever determined that other enterprises be included in MICCOE's business.
- Council has the right to decide whether any enterprise (in addition to the 3 BEs) can be part of MICCOE's business. (Page 2)
- Other objects MICCOE was also incorporated to:
  - manage and promote commercial and community-focused projects as BEs
  - provide managerial expertise and support for the efficient and effective conduct of BEs
  - provide Council with expert advice and reporting on the operations of the BEs (Rule 2.2)

#### ***Does the Constitution make comment about Councillors being on the Board?***

The Constitution does not make any comment about Councillors being on Directors on the Board. Council has the right, however, to appoint Councillors. It has no restriction on whom it appoints to the Board. Also, it has the power to remove/replace a Director.

- Council may appoint Directors to the Board. It can also remove and replace Directors. (rule 7.1)
- Directors are appointed until they die, resign, or are removed by Council (rule 7.3)
- There can be any number of directors up to a maximum of nine.

#### ***Does the Constitution stipulate how often MICCOE has to report on its financial position or provide updates of its achievements to the Council?***

The Constitution addresses how Council can access financial or other information relevant to the operation of MICCOE and the BEs it manages. There is no requirement on MICCOE to regularly give Council financial reports or updates on achievements.

- After obtaining authorisation from the Board, Council may inspect Company books, accounting records and other documents.
- After giving reasonable notice and only as often as the Board thinks reasonable, Council can inspect documents relating to the Business, including its accounts and discuss the Company's affairs, particularly its finances and accounts with MICCOE's officers and the Auditor.
- And once each year, before 30 June, Council is to be provided with a Business Strategy for approval. That Strategy might include, relevantly: details on investments, financing requirements, profit objectives, budgeting, business policies, financial and non-financial performance targets.
- MICCOE is required to provide Council with expert advice and reporting on the operations of the BEs. (Rule 2.2)
- MICCOE is required to keep copies of all minutes/resolutions of meetings with the Council or meetings of directors in a book kept for the purpose. (Rules 9.1 and 9.2). The book containing minutes of general meetings are available to Council. (Rule 9.5)
- The Council does not have an automatic right to inspect MICCOE's minute books, accounting records and other documents. The Board determines whether Council can have access. (Rule 9.5). It only has the right to information (other than audited accounts and cash flows) that it needs to satisfy a reporting obligation under an Act. (Rule 10.1) Yet in rule 10.3, MICCOE is required to provide access to Council, upon reasonable notice, access to inspect and take copies of any document relating to the Business, including its accounts. But it may need to keep that information confidential. (Rule 10.4)
- The Board, however, is entitled to information or material concerning the BEs, including audited profit and loss statements and balance sheets for a financial year.

### **6.3. Suggested Amendments to the Constitution**

Under the assumption that MICCOE should be retained as the preferred management model going forward, we would make the following suggestions to update the constitution to better align it with stakeholder expectations and good governance. In making these suggestions we are also mindful of:

- The inability of the Council to find and retain industry representatives for the MICCOE Board
- The perceived limited pool of locally based skilled industry people to go onto the Board with strong tourism and marketing expertise to help offer a skilled based board
- The limited number of councillors with tourism, event management, finance and/or marketing expertise to retain seats on the Board.



As such, we would suggest that if MICCOE is to be retained, and to deliver stronger governance and process outcomes, Council should consider the following amendments to the constitution as outlined in Table 8.

**Table 8: Amendments recommended for the Constitution**

Key Issues	Suggested Amendments
Whether the current constitution required there to be a mix of directors representing industry and Council and what would happen if a mix were not achieved?	The nature of the business enterprises requires a skill-based board. The Constitution should stipulate the skills which board members collectively should cover and it should also stipulate that at least x% of board members need to be from industry rather than Council representatives so a balance is achieved
As MICCOE is charged with managing and operating designated business enterprises, is there a requirement to generate a profit, even if only modest?	The current definition of a business enterprise covers both commercial and community benefit to the LGA and is, in our opinion far too broad. A business enterprise, should, by definition, be focused on delivering economic and financial benefit to the LGA rather than social, cultural or community benefit. Most of the benefit derived from each business enterprise should, therefore, be a commercial outcome, though there will also need to be social, cultural and community outcomes. This is seen as a major reason why many stakeholders now see MICCOE as not the preferred entity to manage the Civic Centre and Buchanan Park, which are seen as mostly community and public good assets, rather than majority commercial assets
Does the constitution allow for MICCOE to be able to hand back or Council to take back any or either of the three business enterprises, if it is felt that MICCOE cannot adequately deliver on its brief to benefit the LGA from its actions?	If MICCOE is to be retained, Council should review the business enterprises being managed and operated by MICCOE on a two-yearly basis, to ensure that most of the benefit is commercial rather than community. Similarly, MICCOE should be able to pass back to Council, those business enterprises which may have started as majority commercial assets, but due to whatever reason, now need to be seen as primarily community-based assets, and therefore should not be viewed as business enterprises with a need to generate a cost-neutral financial position or ideally a profit.
The initial intention for who might be on the MICCOE Board and whether it was seen as desirable or appropriate to have the majority of directors being Councillors?	There is always a need for a high degree of transparency in governance models. Although stakeholders have not commented that the current MICCOE board is anything other than professional in wanting to discharge its duties, with all MICCOE Board members being Councillors, it is undesirable to have the same people effectively reporting to themselves (Councillors reporting to Councillors). For this reason, the constitution should mandate that most board members should not be from Council. As such, this may require board members to be either local from Mount Isa along with others from outside of the region, who can help fill specific skill-based requirements. As a suggestion, a board comprising up to seven members would be desirable, with no more than two positions being from Council. And this may need to stipulate that no more than one of those positions be a sitting Councillor.
Is there a requirement under the constitution for MICCOE to report regularly to Council, particularly on its progress in achieving financial goals.?	The current constitution does not stipulate that MICCOE has to report to Council on its financial performance. It is suggested that the constitution be amended to require MICCOE to report no less than twice yearly to Council, against an agreed set of performance criteria which should be stipulated in the Service Level Agreement between Council and MICCOE. We also note that the current Service Legal Agreement has no performance indicators, to show Council if MICCOE is achieving on agreed outcomes.
Is there a requirement for Council to provide site maintenance for each business enterprise?	The current relationship between MICCOE and the Council on the provision of site maintenance (both proactive and reactive) for all business enterprises is challenging. Under a revised constitution, it is suggested that there be a link through the service level agreement, for a joint Council and MICCOE written understanding of a rolling maintenance plan for site improvements, so that deferred maintenance needs also get captured along with any arrangement needed for proactive assistance. The need for this should also be stipulated in the constitution.



#### 6.4. Suggested Amendments to the Service Level Agreement

The service level agreement should also reflect desired outcomes in any revised constitution should MICCOE be retained. The following amendments – as outlined in Table 9 – are recommended.

Table 9: Amendments recommended for the SLA

Key Issues	Suggested Amendments
There is no clarity on the specific services which Council should be providing to MICCOE	An updated service level agreement (SLA) is required to clearly stipulate, on an annual basis, what IT, finance, HR, procurement, and other core functions Council will need to provide to MICCOE. Importantly, the full cost of operating MICCOE may be being understated if there is no transfer pricing arrangement by Council to pick up on staff costs and equipment costs in delivering specific services to MICCOE
There is no annual maintenance program for sites managed by MICCOE	The SLA needs to have a service delivery component that outlines on an annual basis, what specific upgrades to each site will be undertaken as a proactive program. This should also have a budget estimate which the Council will need to sign off on annually in its estimates and as part of its works program. The program also needs to include a budget for any reactive maintenance work required if equipment etc needs fixing or replacing. This needs to be stipulated in the SLA
Greater clarity round insurance coverage is warranted	The SLA should stipulate what Council policies MICCOE can come under and how site risks (public liability and professional indemnity insurance coverage) will be covered.
There are no key performance indicators in the SLA	The current SLA is developed as a legal agreement rather than a commercial management relationship. There is no current way, other than through the annual budget submission by MICCOE, for Council to be able to check and monitor MICCOE's performance. This is seen as a major weakness in the SLA. It is suggested that the SLA needs to be amended to contain a section on performance review and ongoing monitoring, which gives the Council the right to suspend the relationship if the Council sees insufficient delivery of agreed outcomes. This is also needed to protect MICCOE in so much as its agreed outcomes with Council, are clear and precise, with measurable key performance indicators provided. Activities that are therefore not stipulated within the SLA, MICCOE should not be held responsible for.
no link between the constitution and the SLA	The constitution and the SLA need to be better linked, to reflect the rationale for MICCOE and the agreed outcomes which it is required to provide back to Council. The SLA needs to outline "how" MICCOE will deliver its agreed outcomes. Where the constitution may need to be broader in its language to offer some flexibility, the SLA should be far more precise on how the delivery will be achieved, to support the operating budget which Council would need to provide to MICCOE annually to cover the net operating losses expected if all three business enterprises are retained.
No benchmarking offered yet	Council should stipulate, within the SLA, the need to have benchmarking to reflect what other council-controlled agencies in other councils apply, to ensure that consistent quality is achieved. The onus may need to be on Council, however, to guide what are acceptable performance measures which are consistent with what other similar council-controlled agencies apply in other regions across Queensland. The State Government Audit Office and State Treasury Corporation may be able to assist with this.

In summary, if MICCOE were to be retained, both the SLA and the constitution would need to be updated to be relevant to the needs of the Council and to address the issues identified by most stakeholders who have been consulted as part of this strategic review.







## 7. OTHER STAKEHOLDER CONSIDERATIONS

Stakeholders have been generous in the time and effort they have provided to ensure that a strategic set out outcomes are possible which would deliver far better outcomes for Mount Isa and its communities of interest. The following is provided to reflect additional considerations which stakeholders commented on, and which have helped in determining the preferred model to be followed. The considerations offered are not in any priority order.

Most stakeholders are very positive about the future needs of the core assets which MICCOE manage and operate; the issue is what is the best option for managing them going forward. And if there is a need for change, what is the justification for this.

### 7.1. MICCOE Overall

- Finding independent directors in Mount Isa has been extremely difficult, and the need exists to consider engaging tourism and marketing skilled directors from outside of the region
- The net operating deficit is seen to be high, more so from what is not being achieved to support the current operating model.
- Having councillors on the board is not seen as problematic, if they are bringing tourism, marketing, event and venue management or financial skills
- The charging rates for events and functions being applied are just not competitive and too expensive for Mount Isa
- Time for a skill-based board
- Strained relationship at times between MICCOE and council personnel making it harder and slower to move forward
- Cost centres such as Civic Centre and Buchanan Park need to be centralised
- If MICCOE is retained, directors need to be paid to cover time and related reimbursables
- The option of leasing out the venues will be very hard to make work with two being cost centres so always running at losses, and OAI would need to be underwritten to be of any interest to a third-party operator
- Council already do most of the MICCOE reporting and support for HR, IT, finance, fleet management, workplace health and safety and site maintenance
- MICCOE has its own enterprise bargaining agreement which is more cost-effective than if staff are employed under the Council award agreement
- Based on the constitution and SLA there is an expectation from the Council of a return on investment from MICCOE
- It is thought to be easy to wind up MICCOE if needed

- There is no cost-saving expected if some of the assets are brought back within Council though benefits are seen in operating processes and potential for greater community utilisation of facilities
- Quarterly reporting back to Council from MICCOE is not occurring
- Despite best efforts, no one historically has been able to make the MICCOE model work and lack of industry desire to sit on the MICCOE Board reflects this
- The big challenge of trying to attract and retain skilled personnel in Mount Isa
- If retained, needs to have more independent board members and paid positions
- Need industry people on the board to bring connections and networks, and useful to have Council reps so messaging back to Council does not get misinterpreted
- Needs to be acknowledged that the current MICCOE Board are putting many things in place and improving the operation of venues but still much to do
- The designated tourism councillor is not on the MICCOE Board

### 7.2. Civic Centre

- Many facilities need fixing and improving
- No expertise to deal with merchandising for shows and events
- Community expectations for use are to get spaces for free
- Opportunity to set up a bar on the first level and lease out
- Look at relocating the art gallery from OAI to Civic Centre and have local artists displays in the foyer
- Need experienced people to run the facilities with expertise in event venue management and site project management
- In the past, the venue regularly had bands playing in it and community balls
- Not having a commercial kitchen has stopped several major functions from being held there
- Outside areas are underutilised and should be covered in and turned into entertainment – bar area
- Needs public toilets and use the foyer as an art gallery, as done previously
- A 5-year maintenance program is needed to start addressing deferred maintenance over many years and to help address the marketability of areas for commercial and community users
- The small size of the Mount Isa local population will mean that the ability to create and market viable shows and



performances, will require encouraging others from outside of Mount Isa to come and spend the night.

### 7.3. Buchanan Park

- Venue hire is uncompetitive when compared to private venues in Mount Isa including food and beverage charges per head
- The facilities are of poor quality which makes it a hard venue to market and attracts new events too
- Should be a venue for concerts/Blues Festival and venue for motor cross events
- Having to drive all hot meals for the Rodeo to the venue is problematic and resulted in consumer complaints as no commercial kitchen at BP
- Exhibition centre has not been well designed and struggles to be fit for purpose; for most events, it is not a preferred venue
- Not a multipurpose venue and lease arrangement with the Race Club hinders the utilisation of spaces for attracting other events and functions
- Race Club constrains event activity with nothing before 8 am or after 4 pm
- \$1200 per day just to hire the arena for a community group; a disincentive for the community to consider the site
- Race Club annual lease fee to Council of \$10k, Rodeo charged \$40k-\$60k for use of the venue for a few days
- Rodeo has possibly outgrown the venue and lack of infrastructure is a constraint on growth and higher visitor numbers and spend
- Race Club holds 6-8 race meetings per annum which are important for the community
- The site is not well maintained, and the cost of rectifying issues is thought to be high
- It needs to have an operational budget for programming and maintenance
- The 2021 Rodeo attendance numbers were strong, with 7k, 6k and 8k respectfully over the three days and potential for further growth and stronger yield if the facilities are improved and improved flexibility of site use possible
- Part of the problem is that BP was meant to be a \$60m build but was cut back to \$20m, and more flexible use of spaces was not designed for
- The racetrack was also intended to eventually move to another site
- The site should have a clear strategy to offer say six events, three tourism and three community per annum, recognising the challenge of holding major events in Mount Isa due to geographic isolation unless of wide regional significance
- New commercial kitchen expected to cost circa \$300k-\$500k
- Maintenance budget of \$300k-\$500k required including a dedicated groundsman
- Introduce rodeo hall of fame to BP and move exhibits from OAI
- The sound system is poor
- The Arena area is too small and should look at options to grass area for sports fixtures
- Xstrata Pavilion is too expensive to hire out
- Caravan and camping show would be good as an event but the layout is wrong, and the use of the site is too inflexible to try and make it work
- Council's parks and gardens department could do the maintenance of the site
- Queensland Racing are advising the Race Club but seem to be offering far less site flexibility than occurs at many other racecourses in Queensland
- Safety on the racetrack is an issue
- Should never have been designed and built as a one-use site, and trying to make it a more multipurpose venue is therefore problematic
- The arena area is not fit for purpose and is needed for the horse show component of the Mount Isa Show but 1" of soft sand is not suitable for horses. The show is in June each year and planning for it starts 6 months in advance, but nothing gets done till the last minute. Urgently needs a procedures manual which maintenance staff can follow
- Site constraints and lack of ability to use areas resulted in a lack of ability to house everyone on-site for the Mount Isa Show and vendors could not locate to the middle of the arena
- Mount Isa Show numbers in 2021 were 5k first day, then 3k on the second day but could have been higher if the site were better managed and greater flexibility existed
- The venue needs two arenas for horses, a grassed area that needs to be watered 6 months in advance not 2 weeks out
- No grandstand to watch the horse arena but got a grant for a small mobile facility which is portable which takes a while to set up
- Only one entry point into the area for large trucks (gate 8) which is too tight but gate 15 is much better and safer for access but are not allowed to use this by the Race Club
- Mount Isa Show charged \$17k by Council for the week of the show
- Need for a poultry pavilion as growing demand
- Mount Isa Show used to run 2.5 days but now only 2 days in Buchanan Park and are forced to bump out within 1 day which is too tight whilst have 1 week to bump in
- The agricultural show society to run a demolition derby on-site – could do other events if the site were more flexible
- Need proper cattle yards for the Show as have 250 head of cattle
- Need a master plan for Buchanan Park to address its limitations and offer Council different options to consider
- BP is mostly state-owned land and in 2004 Council took over the deed of grant from the Race Club to manage BP and leased the racetrack to the Race Club

Strategic Review of MICCOE



#### 7.4. Outback at Isa

- Look at using the Hard Time Mine as a training centre with an arrangement with the mine (and potentially other mines in a broader region)
- The master plan needs to be funded and developed, especially noting the competition which Charters Towers could generate from its underground mine attraction it is embarking on
- Need succession planning for core staff such as Riversleigh Fossil Centre primary guide and those doing Hard Times Mine tours
- OAI activity should be generating greater overnight visitation to Mount Isa, ideally, as the major visitor attraction
- Strengthen OAI as the regions tourism hub and relocate Council tourism personnel to OAI to be closer to visitors
- OAI needs to be commercially driven
- Look at options for leasing the venue out if possible, to an entity with strong tourism expertise
- Need to encourage outsiders on to an OAI board
- The Mount Isa Library is having to operate as a surrogate visitor information centre providing NT border passes to travellers and with OAI VIC staff referring visitors to the library for this, as there are no computers for visitors to use at OAI to allow them to apply for the border passes there. On average 6-8 visitors per day with 20-60 minutes required to help visitors secure a border pass. Need computers at OAI VIC as visitors are also requesting help with WA border passes and asking for help with maps and accommodation advice. Not the role of the library.
- Having representation from the Mount Isa local tourism organisation on the OAI board would create stronger communication and synergy with industry operators





Strategic Review of MICCOE



## 8. TOURISM & EVENT FUNCTIONALITY

A core requirement for the business enterprises which form the assets currently managed under MICCOE on behalf of the Council is the need to deliver tourism and event functionality.

OAI is the sole tourism asset amongst the three, recognised by most stakeholders, as it acts as a visitor attraction and houses the Council's visitor information centre for Mount Isa. This makes it distinctly different from the Civic Centre and Buchanan Park which are event venues primarily, rather than tourism assets per se.

### 8.1. Event Venues

The Civic Centre and Buchanan Park are event venues that most stakeholders define as follows:

- Both offer function and event space to meet the needs of the community and commercial users.
- Both operate at net deficits (they are cost centres and unable to generate sufficient revenue to cover their operating costs).
- Both are now seen to need to deliver far stronger benefits and outcomes for the community in Mount Isa than previously.
- The size of the local population in Mount Isa (21k) and its socio-economic profile, makes it difficult to host financially successful events (shows, festivals etc) without needing to attract attendees from a far wider catchment and/or without Council helping to underwrite performance costs to promoters.
- The Mount Isa Rodeo, and to a far lesser extent the Mount Isa Show, are the only two major events that have shown, over time, to be able to generate sufficient revenue to cover their operating costs and to provide back a return to the event promoters.
- Both venues have suffered from deferred maintenance and now require quite significant reinvestment to improve their marketability to locals and a visitor market.
- Both are not viewed as visitor attractions, though both can attract visitors to attend events.

Stakeholder feedback, as previously outlined, indicates that both the Civic Centre and Buchanan Park should now be primarily seen as community-based assets, to ideally support community events and functions, so they can be far better utilised. But they are also assets to support tourism activity indirectly.

As such, most stakeholders have indicated that because of the need for Council personnel to be actively involved in maintaining and supporting both venues, it would be preferable for Council to deal directly with the operating committees for both the Mount Isa Show

and separately the Mount Isa Rodeo to offer a direct relationship for:

- Improving the coordination of destination events such as the Mount Isa Rodeo and Mount Isa Show
- Dealing with community groups directly for the coordination of community events and festivals which are separate from destination events, and which are important to attract to support improved utilisation of both event venues.
- Recognising the need to best manage the cost of operating and managing community events especially where full cost recovery may not be possible.

### 8.2. Tourism Attraction

For OAI, the recent master plan aims to reinvigorate the site, clarify the role of the attraction, and make it a far more compelling visitor attraction to appeal to a wider visitor market now being seen throughout the outback. This major refresh is also important because of the major upgrades which have occurred over the last 5-8 years to competing visitor attractions in the Outback such as The Age of Dinosaurs and Waltzing Matilda Centre in Winton, Qantas Founders Museum and Stockman's Hall of Fame in Longreach etc.

Council has indicated its desire previously to expand its visitor economy and grow both visitors and visitor yield. As the major visitor attraction in Mount Isa, OAI is a catalyst attraction that is needed to help drive:

- Stronger overnight accommodation in Mount Isa to support the commercial viability of existing commercial accommodation providers (hotels, motels etc.).
- Additional visitor spend into Mount Isa food and beverage outlets and retailers generally.
- Higher levels of spend attributed to visitors purchasing goods and services such as petrol, retail items etc.
- The profile and brand position of Mount Isa as a key visitor location in regional Queensland.
- Attracting wider benefits to grow the overall economy through stimulating interest in potential employment, investment and
- to encourage other players to develop new visitor attractions and new commercial accommodation facilities.

To achieve these tourism outcomes, stakeholders have indicated a preference for the body which manages and operates OAI to have:

- a skilled based board that can cover skills such as tourism experience, marketing, merchandising, finance



- extensive networks to enable partnership opportunities with major outback tour companies, wholesalers, and intermediaries
- connections with other major visitor attractions to look for twinning arrangements to package up products and to include OAI in new itineraries and promotions
- to retain Council involvement at the Board level but this should be secondary to the involvement of strong industry skilled based members
- to attract industry players from outside of Mount Isa where these are needed to strengthen the Board and supplement skills available within Mount Isa.



Strategic Review of MICCOE







## 9. ALTERNATIVE MANAGEMENT OPTIONS

Based on our assessment of the desired outcomes and aspirations for the three facilities, and from the extensive stakeholder consultation undertaken, we consider there are three structural options for Council to consider. In determining these, we have considered the following:

- Potential options for rolling the management of the three facilities back under Council.
- An assessment of the merits and challenges of bringing MICCOE in-house or keeping it at arm's length of Council
- Identify required actions should MICCOE continue to function at arm's length of Council,
- Steps to ensure a highly functioning board
- How an integrated model back within Council may work functionally
- How governance within Council would need to operate to ensure optimum outcomes were delivered.

- A management structure and how this could be optimized within Council leveraging off its existing resources
- An operations structure for ongoing maintenance work, operations in each venue,
- Potential for collective support services such as accounting, IT, human resources, administration etc.
- A simplified and agreed charging model for use of spaces for events and functions,
- A set of guidelines for the free use of spaces for certain community/council-based activities and how a chargeback arrangement would be accounted for
- Ways of maximizing commercial returns from each space and
- Possibility for seconding outside specialists to support specific decision-making requirements etc.

Based on the three model options identified, the following matrix offers a summarised form for comparing the merits of each option.

Table 10: Comparison of the Merits of Alternative Management Options

Criteria for comparing	Civic Centre	Buchanan Park	Outback at Isa
<b>Community primary focus</b>	Yes	Yes	No
<b>Commercial primary focus</b>	No	No	Yes
<b>Tourism asset</b>	Secondary	Secondary	Primary
<b>Event function venue</b>	Primary	Primary	Secondary
<b>Streamlining operations possible</b>	If internal in Council	If internal in Council	Arm's length from Council
<b>Operating cost reduction</b>	Unlikely	Unlikely	Possible once redeveloped
<b>Need for a skill-based board</b>	No	No	Yes
<b>Maximising commercial returns</b>	Unlikely	Unlikely	Possible
<b>Seconding outside specialists</b>	Possible	Possible	possible
<b>Requirement for a service level agreement</b>	No, but needs a clear business plan and KPIs	No, but needs a clear business plan and KPIs	Yes, and needs a clear business plan and KPIs
<b>Risks of bringing function into Council</b>	Operating costs are likely to increase, need to find additional skilled personnel	Operating costs are likely to increase the need to find additional skilled personnel	Inappropriate as a tourism attraction in Council
<b>Ability to operate as a profit centre</b>	No	No	Yes eventually
<b>Need to retain MICCOE</b>	Not if moved inside Council	Not if moved inside Council	Either keep MICCOE as an interim board until a master plan is developed or replace it with a skill-based advisory board
<b>Ability to pass to third party operator to lease</b>	No, it is a cost centre and Council would have to underwrite all losses	No, it is a cost centre and Council would have to underwrite all losses	Possibly as it is a profit centre, but Council may have to underwrite any losses in the first 5 years

Strategic Review of MICCOE



Criteria for comparing	Civic Centre	Buchanan Park	Outback at Isa
Is there a deferred maintenance problem?	Yes significant	Yes significant	Yes, but to be addressed via new master plan development
Retain constitution and SLA?	Not required if brought within Council but need for an annual business plan	Not required if brought within Council but need for an annual business plan	Needed but must be modified
Stakeholder majority view?	Move to inside Council	Move to inside Council	Keep at arm's length of Council

Based on the above and the various assessments undertaken as part of this strategic review, the following three operating models (Figure 10 - Figure 12) are put forward for Council consideration.

Figure 10: Council In-House Option Structure Overview

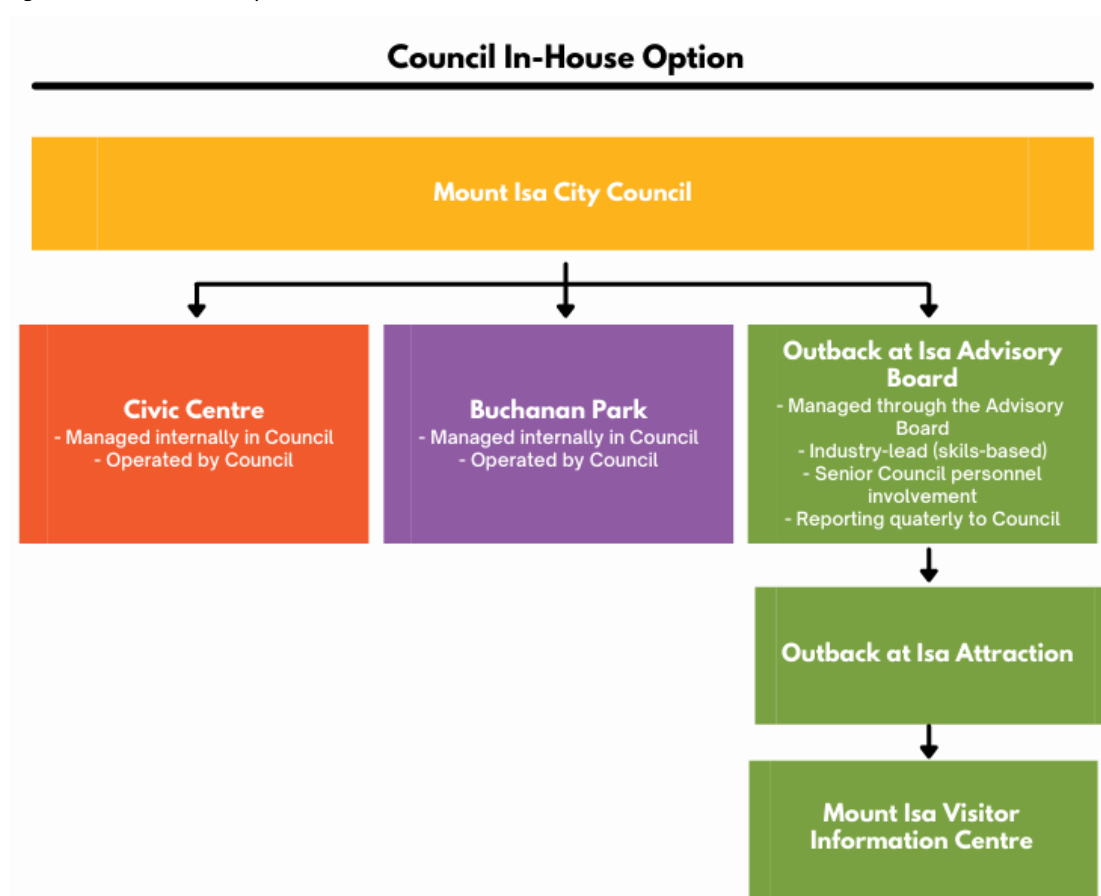




Figure 11: Retaining MICCOE Structure Overview

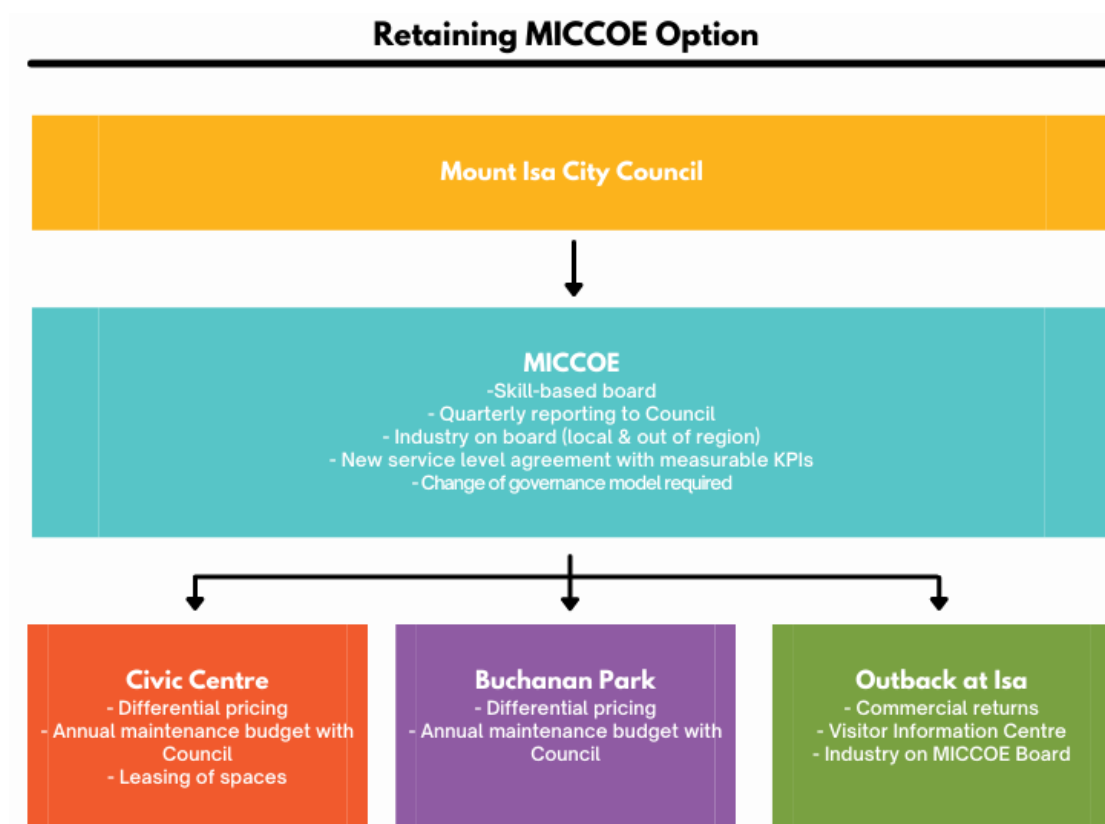
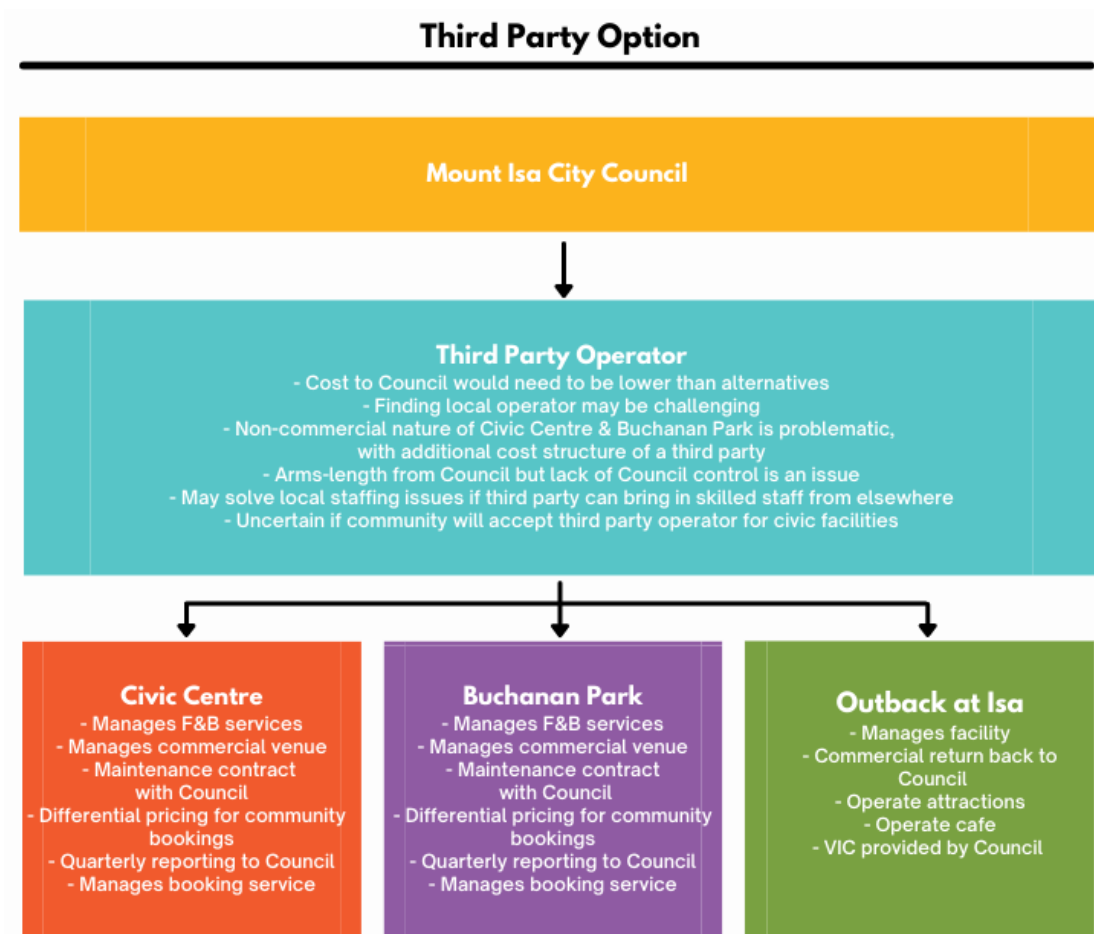
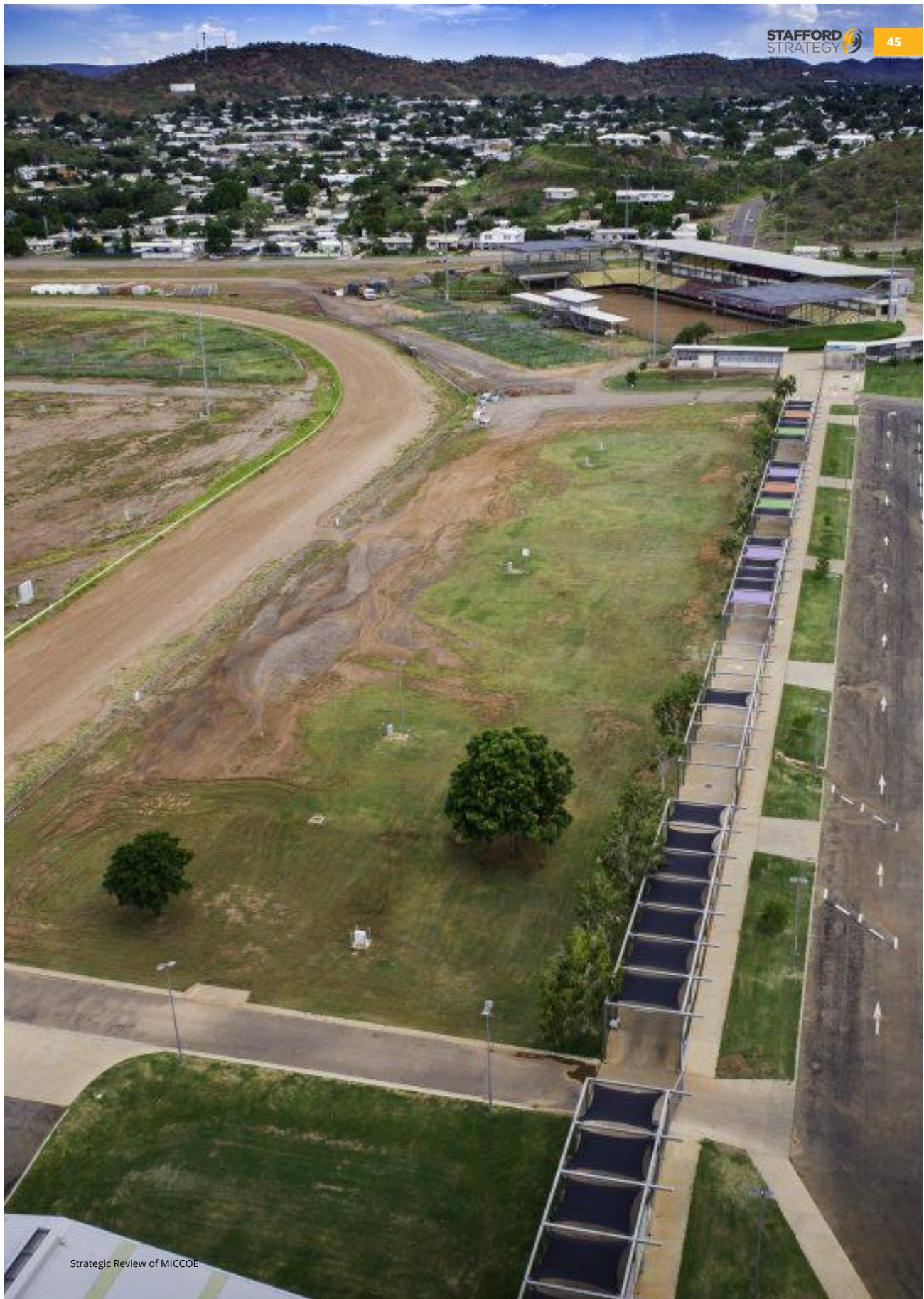




Figure 12: Third-Party Option Structure Overview









## 10. NEXT STEPS

This Strategic Review of MICCOE has generated strong and, at times, passionate comments from stakeholders who were interviewed. There is a strong desire amongst all stakeholders to find a better way forward; as such there is consistent agreement amongst many stakeholders that to achieve the aspirations for each of the facilities, a different operating model is now going to be needed.

This should not be construed as criticism on the dedication or commitment of the MICCOE Board and management team to achieve desired goals; rather, it is a reflection that over time, the needs of organisations change and the process for delivering desired outcomes also has changed.

The next steps are, therefore, suggested as follows:

- Council reviewing the findings of this report
- A workshop (face to face or online if no choice), with Stafford Strategy to discuss the findings and to discuss any queries Councillors may have
- For Council to determine if the suggested way forward should be adopted or if an alternative option be followed
- If MICCOE is to be retained, the constitution and Service Level Agreement should be amended as suggested to bring both into line with stakeholders' expectations and to strengthen governance and transparency
- If MICCOE is not to be retained, Council should move to wind it up once it has established an alternative model for all three of the assets (Civic Centre, Buchanan Park and OAI). Whilst the Civic Centre and Buchanan Park could be moved internally into Council, OAI would require an advisory board, driven by industry but with Council representation on it.
- If the preferred model suggested is to be followed, Council may wish to retain MICCOE as the interim management entity for OAI until funding for the master plan is secured, and a revised site is developed at OAI. Without a major site update as proposed in the master plan and business case, we consider it would be very challenging to find industry operators (either in Mount Isa or further afield) to come onto a board with the current facilities only being available.
- If the preferred model suggested is followed, Council will need to establish a process internally for managing both the Civic Centre and Buchanan Park. To achieve this, it may also need to review its existing staff resources to determine if additional expertise is required to deliver the aspirations identified for both facilities. What we would suggest though, is that Council avoids creating a dedicated unit within Council just to manage these facilities. Rather, they should be effectively managed through effective utilisation of existing Council resources whether they need to be supplemented with additional expertise or not. It is important that if these assets are brought into Council, their management control is not seen as an exercise in creating new and extended organisational structures within the Council structural format.
- The cost of operating the facilities will be higher if the Civic Centre and Buchanan Park are brought within Council, due to the higher award rates under which Council personnel are under. It is important that the full cost of managing the two facilities with the Council are determined, including making provision for a rolling maintenance program for both sites.
- A separate operating budget for OAI will be required, along with an agreed business plan to illustrate when OAI can operate without any Council subsidy. If MICCOE were to be retained as the interim managing body for OAI, the business plan and agreed key performance indicators, will need to be specified within an updated SLA established.
- Council can then retain the decision to either keep with MICCOE managing OAI or establish a new and industry-driven OAI Advisory Board if a clean-sheet approach is preferred.







# 11. SUPPORTING DOCUMENTATION

## Appendix 1 Full Financial Data by Business Unit

Table 11: Full MICCOE Financial Data by Business Unit

	Admin			Buchanan Park			Civic Centre			Outback at Isa			Total	
	FY 2019	FY 2020	FY 2021	FY 2019	FY 2020	FY 2021	FY 2019	FY 2020	FY 2021	FY 2019	FY 2020	FY 2021	FY 2019	FY 2021
Income	Grant	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$104,000	\$4,247	\$0	\$104,000	\$4,247
	Rent	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$67,751	\$60,029	\$42,028	\$67,751	\$60,029
	Sales	\$0	\$0	\$0	\$114,944	\$48,711	\$5,427	\$402,690	\$220,049	\$669,635	\$614,212	\$611,037	\$1,187,269	\$926,899
	Sponsorships	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$5,437	\$0	\$0	\$5,437	\$0
	Subsidies	\$459,000	\$187,000	\$270,000	\$90,000	\$77,000	\$168,000	\$320,000	\$524,000	\$1,031,000	\$962,000	\$1,095,000	\$1,900,000	\$1,862,500
	Tour Sales	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$484,473	\$302,383	\$395,764	\$484,473	\$302,383
COS	Totals	\$459,000	\$187,000	\$270,000	\$204,944	\$125,711	\$173,427	\$722,690	\$790,489	\$2,362,296	\$1,942,871	\$2,143,830	\$3,748,930	\$3,043,557
	COGS	\$0	\$0	\$0	\$0	\$0	\$0	\$43,709	\$36,170	\$13,056	\$388,318	\$289,241	\$432,027	\$385,832
	Totals	\$0	\$0	\$0	\$0	\$0	\$0	\$43,709	\$36,170	\$13,056	\$388,318	\$289,241	\$432,027	\$385,832
	Advertising	\$0	\$0	\$0	\$0	\$0	\$0	\$483	\$4,071	\$15,766	\$60,675	\$45,871	\$61,158	\$49,942
	Cleaning & Consumables	\$0	\$0	\$0	\$1,595	\$428	\$2,116	\$27,905	\$10,771	\$19,627	\$4,505	\$32,307	\$34,005	\$43,505
	Consultancy	\$114,419	\$54,308	\$0	\$0	\$0	\$0	\$0	\$0	\$88,666	\$127,679	\$31,607	\$203,085	\$181,987
Expenses	Depreciation	\$0	\$0	\$31,439	\$1,634	\$0	\$0	\$8,168	\$0	\$22,869	\$29,082	\$0	\$32,670	\$29,082
	Event Costs	\$0	\$0	\$0	\$1,960	\$5,610	\$120	\$209,614	\$73,154	\$45,209	\$2,847	\$11,748	\$214,422	\$90,511
	Fees & Admin	\$1,215	\$0	\$0	\$3,047	\$0	\$2,740	\$15,931	\$8,289	\$8,540	\$61,473	\$154,693	\$81,665	\$162,983
	Licensing	\$0	\$0	\$0	\$0	\$0	\$0	\$892	\$1,443	\$1,551	\$38,576	\$6,194	\$39,467	\$7,638
	Rates	\$0	\$0	\$0	\$0	\$0	\$0	\$38,031	\$52,278	\$54,164	\$93,819	\$89,233	\$131,849	\$141,511
	Repairs & Maint	\$0	\$0	\$0	\$32,196	\$60,394	\$16,942	\$86,566	\$35,705	\$27,608	\$178,184	\$183,620	\$296,946	\$279,720
	Small equipment	\$0	\$0	\$0	\$0	\$0	\$1,500	\$32,550	\$5,925	\$7,766	\$16,904	\$8,391	\$49,454	\$14,501
	Staff Expenses	\$81,962	\$155,808	\$226,832	\$63,167	\$55,798	\$127,926	\$360,250	\$259,990	\$253,683	\$1,033,019	\$906,594	\$1,538,398	\$1,378,191
	Utilities	\$0	\$0	\$0	\$20,208	\$24,442	\$12,332	\$81,970	\$78,189	\$61,638	\$157,722	\$143,166	\$259,900	\$245,797
	Vehicle Expenses	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,206	\$1,858	\$18,925	\$24,767	\$18,925	\$25,974
	Totals	\$197,596	\$210,116	\$258,271	\$123,807	\$148,713	\$163,676	\$862,359	\$534,051	\$497,410	\$1,778,183	\$1,833,539	\$2,961,945	\$2,726,420
	Totals	\$261,404	\$23,116	\$11,729	\$81,137	\$23,003	\$9,751	\$-152,133	\$220,268	\$39,084	\$195,796	\$-240,330	\$354,959	\$-68,695
Net														

Strategic Review of MICCOE



## Appendix 2 MICCOE Service Level Agreement

## PART 1 REFERENCE INFORMATION

## Item 1 Formation of Agreement

Date: \_\_\_\_\_, 2020.

## Item 2 Council

Name: Mount Isa City Council  
 ABN: 48 701 425 059  
 Address for Notices:  
     *Delivery:* 23 West Street, Mount Isa, Qld  
     *Post:* PO Box 815, Mount Isa, Qld 4825  
     *Facsimile:* (07) 3236 1885.

## Item 3 Company

Name: Mount Isa City Council Owned Enterprises Pty Ltd  
 ABN: 48 166 549 837  
 Address for Notices:  
     *Delivery:* 23 West Street, Mount Isa, Qld.  
     *Post:* PO Box 815, Mount Isa, Qld 4825.  
     *Facsimile:* (07) 3236 1885

## PART 2 COMPOSITION OF AGREEMENT

## 2.1 Configuration and Conventions

The configuration and conventions detailed in this Part 2 have been adopted in drawing this Agreement.

## 2.2 Configuration of Content

- (1) The Agreement is configured into Parts, an Appendix, and the Attestations (in that order).
- (2) Part 1 is further divided into Items.
- (3) Each subsequent Part is further divided into Clauses.
- (4) An Appendix might be formatted in Paragraphs, depending upon its content.
- (5) Some Clauses are sub-divided into further numbered components.

## 2.3 Cross-references

- (1) A cross-reference to a Part, an Item, or a Clause is a cross-reference to a provision of the Agreement other than a provision in an Appendix.
- (2) A cross-reference to a Paragraph to is a cross-reference to a provision in an Appendix.

## 2.4 Capital Letters

- (1) Where used in the Agreement, the following types of word begin with a capital letter:
  - (a) (with minor exceptions) a word that is, or is part of an expression that is, defined in Clause 3.2;
  - (b) a word that begins a sentence.



- (c) a word that is a proper noun.
- (2) Examples of the minor exceptions mentioned in Clause 2.4(1)(a) are:
  - (a) "include" and its derivatives.
  - (b) "act" and its derivatives (as a reference to an action or an omission, rather than to a statute).

### PART 3 INTERPRETATION OF PROVISIONS

#### 3.1 General

- (1) Subject to Clause 3.1(2), this Agreement is to be interpreted by reference to:
  - (a) the conventions stated in Part 2; and
  - (b) the provisions of this Part 3.
- (2) Each of those conventions and provisions applies to the Agreement unless:
  - (a) the context otherwise requires; or
  - (b) a contrary intention appears.

#### 3.2 Definitions

Each of the following expressions in bold to the left bears the meaning shown opposite:

<b>act</b>	Includes: <ul style="list-style-type: none"> <li>(1) an omission; and</li> <li>(2) a refusal to act.</li> </ul>
<b>Act</b>	<ul style="list-style-type: none"> <li>(1) An Act passed by the Commonwealth Parliament, the Parliament of an Australian State, or the legislature of an Australian Territory.</li> <li>(2) Subordinate legislation made under the Act.</li> <li>(3) A planning instruments.</li> <li>(4) A local law.</li> <li>(5) A direction or requirement made by a competent entity under the Act, subordinate legislation, instrument or law.</li> <li>(6) A licence, authorization, consent, approval, or exemption granted under the Act, subordinate legislation, instrument or law.</li> </ul>
<b>Act of Insolvency</b>	<ul style="list-style-type: none"> <li>(1) Suffering the appointment of a receiver or a receiver and manager, which appointment is not terminated, postponed or enjoined within 14 days after it is made.</li> <li>(2) Entering voluntary administration.</li> <li>(3) Failing to satisfy a statutory demand under section 459E of the <i>Corporations Act</i>.</li> <li>(4) Suffering the presentation of a winding-up application or the appointment of a provisional liquidator.</li> <li>(5) Suffering de-registration as a corporation.</li> <li>(6) Entering a composition or scheme of arrangement for the benefit of creditors.</li> </ul>



	<p>(7) Failing to secure the return of one's assets within 21 days after a creditor or an encumbrance lawfully seizes them.</p> <p>(8) Committing an act of bankruptcy mentioned in section 40 of the <i>Bankruptcy Act</i>.</p> <p>(9) Suffering the presentation of a bankruptcy petition.</p> <p>(10) Signing an authority under section 188 of the <i>Bankruptcy Act</i> (to appoint a controlling trustee).</p>
<b>Address for Notices</b>	<p>For each Party:</p> <p>(1) its address or facsimile number shown in Part 1;</p> <p>(2) such other address or facsimile number as it has notified to the Party giving it a notice as its address or facsimile number for notices under this Agreement; or</p> <p>(3) if it is not at the address or facsimile number the subject of <i>paragraph (1)</i> or <i>paragraph (2)</i> of this definition, its last principal place of business or facsimile number known to the Party giving it a notice.</p>
<b>Adjustment Note</b>	<p>An adjustment notes as defined in the <i>GST Act</i>, being, without limiting the ambit of that definition, a note:</p> <p>(1) in the approved form under the <i>GST Act</i>; and</p> <p>(2) detailing an adjustment of the GST payable or paid upon a Taxable Supply under this Agreement.</p>
<b>Administering Authority</b>	The authority responsible for enforcing relevant provisions of an Act.
<b>Agreement</b>	This document and the agreement it evidence.
<b>Appendix</b>	An appendix to this Agreement.
<b>ASIC</b>	Australian Securities & Investments Commission.
<b>Attestation</b>	The attestation of a Party upon this Agreement.
<b>Bank</b>	A bank licensed and conducting business as a banker under Commonwealth or Queensland legislation regulating banking.
<b>Bankruptcy Act</b>	<i>Bankruptcy Act 1966 (Cwlth)</i> .
<b>Beneficial Enterprise</b>	Refer to <i>Local Government Act 2009 (Qld)</i> .
<b>Business Day</b>	<p>(1) For giving notices under the Agreement: a day other than a Saturday, Sunday or public holiday in the locality to which the notice is to be sent.</p> <p>(2) For making a relevant payment under the Agreement: a day, other than a Saturday, Sunday or public holiday, upon which Banks are open for business in the locality of the recipient's Address for Notices.</p>



<b>Chief Executive Officer</b>	<p>(1) Council's chief executive officer at a relevant time.</p> <p>(2) A person the chief executive officer authorizes in writing to exercise at a relevant time his responsibilities for a relevant purpose concerning this Agreement.</p>
<b>Claim</b>	A demand, claim, action, or proceeding.
<b>Clause</b>	A numbered clause, sub-clause, or paragraph of this Agreement.
<b>Confidential Information</b>	<p>(1) Information relating to the business or financial affairs of a Party, including:</p> <ul style="list-style-type: none"> <li>(a) trade secrets, special knowledge, know-how, and specialized practices.</li> <li>(b) member or client lists, and member or client information.</li> <li>(c) policies, performance reports, profit/loss margins, profitability statistics and reports, and general trading information.</li> <li>(d) other financial information in relation to the Party or a member or client, that is or may be of commercial value to a competitor;</li> <li>(e) information upon negotiations with and submissions to governments and government agencies, employer and employee representative bodies, and clients or their representatives;</li> <li>(f) information expressed to be confidential when disclosed to an employee, contractor, client, or other person; and</li> <li>(g) information that, whilst not expressed to be confidential when disclosed, would be understood, upon any objective assessment, to be disclosed in confidence.</li> </ul> <p>(2) However, confidential information does not include information that is:</p> <ul style="list-style-type: none"> <li>(a) already public knowledge; or</li> <li>(b) obvious or trivial.</li> </ul>
<b>Confirmation Report</b>	<p>In relation to a facsimile transmission: a transmission confirmation report produced by the sender's facsimile machine:</p> <ul style="list-style-type: none"> <li>(1) containing the identification code of the intended recipient's facsimile machine; and</li> <li>(2) indicating that the transmission was received without error.</li> </ul>
<b>Consideration</b>	Consideration as defined in the <i>GST Act</i> (being, without limiting the ambit of that definition, anything given or done, voluntarily or not, in return for a Taxable Supply).
<b>Corporations Act</b>	<i>Corporations Act 2001 (Cwlth)</i> .
<b>Cost</b>	Includes Loss, liability, and expense.



<b>CPI</b>	The Consumer Price Index (All Groups) Brisbane published from time to time by the Australian Bureau of Statistics.
<b>Creditable Acquisition</b>	A creditable acquisition as defined in the <i>GST Act</i> (being, without limiting the ambit of that definition, an acquisition with respect to which the acquirer is entitled to claim an Input Credit).
<b>Force Majeure</b>	An event of irresistible force that: <ol style="list-style-type: none"> <li>(1) occurs by chance;</li> <li>(2) is beyond the control of the Party it impacts; and</li> <li>(3) cannot be avoided with the exercise of due care by that Party.<sup>1</sup></li> </ol>
<b>Formation Date</b>	<ol style="list-style-type: none"> <li>(1) The date upon which this Agreement is formed.</li> <li>(2) In the absence of evidence establishing a different date, that date is the date specified at Item 1.</li> </ol>
<b>GST</b>	GST as defined in the <i>GST Act</i> (being, without limiting the ambit of that definition, a tax upon the value of a supply of goods or services).
<b>GST Act</b>	<i>A New Tax System (Goods and Services Tax) Act 1999 (Cwlth)</i> , including other GST-related legislation.
<b>Harm</b>	All or any of: <ol style="list-style-type: none"> <li>(1) property loss, including loss through misplacement and theft;</li> <li>(2) property damage;</li> <li>(3) death;</li> <li>(4) personal injury, including shock; and</li> <li>(5) illness.</li> </ol>
<b>include</b>	Comprise or encompass, without being limited to what is stated to be included.
<b>Input Credit</b>	An input tax credit as defined in the <i>GST Act</i> (being, without limiting the ambit of that definition, a tax credit allowed to the recipient of a supply who has borne the GST upon the value of that supply).
<b>Officer</b>	A director, alternate director, secretary, assistant secretary, executive officer, attorney, managing agent, or solicitor of a Party.
<b>Part</b>	A numbered part or division of this Agreement, other than an Appendix, containing: <ol style="list-style-type: none"> <li>(1) one or more Items; or</li> <li>(2) one or more Clauses.</li> </ol>

<sup>1</sup> Examples are war, civil commotion, terrorist action, natural disaster (such as flood, bushfire, earthquake, major cyclone), general strike, aviation or maritime disaster.



<b>Party</b>	<ul style="list-style-type: none"> <li>(1) In a provision other than a guarantee and indemnity, a party to the Agreement other than the guarantor and indemnitor.</li> <li>(2) In a guarantee and indemnity provision, a party to the Agreement including the guarantor and indemnitor.</li> </ul>
<b>Public Risk Policy</b>	<p>An insurance policy that indemnifies against Cost resulting from:</p> <ul style="list-style-type: none"> <li>(1) property loss or damage;</li> <li>(2) death or personal injury, sustained by a person during or resulting from an occurrence related to Council or Company business or activities.</li> </ul>
<b>Recipient</b>	The person to whom a Taxable Supply is made under this Agreement.
<b>Supplier</b>	The person who makes a Taxable Supply under this Agreement.
<b>Taxable Supply</b>	<p>A taxable supply as defined in the <i>GST Act</i>, being, without limiting the ambit of that definition a supply made:</p> <ul style="list-style-type: none"> <li>(1) by a person who is, or is required to be, registered for GST;</li> <li>(2) for Consideration;</li> <li>(3) in the course of or in furthering an enterprise connected with Australia.</li> </ul>
<b>Tax Invoice</b>	<p>A tax invoice as defined in the <i>GST Act</i>, being, without limiting the ambit of that definition, an invoice:</p> <ul style="list-style-type: none"> <li>(1) in the approved form under the <i>GST Act</i>; and</li> <li>(2) specifying the price for a Taxable Supply under this Agreement.</li> </ul>

### 3.3 Grammatical Similarities

Where a word or phrase is specifically defined, other grammatical forms of the word or phrase bear meanings corresponding to and consistent with the definition.

### 3.4 Particular References

Where a provision that is prefaced or introduced by the expression, "in particular" or "particularly", refers to or qualifies another provision of more general application, the former provision does not limit the ambit of the latter provision.

### 3.5 Parties

Reference to a Party includes:

- (1) in the case of a natural person, that person and his/her personal representatives and permitted assigns (transferees); and
- (2) in the case of a corporation, the corporation, its successors and permitted assigns (transferees).

### 3.6 Concurrent Responsibility

Where a Party is composed of two or more persons, each item of agreement by the party binds:

- (1) all of those persons collectively; and



- (2) each of them as an individual.<sup>2</sup>

### 3.7 Warranty of Authority

Each person signing the Agreement as an Officer, attorney, trustee, or other representative of a Party, assures each other Party or signatory that he/she possesses unrestricted authority to execute the document in that capacity at the time of signing.

### 3.8 Imputed Acts

Reference (whether direct or indirect) to a person's act includes the act of another person, if the law deems the other person's act also to be the first-mentioned person's act because of the legal relationship between the two.

*Example: The act of an employee, in the performance of that person's duties as employee, is imputed to his/her employer; that is, it is deemed by law also to be the act of the employer.*

### 3.9 Bodies, Offices and Positions

Reference to:

- (1) a statutory, administrative or professional body (for example, the ASIC or the Law Society); and
- (2) a statutory or administrative office or position (for example, President of the Law Society),

includes a body, office or position:

- (3) established or constituted in lieu of that body, office or position; or
- (4) as nearly as may be, succeeding to its power or function of that body, office or position.

### 3.10 Block References

- (1) Reference to the period between two specified dates, times or periods includes each of those two dates, times or periods.

*Example: A reference to the period "from 1 January to 31 December" or "between 1 January and 31 December" is a reference to the period comprising each of those two dates and all of the days between them.*

- (2) Reference to the numbers, provisions, or items, in this or another document, between two specified numbers, numbered provisions, or numbered items, includes each of those two numbers, numbered provisions or items.

*Example: A reference to "Clauses 2.1 to 2.5", or "from Clause 2.1 to Clause 2.5", or "between Clause 2.1 and Clause 2.5" is a collective reference to those two clauses and the clauses between them.*

### 3.11 Miscellaneous References

Reference to:

- (1) the singular includes the plural, and vice versa;
- (2) a gender includes each other gender;
- (3) a person includes a corporation, a firm, and a voluntary association;
- (4) an Act includes an Act that amends, consolidates or replaces an Act;
- (5) a section or other provision of an Act includes a section or provision that amends, consolidates or replaces the section or provision;
- (6) an agreement or other instrument is to that agreement or instrument as amended, supplemented, replaced or novated;
- (7) money is a reference to Australian dollars and cents;
- (8) a time of day is a reference to Australian Eastern Standard Time; and
- (9) writing is a reference to reproduction of words, figures, symbols and shapes in visible form, in English.

<sup>2</sup> This collective and individual responsibility is otherwise known as joint and several responsibility.



**3.12 Headings and Notes**

The table of contents, the headings, and any footnotes and endnotes:

- (1) exist for convenience only; and
- (2) are to be disregarded when interpreting the Agreement.

**3.13 Contra Proferentem Interpretation**

A provision of the Agreement is not to be interpreted against the interest of a Party merely because the Agreement or the provision was drawn by or on behalf of that Party.

**3.14 Consents, Approvals and Permissions**

Unless the Agreement states otherwise, a consent, approval, or permission given under or concerning the Agreement will not bind the person giving it unless that person gives the consent, approval, or permission in writing.

**3.15 Survival of Provisions**

A provision of the Agreement capable of continued application after the Agreement has terminated will remain enforceable.

**3.16 Severance**

If:

- (1) a provision of the Agreement is void or unenforceable; or
  - (2) the retention of a provision would render the Agreement void or unenforceable,
- the provision will be deemed deleted from the Agreement.

**3.17 Legislative Intrusion**

A provision in an Act, purporting to exclude or amend a provision of the Agreement, is inapplicable to the Agreement to the extent that the Act or another law permits the Parties to exclude by contract the application of that provision.

**3.18 Governing Law and Jurisdiction**

- (1) Queensland law governs the Agreement.
- (2) To prevent argument, Queensland law includes Commonwealth Acts to the extent that they bind Queensland.
- (3) Disputes under the Agreement are to be adjudicated exclusively by:
  - (a) Queensland courts of competent jurisdiction; and
  - (b) the High Court of Australia (as a final court of appeal).

**PART 4 BACKGROUND**

**4.1** Council is the sole member of the Company which was registered as a proprietary company limited by shares on 20 November 2013 with the object of conducting certain Beneficial Enterprises for Council. Council has been operating MICCOE since 20 November 2013, over that period of time has there been a reduction in the level of subsidy?

**4.2** In order to facilitate the discharge by the Company of its functions as contemplated by the objects specified in its constitution, the Parties have agreed that Council will perform and provide certain Services for the benefit of the Company during the term specified in Appendix 1.

**4.3** The Parties have agreed to enter into this contract to record the terms and conditions for the provision of the Services.



**PART 5 COUNCIL OBLIGATIONS****5.1 Services**

The Parties have agreed that Council will during the term referred to in Appendix 1 hereof and for the consideration set forth in Clause 3 hereof provide to the Company the following services as further specified in Appendix 1:-

- (1) Staff and human resource management; Staff and human resource management does not appear in the definitions. What does this entail? Advertising positions, interviewing, disciplinary actions, staff review? If it is noted that MICC will not be involved in the EBA negotiations, therefore this needs to be acknowledged.
- (2) Equipment; There is no definition of equipment. It would be beneficial to have a listing of equipment over the value of \$5,000 that is owned by MICC. Has this been done?
- (3) Premises and associated property management services; There is no clear definition of "Premises and associated property management services." There are no standards of maintenance referred to in the SLA.
- (4) What does council want to provide.
- (5) audit support annual audit ( QAO) statutory compliance.
- (6) ; Is there a reason why Council would be undertaking debt collection on behalf of MICCOE? Can MICC collect debts on behalf of MICCOE? What are the conditions of the debt recovery, is there a policy in place?
- (7) Information Technology including hardware, software and maintenance; There needs to be clarification provided around the provision of Information Technology (Hardware, software and maintenance)
- (8) Contract management including procurement of goods and services and related legal compliance;

and such further services as may be agreed upon from time to time by the parties (all services hereinbefore mentioned being hereinafter called "the services"). MICCOE now has an adopted Procurement Strategy. Council's involvement in procurement would need to be re-assessed.

**5.2 Consideration**

The Company will pay to the Council consideration for the Services in accordance with the rates and charges set out in Appendix 1 such payments to be made on or before the last day of the calendar month following the month during which a properly rendered tax invoice is received by the Company from Council.

**5.3 Term**

The parties have agreed that: -

- (1) This agreement shall be for the period specified in Appendix 1.
- (2) In the event of this agreement continuing beyond the period referred to in sub-clause (1) hereof, then this agreement shall be an agreement from month to month.
- (3) If this agreement continues during such period, then either party may formalise same by giving to the other party one calendar months' notice in writing expiring at any time.
- (4) If this agreement is so terminated and takes effect upon a day not ending upon that monthly period, then a fair apportionment of any charges payable (pursuant to clause 3 hereof) shall be made.

**PART 6 INSURANCE****6.1 Types of Insurance**

Council must:

- (1) maintain throughout the duration of this Agreement a Public Risk Policy with respect to the premises and equipment provided to the Company under this Agreement; the cost of which will be recovered from the company by Council invoice.

The company must provide to Council prior to 31 May each year a current list of premises and equipment owned or under the control of the company for which insurance cover is required



- (2) ensure that all motor vehicles under this Agreement are covered by current policies limiting damage to third party persons and property; the cost of which insurance will be recovered from the company by Council invoice.
- (3) The company must provide to Council prior to 31 May each year a current list of motor vehicles owned or under the control of the company for which insurance cover is required.
- (4) ;
- (5) Ensure that Council contractors who enter the Premises to provide services for the Company on Council's behalf are covered by current Contractors: All Risks (or equivalent) insurance and conversely the company shall ensure that any contractor who enters the premises at the company's invitation is covered by current Contractors All Risk (or equivalent) insurance.

#### **6.2 Indemnity Levels**

Council's Public Risk Policy must provide indemnity, on a comprehensive basis, for not less than the sum specified in Appendix 1 for single occurrences for Cost borne of Harm and the company shall not undertake any activity that is likely to exceed any stated limited on Council's LGM Policy

#### **6.3 General Obligations Concerning Policies**

Council's insurance must:

- (1) be obtained from a Licensed Insurer;
- (2) cover Council's liability upon the obligations it has assumed and the indemnities it has given in this Agreement, subject to the Company operating within the parameters and conditions stated in Council's policies and;
- (3) remains current for the duration of this Agreement.

#### **6.4 Payment of Premiums**

Council must pay promptly all premiums, duty, GST, and other money that must be paid with respect to any insurance policy it obtains under this Agreement and refer promptly to the Company any invoices relative to insurance premium costs recovery.

#### **6.5 Proof of Insurance**

Council must give the Licenser, whenever reasonably asked to do so (a request to be made not more than once each year) a certificate of currency of each insurance policy it is required to hold under this Agreement.

#### **6.6 Substantial Compliance**

Council will be deemed to have complied with its obligation to maintain public risk insurance if:

- (1) it is a member of the LGM Pool; and
- (2) it holds a certificate of currency of that membership, issued by the manager of the LGM Pool.

#### **6.7 Recovery of Deductible**

- (3) Any deductible or excess levied against the Council as a result of a claim concerning the company shall be recovered from the company by the Council.

#### **(4) 6.8 Exclusion of Cover**

Council will not be liable for any insurance deductible or excess for damage occasioned by termites or white ants or other pests and the company shall ensure and be liable for the cost of an annual inspection report and recommend pest treatment to protect any premises occupied by them and owned by Council.

### **PART 7 GOODS & SERVICES TAX**

#### **7.1 Character of Payments**

Unless otherwise specified in this Agreement, Consideration for a Taxable Supply under the Agreement is GST-exclusive.



**7.2 Responsibility for Payment**

The Recipient must:

- (1) bear the GST upon a Taxable Supply under the Agreement;
- (2) pay the tax to the Supplier with the Consideration for the supply.

**7.3 Adjustment for Input Credits (Reimbursement of Expenses)**

- (1) If the Agreement requires a Recipient to reimburse a Supplier the cost of a Creditable Acquisition, the cost is to be net of the Input Credit to which the Supplier is entitled for the cost.
- (2) If the Agreement requires the reimbursement of a percentage of the cost of a Creditable Acquisition, the percentage is to be net of an equivalent percentage of the Input Credit to which the Supplier is entitled for the cost.
- (3) If the reimbursement of all or part of the cost of a Creditable Acquisition constitutes Consideration for a Taxable Supply, the Recipient must pay the Supplier, in conjunction with the reimbursement payment, the GST referable to the supply.

**7.4 Adjustments by Taxation Authority**

If the GST paid by the Supplier differs from the amount of GST borne by the Recipient because the Administering Authority lawfully adjusts the value of a Taxable Supply:

- (1) the Recipient must pay the shortfall to the Supplier; or
- (2) the Supplier must refund the overpayment to the Recipient, as the case requires.

**7.5 Tax Invoices and Adjustment Notes**

- (1) The Supplier need not give the Recipient a Tax Invoice or Adjustment Note for a Taxable Supply under the Agreement if the Administering Authority has issued a written determination permitting the Recipient to issue its own Tax Invoice or Adjustment Note for the supply.
- (2) Otherwise, however, the Supplier must give the Recipient, when it makes the Taxable Supply, a Tax Invoice for the supply.
- (3) The Supplier also must give the Recipient an Adjustment Note:
  - (a) in exchange for payment of a GST shortfall; or
  - (b) in conjunction with the payment of a GST refund, pursuant to Clause 7.4.

**7.6 Payment of Prospective GST (Performance Securities)**

If a cash sum or a Bankers Undertaking must be furnished as security for the discharge of a Party's obligation/s under the Agreement, the cash deposited or the sum secured by the undertaking must include the GST that would be payable were the money drawn and applied against the cost of discharging the relevant obligations.

**7.7 Refund of Prospective GST (Performance Securities)**

The refund of a cash security deposit must include so much of the prospective GST paid with the deposit as is referable to the amount of the refund.

*Examples:*

*Where the deposit is refunded without deduction, the prospective GST received as part of the deposit also must be refunded without deduction.*

*Where part of the deposit has been drawn and applied against the cost of discharging relevant obligations, only so much of the prospective GST received as is referable to the non-drawn balance of the deposit is refundable.*



**PART 8 DISPUTE RESOLUTION****8.1 Notice of Dispute**

If a difference or dispute arises between the Parties in connection with this Agreement ("Dispute"), either Party may send to the other party notice of the Dispute adequately identifying and providing details of the Dispute ("Notice of Dispute").

**8.2 Meet to Resolve Dispute**

Within 5 Business Days of the Notice of Dispute being given under Clause 8.1, a representative of each Party must confer together at least once to attempt to resolve the Dispute or to agree on methods of doing so.

**8.3 Expert**

If the Dispute is not resolved or a method of resolving the Dispute is not agreed under Clause 8.2 within 20 Business Days of the Notice of Dispute being given, either Party may notify the other Party that the Dispute is to be referred to an appropriate expert ("Expert") for the decision and the following shall apply:

- (1) the parties shall try to agree upon the identity of the Expert;
- (2) failing agreement within 20 Business Days after the giving of the notice of referral of the Dispute to an Expert, the Dispute shall be referred, by either party, to an Expert nominated by the President for the time being of the Queensland Law Society Incorporated;
- (3) the Expert must have reasonable qualifications, commercial and practical experience in the area of the Dispute and have no interest or duty which conflicts or may conflict with his function as Expert;
- (4) each Party shall be entitled to make oral or written submissions to the Expert;
- (5) the Expert will not be bound by the rules of evidence, may inform himself independently as to all matters relevant to the Dispute and may consult with any other professionally qualified persons;
- (6) the Expert shall act as an expert and not as an arbitrator; and
- (7) the Expert must give his decision with written reasons as soon as reasonably practicable after referral of the dispute.

**8.4 Decision of Expert**

In the absence of manifest error, the decision of the Expert under Clause 8.3 shall be final and binding on the Parties.

**8.5 Appealing Decision**

Notwithstanding Clause 8.4, either party is entitled to appeal to a court of competent jurisdiction where the Expert has made a material error of law.

**8.6 Costs of Expert**

Unless the Expert determines otherwise, the total costs of the Expert shall be shared equally by the Parties.

**8.7 Court Proceedings**

No Party may commence court proceedings relating to any dispute under this Agreement unless it has complied with this Part 8. However, this Part 8 does not prevent either Party from seeking an injunction or declaration from a court in a case of urgency.

**8.8 Compliance with Agreement**

Notwithstanding the existence of any Dispute, each party shall continue to comply with the terms of this Agreement.

**PART 9 CONFIDENTIALITY****9.1 Duty of Confidence**

Subject to Clause 9.2, each Party must take all reasonable steps to ensure that Confidential Information it acquires from or concerning another Party is not disclosed to a Third Party without the approval of the other Party.



**9.2 Permitted Disclosure**

Clause 9.1 does not apply to prevent the disclosure of relevant information:

- (1) to staff legitimately engaged in or in connection with discharging a Party's obligations under this Agreement;
- (2) to agents and contractors legitimately engaged by a Party in discharging its obligations under this Agreement;
- (3) to an institution from which a Party is seeking to obtain or maintain financial accommodation;
- (4) in compliance with a relevant Act or the order of a court;
- (5) in the process of documents disclosure in a court proceeding;
- (6) that is or has become public knowledge;
- (7) that was in the possession of a Party, other than through the operation of this Agreement, before being disclosed; or
- (8) to assist lawfully in the enforcement of an entitlement under this Agreement.

**PART 10 DEFAULT****10.1 Events of Default**

A Party will be in default under this Agreement if:

- (1) it fails to discharge an obligation that the Agreement imposes upon it; or
- (2) it commits an Act of Insolvency.

**10.2 Entitlements upon Default**

- (1) If a Party:
  - (a) defaults under the Agreement; and
  - (b) fails to rectify the default within 5 Business Days (or such longer or shorter period as is reasonable) after receiving notice from the other Party requiring rectification,
 the other Party may terminate the Agreement by notice to the defaulting Party.
- (2) If the default is a failure to pay money or to discharge an obligation to a person not a party to the Agreement, the other Party may:
  - (a) pay the money or discharge the obligation as the defaulting Party's agent; and
  - (b) recover from the defaulting Party as a liquidated debt all money the other Party expends in so doing.
- (3) The entitlement under Clause 10.2(2) is additional to all other entitlements accruing to a Party because of the other Party's default.
- (4) If a default is rectified:
  - (a) after a default notice is given; but
  - (b) before the Agreement is terminated pursuant to Clause 10.2(1),
 the Party that gave the default notice may not terminate the Agreement for that default.
- (5) Irrespective of Clause 10.2(4), if:
  - (a) a Party breaches the same provision of the Agreement on 3 or more occasions, irrespective of whether it has complied with notices from the other Party requiring it to rectify the breaches; and
  - (b) the same breach occurs again (that is, on a 4th or subsequent occasion),
 the other Party may terminate the Agreement by giving the defaulting Party 5 Business Days' notice of termination, without being required to give further notice to remedy the default.



- (6) If terminated pursuant to Clause 10.2(5), the Agreement will be deemed terminated by the acceptance of repudiation.

#### **10.3 Non-rectifiable Breaches**

- (1) Irrespective of Clause 10.2, neither Party need give a notice requiring the other to rectify a default that cannot be rectified.
- (2) If a default that cannot be rectified constitutes a fundamental breach of the Agreement, the aggrieved Party may terminate the Agreement by notice to the Party in default.
- (3) If:
  - (a) a default that cannot be rectified is not serious enough to constitute a fundamental breach of the Agreement; and
  - (b) the aggrieved Party can be adequately compensated for the effect of the default,
 the aggrieved Party may terminate the Agreement for that breach only if the other Party fails to pay compensation within a reasonable period after it receives from the aggrieved Party a notice:
  - (c) particularizing that Party's loss in reasonable detail; and
  - (d) demanding compensation of the particularized loss.

### **PART 11 MISCELLANEOUS**

#### **11.1 Waiver**

Neither:

- (1) a failure, a delay, or an indulgence committed, caused, or granted in exercising a power or entitlement under or concerning this Agreement; nor
- (2) a single or partial exercise, or a single or partial failure to exercise, such a power or entitlement, will operate to waive the power or entitlement, or to preclude its exercise or further exercise.

#### **11.2 Notices (General)**

- (1) This Clause 11.2, together with Clauses 11.3 and 11.4, governs notices under this Agreement unless a provision of the Agreement expressly provides otherwise.
- (2) A notice must be in writing.
- (3) The Party giving the notice, or one of its Officers, must sign the notice.
- (4) If a Party is comprised of more than one person:
  - (a) a notice by that Party need not be signed by all of those persons if it expressly states that the signatory is, or signatories are, authorized by all of those persons to sign the notice; and
  - (b) the recipient of the notice need not enquire into the validity of the authorization.

#### **11.3 Service of Notices**

A notice may be:

- (1) delivered;
  - (2) posted; or
  - (3) transmitted by facsimile,
- to the intended recipient at its Address for Notices.

#### **11.4 Receipt of Notices**

- (1) A notice that is delivered personally or posted will be deemed received:
  - (a) if personally delivered, at the moment of delivery;



- (b) if posted to an address in Australia, 2 Business Days after posting;
- (c) if posted to an address outside Australia, 5 Business Days after posting.
- (2) A notice sent by facsimile transmission is deemed received at the time of receipt specified in a Confirmation Report, if the report discloses that the transmission was received at or before 5.00pm.
- (3) If the Confirmation Report discloses receipt of the transmission after 5.00pm, the notice is deemed received at 8.30am on the Business Day following the date of receipt disclosed in the report.

**11.5 Legal Costs**

Each Party must bear its own legal expenses in relation to the negotiation, preparation and stamping of this Agreement.

*End of covenants – Appendix and Attestations follow]*

**APPENDIX****Services (Clause 5.1)****Finance & Administration**

1. Day to day financial duties will be the responsibility of Mount Isa City Council Owned Enterprises Pty Ltd. MICC finance staff to be involved at a financial reporting level and to carryout oversight of the financial controls. This involves a senior officer of council reviewing the MICCOE end of month and end of year reconciliation. Day to day financial control are the responsibilities of the General Manager. (No change)
2. Mount Isa City Council Owned Enterprises Pty Ltd are responsible for ensuring current signatories are on the Westpac Bank Account. (No change)
3. MICC finance staff will review the monthly statements prepared by Mount Isa City Council Owned Enterprises Pty Ltd before they are presented to the board and Council's Chief Executive Officer & Director Corporate and Community Services.
4. Council will work with Mount Isa City Council Owned Enterprises Pty Ltd staff to prepare the year end accounts and audit files. (No change)
5. Council will nominate the applicable interim and audit times which Mount Isa City Council Owned Enterprises Pty Ltd manager need to adhere to and ensure relevant staff are available during those periods. (this is really up to MICCOE)
6. council will continue to be the entity that enters into sponsorship arrangement with the three main events that are held at Buchanan Park (Rotary, (Is this meant to be Rotary or Rodeo?) MINEX and Isa Show.
7. The Board of Directors are required to submit and present the annual budget to Council by the end of April each year. This budget will include the operational projections and a request for any capital projects to be completed by Council. (Why do capital works need to be completed by Council?)
8. Any approved capital projects will be project managed by Council with the support of the company's General Manager. (Why do capital works need to be completed by Council?)
9. Any midyear amendments should be undertaken in consultation with Council officers so that any adjustments can be adequately communicated to Council in sufficient time. (MICCOE should be reporting to Council on mid-year amendments)
10. The midyear budget amendments need to be approved by the Board of Directors before they are presented to council for approval. (or rejection). Has this occurred in the past? Perhaps this should read "consideration" When do meetings occur between MICCOE and MICC? Does MICCOE present to Council as part of the budget process? Are the minutes of the Board meeting presented to Council?

**Information Technology & Communications**



1. ICT function of MICC can be utilized at the agreed annual rate The flat fee of \$2,000 is not realistic, that is 8-10 days.
2. Any equipment that is procured specifically for Mount Isa City Council Owned Enterprises Pty Ltd will be charged to the company at the Council cost price. Is this request consistent with the Procurement Policy? What is "cost price?" The big issue is having compatible software and connectivity.
3. The Civic Centre currently utilises the Council internet system and will be invoiced monthly for the use of this service. What about the use of the CCTV? What is the cost of the service that will be invoiced?

## Facilities

### HIRE:

1. Council will from time to time undertake meetings or Council events at the Civic Centre, Buchanan Park or at Outback at Isa where the hire fees( venue and equipment) will be provided free of charge.. How many times? Which equipment?
2. This only applies to council and not to 3<sup>rd</sup> parties organized or referred by council.
3. The only exception being the LED screen, which will be charged at 50% of the rate. Where is the LED screen?
4. Covid clean will be on charged as per quote supplied by Sweeny Cleaning Company. Is Sweeney a preferred supplier?
5. Set up cost will be charged at \$50 per hour for front of house and technical services. Are set up fees waived as per 1.?
6. A flat fee of \$100 per day administration or half day applies to Buchanan park, where attendance is required due to fire regulation. Can a copy of the regulation please be provided?
7. A flat administration fee of \$400 is charged for each council/ community event which require several meeting and email conversations. Please define "several meeting and email conversations"
8. Any additional staff required to oversee or run events (e.g. Bar staff hours will be charged at \$50 pr hour to council. Won't the charge for additional staff be determined by the time of the day they are working?
9. Where meetings or events are run during business hours (held at the civic centre and the centre operates Monday to Friday 9am till 4pm), no MICCOE staff wages will be invoiced to council. No wages for events during the day?
10. Tea, coffee, sugar, milk, and ice water is complementary. Catering (food and drink) will be invoiced to council.
11. Council meetings and events shall include but not be limited to: (I am not sure why these have been listed, many of these occur in the Chambers)

### Civic Centre

1. Civic Receptions for welcoming VIP events hosted by the Mayor
2. Citizenship Ceremonies – Use of Civic Centre Foyer (averaging a ceremony every two to three months)
3. Australia Day Citizenship and Awards Ceremony – Civic Function and Australia Day Outside Breakfast
4. Mayor's Christmas Drinks
5. Mayor's Seniors Morning Teas – Easter, Senior week and Christmas (3 per year) – 2-day use of Auditorium downstairs (half) and Kitchen
6. Community Launches / Openings hosted by the Mayor
7. MITEZ Meetings – hosted by Council
8. Use of suitable facilities, ie boardroom, when council chambers are booked and MICCOE has no need for the room.
9. Business Forums / Strategic Planning hosted by the Mayor, delegated councillor or CEO .
10. Elected Member Training – frequency is variable.

### Buchanan Park Complex

1. Carol by Candlelight



2. Music Festival
3. Civic receptions / events hosted by the mayor or delegated councillor
4. Mount Isa New Year's Eve Rodeo  
Liquor licence to be organized by council if applicable

#### **Outback @ Isa**

1. Civic Receptions / Events hosted by the Mayor or delegated councillor
12. All other events that Council sponsors will be charged at the applicable commercial rates. (What does this mean?)
13. Any sponsorship Council provides to community organisations will be billed to the community organisation and reimbursement of this charge will be requested by an invoice from the community group to Council.

#### **MAINTENANCE:**

1. The Company is responsible for the maintenance of the Council Owned Facilities. All maintenance should comply with all statutory requirements and sufficient budget allocations should be included in the annual request to Council.
2. This does not include the maintenance issues arising as part of the annual Rodeo week at Buchanan park as discussed and negotiated between council and Rodeo committee
3. The Company will furnish the annual maintenance plan as a supporting document to the budget request if Council requests this. This should be supplied rather than on request.

#### **EMERGENCY WORK**

4. MICCOE will be responsible for notifying council of any requirement emergency works at the facilities.
5. If these works are outside the budget allocation and are maintenance jobs (as per asset policy), then the board approval to allow a budget amendment is required. A business case to increase the council subsidy can be requested by the board. It is at the council's discretion whether this is approved or not. (what is in the business case?)

If the works are capital in nature, then council approval is required to allocate an appropriate budget amount to the council's capital work program. **ACCESS:**

1. Council will keep a Grand Master Key for all facilities owned by Council.
2. The Chief Executive Officer will liaise with the company General Manager for access to any Council Owned Facilities in the first instance.

#### **Vehicles**

1. Council will invoice the Company the book value of the vehicles including:
  - a. Unit # 14 Mitsubishi Triton Single Cab Dropside Utility BOOK VALUE - \$5,000
  - b. Unit # 79 Holden Rodeo LT Dual Cab Styleside Utility / Canopy BOOK VALUE - \$12,500.00
  - c. Unit # 409 Kubota 5030 Tractor BOOK VALUE - \$5,000.00
  - d. Unit # 485 Kubota F3658 Front Deck Mower BOOK VALUE - \$3,000.00
  - e. Unit # 18 Mazda B2600 Dual Cab Styleside Utility (Currently registered in the name of Outback at Isa) - BOOK VALUE - \$5,000.00
2. The Company is there after responsible for the ongoing maintenance, repairs and replacement of vehicles and equipment (including costs) mentioned above in item 1. All maintenance shall comply with manufacture's specifications and intervals and all works shall be undertaken by a qualified and certified agent. (Does MICCOE have a plant list? When will the vehicles be turned over?)

#### **Reporting Lines**



1. For any strategic decisions, the General Manager would seek direction from the Board of Directors.
2. For any operational decisions concerning Council services, the Business Manager will liaise with the Chief Executive Officer or their delegate. The Chief Executive Officer will then determine if Council have the available resources to provide the requested service. If Council cannot provide the requested service, then the Business Manager (Who is the Business Manager, is this the same as the General Manager?) is required to seek these services elsewhere at the applicable commercial rates.

#### **SAFETY**

The Company shall be responsible for its operational safety and shall ensure that all appropriate safety plans, inspection programs and maintenance programs are developed, implemented and maintained in compliance with all relevant Workplace Health and Safety Acts and Regulations.

Council will be responsible for approved emergency and evacuation plans.

The company shall ensure that it undertakes all relevant record keeping including those associated with occupational safety investigations and reporting.

All record keeping shall be kept for the appropriate time frames and shall be made available on request to any WPH&S auditors or to Council.

The Company shall in its Monthly Reporting to the MICCOE board provide statistical information including number and type of incidents along with supporting information and data collection as evidence of operating within the WPH&S operational regulations and guidelines.

#### **AGREEMENT PROPERTY BOUNDARIES**

1. Civic Centre – The area (as shown in in the attached Plan 1) consisting of the carpark behind the Library, Concrete Driveways and grassed Foyer contained east of the Civic Centre main entrance and West St and a portion of area in the north western corner of the Civic Centre allotment (known as the Parks and Gardens Shed) shall be excised from this agreement and remain under Council's control and authority.
2. Buchanan Park – The area (as shown in in the attached Plan 2) consisting of the carpark to the west of the Buchanan Park Complex and adjacent to Sutton Street (public Carpark) and the area shown on the attached plan as freehold land adjacent to George St shall be excised from this agreement and remain under Council's control and authority. Council agrees to these areas being utilised by MICCOE to undertake its entertainment activities however shall do so in consultation with Council.
3. Outback@Isa Interpretative and Visitors Centre – The area (as shown in in the attached Plan 3) consisting of the other leases shall be excised from this agreement and remain under the control of the leases.



## PLAN 1 – CIVIC CENTRE

## Civic Center



## LEGEND

- Water Hydrant
- Sewer Mhole
- Stormwater Mhole
- Water Main
- Sewer Main
- S/water Pipe
- Effluent Pipe
- Sewer Rising Main
- Water Reservoir
- Easement

## Mount Isa City Council

As at 18/12/2014

## DISCLAIMER

The services shown on this map are for appraisal only. This map is based on or contains data provided by the State of Queensland (Qld) (2013). In consideration of the State permitting use of this data you acknowledge and agree that the State gives no warranty in relation to the data (including accuracy, reliability, completeness, currency or suitability) and accepts no liability (inc. without limitation, liability in negligence) for any loss, damage or costs (inc. consequential damage) relating to any use of the data. Data must not be used for direct marketing or be used in breach of the privacy laws.





## PLAN 2 – BUCHANAN PARK



Strategic Review of MICCOE



## PLAN 3 – OUTBACK@ISA

## Outback at Isa



## LEGEND

- Water Hydrant
- Sewer Whole
- Stormwater Whole
- Water Main
- Sewer Main
- S/water Pipe
- Effluent Pipe
- Sewer Rising Main
- Water Reservoir
- Easement

## Mount Isa City Council

As at 18/12/2014

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Rates and  
charges for  
ServicesHuman  
Resources

HR Officer  
\$2000  
flat fee per  
annum.  
(This is not  
realistic)

Information  
Technology

IT  
Officers  
\$2000  
flat fee per  
annum (This  
is not  
realistic)

Finance



Finance Officer

\$2500 flat fee per annum (This is not realistic)

**Term of Agreement:**

- (a) 5 years; (Preference is always for a 3 year agreement with a two year performance based option to be available)
- (b) thereafter from year to year terminable by either party on 3 months' notice in writing.

**ATTESTATIONS****Council**

EXECUTED on behalf of MOUNT ISA CITY COUNCIL:

- as an agreement;
- pursuant to *Local Government Act 2009* section 236;
- by the mayor / a Council delegate / a councillor/an officer authorized by the mayor, who certifies he/she is the proper officer to sign;
- in the presence of a witness:

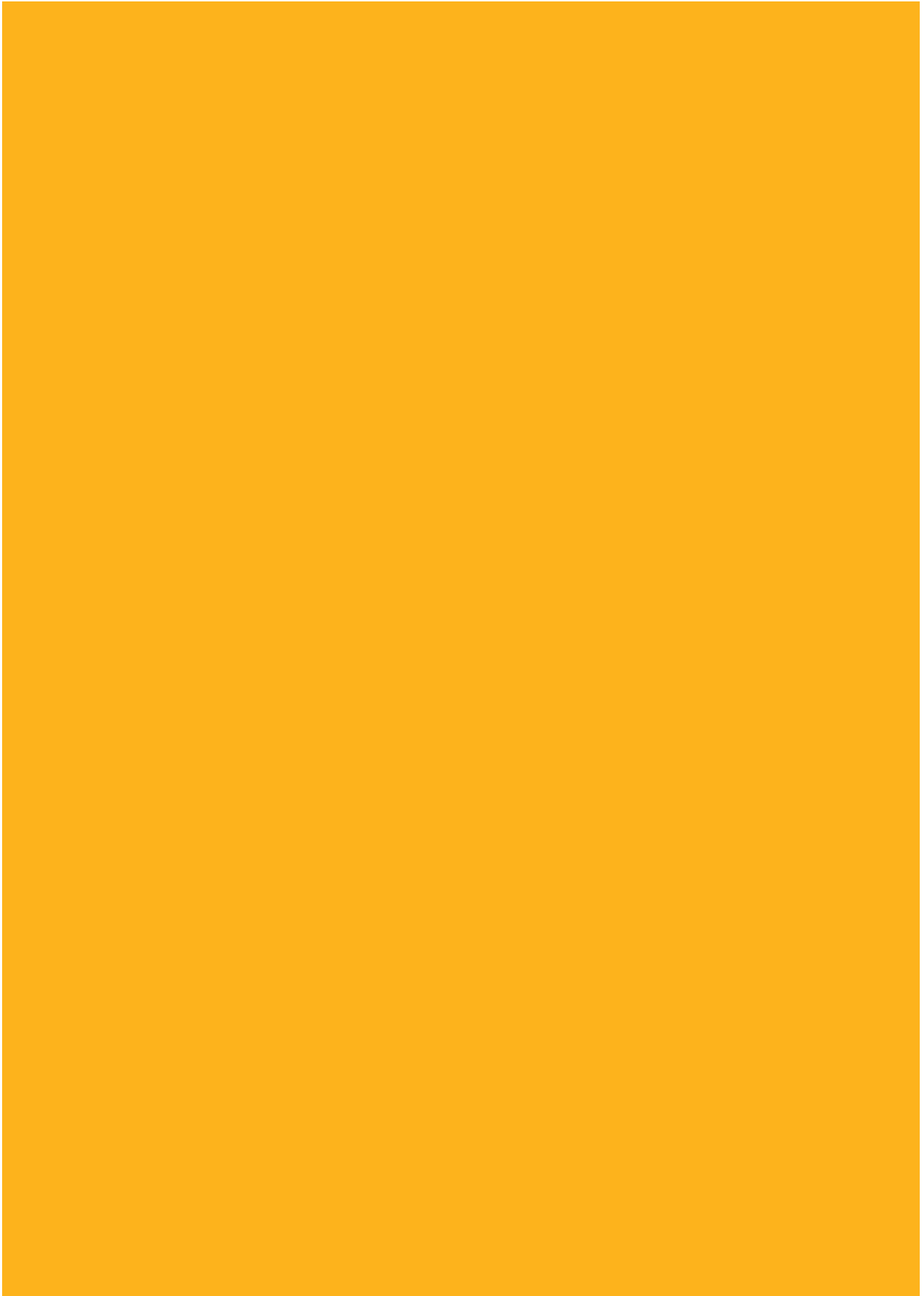
.....  
Mayor/Delegate/Authorized Officer.....  
Witness.....  
Full name *[Print]*.....  
Full name *[Print]***Company**

EXECUTED on behalf of MOUNT ISA CITY COUNCIL OWNED ENTERPRISES PTY LTD

- as an agreement;
- under *Corporations Act* sections 127(1) and 127(3);
- by a director and a second director/the secretary, who certify they are the proper officers to sign on behalf of the company:

.....  
Director.....  
Director/Secretary.....  
Full name *[Print]*.....  
Full name *[Print]***[End of Document]**







**11.12 RADF 2021-22 ROUND 1****Document Number:** 758224**Author:** Manager Economic and Community Development**Authoriser:** Director Corporate and Community**Directorate:** Corporate and Community Corporate and Community**Portfolio:** Finance, Customer Services, Economic Development, Promotion & Community Development, Arts**EXECUTIVE SUMMARY**

The Round 1 of the 2021-22 Regional Arts Development Fund (RADF) is presented to Council for information and consideration.

**RECOMMENDATION**

**THAT** Council endorse the RADF Committee's recommendation to approve Mount Isa Underground Hospital and Museum Inc. Assoc. to receive \$5,000.00 for the Round 1 of 2021-22 RADF funding for their project "Mount Isa Underground Hospital Book".

**BACKGROUND**

The RADF committee comprises of volunteers and is chaired by Cr Barwick. On 17 November 2021, Round 1 of the 2021-22 RADF closed. Council received one (1) application for this round with the application submitted to the RADF committee for assessment. All applications go through a comprehensive process and must meet the criteria outlined in Council's RADF Guidelines, and procedures have been developed to ensure a fair, open, and transparent selection. Of the five (5) RADF committee members, four (4) voted in favour of the project with one (1) member abstaining from the vote due to a conflict of interest.

The project is to engage a historian/author to research, write, source photographs, and prepare a history of the Mount Isa Underground Hospital, who celebrate 80 years in July 2022, and publish a book for a general audience that will be available for purchase at the Underground Hospital.

**OVERVIEW**

The Regional Arts Development Fund is a partnership between the Queensland Government and Mount Isa City Council to support local arts and culture in regional Queensland. Mount Isa City Council offers three (3) rounds of community funding per year.

**BUDGET AND RESOURCE IMPLICATIONS**

Council's budget allocation for this round is \$9000.

**LINK TO CORPORATE PLAN**

Theme:	1.	People & Communities
Strategy:	1.3	Assist community groups to increase their sustainability and build social capacity
	1.5	Develop and promote our unique artistic and cultural diversity



**CONSULTATION (INTERNAL AND EXTERNAL)**

All applications are assessed by the five (5) members of the RADF Committee with four (4) voting in favour and one (1) abstaining due to a conflict of interest.

**LEGAL CONSIDERATIONS**

Not Applicable

**POLICY IMPLICATIONS**

Arts and Culture Policy

**RISK IMPLICATIONS**

Not Applicable

**HUMAN RIGHTS CONSIDERATIONS**

Consideration has been given to all 23 protected human rights and it is believed that it does not unreasonably infringe on these human rights.

**RECOMMENDATION OPTIONS**

**THAT** Council endorse the RADF Committee's recommendation to approve Mount Isa Underground Hospital and Museum Inc. Assoc. to receive \$5,000.00 for Round 1 of 2021-22 RADF funding for their project "Mount Isa Underground Hospital Book".

**OR**

**THAT** Council does not endorse the RADF Committee's recommendation to approve Mount Isa Underground Hospital and Museum Inc. Assoc. to receive \$5,000.00 for the Round 1 of 2021-22 RADF funding for their project "Mount Isa Underground Hospital Book".

**ATTACHMENTS**

Nil



### 11.13 APPROVAL OF COMMUNITY AND SUSTAINABILITY GRANT AS PART OF THE ENVIRONMENTAL CHARGE PROJECTS FOR THE FINANCIAL YEAR 2021/2022

**Document Number:** 758337

**Author:** Manager Waste & Regulatory Services

**Authoriser:** Director Corporate and Community

**Directorate:** Corporate and Community

**Portfolio:** Environmental Management, Waste Management, Environmental Health, Water and Sewerage, Local Laws, Camooweal

#### EXECUTIVE SUMMARY

As a part of Council's Environmental Management Plan, Annual Implementation Plan, Environmental Charge Policy and levied Environmental Charge funds, Council is required to undertake Environmental Charge Projects. The Environmental Charge levy will fund these projects and must align with the requirements of the Environmental Charge Policy. For the 2021/2022 financial year, The Community Environment and Sustainability Grant Project has been identified as part of the Environmental Charge Projects for Financial Year 2021/2022. The preliminary budget for this project is \$50,000, considering \$25,000 for its first round (FY2021/2022) and other \$25,000 for its second round (FY2022/2023).

#### RECOMMENDATION

**THAT** Council approve this program as part of the Environmental Charge Projects for the 2021/2022 Financial Year with a budget of \$25,000.

#### BACKGROUND

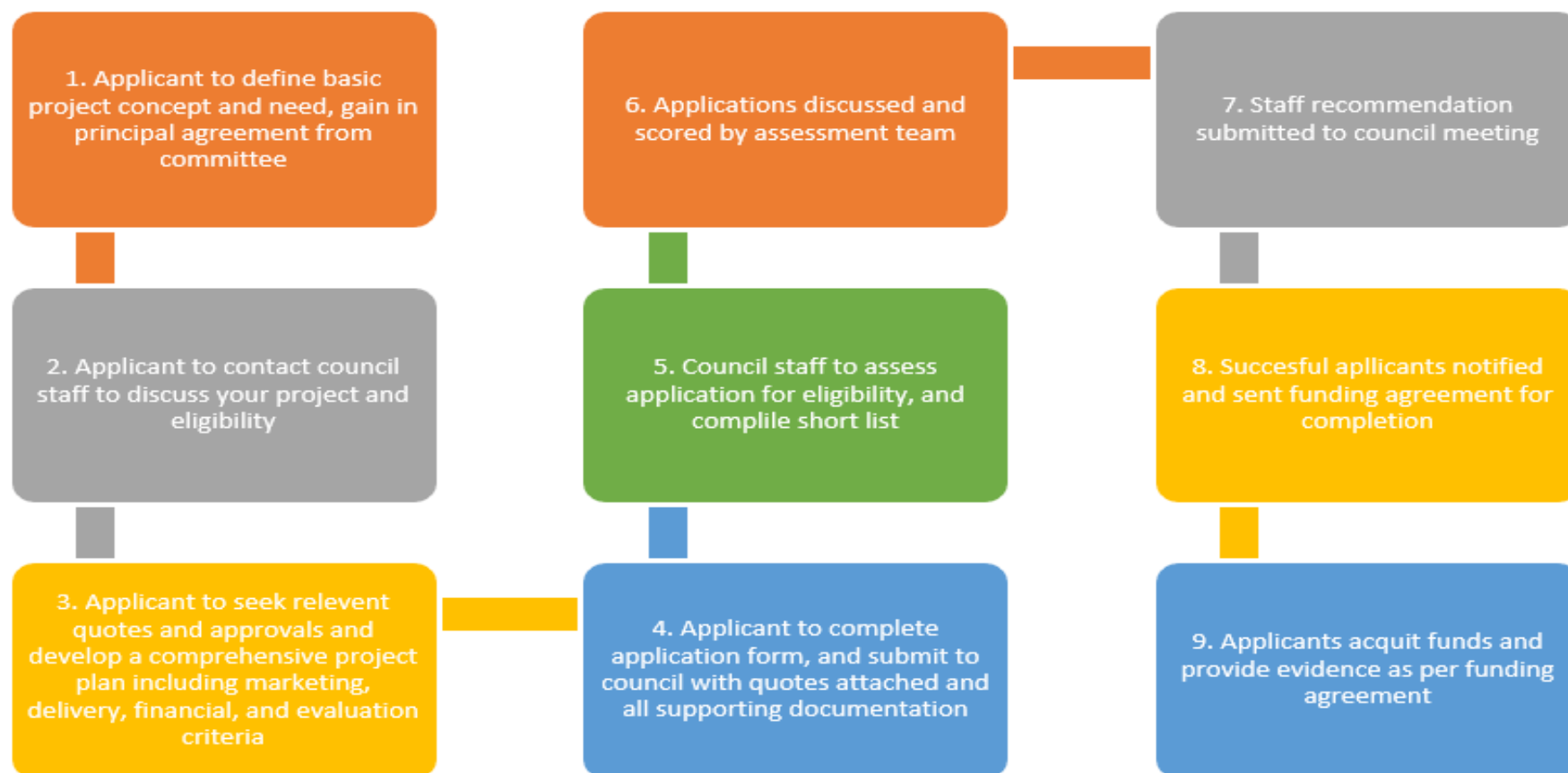
The Environment Management Plan 2020-2025, a guiding document to achieve environmental objectives, strongly highlights the need for community participation in accomplishing these environmental goals. Also, one of the pillars of MICC Corporate Plan is the recognition, protection, management, and promotion of a healthy environment.

These principles are the base for the creation of the Community Environment and Sustainability Grant Program (CESGP), which aims to support a healthy, sustainable, and integrated natural environment within Mount Isa City through a cooperative community project.

The CESGP provides financial assistance to the community (non-for-profit community-based organisation, groups) to plan and execute their projects/ideas that improve our local environment or inspire environmentally sustainable behaviours. The CESGP fosters environmental stewardship and strengthens the capacity of communities in environmental management and sustainable living. Moreover, it motivates volunteering and boosts collaboration between Council, the community, and stakeholders.

The process of application is described in Figure 1.





**Figure 1: The Grants application process.**

The program will support proposals that improve the health of local environment, sustainable and efficient use of natural resources, including energy, water, and material, community strengthening through awareness and education. Figure 2 shows suggested potential activities for the grant applications.





### Environment Enhancement

- Revegetation with indigenous (locally native) plants.
- Habitat improvement on public lands/community land.
- Provide support for Landcare initiatives.
- Provide support for community bushcare initiatives.

### Environment initiatives/ Sustainability

- Sustainable food production - edible/community garden, for schools a wider curriculum or plan is required.
- Waste minimisation/management- worm farm reducing waste going to landfill, recycling system, composting system.
- Purchase of equipments for environmental initiatives including local native plants, tree guards, materials that assist plant growth, weed control methods, tools and equipment to care for wildlife.
- Energy-efficient building-Energy efficient lighting, solar PV system installation, inefficient hot water system upgrades.



### Environment Management/ Conservation

- Control of pests on land used for community purposes.
- Sedimentation reduction into waterways.
- Flora and fauna protection and conservation (threatened species recovery, weed control).
- Native fish restocking.
- Improvement to native habitat, riverine area, waterways, and parks.

### Environmental education and capacity building

- Education and awareness on environment and sustainability.
- An initiative that builds capacity and promotes best practices in the natural environment or environmental sustainability e.g. workshops, networking events, training, and skill development.
- Incorporation or establishment cost of environmental groups.
- Development of educational or capacity-building materials; brochures, booklets, and resources.
- Development of strategic or business plan, or land management plans for a community group.





**BUDGET AND RESOURCE IMPLICATIONS**

The development of this project is budgeted out of Council's Environmental Charge.

**LINK TO CORPORATE PLAN**

Theme:	1.	People & Communities
Strategy:	1.3	Assist community groups to increase their sustainability and build social capacity

**Environment Management Plan (EMP) 2020-2025**

- Priority 2.06: Support community projects to reduce waste through a community garden, composting projects, "green living" grants, and subsidies.
- Priority 5.04: Continue providing community grants with a focus on sustainability and environmental projects and support opportunities for environmental/sustainability community events.
- Priority 5.07: Work with schools to implement environmental sustainability projects.

**Corporate Plan 2020-2025**

- Priority 1.3: Assist community groups to increase their sustainability and build social capacity.
- Priority 4.11: Continue to promote, educate, and implement awareness and best practice waste collection, recycling, environmental health, and environmental protection strategies.

**CONSULTATION (INTERNAL AND EXTERNAL)**

The Community Environment and Sustainability Grant Program was undertaken through internal consultation only from the Environmental Services department and the Environmental Charge Working Group as outlined in the Environmental Charge Policy.

The project was created based off the information from within the EMP which was gathered through both internal and external consultation.

**LEGAL CONSIDERATIONS**

The implementation of this program will need to take into consideration the requirements of the following:

*CESGP Guidelines 2021-2022*  
*CESGP Application Form*  
*MICC Grant Policy*

**POLICY IMPLICATIONS**

By implementing this project, Council is complying with the Environmental Charge Policy for projects funded by the charge.

**RISK IMPLICATIONS**

Not implementing the Community Environment and Sustainability Grant Program may raise social impacts to Council from the community because of the lack of opportunities and resources available for environmental initiatives from different groups and organizations at the community.



**RECOMMENDATION OPTIONS**

**THAT** Council approve this program as part of the Environmental Charge Projects for the 2021/2022 Financial Year with a budget of \$25,000.

OR

**THAT** Council does not approve this program as part of the Environmental Charge Projects for the 2021/2022 Financial Year with a budget of \$25,000.

**ATTACHMENTS**

**Nil**



**11.14 APPROVAL FOR ENVIRONMENTAL CHARGE PROJECT 21/22****Document Number:** 758338**Author:** Manager Waste & Regulatory Services**Authoriser:** Director Corporate and Community**Directorate:** Corporate and Community**Portfolio:** Environmental Management, Waste Management, Environmental Health, Water and Sewerage, Local Laws, Camooweal**EXECUTIVE SUMMARY**

As a part of Council's Environmental Management Plan, Annual Implementation Plan, Environmental Charge Policy and levied Environmental Charge funds, Council is required to undertake Environmental Charge Projects. The Environmental Charge levy will fund these projects and must align with the requirements of the Environmental Charge Policy. For the 2021/2022 financial year (3) Environmental Charge projects have been identified, totalling a budget of \$275,000 to implement all projects this financial year.

**RECOMMENDATION**

**THAT** Council approve the Environmental Charge Projects for the 2021/2022 Financial Year for the total budget of \$275,000 to undertake all projects.

**BACKGROUND**

Mount Isa City Council engaged the services of consultants to undertake the development of an Environmental Management Plan (EMP) for 2020-2025. From this plan, various consultations from the community and internal stakeholders were undertaken to identify environmental issues, activities or opportunities for improvements for the Mount Isa area. Five (5) key themes were identified in this plan which are Natural Environment, Waste Minimisation, Water Resources, Environmental Health and Community Engagement. From these themes, priority actions for Council to complete were outlined.

Council's Environmental Charge funded the EMP and will fund the Environmental Charge Projects. As such an Annual Implementation Plan was adopted to support the revenue statement for providing guidance of the management of the Environmental Charge funds. As a part of the Annual Implementation Plan environmental projects for the financial year are to be approved that align with the Environmental Charge Policy requirements and that correlate with the priority actions within the EMP.

As outlined in the Environmental Charge Policy, an Environmental Charge working group had a meeting on the 25 January 2022 to recommend the Environmental Charge Projects for the 2021/2022 financial year. The projects to be implemented 2021/2022 financial year are outlined in table 1.



**Table 1: Environmental Charge Projects for 2021/2022 Financial Year**

Project	Project Name	Estimated Cost 21/22 FY
1	Community tree planting program	\$250,000
2	Biodiversity strategy	\$25,000
<b>Total Budget Price</b>		<b>\$275,000</b>

## BUDGET AND RESOURCE IMPLICATIONS

All funds raised from the Environmental Charge are set aside. These Environmental Charge funds will be allocated to fund the Environmental Charge Projects that have been adopted that align with Council's Environmental Charge Policy.

## LINK TO CORPORATE PLAN

Theme:	4.	Healthy Environment
Strategy:	4.9	Protect the natural environment of reserves under Council control via strategic natural resource management
	4.13	Manage invasive animal and pest plants throughout the region to ensure the continued protection of valuable agricultural land
	4.5	Promote education and environmental awareness programs in relation to water conservation and wastewater recycling for both industry and residents

## CONSULTATION (INTERNAL AND EXTERNAL)

The Environmental Charge Projects were undertaken under internal consultation only from the Environmental Services Department and the Environmental Charge Working Group as outlined in the Environmental Charge Policy. The projects were created based off the information from within the EMP which was gathered through both internal and external consultation.

## LEGAL CONSIDERATIONS

The implementation of the plan will need to take into consideration the requirements of the following:

- *Local Government Act 2009*
- *Local Government Regulation 2012*
- *Environmental Protection Act 1994*
- Council's Environmental Management Plan
- Council's Corporate Plan

## POLICY IMPLICATIONS

By implementing the projects, Council is complying with the Environmental Charge Policy for projects funded by the charge.

## RISK IMPLICATIONS

The risk implications of not implementing the Environmental Charge Projects are the social impacts to Council from the community not knowing what their funds are going towards. Regarding this also, it is Council's obligation to comply with the Corporate Plan priorities as listed above and the



Environmental Charge Policy. As this charge is levied as a separate charge, the funds can only be used for the projects that align with the Environmental Charges Policy requirements.

**HUMAN RIGHTS CONSIDERATIONS**

Proper consideration to all human rights has been considered as per Council's Human Rights Policy.

**RECOMMENDATION OPTIONS**

**THAT** Council approve the Environmental Charge Projects for the 2021/2022 Financial Year for the total budget of \$275,000 to undertake all projects.

OR

**THAT** Council does not approve the Environmental Charge Projects for the 2021/2022 Financial Year for the total budget of \$275,000 to undertake all projects.

**ATTACHMENTS**

1. **Environmental Charge Policy** [!\[\]\(039cd6b2e7148ba5690aa619b922c426\_img.jpg\)](#) 





STRATEGIC POLICY  
**MOUNT ISA CITY COUNCIL**  
**Environmental Charge Policy**

RESOLUTION NO. VERSION V2

**APPLIES TO STATUTORY POLICIES ONLY**

This is an official copy of the **Environmental Charge Policy**, made in accordance with the provisions of *Local Government Act* and *Local Government Regulations 2012*.

Strategic policies are adopted by Council due to its desire to influence the direction of an issue or assist in the delegated decision making of Council officers. Strategic policies should follow the jurisdiction provided to Council through its Corporate Plan; the **Environmental Charge Policy** is approved by the Mount Isa City Council for the operations and procedures of Council.

David Keenan  
**Chief Executive Officer**

**DOCUMENT VERSION CONTROL**

Governance/Policies/Strategic Folder# 1208 Policy Register			<b>POLICY TYPE</b>	Strategic (Council)
VERSION	DATE	RESOLUTION NO.	DETAILS	
V1	27/11/2019	OM13/08/19	Responsible Officer - Environmental Services Coordinator	
V2	15/09/21	OM09/09/21	Responsible Officer - Director Corporate and Community Services	
			<b>REVIEW DUE</b>	

**DISTRIBUTION AND DISSEMINATION**

Internal email to all employees	<b>X</b>	Section meetings / Toolbox talks	
Internal email to all Councillors		Included in employee inductions	
Staff noticeboards		Uploaded to Council website	<b>X</b>
Internal training to be provided		External training to be provided	
Registered in Magiq	<b>X</b>		





## STRATEGIC POLICY

### MOUNT ISA CITY COUNCIL

#### Environmental Charge Policy

RESOLUTION NO. VERSION V2

#### 1. PURPOSE

The purpose of this policy is to provide guidance and details on how Mount Isa City Council ("Council") will manage and allocate the revenue collected through the separate Environmental Charge to achieve Council's environmental management initiatives including rehabilitation across the region.

#### 2. COMMENCEMENT

It applies to all programs, activities or incentives that are directly or indirectly funded or supported, wholly or partly, by the separate charge.

#### 3. APPLICATION

This policy applies to employees, agents and contractors (including temporary contractors) of Council, collectively referred to in this policy as "employees".

#### 4. ENVIRONMENTAL CHARGE GUIDELINE/MANAGEMENT

The management of Environmental Charge revenue allocation and Programs will be guided by the following principles:

- a) Environmental Charge funds will primarily be generated from a separate charge levied on all rateable properties within the jurisdiction of Mount Isa City Council.
- b) The annual review of the Environmental Charge per rateable property will be undertaken by Council to determine any remission/commissions of the separate charge as a part of adopting Council's annual revenue statement.
- c) All revenue collected and raised through the Environmental Charge is held and accounted for separately from Council's general revenue.
- d) Environmental Charge revenue including restricted cash is not to be made available at any time from Council's general revenue.
- e) Environmental charge funds will be allocated across the funding themes identified below based on an assessment of annual priorities and emerging needs and endorsed by Council.
- f) If an endorsed project can demonstrate a need for additional funds during the financial year, anticipated underspends from other endorsed projects within the same funding theme can be used. These budget amendments will be reflected through the quarterly budget reporting process to Council.
- g) Environmental Charge will not fund costs associated with Council's obligations:
  - (i) As an administering authority under the *Environmental Protection Act 1994* and subordinate legislation;
  - (ii) Required through any development undertaken by Council; or
  - (iii) An administering authority to deliver environmental offset through the *Planning Act 2016* and subordinate legislation.
- h) An annual Environmental Charge report on income, expenditure and appropriation will be prepared highlighting key achievements, initiatives and services.

#### 5. FUND ALLOCATION

The allocation of the funds will be limited to the following categories:

- 5.1 Acquisition or management of environmentally significant land.
- 5.2 Environmental Grant Programme:
  - a) Provide funding support, that can assist or enable community groups through the Environmental Grant specific criteria to undertake environmental projects in the community.
- 5.3 Environmental Projects:
  - a) School Based Environmental Educational programmes;
  - b) Bushfire Management;





STRATEGIC POLICY  
**MOUNT ISA CITY COUNCIL**  
**Environmental Charge Policy**

RESOLUTION NO. VERSION V2

- c) Flying Fox Management;
- d) Support for voluntary Conservation Agreements;
- e) Water quality preservation;
- f) Management of local riverine area and waterways;
- g) Native Tree Plantation.
- h) Projects from the Mount Isa City Council Environmental Management Plan 2020-2025

5.4 Environmental Operational Management:

- a) Implement Council's Environmental Management Plan activities to meet the environmental outcome and protect natural environment.
- b) Support operational expenditure relevant to employee costs, materials and services costs and on-costs and overheads associated with the delivery of those nominated environmental operational management activities.

**6. ENVIRONMENTAL CHARGE WORKING GROUP**

The committee consisting of the following officers will make recommendations to Council on the spending of Environmental Charge funds:

- One Councillor appointed by Council;
- All Environmental Officers
- All Environmental Health Officers
- Environmental Services Coordinator
- Manager Development and Land Use;
- Corporate and Community Services- Media Officer;
- Director of Corporate and Community Services;

**7. REPORTING**

Council will report at the end of each financial year the total expenditure for the revenue collected through the separate environmental charge.

**8. RESPONSIBILITIES**

Council will review the Environmental Charge and the associated Policy and Program annually. Council officers will implement the Environmental Charge Program and report on achievements in accordance with the endorsed Policy and associated guideline.

**9. VARIATIONS**

Council reserves the right to vary, replace or terminate this policy from time to time.

**10. COMMUNICATION AND DISTRIBUTION**

- 10.1 Council will make available to the public, the Environmental Charge Policy on our website at [www.mountisa.qld.gov.au](http://www.mountisa.qld.gov.au).
- 10.2 Supervisors will ensure the policy is distributed as per the Distribution and Dissemination table on this policy





STRATEGIC POLICY  
**MOUNT ISA CITY COUNCIL**  
**Environmental Charge Policy**

RESOLUTION NO. VERSION V2

**DEFINITIONS**

- a) **Environment** - refers to the term used to describe the natural (not man-made) environment of the region and includes the natural ecological systems of air, water, soil and associated species of flora and fauna.
- b) **Environmental Charge** - refers to the separate charge levied by Mount Isa City Council (in accordance with section 94 of the *Queensland Local Government Act 2009*) and s103 of the *Local Government Regulation 2012*, on all rateable properties within its jurisdiction, to meet the objectives in the policy.
- c) **Environmentally Significant Land** - refers to lands identified due to their environmental. Biodiversity values, including their contribution to strategic ecological linkages and consolidated of core habitat areas.
- d) **Sustainable Development** - refers to the principle of ensuring a continued quality of life now and for future generation.

**ASSOCIATED LEGISLATION AND POLICIES**

- *Local Government Act 2009*
- *Local Government Regulation 2012*
- *Environmental Protection Act 1994*
- Council's Environmental Management Plan
- Council's Corporate Plan



## 12 INFRASTRUCTURE SERVICES REPORTS

### 12.1 WATER AND SEWERAGE OVERVIEW REPORT

**Document Number:** 757956

**Author:** Administration Officer

**Authoriser:** Director Infrastructure Services

**Directorate:** Infrastructure ServicesInfrastructure Services

**Portfolio:** Environmental Management, Waste Management, Environmental Health, Water and Sewerage, Local Laws, Camooweal

#### EXECUTIVE SUMMARY

December 2021/January 2022 Water and Sewerage Overview Report presented to Council for information and consideration.

#### RECOMMENDATION

**THAT** Council receives and accepts the December 2021/January 2022 Water and Sewerage Overview Report.

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#### OVERVIEW

##### Water Network

Work on the valve replacement program continued in December in Sunset and Parkside. There are a number of large valves that have been identified for replacement that will be undertaken in January/February and expend the remaining budget.

A leaking scour valve on the trunk water main in Sunset Drive was discovered to be leaking into Breakaway Creek during works on an adjacent service. The leak was repaired.

The leakage was significant and estimated to be similar to flushing a hydrant. To put that into perspective, a hydrant flow of 9 L/s will put out 32 kL/hour or 0.8 ML/day or 280ML /annum. At current retail rates that's about \$300k/annum. That's an upper limit but indicative of the scale.

A spate of water leaks identified in Camooweal required crews to attend on several occasions to make repairs. A scheduled maintenance program for Camooweal is being developed.

##### Smart Water Meters

The first 500 residential meters were installed by 17 December 2021 and the reading of all meters in Mount Isa and Camooweal was completed in early January. The response has been generally accepting. The exceptions being one gentleman who rang the office infuriated that he hadn't received one during the first round, and one lady who was infuriated that she had.

A further delivery of 1,500 meters is expected in March, followed by the balance in June. Work is continuing on the conversion of the larger industrial and commercial meters, which are being retrofitted with transmitters rather than being replaced.



### Reservoir 3

Reservoir 3 has been taken offline for the time being. The slow leak from that reservoir was worsening and the reservoir is not needed to guarantee day-to-day water security.

With Reservoir 3 offline the total storage in the high-level zone is reduced to 9 ML, or a little over one day's supply. This is adequate.

The high-level zone will operate off of Reservoir 3a (and 5 and 6) until such time as Reservoir 4 is refurbished and brought back online later this year. If there are any issues in the meantime, Reservoir 3 can be brought back on line, accepting the leakage.

### KEY PERFORMANCE INDICATORS – WATER AND SEWER

NPR <sup>1</sup> Code	Parameter	Annual <sup>2</sup> Target	December 2021	January 2022	
<b>WATER</b>					
IA8	Number of water main breaks	95	3	2	●
A8	Water main breaks per 100km of water main <sup>3</sup>	52	1.47	0.98	●
IH3	Microbiological compliance <sup>4</sup>	98%	100%	100%	●
IA14	Number of sewer mains breaks and chokes	42	2	8	●
A14	Sewer main breaks and chokes per 100 km of sewer main <sup>5</sup>	25	1.06	4.23	●
<b>CUSTOMER</b>					
IC9	Number of water quality complaints	10	0	0	●
C9	Number of water quality complaints per 1,000 properties	0.7	0	0	●
IC10	Number of water service complaints	10	0	0	●
CS10	Water service complaints per 1,000 properties	0.7	0	0	●
IC11	Number of sewerage service complaints	5	0	0	●
CS11	Sewerage service complaints per 1,000 properties	0.4	0	0	●
<b>SEWER</b>					
	Reportable sewage overflows <sup>6</sup>	15	0	0	●
	Sewage treatment plant compliance <sup>7</sup>	>80%	100%	100%	●

<sup>1</sup> NPR = National Performance Reporting Code

<sup>2</sup> Targets based on 2019/20 actuals

<sup>3</sup> Based on 204.7 kilometres of water main in Mount Isa & Camooweal.

<sup>4</sup> The %-age of the total population served where compliance with the microbiological requirements are met.

<sup>5</sup> Based on 189.1 kilometres of sewer main in Mount Isa & Camooweal.

<sup>6</sup> Sewage overflows reported to environmental regulator.

<sup>7</sup> Based on overall plant compliance



## WATER NETWORK RELIABILITY

### Unplanned interruptions

Table 1 – Unplanned interruptions

Parameter	Jul	Aug	Sep	Oct	Nov	Dec	Jan	YTD
Number of unplanned interruptions	16	11	12	12	7	7	4	69
Number due to main breaks/leaks	9	7	6	8	6	3	2	41
Number restored within 5 hours	11	7	10	6	5	4	3	46
Average number of properties affected	11	16	19	19	14	22	21	17
Average response time (h:mm) <sup>8</sup>	3:12	4:44	15:08	21:29	0:28	6:42	22:56	9:55
Average hours to rectify (h:mm)	2:07	1:58	1:43	1:33	2:51	1:14	3:07	1:58

### Planned interruptions

Table 2 - Planned interruptions

Parameter	Jul	Aug	Sep	Oct	Nov	Dec	Jan	YTD
Number of planned interruptions	4	6	4	1	4	0	0	19
No. restored within 5 hours	0	2	3	1	3	0	0	9
Average time to rectify (h:mm)	7:00	6:20	4:45	4:30	3:30	0	0	5:13
Average number of properties affected	38	110	19	150	92	0	0	82

### Notable incidents<sup>9</sup>

A job in January increased the average response time for this month. The response time is measured from the time that a call is received regarding an issue, to the time someone shows up on site to assess or respond to the issue.

A water leak in Charles Street was reported on Monday 24 January and was not attended to until Friday morning. The subsequent shutdown and replacement of a ferrule took 22 minutes.

<sup>8</sup> This information is not consistently recorded. This will be addressed by the new Maintenance Management System.

<sup>9</sup> Breaks not rectified within 5 hours, interruptions affecting > 30 customers.



## WATER QUALITY COMPLIANCE

Mount Isa City Council is a registered water service provider under the *Water Supply (Safety & Reliability) Act 2008* and is therefore required to operate under an approved Drinking Water Quality Management Plan.

Non-compliances are summarised below.

### Microbiological

*Table 3 – Microbiological (E.coli) non-compliances*

Date of incident	Sample location	E.coli (MPN/100mL)	Cause of problem	Corrective actions undertaken
Nil				

### Turbidity

*Table 4 – Turbidity non-compliances*

Date of incident	Sample location	Turbidity (NTU)	Cause of problem	Corrective actions undertaken
Nil				

### Trihalomethanes

*Table 5 – Trihalomethane (THM) non-compliances*

Date of incident	Sample location	THM (µg/L)	Cause of problem	Corrective actions undertaken
Nil				

### Notable incidents

None recorded.



## COMPLAINTS

Table 6 – Complaints<sup>10</sup> by category for 2021-22, based on customer requests

Category	Jul	Aug	Sep	Oct	Nov	Dec	Jan	YTD
<b>Water</b>								
Quality	0	0	0	1	0	0	0	1
Pressure	0	0	0	0	0	0	0	0
Taste/odour	0	0	0	0	0	0	0	0
Service	0	0	0	0	0	0	0	0
Other	0	0	1	2	0	0	0	3
<b>Sewer</b>								
Sewage odours	0	0	0	0	0	0	0	0
Other	0	0	1	0	1	0	0	2
<b>Total</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>6</b>

### Notable incidents<sup>11</sup>

Council doesn't have a uniform system for recording and reporting complaints. By default, 'complaints' are taken to be Administrative Action Complaints, which doesn't represent very well the day-to-day concerns raised by customers. A better system of capturing and recording water and sewer complaints is being investigated.

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<sup>10</sup> 'complaint' means a written or verbal expression of dissatisfaction about an action, proposed action or failure to act by the water business unit, including a failure of the water business unit to observe its published policies, practices or procedures. Definition provided by Victorian Essential Services Commission.

<sup>11</sup> Significant incidents related to complaints.



**OUR ENVIRONMENT****Sewerage Network Reliability****Blockages and Overflows***Table 7 – Sewer blockages and breaks*

Parameter	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Total
Number of sewer blockages/breaks	4	9	4	1	3	2	8	31
Number restored within 5 hours	4	6	2	1	2	1	8	24
Average outage duration (h:mm)	0:28	2:20	1:58	3:39	0:23	3:55	0:45	1:42

*Table 8 - Sewer overflows*

Parameter	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Total
Number of sewer overflows	0	2	0	0	1	0	3	6
Number contained within 5 hours	0	2	0	0	1	0	3	6
Spills impacting properties	0	0	0	0	0	0	1	1
Reportable overflows <sup>12</sup>	0	0	0	0	0	0	0	0

**Notable incidents<sup>13</sup>**

Council attended a sewer blockage in December in Rabaul Street. The blockage of fat and rags took around 6 hours to unblock and close site. Degraded infrastructure hindered the restoration and subsequently, the sewer manhole lid and surround were replaced the following day.

With the wet weather events at the end of January, the number of sewer blockages reported to Council increased due to an influx of stormwater entering the sewerage system.

<sup>12</sup> Overflows are reportable if the spill reaches a waterway, or if it exceeds 10 kL in volume.

<sup>13</sup> Blockages not cleared within 5 hours, spills not contained within 5 hours, reportable overflows.



**SEWAGE TREATMENT PLANT COMPLIANCE**

Council provides sewerage collection and treatment services to Mount Isa and Camooweal.

Council operates under an Environmental Authority for its two sewage treatment plants. The following table summarises compliance with all licence parameters.

Non-compliant parameters for the most recent month are detailed in the footnotes.

*Table 9 - Sewage treatment plant compliance*

Sewage Treatment Plant	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Compliance (%)
Mount Isa	✓	✓	✓	✓	✓	✓	✓	100
Camooweal	✓	✓	✓	✓	✓	✓	✓	100
Overall Compliance								100

**Legend**

✓	Compliant with licence limits
✗	Exceeded one or more licence limits

**Notable incidents<sup>14</sup>**

No notable incidents occurred during December and January.

**RECOMMENDATION OPTIONS**

**THAT** Council receives and accepts the December 2021/January 2022 Water and Sewerage Overview Report.

Or

**THAT** Council does not receive and accept the December 2021/ January 2022 Water and Sewerage Overview Report.

**ATTACHMENTS**

Nil

<sup>14</sup> Non-compliant parameters, major issues at STP.



**12.2 MAJOR PROJECTS OVERVIEW REPORT****Document Number:** 758111**Author:** Manager Major Projects**Authoriser:** Director Infrastructure Services**Directorate:** Infrastructure Services**Portfolio:** Engineering, Roads, Rural Works, Concrete Batch Plant**EXECUTIVE SUMMARY**

January 2022 Major Projects Overview Report presented to Council for information and consideration.

**RECOMMENDATION**

**THAT** Council receives and accepts the January 2022 Major Projects Overview Report as presented.

**OVERVIEW**

At the Gallipoli Park pump track the shade structure has been installed over the ninja park and the toilet block will be installed in February. The proposed official opening is mid-March.

The Splashez Aquatic Centre pool tile replacement has been completed, with the contractor returning in February to complete extra grouting.

Buchanan Park ablution facility and Camooweal toilet block contractors have started manufacturing the toilet blocks off site.

The contract for the design of the Family Fun Park has been awarded and design has commenced. Construction works has started at the skate bowl and is expected to be complete by April.

**MAJOR PROJECTS STATUS**

The attached table is a summary of the project phase and status for projects greater than \$300,000.



**RECOMMENDATION OPTIONS**

**THAT** Council receives and accepts the December 2021 Major Projects Overview Report.

Or

**THAT** Council do not receive and accept the December 2021 Major Projects Overview Report.

**ATTACHMENTS**

1. 2022-02-01\_Capital Works Summary [↓](#) 





On Schedule/Budget  
Behind Schedule/Budget  
Significantly Behind Schedule/Budget  
Phase complete

FINANCE TO FILL FINANCE TO FILL

Project	Project Phase					Externally Funded	Financial Year Budget 2021-2022	1st Qtr Budget Review	Expenditure as at : 01-02-2022		
	Planning	Design	Procurement	Delivery	Close-out				Actual Expenditure	Committed Expenditure YTD	Total Expenditure YTD
						\$	\$	\$	\$	\$	\$
R1 Lake Julius Rd Causeway - DRFA	✓	✓	✓	✓		2,106,566	2,280,000	2,280,000	1,478,205	183,193	1,661,398
R2 Pamela/Deighton/Isa Street - Blackspot 2020/21	✓	✓				250,000	1,000,000	1,000,000	46,943	204,781	251,725
R3 Pamela/Trainer Street - Blackspot 2020/21	✓	✓				100,000	390,000	390,000	4,002	21,063	25,065
R6 PCNP Transfield Av - D&C	✓	✓	✓	✓		64,000	145,000	310,000	298,894	19,657	318,550
R7 PCNP Twenty Third Ave - Construction	✓	✓				50,000	145,000	450,000	932	0	932
R9 Traders Way/Sunset Drive - 21/22 R2R proposed	✓	✓	✓			0	400,000	800,000	45,823	16,080	61,903
R13 Moondarra Dr - R2R 2020-21	✓	✓	✓	✓		280,000	280,000	389,000	386,780	947	387,726
R21 R2R	✓	✓				0	1,090,000	290,000	1,033	0	1,033
R22 Riversleigh Road Floodways - TIDS	✓	✓	✓			380,000	380,000	1,260,000	1,643	194,390	196,033
R25 City Street Reseal program	✓	✓	✓				400,000	440,000	14,758	17,273	32,030
R26 Ancillary Drainage Works	✓	✓	✓	✓			80,000	300,000	8,489	0	8,489
R33 Flood Crossing Resilience - QRRRF	✓	✓	✓			360,758	0	560,758	2,580	0	2,580
<b>total Roads and Drainage</b>						<b>5,234,908</b>	<b>8,463,000</b>	<b>10,468,460</b>	<b>2,725,125</b>	<b>1,106,623</b>	<b>3,831,749</b>
W7 Smart Water Meters	✓	✓	✓	✓		1,766,000	2,950,000	3,750,000	66,665	557,210	623,874
W8 Reservoir chlorine dosing	✓	✓					300,000	300,000	143,428	16,934	160,362
N11 Reconfigure pipework at each reservoir	✓	✓	✓				300,000	300,000	783	9,695	10,478
N17 Water main replacements	✓	✓	✓	✓			500,000	500,000	495,472	36,830	532,301
N18 Valve replacements	✓	✓	✓	✓			350,000	350,000	211,376	45,257	256,633
<b>total Water</b>						<b>1,766,000</b>	<b>5,355,000</b>	<b>6,274,508</b>	<b>1,229,713</b>	<b>761,012</b>	<b>1,990,725</b>
S5 Sewer main replacement program - W4Q COVID	✓	✓	✓	✓				581,989	973,841	210,466	1,184,307
S7 Sewer relining	✓	✓	✓	✓			600,000	600,000	3,365	0	3,365
S12 Clarifier 2 and 3 repairs/replacements	✓	N/A					500,000	500,000	6,275	22,116	28,391
<b>total Sewerage</b>						<b>0</b>	<b>1,740,000</b>	<b>2,488,989</b>	<b>1,039,080</b>	<b>731,105</b>	<b>1,770,185</b>
P5 Gallipoli Park Pump Track	✓	✓	✓	✓		595,000	1,295,000	1,750,000	1,312,934	105,906	1,418,840
P7 Family Fun Precinct	✓	✓	✓	✓		3,756,500	4,711,500	5,717,000	751,735	1,442,680	2,194,415
P13 Parks and Streetscapes upgrades	✓	N/A				200,000	500,000	500,000	138,967	163,361	302,328
P18 Covered Public Basketball Court	✓	✓				150,000	300,000	300,000	3,949	0	3,949
<b>total Parks &amp; Gardens</b>						<b>5,301,500</b>	<b>8,176,500</b>	<b>9,723,539</b>	<b>2,531,860</b>	<b>2,006,016</b>	<b>4,537,876</b>
E1 WMF - Transfer Station - W4Q 2019-21	✓	✓	✓	✓		945,076		876,508	829,476	58,332	887,808
E2 Materials Recovery Facility (MRF) - W4Q	✓	✓	✓	✓		4,000,000	4,000,000	4,000,000	108,617	258,749	367,366
E8 Environment General	✓	✓	✓	✓			100,000	300,000	0	0	0
<b>total Environment &amp; Regulatory</b>						<b>4,945,076</b>	<b>4,480,000</b>	<b>5,360,508</b>	<b>958,900</b>	<b>328,476</b>	<b>1,287,377</b>
F8 Camooweal Hall Floor Refurbishment	✓	✓	✓	✓		909,519	684,000	767,368	626,875	94,898	721,773
F11 Buchanan Park Shed Construction (Poultry Pavilion) - LRCI	✓	✓	✓	✓		590,000		590,000	0	0	0
F12 Buchanan Park Ablution Facility - LRCI	✓	✓	✓	✓		600,000		760,000	2,040	0	2,040
F21 Camooweal Toilet Block	✓	✓	✓	✓			275,000	275,000	3,967	0	3,967
F24 Civic Precinct Fire Upgrade	✓	✓	✓	✓			600,000	600,000	658	0	658
F40 Camooweal Aerodrome Upgrades	✓	✓	✓	✓		150,000		300,000	734	0	734
<b>total Community Facilities</b>						<b>2,279,519</b>	<b>6,049,000</b>	<b>5,666,709</b>	<b>1,047,676</b>	<b>1,539,174</b>	<b>2,586,850</b>
C7 Enterprise Resource Plan (IT)	✓	✓	✓	✓			500,000	650,000	61,193	8,000	69,193
<b>total Corporate - Equipment</b>						<b>0</b>	<b>736,000</b>	<b>863,004</b>	<b>122,917</b>	<b>8,000</b>	<b>130,917</b>
MP1 Fleet	✓	N/A					3,500,000	3,500,000	1,076,717	1,219,620	2,296,337
<b>total Mobile Plant</b>						<b>0</b>	<b>3,500,000</b>	<b>3,500,000</b>	<b>1,076,717</b>	<b>1,219,620</b>	<b>2,296,337</b>
<b>total Major Projects</b>						<b>19,527,003</b>	<b>38,499,500</b>	<b>44,345,716</b>	<b>10,734,991</b>	<b>7,701,445</b>	<b>18,436,435</b>
<b>RAND TOTAL MAJOR PROJECTS</b>							<b>38,499,500</b>	<b>44,345,716</b>	<b>10,826,346</b>	<b>7,737,125</b>	<b>18,563,472</b>



**12.3 LGGSP FUNDING APPLICATION**

**Document Number:** 758251

**Author:** Project Officer

**Authoriser:** Director Infrastructure Services

**Directorate:** Infrastructure Services

**Portfolio:** Engineering, Roads, Rural Works, Concrete Batch Plant

**EXECUTIVE SUMMARY**

To seek approval to apply for funding with Local Grants and Government Subsidies Program for the outlined projects in this report.

**RECOMMENDATION**

**THAT** Council Approve the below proposed projects to apply for Government Funding through Local Grants and Governments Subsidies Program (LGGSP)

**BACKGROUND**

Local Grants and Government Subsidies Program (LGGSP) have funding available for the 2022-24 period. The program will run from 1 July 2022 – 30 June 2024. Applications for the funding close 5pm, Friday 4 March 2022.

The funding is open for the following categories:

- New infrastructure
  - Essential services
  - Economic development
  - Community well-being
- Asset management; and
- Planning

**OVERVIEW**

There is \$85.859m funding is available for the New Infrastructure and Asset Management categories. The following projects are proposed and prioritized below:

1. **CBD Construction** – *The Mount Isa City Council resolved to undertake the preparation of a CBD Masterplan for the City of Mount Isa and engaged Tract Consultants in September 2021 to prepare the CBD Masterplan.*

*The Masterplan will focus on actions to encourage further beneficial economic activity and investment opportunities for the CBD in the broader regional context. The Masterplan will encourage diversification of land uses so that the CBD can thrive as a vibrant and attractive centre. Additionally, the Masterplan focuses on enhancing connections to and within the CBD as these are essential to its current and future vitality.*

*The anticipated completion date of the Masterplan will be April 2022 which will enable funding opportunities to be pursued.*



2. **Aqua play equipment Sunset Park (Mount Isa) & Ellen Finlay Park (Camooweal)** – install mini water parks at both Sunset Park and Ellen Finlay Park as requested by the community. Examples of a mini water park are shown in Attachment 1.

3. **Construction of Council staff housing** – Council has lots in Healy Heights which could be developed for Council accommodation. The availability of housing in Mount Isa is very low and this would add incentive for future employment.

LGGSP also has available \$5m for Planning Projects up to the amount of \$250,000 each. Only one application per Council is permitted for planning projects. The following project is proposed:

4. Outback at Isa detailed design - Stafford Strategy were commissioned by Mount Isa City Council to develop a Master Plan for the Outback at Isa Centre. The plan was completed In April 2021 and was endorsed by council resolution August 25th (resolution OM/08/21). The next phase of works will be for the detailed design works to be completed which will allow for funding considerations for construction

Four projects have been recommended for Council to apply for funding through LGGSP 2022-24.

### BUDGET AND RESOURCE IMPLICATIONS

As per the funding requirements, LGGSP will provide 60% of the project funds. Council must be willing to provide the remaining 40% out of Councils own budget.

Note, the 40% Council contribution cannot be funded by any other source of Government or Federal funding.

### LINK TO CORPORATE PLAN

Theme:	3.	Services & Infrastructure
Strategy:	3.6	Continue to implement the recommendations from Council's Buildings Asset and Services Management Plan in relation to the development and maintenance of the region's community facilities

### CONSULTATION (INTERNAL AND EXTERNAL)

Internal consultation between EMT, Major Projects and Manager of Economic and Community Development occurred on Thursday, 3 February 2022. During this meeting, projects were discussed and shortlisted to the above mentioned projects.

### LEGAL CONSIDERATIONS

NIL

### POLICY IMPLICATIONS

NIL

### RISK IMPLICATIONS

Due to the demand of materials and contractors, procurement and contractor availability may pose as a risk to construction.

### HUMAN RIGHTS CONSIDERATIONS

Human Rights have been considered while projects were discussed for proposal.

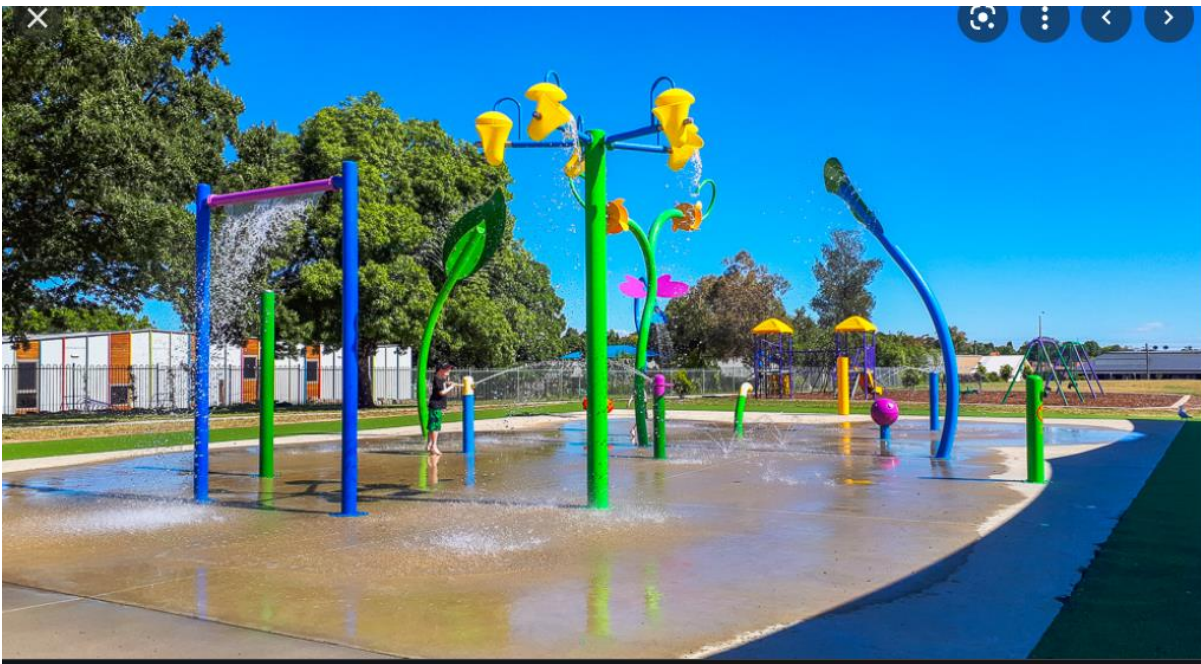


**RECOMMENDATION OPTIONS**

**THAT** Council approve the proposed projects to apply for Government Funding through Local Grants and Governments Subsidies Program (LGGSP)

OR

**THAT** Council do not approve the proposed projects to apply for Government Funding through Local Grants and Governments Subsidies Program (LGGSP)

**ATTACHMENTS**

Nil



**12.4 QRRRF AND RRUP FUNDING APPLICATION SUMMARY**

**Document Number:** 758252

**Author:** Manager Major Projects

**Authoriser:** Director Infrastructure Services

**Directorate:** Infrastructure Services

**Portfolio:** Engineering, Roads, Rural Works, Concrete Batch Plant

**EXECUTIVE SUMMARY**

Two funding opportunities are available for Queensland Resilience and Risk Reduction Fund (QRRRF) and Remote Roads Upgrade Pilot Program (RRUPP).

**RECOMMENDATION**

**THAT** Council approve the proposed funding submission for Queensland Resilience and Risk Reduction Fund (QRRRF) and Remote Roads Upgrade Pilot Program (RRUPP).

**BACKGROUND****Queensland Resilience and Risk Reduction Fund (QRRRF)**

This is a \$19.1 million program with a maximum of \$2m per project. There is no minimum co-contribution stated, however some Council contribution would be beneficial to the application.

Examples of eligible projects that improve resilience and functionality of at-risk infrastructure and community assets include, but are not limited to:

- roads, bridges, culverts, floodway's, causeways, drainage management pump stations, stormwater systems, major drains.
- mitigation infrastructure, e.g. stormwater detention, levees.
- disaster management equipment, such as emergency generators (with evidence to support voltage required), portable communications kits, lighting towers and frequency radios.
- weather warning and monitoring systems and flood warning infrastructure.

The proposed road for this funding is a continuation of Riversleigh Road by improving current unsealed asset to a sealed standard. Pavement elevation, stabilisation and two coat sealing. Shovel ready works with detailed design completed and contract has been awarded for the first stage of works. Practical completion achieved by end of 2022. The total project value \$1.2 million.

**Remote Roads Upgrade Pilot Program (RRUPP)**

This is a \$150 million program. This is a federal funded program, and they will contribute up to 80% of the project cost.

The RRUP targets road improvements to deliver real outcomes for regional communities and address significant deficiencies on key regional and rural roads that limit community access, pose safety risks and impact the economic development of the surrounding area.

The proposed road and scope for this funding is improving current cross drainage structures along Thontonia – Yelvertoft Road to improve road safety and maintain a constant carriageway width along the road. Widening existing cross drainage structures, shoulder stabilisation and profiling, two coat sealing. Practical completion end of 2023 and a project value of \$1,720,000.



**OVERVIEW**

Two funding opportunities are available and Council officer are seeking approval to apply for funding for the following:

Project	Funding	Project Value	% Council Contribution	Total
Riversleigh Road	QRRRF	\$1,200,000	20%	\$240,000
Thorntonia-Yelvertoff Road	RRUPP	\$1,720,000	20% (min)	\$344,000

**BUDGET AND RESOURCE IMPLICATIONS**

Budget requirements for the 2022-23 Capital works budget.

Project	Funding	Project Value	% Council Contribution	Total
Riversleigh Road	QRRRF	\$1,200,000	20%	\$240,000
Thorntonia-Yelvertoff Road	RRUPP	\$1,720,000	20% (min)	\$344,000

**LINK TO CORPORATE PLAN**

Theme:	3.	Services & Infrastructure
Strategy:	3.6	Continue to implement the recommendations from Council's Buildings Asset and Services Management Plan in relation to the development and maintenance of the region's community facilities

**CONSULTATION (INTERNAL AND EXTERNAL)**

Consultation with ELT and Infrastructure Services,

**LEGAL CONSIDERATIONS**

No legal advice required

**POLICY IMPLICATIONS**

No policy implications

**RISK IMPLICATIONS**

No foreseen risk

**HUMAN RIGHTS CONSIDERATIONS**

All relevant human rights have been considered as per Councils Human Rights Policy.



**RECOMMENDATION OPTIONS**

**THAT** Council approve the proposed funding submission for Queensland Resilience and Risk Reduction Fund (QRRRF) and Remote Roads Upgrade Pilot Program (RRUPP).

OR

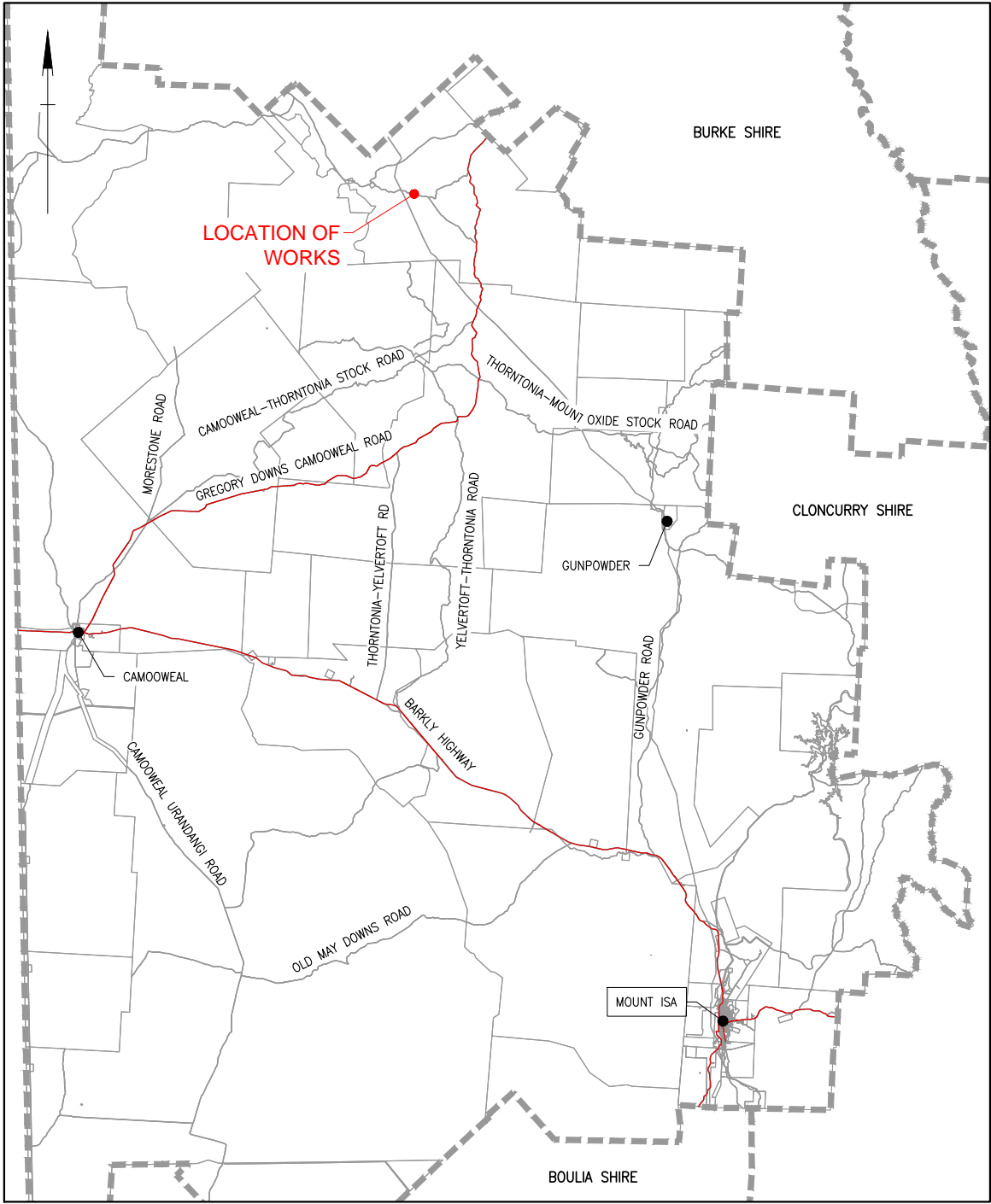
**THAT** Council do not approve the proposed funding submission for Queensland Resilience and Risk Reduction Fund (QRRRF) and Remote Roads Upgrade Pilot Program (RRUPP).

**ATTACHMENTS**

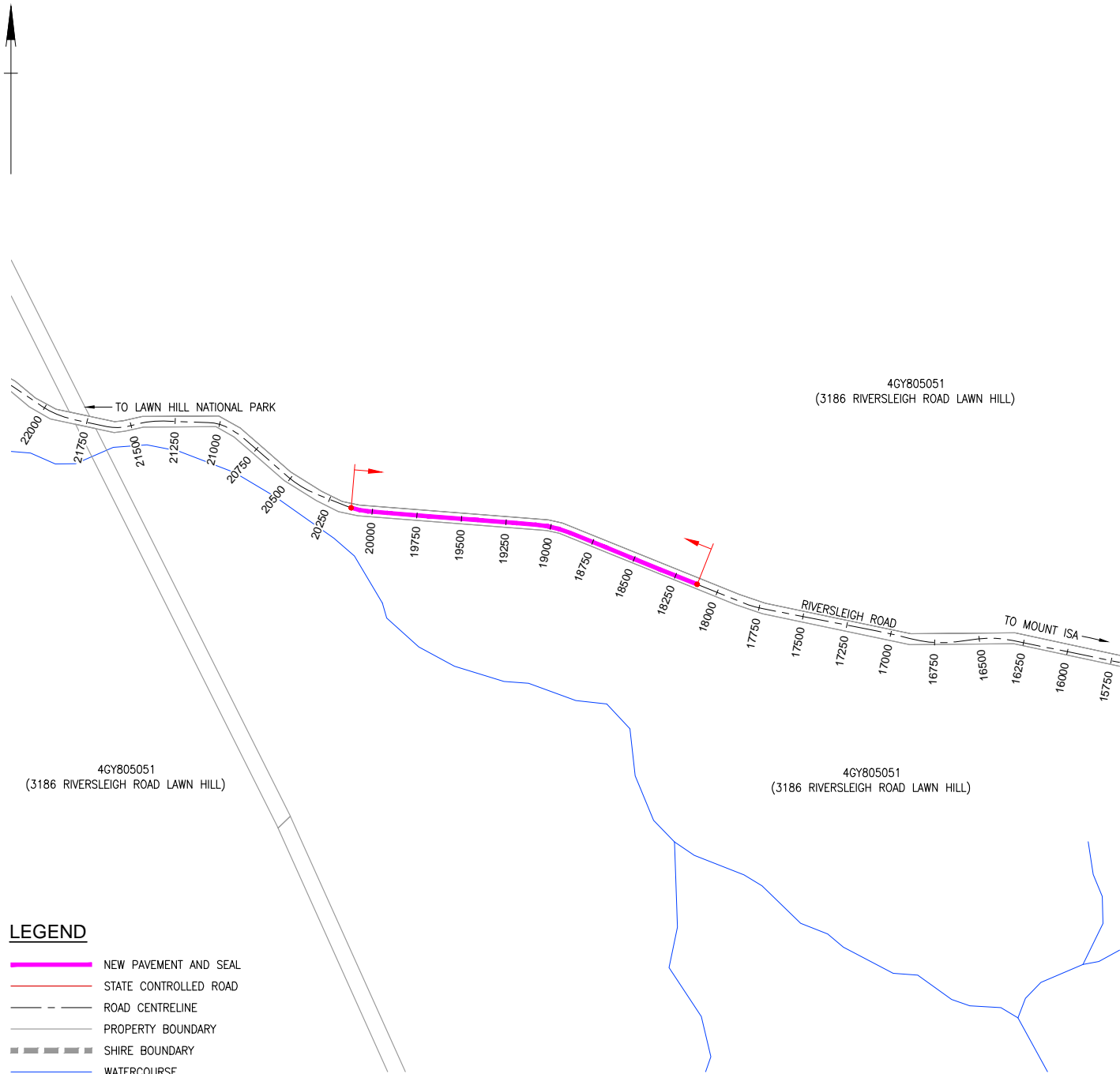
1. 149-021-SK01 QRRRF Locality Plan [!\[\]\(f2fdbbba686c1099e6b2b8779766e2d3\_img.jpg\)](#) 
2. 149-022-SK01 - Thornton - Yelvertoft Road A1 LANDSCAPE (1) [!\[\]\(4f8bc95274d4d489592709b569351eb7\_img.jpg\)](#) 



PLOT DATE 11/02/2022 9:55:35 AM  
FILE LOCATION X:\149 Mount Isa CO\021 Riversleigh Road QRRRF\Drawings\Sketch\149-021-SK001.dwg



LOCALITY  
NOT TO SCALE



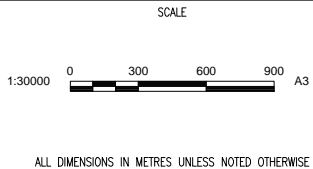
PLAN VIEW  
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LEGEND

- NEW PAVEMENT AND SEAL
- STATE CONTROLLED ROAD
- ROAD CENTRELINE
- PROPERTY BOUNDARY
- SHIRE BOUNDARY
- WATERCOURSE

FOR INFORMATION ONLY

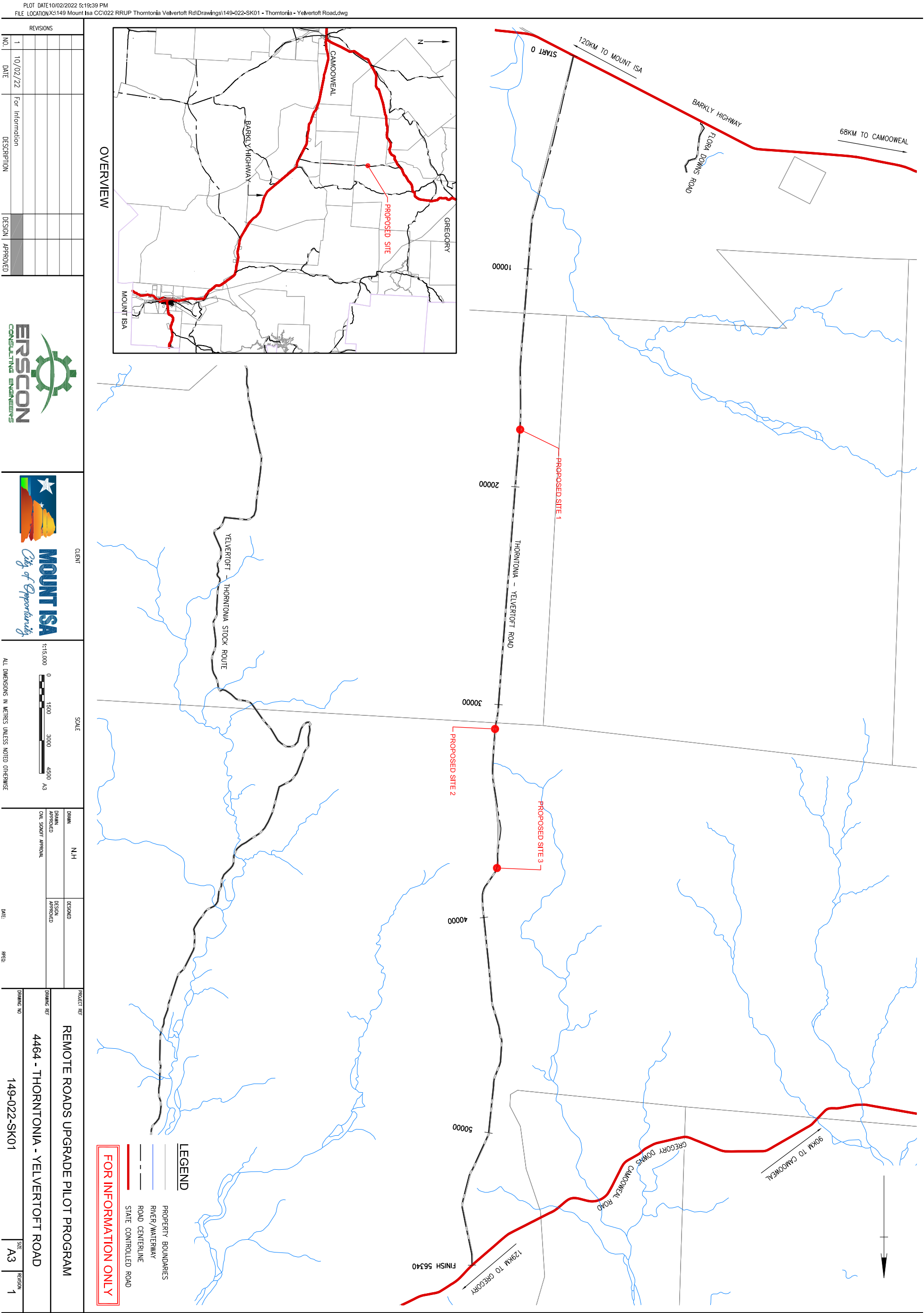
REVISIONS				
NO.	DATE	DESCRIPTION	DESIGN	APPROVED
1	11/02/22	FOR INFORMATION		



DRAWN	DH	DESIGNED
DRAWN APPROVED		DESIGN APPROVED
CIVIL SIGNOFF APPROVAL		
DATE: RPED:		

PROJECT REF		
MOUNT ISA CITY COUNCIL		
RIVERSLEIGH ROAD PAVEMENT UPGRADE		
DRAWING REF		
QRRRF FUNDING APPLICATION		
LOCALITY PLAN		
DRAWING NO		REVISION
149-021-SK01		1







**12.5 DRFA - MICC - TENDER EVALUATION****Document Number:** 758643**Author:** Manager Major Projects**Authoriser:** Director Infrastructure Services**Directorate:** Infrastructure Services**Portfolio:** Engineering, Roads, Rural Works, Concrete Batch Plant**EXECUTIVE SUMMARY**

Five separate road work packages have been public tender and assessed in accordance with Council's procurement policy. Four of these packages are for restoration works to repair event damage and funded under Disaster Recovery Funding Arrangement (DRFA), and one is for road improvement works partially funded through Transport Infrastructure Development Scheme (TIDS).

**RECOMMENDATION****THAT** Council

Award contracts for Disaster Recovery Funding Arrangement (DRFA) work and Transport Infrastructure Development Scheme (TIDS) work to:

Contractor	Project	Amount (excl. GST)
Commins Contracting Pty Ltd	Gunpowder Road & Mount Oxide Road	\$208,374.20
Halloran & Sons Earthmoving Pty Ltd	Camooweal Urandangi Road & Old May Downs Road	\$1,593,273.35
Myuma Pty Ltd	Morestone Road & Highland Plains Road	\$1,470,641.42
Myuma Pty Ltd	Riversleigh Road	\$522,415.56
Durack Civil Pty Ltd	Riversleigh Road Pavement Improvement Stage 1	\$944,170.60
Durack Civil Pty Ltd	Riversleigh Road Pavement Improvement Stage 2	\$569,902.01

**AND****THAT** Council

Allow the CEO to negotiate funding to award Riversleigh Road Pavement Improvement Stage 2.



**BACKGROUND****DRFA Projects**

The four DRFA tenders were opened on 17 December 2021 and closed 24 January 2022 for the construction of road restoration works in accordance with the Queensland Reconstruction Authority (QRA) approved scope.

The evaluation panel reviewed each tender in accordance with the probity and evaluation plan and undertook a tender evaluation meeting on 7 February 2022 to discuss and agree on the consensus scoring.

Tenders received were assessed based on the following criteria:

- Price 40%
- Capability and Experience 20%
- Methodology and Quality 30%
- Program 10%

**Gunpowder Road & Mount Oxide Road – Package 1****Submission Summary**

- 8 tenders received
- 2 tenders non-conforming
- Price min \$208,374.20
- Price max \$576,045.01

**Camooweal Urandangi & Old May Downs Roads - Package 2****Submission Summary**

- 11 tenders received
- 2 tenders non-conforming
- Price min \$1,078,134.42
- Price max \$3,355,292.36

**Morestone Road & Highland Plains Road – Package 3****Submission Summary**

- 9 tenders received
- 2 tenders non-conforming
- Price min \$1,089,356.36
- Price max \$3,022,718.44

**Riversleigh Road – Package 4****Submission Summary**

- 8 tenders received
- 2 tenders non-conforming
- Price min \$404,068.33
- Price max \$866,030.69



**TIDS Project – Riversleigh Road**

The above tender was opened on 17 December 2021 and closed on 24 January 2022 for the construction of 2.12km of pavement improvements on Riversleigh Road between Ch 18.000km and 20.120km.

The package consists of two stages:

- Stage 1 is 1km of pavement improvements from Ch 19.120km – 20.120km
- Stage 2 is 1.12km of pavement improvements from Ch 18.000km – 19.120km

The assessment of this Tender is based on stage 1 pricing only, to suit the current budget. Stage 2 was included in the tender as 'Provisional works – If ordered' to give an opportunity for Council to extend the scope if budget allows.

Tenders received were assessed based on the following criteria:

- Price 40%
- Capability and Experience 20%
- Methodology and Quality 30%
- Program 10%

**Submission Summary**

- 2 tenders received
- 0 tenders non-conforming
- Price min \$944,170.60
- Price max \$1,387,167.00

The views and scores expressed in this Report represent the genuinely held views of the panel having assessed the tenders in accordance with the request for tender documentation and the probity and evaluation plan.

**OVERVIEW**

The evaluation panel having assessed the tenders in accordance with the request for tender documentation and the probity and evaluation plan recommend awarding the contracts to:

Contractor	Project	Amount (excl. GST)
Commins Contracting Pty Ltd	Gunpowder Road & Mount Oxide Road	\$208,374.20
Halloran & Sons Earthmoving Pty Ltd	Camooweal Urandangi Road & Old May Downs Road	\$1,593,273.35
Myuma Pty Ltd	Morestone Road & Highland Plains Road	\$1,470,641.42
Myuma Pty Ltd	Riversleigh Road	\$522,415.56
Durack Civil Pty Ltd	Riversleigh Road Pavement Improvement Stage 1	\$944,170.60
Durack Civil Pty Ltd	Riversleigh Road Pavement Improvement Stage 2	\$569,902.01



**BUDGET AND RESOURCE IMPLICATIONS**

The DRFA projects are a fully funded by State and the TIDS works will be funded 50/50 from the existing capital budget allocation of \$1,260,000.

Durack Civil Pty Ltd have submitted pricing for Stage 2 of \$569,902.01. This tendered price is conditional on Stage 2 being ordered prior to mobilisation of Stage 1. Awarding Stage 2 represents a significant saving for Council of approximately \$275,000.00 due to shared mobilisation and preliminaries.

Council to approach funding bodies to access this saving opportunity.

**LINK TO CORPORATE PLAN**

Theme:	3.	Services & Infrastructure
Strategy:	3.13	Determine strategic levels of service within Council's Asset Management Plans to provide well maintained bridges, sealed and unsealed roads, including footpaths and stormwater drainage throughout urban, industrial and rural areas

**CONSULTATION (INTERNAL AND EXTERNAL)**

Consultation has been with QRA, TMR and internal staff.

**LEGAL CONSIDERATIONS**

There are no specific legal considerations.

**POLICY IMPLICATIONS**

Procurement requirements have been complied with.

**RISK IMPLICATIONS**

There are no unusual or particular risk implications.

**HUMAN RIGHTS CONSIDERATIONS**

Proper consideration has been given to all human rights relevant as per Council's Human Rights Policy.



**RECOMMENDATION OPTIONS**

**THAT** Council Award contracts for Disaster Recovery Funding Arrangement (DRFA) work and Transport Infrastructure Development Scheme (TIDS) work to:

Contractor	Project	Amount (excl. GST)
Commins Contracting Pty Ltd	Gunpowder Road & Mount Oxide Road	\$208,374.20
Halloran & Sons Earthmoving Pty Ltd	Camooweal Urandangi Road & Old May Downs Road	\$1,593,273.35
Myuma Pty Ltd	Morestone Road & Highland Plains Road	\$1,470,641.42
Myuma Pty Ltd	Riversleigh Road	\$522,415.56
Durack Civil Pty Ltd	Riversleigh Road Pavement Improvement Stage 1	\$944,170.60
Durack Civil Pty Ltd	Riversleigh Road Pavement Improvement Stage 2	\$569,902.01

**AND**

**THAT** Council

Allow the CEO to negotiate funding to award Riversleigh Road Pavement Improvement Stage 2.

OR

**THAT** Council does not award the contracts.

**ATTACHMENTS**

**Nil**



**13 NOTICES OF MOTION**

Nil



**14      CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS****RECOMMENDATION**

**THAT** Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 254J of the Local Government Regulation 2012:

**14.1      Internal Audit FY22 and FY23-FY25**

This matter is considered to be confidential under Section 254J - e of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with contracts proposed to be made by it.

**14.2      Land Dealings Over Lots 9 & 10 on MPH13990**

This matter is considered to be confidential under Section 254J - h of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

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