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Central Coast Council

Schedule of Delegations

Council to the General Manager

July 2023

Local Government Act 1993 (No. 95 of 1993)

22. Delegation by Council

(1) Subject to subsection (2), a Council, in writing, may delegate with or without conditions to the General Manager, controlling authority, a Council committee, a special committee or a local committee, any of its functions or powers other than –

- (a)** this power of delegation, unless authorized by the Council; and
- (b)** the powers referred to in subsection (2).

(2) A Council, in writing, may delegate any of the following powers only to the General Manager or a Council committee and only on condition that the Council has determined appropriate policies and procedures to be followed in relation to those powers:

- (a)** the imposition of fees, taxes, rates and charges;
- (b)** the remission or rebate of rates and charges;
- (c)** the making of grants or the provision of benefits.

(3) A Council must not delegate any of its powers relating to the following:

- (a)** the borrowing of money or other financial accommodation;
- (b)** the determination of the categories of expenses and allowances payable to Councillors and any member of any committee;
- (c)** the establishment of committees, controlling authorities or joint authorities;
- (d)** the revision of the budget or financial estimates of the Council;
- (e)** the revision of the strategic and operational plans of the Council;
- (f)** the approval for, and the method of, the sale of land;
- (g)** the making of by-laws;
- (h)** the fixing of fees, rates and charges;
- (i)** any other prescribed power.

(4) The General Manager is to –

- (a)** keep a register of any delegation; and
- (b)** make the register available for inspection at a public office.

Delegation Sources

- Archives Act 1983 - Archives Act 1983
- Building Act 2016 - AA - Building Act 2016
- Dog Control Act 2000 - AA - Dog Control Act 2000
- Environmental Management and Pollution Control Act 1994 - AA - Environmental Management and Pollution Control Act 1994
- Financial Delegations - Council
- Heavy Vehicle National Law Act 2013 - Heavy Vehicle National Law Act 2013
- Historic Cultural Heritage Act 1995 - AA - Historic Cultural Heritage Act 1995
- Land Use Planning and Approvals Act 1993 - AA - Land Use Planning and Approvals Act 1993
- Litter Act 2007 - AA - Litter Act 2007
- Local Government Act 1993 - AA - Local Government Act 1993
- Strata Titles Act 1998 - AA - Strata Titles Act 1998
- Tasmania Archives Act 1983 - Archives Act 1983 (Tas)
- Tasmania Building Act 2016 & Regulations 2016 - Building Act 2016
- Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)
- Tasmania Burial and Cremation Regulations 2015 - Burial and Cremation Regulations 2015 (Tas)
- Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)
- Tasmania Environmental Management and Pollution Control Act 1994 - Environmental Management and Pollution Control Act 1994 (Tas)
- Tasmania Food Act 2003 - Food Act 2003 (Tas)
- Tasmania Heavy Vehicle National Law Act 2013 - Heavy Vehicle National Law Act 2013 (Tas)
- Tasmania Historic Cultural Heritage Act 1995 - Historic Cultural Heritage Act 1995 (Tas)
- Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993 (Tas)
- Tasmania Land Use Planning and Approvals Regulations 2014 - Land Use Planning and Approvals Regulations 2014 (Tas)
- Tasmania Litter Act 2007 - Litter Act 2007 (Tas)
- Tasmania Local Government (Building and Miscellaneous Provisions) Act 1993 - Local Government (Building and Miscellaneous Provisions) Act 1993 (Tas)
- Tasmania Local Government (General) Regulations 2005 - Local Government (General) Regulations 2005 (Tas)
- Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)
- Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)
- Tasmania Monetary Penalties Enforcement Act 2005 - Monetary Penalties Enforcement Act 2005 (Tas)
- Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)
- Tasmania Public Interest Disclosure Act 2002 - Public Interest Disclosure Act 2002 (Tas)
- Tasmania Right to Information Act 2009 - Right to Information Act 2009 (Tas)
- Tasmania Roads and Jetties Act 1935 - Roads and Jetties Act 1935 (Tas)
- Tasmania Strata Titles Act 1998 - Strata Titles Act 1998 (Tas)
- Tasmania Traffic Act 1925 - Traffic Act 1925 (Tas)
- Tasmania Urban Drainage Act 2013 - Urban Drainage Act 2013 (Tas)
- Tasmania Vehicle & Traffic Act 1999 - Vehicle & Traffic Act 1999 (Tas)

- Tasmania Weed Management Act 1999 - Weed Management Act 1999 (Tas)

Positions

Abbreviation	Position	Name
GM	General Manager	Barry Omundson

Provisions for General Manager

Archives Act 1983 - Archives Act 1983			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 22 LGA	Delegate all of its powers and functions under the Act including any regulations made under this Act to the General Manager.	GM	Nil
S 10(1)	<p>Preservation of State records</p> <p>(1) The relevant authority –</p> <p>(a) is to keep proper records in respect of the business of the Government department, State authority or local authority for which the relevant authority is responsible; and</p> <p>(b) is to cause all such records to be preserved and accessible until they are dealt with in accordance with this Act; and</p> <p>(c) may, in the name of the Government department, State authority or local authority, take legal proceedings for the recovery of any such records if the relevant authority no longer has legal custody of them.</p>	GM	Nil

Building Act 2016 - AA - Building Act 2016			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
8	The Council delegate in accordance with section 8 of the Building Act 2016 its powers and functions, other than this power of delegation.	GM	Nil
11	All work must comply with Act and National Construction Code	GM	Appointment as Permit Authority

Building Act 2016 - AA - Building Act 2016

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
25	Functions of permit authority	GM	Appointment as Permit Authority
26	Powers of permit authority	GM	Appointment as a permit authority
81(3)	Effect of disagreement in relation to proposed protection work	GM	Appointment as a permit authority
109	Certificate of likely compliance (notifiable plumbing work)	GM	Appointment as a permit authority
110	Performing notifiable plumbing work	GM	Appointment as a permit authority
111	Inspection of notifiable plumbing work	GM	Appointment as a permit authority
112	Directions relating to non-compliant notifiable plumbing work	GM	Appointment as a permit authority
113	Completion of notifiable plumbing work	GM	Appointment as a permit authority
115	Certificate of completion (notifiable plumbing work)	GM	Appointment as a permit authority
138(2)	Non-compliance of building work	GM	Appointment as a permit authority
141	Determining application for building permit	GM	Appointment as a permit authority
142	Refusal of application for building permit	GM	Appointment as a permit authority
143	Granting of application for building permit	GM	Appointment as a permit authority
145	Conditions on building permit	GM	Appointment as a permit authority

Building Act 2016 - AA - Building Act 2016

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
147	Extension of duration of building permit	GM	Appointment as a permit authority
148	Permit building work must be performed in accordance with building permit	GM	Appointment as a permit authority
153	Certificate of completion (permit building work)	GM	Appointment as a permit authority
158	Determining application for certificate of likely compliance (permit plumbing work)	GM	Appointment as a permit authority
159	Refusing application for certificate of likely compliance (permit plumbing work)	GM	Appointment as a permit authority
160	Granting application for certificate of likely compliance (permit plumbing work)	GM	Appointment as a permit authority
162	Variation of certificate of likely compliance (permit plumbing work)	GM	Appointment as a permit authority
163	Revocation of certificate of likely compliance (permit plumbing work)	GM	Appointment as a permit authority
164(2)	Plumbing permit required before performing permit plumbing work	GM	Appointment as a permit authority
167(1)(2)	Determining application for plumbing permit	GM	Appointment as a permit authority
167(4)(5)	Determining application for plumbing permit	GM	Appointment as a permit authority
168	Refusal of application for plumbing permit	GM	Appointment as a permit authority
169	Granting of application for plumbing permit	GM	Appointment as a permit authority

Building Act 2016 - AA - Building Act 2016

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
171	Conditions on plumbing permit	GM	Appointment as a permit authority
173	Extension of duration of plumbing permit	GM	Appointment as a permit authority
174	Permit plumbing work must be performed in accordance with plumbing permit	GM	Appointment as a permit authority
175	Inspection of permit plumbing work	GM	Appointment as a permit authority
176	Directions relating to non-compliant permit plumbing work	GM	Appointment as a permit authority
178	Certificate of completion (permit plumbing work)	GM	Appointment as a permit authority
189	Demolition permit required before performing permit demolition work	GM	Appointment as a permit authority
191	Determining application for demolition permit	GM	Appointment as a permit authority
192	Refusal of application for demolition permit	GM	Appointment as a permit authority
193	Granting of application for demolition permit	GM	Appointment as a permit authority
195	Conditions on demolition permit	GM	Appointment as a permit authority
197	Extension of duration of demolition permit	GM	Appointment as a permit authority
198	Permit demolition work must be performed in accordance with demolition permit	GM	Appointment as a permit authority
203	Certificate of completion (permit demolition work)	GM	Appointment as a permit authority

Building Act 2016 - AA - Building Act 2016

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
226	Cancellation of occupancy permit	GM	Appointment as a permit authority
234	Cancellation of temporary occupancy permit	GM	Appointment as a permit authority
235	Fire hazards	GM	Appointment as a permit authority
237	Building notice	GM	Appointment as a permit authority
237	Building notice	GM	Appointment as a permit authority
238	Plumbing notice	GM	Appointment as a permit authority
239	Fire upgrading report	GM	Appointment as a permit authority
240	Fire upgrading notice	GM	Appointment as a permit authority
246	Building orders	GM	Appointment as a permit authority
247	Building order relating to illegal building work	GM	Appointment as a permit authority
248	Building order relating to fire hazards	GM	Appointment as a permit authority
249	Building order relating to dilapidated building	GM	Appointment as a permit authority
250	Plumbing orders	GM	Appointment as a permit authority
258	Application for permit of substantial compliance	GM	Appointment as a permit authority
259	Refusal of application for permit of substantial compliance	GM	Appointment as a permit authority

Building Act 2016 - AA - Building Act 2016			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
260	Grant of application for permit of substantial compliance	GM	Appointment as a permit authority
261	Conditions on permit of substantial compliance	GM	Appointment as a permit authority
265	Failure to comply with emergency, building or plumbing order	GM	Appointment as a permit authority
270	Recovery of compliance costs	GM	Appointment as a permit authority
275(3)	Compliance with Act in certain circumstances	GM	Appointment as a permit authority
290	Non-application of Plumbing Regulations	GM	Appointment as a permit authority
300	Payment of building administration fee	GM	Appointment as a permit authority
324	Infringement notices	GM	Authorisation 324 (4) - Any payments made in respect of an infringement notice – (a) are payable to a council if the notice was served by the relevant general manager or the relevant permit authority; or
299	Further information to be provided if requested	GM	Appointment as a permit authority

Dog Control Act 2000 - AA - Dog Control Act 2000			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Delegate all of its powers and functions under the	GM	With the exception of Sections 7;

Dog Control Act 2000 - AA - Dog Control Act 2000			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Act including any regulations made under this Act to the General Manager with the exception of Sections 7; 20; 21; 22; 23; 24; 25; and 26.		20; 21; 22; 23; 24; 25; and 26.

Environmental Management and Pollution Control Act 1994 - AA - Environmental Management and Pollution Control Act 1994			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
21	Appointment of Council officers	GM	Authorisation by General Manager

Financial Delegations - Council			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
4.1	Purchase of goods, services, works and payment of contracts - up to \$1,000,000	GM	In accordance with the Code for Tenders and Contracts and Purchasing & Procurement Policy. Subject to managing within budget and approved scope of project. Payments exceeding the approved budget shall be reported to Council for information at the first Council Meeting following the date when expenditure was incurred.
4.1	Contract Variations - any value	GM	Expenditure exceeding the approved budget shall be reported to Council for information at the first Council meeting following the date when expenditure was incurred.

Heavy Vehicle National Law Act 2013 - Heavy Vehicle National Law Act 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
16(b)	Road Manager	GM	Nil
171	Period for which mass or dimension authority applies where limited consent	GM	Nil
172	Requirements for statement explaining adverse decision of road manager	GM	Nil
173	Amendment or cancellation on Regulator's initiative	GM	Nil

Historic Cultural Heritage Act 1995 - AA - Historic Cultural Heritage Act 1995

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
30	Effect of order	GM	Nil
33	Application of Planning Act to heritage works is subject to this Part	GM	Nil
34	Legal status of heritage works if no certificate of exemption, &c.	GM	Nil
40(2)	Consideration, &c., of application under delegation	GM	Nil

Land Use Planning and Approvals Act 1993 - AA - Land Use Planning and Approvals Act 1993

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
73	Bonds and guarantees	GM	Nil
73(A)	Planning authority may enter into agreements	GM	Nil

Litter Act 2007 - AA - Litter Act 2007

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
8A	Ex-officio authorised officers	GM	<p>8A. Ex-officio authorised officers</p> <p>Each of the following persons is an authorised officer by virtue of his or her office:</p> <p>(a) the Director;</p> <p>(b) a general manager;</p> <p>(c) a police officer.</p> <p>Appointment by General Manager</p>
	Delegate all of its powers and functions under the Act including any regulations made under this Act to the General Manager.	GM	Nil

Local Government Act 1993 - AA - Local Government Act 1993

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
19 (3) (5)	Corporation of councils (common seal)	GM	The Council authorises the General Manager to sign documents that require affixing of the Common Seal and furthermore all use of the

Local Government Act 1993 - AA - Local Government Act 1993

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Common Seal must be reported to the Council at its next Ordinary Meeting. * Archived Minute Ref. 83/2019.
124(1)	Instalment payments - To permit a ratepayer to pay rates by instalments	GM	Council authorisation is given for the General Manager to delegate this power to the Director Corporate Services and other employees approved by the General Manager, who are required from time to time to administer rate collections and payments. (i) To comply with the provisions of the Local Government Act 1993 relating to rates being paid by instalments. (ii) To comply with any policies and procedures of the Council relating to rates being paid by instalments.

Strata Titles Act 1998 - AA - Strata Titles Act 1998

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
6 (1A)	Lodgement of plan for registration Plan must be endorsed with a certificate of approval issued by the council for the area in which the site is situated.	GM	Nil
12 (2) (b)	Disposal of interest in common property Council's approval is required by law, a certificate issued under the authority of the council certifying that the transaction has been approved by the council	GM	Nil
14 (2) (ab)	Authority to issue certificate for easements, covenants and	GM	Nil

Strata Titles Act 1998 - AA - Strata Titles Act 1998			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	profits a pendre		
19 (2) (b) (ii)	Authority to issue certificate of approval for amendment	GM	Nil
23 (2) (d)	Authority to issue certificate of two or more strata plans in which the scheme is situated	GM	Nil
27 (2) (d)	Authority to approve and certify the cancelation of strata plan	GM	Nil
30	To issue certificate of approval for strata plan; amendment to plan; consolidation of plans; cancellation of plans	GM	Nil

Tasmania Archives Act 1983 - Archives Act 1983 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 10(1)	Preservation of State records Council is to keep proper records of the business of the local authority for which that relevant authority is responsible	GM	Nil
S 11	Transfer of State records to Archives office Council is to transfer state records to archives office.	GM	Nil
S 15(3)	Conditions may be imposed on the making of State archives available for public inspection. Giving of notice to State Archivist and the imposition of conditions for availability for inspection.	GM	Nil

Tasmania Building Act 2016 & Regulations 2016 - Building Act 2016

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s.269(1)	Recovery of performance costs If a person fails to perform the work required by an order, council may enter land or a building and perform the required work.	GM	Nil
s.269(2)	Recovery of performance costs Make an application to recover the cost of performing any work, and to impose a charge on land.	GM	Nil

Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	COUNCIL AS CEMETERY MANAGER The Council delegates the following functions and powers of the Council in its capacity as cemetery manager pursuant to the Burial and Cremation Act 2019 (except the setting of fees), to the General Manager and authorises the General Manager to delegate those functions and powers.	GM	The ultimate responsibility for the cemetery will remain with the Council, as cemetery manager.
29(1)(c)	COUNCIL AS CEMETERY MANAGER Interment otherwise than in cemetery The general manager's written permission (and the landholder's and Director of Public Health) is required to inter human remains otherwise than in a cemetery	GM	Nil

Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
29(4)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Interment otherwise than in cemetery</p> <p>The general manager must ensure Council keep a record of the proposed interment and ensure it is included on any s337 LGA certificate issued by Council</p>	GM	Nil
29(5)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Interment otherwise than in cemetery</p> <p>Permission given by the general manager under section 29(1)(c) may be subject to any conditions necessary to ensure that the proposed interment will not be prejudicial to public health or public safety.</p>	GM	Nil
34(1)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Duties and powers of cemetery managers</p> <p>Keep a cemetery in accordance with the Act so as not to be prejudicial to public health or public safety</p>	GM	Nil
34(2)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Duties and powers of cemetery managers</p> <p>Ensure that as far as reasonably practicable the cemetery is maintained to prevent it from falling into disrepair, or from being defaced or damaged. Rectify any disrepair or defacement as soon as possible</p>	GM	Nil
34(4)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Duties and powers of cemetery managers</p> <p>Keep all prescribed records (as per 2002 Act - see Sch 1 part 2)</p>	GM	Nil
34(5)	<p>COUNCIL AS CEMETERY MANAGER</p>	GM	Nil

Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Duties and powers of cemetery managers Permit any person access free of charge at any reasonable time		
34(7)	COUNCIL AS CEMETERY MANAGER Duties and powers of cemetery managers A cemetery manager may (a) improve, embellish and enlarge a cemetery under the management of that manager; and (b) restrict interments in any portion of the cemetery, except as may be required by an exclusive right of burial; and (c) take any other action as may be required for the reasonable management and maintenance of the cemetery	GM	Nil
39(1)	COUNCIL AS CEMETERY MANAGER Monuments, &c. The cemetery manager may permit any vault or grave to be made or dug, and any monument to be erected or placed, in any portion of the cemetery on payment of the fee which has been fixed for doing so	GM	Nil
39(2)	COUNCIL AS CEMETERY MANAGER Monuments, &c. The cemetery manager may determine the position of any monument to be erected or placed according to its description, size and character and having regard to the general plan for ornamenting the cemetery in an appropriate manner	GM	Nil
39(3)	COUNCIL AS CEMETERY MANAGER Monuments, &c. The cemetery manager may enter into an agreement for the maintenance of a vault, grave or monument	GM	Nil

Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
40(1)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Requirement to remove monuments</p> <p>The cemetery manager may provide notice to require a person to take down or remove a monument or to render it safe, if a monument has been erected or placed contrary to the terms and conditions on which the permission to erect or place it was granted or, in the opinion of the cemetery manager, it is unsafe</p>	GM	Nil
40(3)(c)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Removal of certain monuments in cemeteries</p> <p>To make enquiries to find a person who erected or placed a monument</p>	GM	Nil
40(3)(d)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Removal of certain monuments in cemeteries</p> <p>Render the monument safe or take the monument down and remove</p>	GM	Nil
40(3)(e)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Removal of certain monuments in cemeteries</p> <p>Recover in a court the reasonable cost of rendering the monument safe or taking a monument down and removing it</p>	GM	Nil
40(6)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Removal of certain monuments in cemeteries</p> <p>Provide notice of the removal of a monument and arrange for it to be re-erected if there is an agreement pursuant to s.40(4) which</p>	GM	Nil

Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	meets the requirements of the Act		
41(2)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Exclusive right of burial</p> <p>Grant an exclusive right of burial. Note: The cemetery manager must issue a certificate of exclusive right under the Burial and Cremation Regulations 2015 R37.</p>	GM	Nil
42(2)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Notifications of possible cemeteries</p> <p>The general manager of a council is to notify the regulator as soon as practicable after becoming aware land within municipal area is a cemetery or contains more than one monument and is not covered by an entry in the register (section 14)</p>	GM	Nil
52(1)(a)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Sale of Cemetery - Notice</p> <p>Cemetery manager must publish notice of intention (in prescribed form see s 52(2)) to sell cemetery</p>	GM	Nil
52(1)(b)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Sale of Cemetery - Notice to Exclusive right holders</p> <p>Cemetery manager must notify in writing each person who holds exclusive right of burial or other exclusive write of intention to sell cemetery</p>	GM	Nil
52(1)(c)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Sale of Cemetery - Certificate of Compliance</p> <p>Cemetery manager must apply for certificate of compliance in respect of proposed sale</p>	GM	Nil

Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
53	COUNCIL AS CEMETERY MANAGER Sale of Cemetery - Audit Cemetery manager must ensure audit undertaken within 6 months of issue of notice of intention to sell	GM	Nil
57	COUNCIL AS CEMETERY MANAGER Notification of decision to not sell cemetery If cemetery manager, having given notice, decides not to sell cemetery they must notify regulator	GM	Nil
58(1)	COUNCIL AS CEMETERY MANAGER Cemetery disclosure document Cemetery manager must provide disclosure document to proposed purchaser	GM	Nil
61	COUNCIL AS CEMETERY MANAGER Notification to purchase of cemetery If Council purchases a cemetery it must give notice to the regulator of the transfer with 30 days of it occurring	GM	Nil
63	COUNCIL AS CEMETERY MANAGER Closure of cemeteries for reasons of public health or public safety The general manager may given notice to cemetery manager that the whole or portion of cemetery is to be closed	GM	Nil
64	COUNCIL AS CEMETERY MANAGER Intention to close (no internments for 50 years or more) - notice/apply	GM	Nil

Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	The cemetery manager must give notice of intention to close and apply to regulator for approval		
65(1)(a)	COUNCIL AS CEMETERY MANAGER Intention to close cemetery (no internments for 50 years or more) If the regulator approves the closure the cemetery manager must notify the holder of exclusive rights.	GM	Nil
65(1)(b)	COUNCIL AS CEMETERY MANAGER Close cemetery (no internments for 50 years or more) On receipt of notification from the regulator of approval to close the cemetery manager may close the cemetery	GM	Nil
66	COUNCIL AS CEMETERY MANAGER Effect of closure of cemetery Cemetery manager must forward all records to the State archivist and may take steps in relation to altering or moving tombstones in accordance with this section	GM	Nil
67	COUNCIL AS CEMETERY MANAGER Exclusive rights of burial in closed cemetery Cemetery manager must enter into an agreement with a person who holds an exclusive right of burial in a closed cemetery, and take action as agreed and prescribed in this section	GM	Nil
68	COUNCIL AS CEMETERY MANAGER Actions by cemetery manager in closed cemeteries The cemetery manager may apply to the regulator for approval to lay out a closed cemetery as a park or garden, and take related steps	GM	Nil

Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
70	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Removal of grave etc or human remains in closed cemeteries</p> <p>A cemetery manager must not remove a grave etc or human remains from a closed cemetery without giving public notice and preparing the statement prescribed in this section</p>	GM	Nil
71	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Application to reduce time to take action in closed cemetery</p> <p>A cemetery manager may apply to take action under ss 66 or 68 even though 100 years has not passed</p>	GM	Nil
72	<p>COUNCIL AS CEMETERY MANAGER</p> <p>When land ceases to be cemetery</p> <p>Council can sell land that has ceased to be a cemetery but must comply with this section in relation to persons who hold an exclusive right of burial</p>	GM	Nil
72(6)	<p>COUNCIL AS CEMETERY MANAGER</p> <p>When land ceases to be cemetery</p> <p>A cemetery manager must notify regulator after dealing with land under this section</p>	GM	Nil
73	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Declaration land is not a cemetery</p> <p>If Council intends to sell land subject to a declaration under this section it must notify the prospective purchaser of matters specified in this section</p>	GM	Nil
82	<p>Crematoria</p> <p>Closure of crematorium - public health or public safety</p>	GM	Nil

Tasmania Burial and Cremation Act 2019 - Burial and Cremation Act 2019 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	The general manager may give notice that a crematorium is to be closed on a particular date if prejudicial to public health or safety		
84	<p>Crematoria</p> <p>Monuments containing cremated remains</p> <p>The person in charge of the monument must give notice of intention to remove remains and comply with other obligations under this section</p>	GM	Nil
85	<p>Crematoria</p> <p>Granting of exclusive rights in relation to monuments</p> <p>The person in charge of a monument may grant exclusive rights to place cremated remains in that monument in accordance with this section</p>	GM	Nil
86	<p>Crematoria</p> <p>Closure of monument</p> <p>The person in charge of a monument to be closed must grant a holder of exclusive rights in the monument exclusive rights in another monument</p>	GM	Nil

Tasmania Burial and Cremation Regulations 2015 - Burial and Cremation Regulations 2015 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>COUNCIL AS CEMETERY MANAGER</p> <p>The Council delegates the following functions and powers of the Council in its capacity as cemetery manager pursuant to the Burial and</p>	GM	The ultimate responsibility for the

Tasmania Burial and Cremation Regulations 2015 - Burial and Cremation Regulations 2015 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Cremation Act 2019 (except the setting of fees), to the General Manager and authorises the General Manager to delegate those functions and powers.		cemetery will remain with the Council, as cemetery manager.
27	COUNCIL AS CEMETERY MANAGER Issue of certificate of exclusive right of burial The cemetery manager must issue a certificate of exclusive right of burial	GM	Nil
28	COUNCIL AS CEMETERY MANAGER Amendment of certificate of exclusive right of burial The cemetery manager may amend a certificate of exclusive right of burial	GM	Nil
29	COUNCIL AS CEMETERY MANAGER Cancellation or transfer of certificate of exclusive right of burial The cemetery manager may cancel or transfer a certificate of exclusive right of burial	GM	Nil
30(3)	COUNCIL AS CEMETERY MANAGER Permission to inter human remains A cemetery manager may grant or refuse permission to inter human remains in a cemetery. The permission may be subject to conditions. Notice of the grant or refusal of permission is to be given	GM	Nil
39	COUNCIL AS CEMETERY MANAGER Plan of cemetery	GM	Nil

Tasmania Burial and Cremation Regulations 2015 - Burial and Cremation Regulations 2015 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	A cemetery manager must keep a plan of the cemetery showing the graves and plots set aside in respect of an exclusive right of burial		
40	COUNCIL AS CEMETERY MANAGER Register of Instruments A cemetery manager must keep a register of instruments as set out in this section	GM	Nil
42	COUNCIL AS CEMETERY MANAGER Driving in cemeteries A cemetery manager can give reasonable directions to a driver which it is an offence not to obey	GM	Nil
44	COUNCIL AS CEMETERY MANAGER Power of cemetery manager in relation to graves and plots A cemetery manager may take certain action in cemeteries in relation to the appearance of the cemetery and public health and safety	GM	Nil
45	COUNCIL AS CEMETERY MANAGER Power of cemetery manager to approve permanent items A cemetery manager may approve certain items or classes of items that may be permanently affixed to or next to a grave or plot	GM	Nil
46(1)	COUNCIL AS CEMETERY MANAGER Power of cemetery manager to remove persons A cemetery manager may require a person to leave and not re-enter a cemetery as set out in this section	GM	Nil
46(3)	COUNCIL AS CEMETERY MANAGER Power of cemetery manager to remove persons	GM	Nil

Tasmania Burial and Cremation Regulations 2015 - Burial and Cremation Regulations 2015 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	A cemetery manager may use reasonable force to remove from a cemetery or prevent the entry of a person into a cemetery in contravention of a requirement under section 46(1)		
47	<p>COUNCIL AS CEMETERY MANAGER</p> <p>Duty of cemetery manager on removal of monument</p> <p>A cemetery manager must take photos as prescribed if removing a monument and provide the photos to the heritage council</p>	GM	Nil

Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
9(1)	<p>Application for registration</p> <p>Power to receive application for the registration of a dog.</p>	GM	Nil
10(1)	<p>Registration disc</p> <p>On the registration of a dog, the general manager is to –</p> <p>(a) allocate a registration number to the dog; and</p> <p>(b) issue to the owner a disc or tag clearly and durably marked with -</p> <p>(i) the name of the council; and</p>	GM	Nil

Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	(ii) the registration number of the dog; and (iii) the expiry date of registration		
12(2)	Cancellation of registration Power of cancellation of registration.	GM	Nil
15(1)	Register A general manager is to keep a register in respect of registered dogs	GM	Nil
15(4)	Register A general manager may amend or cancel any item in the register in respect of registered dogs	GM	Nil
15A(3)	Implanting of microchips Implanting of microchips on seized dogs	GM	Nil
19AA(2)	Collection and analysis of a sample from a dog A general manager who receives a request under subsection (1) in relation to a dog may authorise – (a) an approved person to collect a non-intimate sample from the dog; or (b) a veterinary surgeon to collect an intimate or non-intimate sample from the dog.	GM	Nil
19AA(5)	Collection and analysis of a sample from a dog A general manager may authorise a qualified person to conduct analysis of a sample that has been collected in accordance with subsection (2) .	GM	Nil
19A(2)	Subsequent attack by dangerous dog The general manager may destroy a dog seized and detained under subsection (1).	GM	* only under the instruction of the General

Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Manager
19A(3)	<p>Subsequent attack by dangerous dog</p> <p>The general manager, by notice in writing served on the owner of the dog, is to notify the owner of the general manager's decision to destroy the dog.</p>	GM	Nil
19AC(3)	<p>Collection and analysis of a sample from a dog</p> <p>A general manager who receives a request under subsection 19AC(2) in relation to a dog may authorise a veterinary surgeon to collect an intimate or non-intimate sample from the dog.</p>	GM	Nil
27	<p>Signs</p> <p>A council is to erect and maintain signs sufficient to identify any exercise area, training area, prohibited area or restricted area</p>	GM	Nil
29	<p>Declaration of particular dangerous dog</p> <p>A general manager can serve a notice on the owner of a dog declaring that dog to be a dangerous dog</p>	GM	Nil
30	<p>Guard dogs</p> <p>The owner of a dog used to guard premises that are not residential must notify the general manager, by notice in writing, that the dog is a guard dog</p>	GM	Nil
30	<p>Guard dogs</p> <p>On receipt of notification under s30(1) the general manager is to declare the dog to be a dangerous dog</p>	GM	Nil
30	<p>Guard dogs</p> <p>The general manager may revoke a dangerous dog declaration if dog is</p>	GM	Nil

Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	no longer a guard dog and is not a dangerous dog		
32A(3)	Dangerous dogs and restricted breed dogs to be de-sexed and microchipped Receiving of copy of a veterinary surgeon's certificate, stating that the dog has been de-sexed or implanted with a microchip	GM	Nil
34	Dangerous dog or restricted breed dog missing, dying, &c. If a dangerous dog or a restricted breed dog goes missing, strays or dies, or is lost, sold or given away to another owner, the owner or a person on behalf of the owner of that dog must notify the general manager	GM	Nil
34A	Application for approval to transfer ownership of dangerous dog or restricted breed dog A person who wishes to have ownership of a dangerous dog or a restricted breed dog transferred to him or her (the "prospective owner") is to apply to the general manager of the municipal area in which the prospective owner normally resides for approval to transfer ownership of the dog	GM	Nil
34B	Offence to transfer ownership of dangerous dog or restricted breed dog without approval Written approval Provide written approval to sell, or otherwise transfer ownership of, a dangerous dog or a restricted breed dog	GM	Nil
35(2)	Seizure and detention of dogs at large If a dog is seized and its owner is identifiable, the general manager is to notify in writing the owner of the dog that – (a) the dog has been seized and detained; and (b) the owner may reclaim the dog	GM	Nil

Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
35(3)	<p>Seizure and detention of dogs at large</p> <p>If, after 5 working days after the notice has been given to the owner, the owner does not reclaim the dog, the general manager may sell, destroy or otherwise dispose of the dog</p>	GM	Nil
35(4)	<p>Seizure and detention of dogs at large</p> <p>If a dog is seized and its owner is not identifiable, the general manager, not less than 3 working days after its seizure, may –</p> <p>(a) sell, destroy or otherwise dispose of the dog if it is not a dangerous dog or a restricted breed dog; or</p> <p>(b) destroy the dog if it is a dangerous dog or a restricted breed dog</p>	GM	Nil
35(5)	<p>Seizure and detention of dogs at large</p> <p>The general manager is to take reasonable steps and make reasonable inquiries to identify the owner of a dog</p>	GM	Nil
35(6)	<p>Seizure and detention of dogs at large</p> <p>The general manager may cause a dog that is seized under this section to be implanted in an approved manner with an approved microchip</p>	GM	Nil
39A(1)	<p>Destruction of dangerous dog if enclosure not suitable</p> <p>The general manager is not to release a dangerous dog to its owner unless the general manager is of the opinion that the owner has a suitable enclosure or satisfactory alternative arrangements have been made</p>	GM	Nil
39A(2)	<p>Destruction of dangerous dog if enclosure not suitable</p> <p>If the owner of a dangerous dog does not have an enclosure referred to in subsection (1), the general manager may, by notice in writing served on the owner, require the owner to build, or have built, such an enclosure within 28 days after service of the notice</p>	GM	Nil

Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
39A(3)	<p>Destruction of dangerous dog if enclosure not suitable</p> <p>The general manager may extend the 28 day period to build the enclosure if of the opinion that sufficient progress towards the completion of the enclosure has been made</p>	GM	Nil
39A(4)	<p>Destruction of dangerous dog if enclosure not suitable</p> <p>If the owner does not build, or have built, a suitable enclosure within the period specified in the notice or such other period as the general manager allows or does not make satisfactory alternative arrangements for housing the dog, the general manager may destroy the dog</p>	GM	Nil
39A(5)	<p>Destruction of dangerous dog if enclosure not suitable</p> <p>Before destroying a dog under section 39A, the general manager must, by notice in writing served on the owner, notify the owner of the general manager's intention to destroy the dog</p>	GM	Nil
41(2)	<p>Attacking dogs</p> <p>A person who restrains a dog under subsection (1) is to notify the general manager as soon as possible</p>	GM	Nil
42(3)	<p>Destruction of dog</p> <p>If a dog destroyed under subsection 42(1) was wearing a registration disc or any other means of identification, the general manager is to notify the dog's owner in writing of –</p> <p>(a) the destruction of the dog; and</p> <p>(b) the reasons for the destruction</p>	GM	Nil
47(1)	<p>Complaints relating to nuisance</p> <p>A person may make a complaint to the general manager in respect of a dog that is a nuisance</p>	GM	Nil

Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
48(1)	Investigation of complaint On receipt of a complaint, the general manager is to investigate the subject matter of the complaint.	GM	Nil
48(2)(a)	Investigation of complaint If the general manager considers that the complaint has substance, the general manager may institute proceedings for an offence under section 46	GM	Nil
48(2)(b)	Investigation of complaint If the general manager considers that the complaint has substance, the general manager is to refund the fee that accompanied the complaint to the complainant	GM	Nil
49A	Abatement notices If a general manager is satisfied that a dog is creating a nuisance, the general manager may serve an abatement notice on the owner or person apparently in charge of the dog	GM	Nil
51(1)	Application for licences A person can apply to the general manager for a licence to keep more than 2 dogs or more than 4 working dogs	GM	Nil
51(3)	Application for licences The general manager can require a licence applicant to give public notice of application for licence to keep several dogs	GM	Nil
52	Objections to licence The general manager is to receive objections from persons residing or owning land within 200m of the boundary of premises to which a licence relates	GM	Nil

Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
54	Refusing application The general manager may refuse to grant an application in certain circumstances	GM	Nil
55(1)	Granting application The general manager may grant an application for a licence to keep several dogs in certain circumstances	GM	Nil
55(2)	Granting application The general manager may issue a licence that has been granted specifying certain matters	GM	Nil
57(2)	Renewal of licence Refusal to renew a licence if Act or any other Act not being complied with, the premise is causing a nuisance or it is in the public interest that the licence not be renewed	GM	Nil
58(1)	Cancellation of licence The general manager may cancel a licence in certain circumstances	GM	Nil
58(2)	Cancellation of licence The general manager must give notice and consider representations prior to cancelling a licence	GM	Nil
73(6)	Entering land Giving of notice of entering of land and seizure of dog	GM	Nil
75	Use of tranquiliser devices The general manager may authorise a person to use a tranquiliser device to subdue or apprehend a dog	GM	Nil

Tasmania Dog Control Act 2000 - Dog Control Act 2000 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
80(2)(a)-(c)	Fees A general manager may (a) waive a fee; (b) refund part or all of a fee; or (c) discount a fee	GM	Nil
81	Payment by instalments A general manager may allow a fee to be paid by instalments or any other means the general manager may consider appropriate	GM	Nil
82	Delegation The general manager may delegate to any person any of his or her functions or powers under this Act, other than this power of delegation	GM	Nil

Tasmania Environmental Management and Pollution Control Act 1994 - Environmental Management and Pollution Control Act 1994 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 22 LGA	Delegation (of functions or powers) by Council All of Council's powers and functions under the Environmental Management and Pollution Control Act 1994	GM	Delegation given by Council to General Manager.
Sec 64 LGA	Delegation (of functions or powers) by general manager All of Council's powers and functions under the Environmental Management and Pollution Control Act 1994, may be delegated	GM	Authorisation given by Council to General Manager.

Tasmania Environmental Management and Pollution Control Act 1994 - Environmental Management and Pollution Control Act 1994 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 20A	Duty of council to prevent or control pollution In relation to activities other than prescribed activities, a council must use its best endeavours to prevent or control acts or omissions which cause or are capable of causing pollution.	GM	Delegation given by General Manager to Director of Department and Authorised Officer.
Sec 20B	Council may ask Board to exercise powers A council may ask the Board, in respect of an activity that is not a level 2 activity or a level 3 activity, to exercise any of the Board's powers relating to the following: an environmental audit, an environmental improvement programme, an environmental agreement and lodgement of financial assurance.	GM	Delegation given by General Manager to Director of Department.
Sec 21	Council officers A council may appoint an employee of the council to be a council officer	GM	Delegation given by General Manager to Director of Department.
Sec 22 (1A)	Registers of environmental management and enforcement instruments A council must keep a register containing particulars of any environment protection noise issues and any amendment or revocation of any notice.	GM	Delegation given by General Manager to Director of Department. Council is original source of power.
Sec 23 (1) (2)	Trade secrets If it appears to the Board or a council that – (a) any information that could be kept as a trade secret would be available to the public; and (b) the release of that information would be likely to cause financial loss to any person – the Board or council must consult with that person before including the information on any register kept	GM	Delegation given by General Manager to Director of Department.

Tasmania Environmental Management and Pollution Control Act 1994 - Environmental Management and Pollution Control Act 1994 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	under this Act.		
Sec 24 (1)	Assessment of permissible level 1 activities Council must refer application to the Board if directed to do so	GM	Authorisation given by Council to General Manager.
S 25(1)(b)	Assessment of permissible level 2 activities Planning Authority to refer the application to the board as soon as practicable, but any case within 21 days, after the date of lodgement of the application.	GM	
Sec 25A (1D)(a)	Assessment of applications for permits that are combined with applications for planning scheme amendments Giving of notice to the applicant of the determination of the Board to refuse to grant a permit	GM	Delegation given by Planning Authority to General Manager
Sec 27AC (5)	Directions in relation to permits in respect of EL activities Notify the Board of the grant of the permit and provide to the Board a copy of the permit	GM	Delegation given by Planning Authority to General Manager
Sec 27AD	Minor variations of planning permit and relation to EL activities Application to the Board for approval to amend a planning permit	GM	Delegation given by Planning Authority to General Manager
Sec 43	Power to requires information Notify the Director, EPA of the issue of an emergency order and provide a copy of the order	GM	Delegation given by Planning Authority to General Manager

Tasmania Environmental Management and Pollution Control Act 1994 - Environmental Management and Pollution Control Act 1994 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 44 (4)	<p>Environment protection notices</p> <p>Where an environment protection notice is issued by a council officer, the council must, as soon as practicable and in any event within 7 days, advise the Director in writing of that fact and of any amendment or revocation of the notice.</p>	GM	Delegation given by General Manager to Director of Department.
Sec 46(4)	<p>Registration of environment protection notices</p> <p>The Recorder of Titles must register the environment protection notice as if it were a dealing, within the meaning of the Land Titles Act 1980 , lodged in accordance with that Act</p>	GM	Delegation given by General Manager to Director of Department
Sec 47(1)	<p>Action on non-compliance with environment protection notice</p> <p>The Director or, in the case of an environment protection notice served by a council officer, the council may take any action required by an environment protection notice if the requirements of the notice are not complied with.</p>	GM	Nil
Sec 47 (3) (4)	<p>Action on non-compliance with environment protection notice</p> <p>The reasonable costs and expenses incurred by the Director or a council in taking action under this section may be recovered by the Director or the council as a debt from the person who failed to comply with the requirements of the environment protection notice.</p> <p>Where an amount is recoverable from a person under this section, the Director or the council may, by notice in writing to the person, fix a period, being not less than 28 days from the date of the notice, within which the amount must be paid by the person.</p>	GM	Delegation given by General Manager to Director of Department.

Tasmania Environmental Management and Pollution Control Act 1994 - Environmental Management and Pollution Control Act 1994 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 48 (1)	<p>Civil enforcement proceedings</p> <p>Where – (a) a person has engaged, is engaging or is proposing to engage in conduct in contravention of this Act; or (b) a person has refused or failed, is refusing or failing or is proposing to refuse or fail to take any action required by this Act; or (c) a person has caused environmental harm by contravention of this Act, any other Act or the repealed Act –</p> <p>the Director, a council or a person who has, in the opinion of the Appeal Tribunal, a proper interest in the subject matter may apply to the Appeal Tribunal for an order.</p>	GM	Delegation given by General Manager to Director of Department. Council is original source of power.
Sec 61	<p>Reports in respect of alleged contraventions</p> <p>Where a person reports to the Director or a council an alleged contravention of this Act, the Director or the council must, at the request of the person, advise the person as soon as practicable of the action (if any) taken or proposed to be taken by the Director or the council in respect of the allegation.</p>	GM	
Sec 64	<p>Recovery of technical costs associated with prosecutions</p> <p>Where a person is convicted of an offence against this Act, the court may, on application by the Director or a council, order the convicted person to pay to the Director or the council the reasonable costs and expenses incurred by the Director or the council in the taking of any samples or the conduct of tests, examinations or analyses in the course of the investigation and prosecution of the offence.</p>	GM	
Sec 74	<p>Environmental Impact Assessment Principles</p> <p>An environmental impact assessment may be</p>	GM	Delegation given by General Manager to Director of

Tasmania Environmental Management and Pollution Control Act 1994 - Environmental Management and Pollution Control Act 1994 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	required when an environmentally relevant activity is proposed to be undertaken by the public or the private sector.		Department.
Sec 94(3)	Provisions relating to seizure Where a thing has been seized or made subject to a seizure order under this Division, the thing must, if it has been seized, be held pending proceedings for an offence against this Act related to the thing seized unless the Director, Commissioner or the council, as the case may require, on application, authorizes its release to the person from whom it was seized, or to any person who had legal title to it at the time of its seizure.	GM	Delegation given by General Manager to Director of Department.
Sec 103	Fees imposed by councils In accordance with the provisions of the Local Government Act 1993, a council may impose fees in relation to any function or service carried out by the council under this Act.	GM	Nil

Tasmania Food Act 2003 - Food Act 2003 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 22 LGA	Delegations (of functions or powers) by Council	GM	Delegation given by Council to General Manager. <hr/> To exercise all of Council's powers and functions contained in the Food Act 2003.
Sec 64	Delegations (of functions or powers) by general	GM	Authorisation given by Council to

Tasmania Food Act 2003 - Food Act 2003 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
LGA	manager		General Manager. To delegate all of Council's powers and functions to an authorised officer for the purposes of the Food Act 2003.
Sec 101 (2)	Appointment of authorised officers	GM	Appointment by Council to Environmental Health Officer. Appointment by Council to General Manager
Sec 33	Making of order An order may be made by a relevant authority to prevent or reduce the possibility of a serious danger to public health or to mitigate the adverse consequences of a serious danger to public health.	GM	Delegation given by General Manager to Director.
Sec 34 (2)	Nature of order An order may be varied or revoked by the relevant authority who made the order.	GM	Delegation given by General Manager to Director.
Sec 50 (2)	Forfeiture of item Items forfeited under this section may be destroyed, sold or otherwise disposed of.	GM	Delegation by General Manager to Director and Environmental Health Officer.
Sec 52 (1)	Return of forfeited item Council must return an item that has not been destroyed as soon as possible to the person it was seized from.	GM	Delegation by General Manager to Director and Environmental Health Officer.
Sec 53 (4) (2) (3)	Compensation to be paid in certain circumstances The enforcement agency is to pay such compensation as is just and reasonable in relation	GM	Delegation by General Manager to Director and Environmental Health Officer.

Tasmania Food Act 2003 - Food Act 2003 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	to any item seized under this Part by an authorised officer appointed by it		
Sec 55	Enforcement agency entitled to answer application The enforcement agency is entitled to appear as respondent at the hearing of an application made under Section 54.	GM	Delegation by General Manager to Director and Environmental Health Officer.
Sec 68 (2) (3)	Compensation If there were no grounds for the issuing of an order, the enforcement agency that issued the order is to pay such compensation as is just and reasonable.	GM	Delegation by General Manager to Director.
Sec 83H	Priority classification system and frequency of auditing	GM	Delegation by General Manager to Director and Environmental Health Officer.
Sec 87 (1) (5) (6) (7)	Registration of food business The Council may register a food business which is located within it's municipal area. If the council grants an application for registration, it must issue the applicant with a certificate of registration that sets out the conditions, if any, to which the registration is subject. If the council refuses an application for registration, the council must give notice of the refusal in writing to the applicant setting out the reasons for the refusal.	GM	Delegation by General Manager to Director and Environmental Health Officer.
Sec 89 (3) (5)	Renewal of registration The council may, after considering an application for renewal of registration grant the application, with or without conditions; or refuse the application. If the council refuses an application for renewal of registration, the council must give	GM	Delegation by General Manager to Director and Environmental Health Officer.

Tasmania Food Act 2003 - Food Act 2003 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	notice of the refusal in writing to the applicant setting out the reasons for the refusal.		
Sec 91	Variation of conditions, or suspension or cancellation, of registration of food businesses The council of the municipal area in which the food business is registered may vary the conditions of, or suspend or cancel, the registration of a food business under this Part.	GM	Delegation by General Manager to Director and Environmental Health Officer.
Sec 94	Register of food businesses to be maintained The Council is required to prepare and maintain a list which contains notified food businesses, registered food businesses, and food businesses whose registration is renewed.	GM	Delegation by General Manager to Director and Environmental Health Officer.
Sec 97	Functions of councils A council is to – (a) take adequate measures to ensure that the provisions of this Act are complied with; and (b) carry out any other function the Minister or Director of Public Health determines.	GM	Delegation by General Manager to Director and Environmental Health Officer.
Sec 98 (4)	Power of Director of Public Health to order council to perform functions A council may request the Director of Public Health to exercise any of its powers or perform any of its functions at the council's expense.	GM	Delegation by General Manager to Director and Environmental Health Officer.
Sec 100 (1) (2)	Reports by councils The council is to report to the Director of Public Health on the performance of functions under this Act. In addition, the council is to forward to the Director of Public Health details of any proceedings for an offence under this Act taken by	GM	Delegation by General Manager to Director and Environmental Health Officer.

Tasmania Food Act 2003 - Food Act 2003 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	an officer, employee or agent of the council.		
Sec 104(1)	<p>Institution of proceedings</p> <p>Proceedings for an offence under this Act may only be instituted by the Minister, an authorised officer, council, or Director of Public Health. They may only be instituted within 3 years after the date on which the offence is alleged to have been committed or within 120 days after the date on which a sample is obtained.</p>	GM	Delegation by General Manager to Director.
Sec 118 (1)	<p>Infringement notices</p> <p>An authorised officer or council may serve an infringement notice on a person, other than a person under the age of 16 years, if of the opinion that the person has committed a prescribed offence.</p>	GM	Delegation by General Manager to Director.

Tasmania Heavy Vehicle National Law Act 2013 - Heavy Vehicle National Law Act 2013 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
118(1)(b)	Granting consent for exemption on mass or dimension restriction.	GM	Nil
124(1)(b)	Granting consent for exemption (permit) on mass or dimension restriction.	GM	Nil
145(1)(b)	Granting consent for a class 2 heavy vehicle authorisation	GM	Nil
156(2)	Asking the Regulator for a longer period to decide whether to grant	GM	Nil

Tasmania Heavy Vehicle National Law Act 2013 - Heavy Vehicle National Law Act 2013 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	consent for a mass or dimension authority		
156(6)	Providing written statement explaining road manager's reasons not to give consent for a mass or dimension authority	GM	Nil
156A	Decide whether to grant consent, after considering the specific matters in s.156A & provide written reasons to the Regulator for the decision in relation to consent	GM	Nil
158	Deal with a request for consent and decide to give or not give consent for a mass or dimension authority	GM	Nil
159(2)	Notifying the Regulator that route assessment is required by the road manager in deciding whether to give consent and the fee payable	GM	Nil
160(1)	Specifying road condition(s) to which the granting of consent is subject	GM	Nil
160(2)	Providing the Regulator with a written statement explaining the road manager's decision to grant consent subject to road conditions	GM	Nil
161(1)	Specifying travel condition(s) to which the granting of consent is subject	GM	Nil
161(2)	Providing the Regulator with a written statement explaining the road manager's decision to grant consent subject to road conditions	GM	Nil
162(2)	Requesting specified vehicle condition(s) be imposed on the mass or dimension authority	GM	Nil
167(2)(b)	Giving notice to the Regulator of objection to the application of this section [which provides for expedited process for renewal of mass or dimension authority]	GM	Nil

Tasmania Heavy Vehicle National Law Act 2013 - Heavy Vehicle National Law Act 2013 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
169	Giving consent to the grant of a mass or dimension authority for a trial period or no more than 3 months	GM	Nil
170	Provide the Regulator with a written objection to a renewal of a mass or dimension authority	GM	Nil
174(2)	Asking the Regulator to amend or cancel the mass or dimension authority granted by Commonwealth Gazette notice due to adverse effect of heavy vehicles	GM	Nil
176(4)(c)	Provide consent to an amendment of a permit for a mass or dimension authority	GM	Nil
178(2)	Asking the Regulator amend or cancel the mass or dimension authority granted by Commonwealth Gazette notice due to adverse effect of heavy vehicles	GM	Nil
645	Decide a review of a reviewable decision under the Act	GM	Nil

Tasmania Historic Cultural Heritage Act 1995 - Historic Cultural Heritage Act 1995 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 36(2)	Permit application to be sent to and considered by Heritage Council The relevant planning authority must give a copy of the permit application to the heritage council as soon as practicable after the application day.	GM	Nil
S 37	Procedure if Heritage Council requires additional information to consider	GM	Nil

Tasmania Historic Cultural Heritage Act 1995 - Historic Cultural Heritage Act 1995 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>permit application</p> <p>Planning authority must as soon as practicable require the applicant for a permit application to provide additional information required by the Heritage Council and provide it to the Heritage Council.</p>		
S 38	<p>Procedure if Heritage Council has no interest in permit application</p> <p>Planning authority determination of permits applications. Notifying the Heritage Council and applicants of determinations and representations.</p>	GM	Nil
S 39	<p>Procedure if the heritage council wishes to be involved in determining discretionary permit application</p> <p>Determining discretionary permit applications. Notifying the Heritage Council and Applicants of determinations and representations.</p>	GM	Nil
S 39A	<p>Procedure if Heritage Council wishes to be involved in determining combined permit application</p> <p>Determining combined permit applications. Notifying the Heritage Council and Applicants of determinations and representations.</p>	GM	Nil
S 39B	<p>Provision of further information to Heritage Council</p> <p>Provide any further information received from permit applicant to Heritage Council.</p>	GM	Nil
S 50	<p>Notification of Recorder of Titles</p> <p>Planning authority must lodge for registration with the Recorder of Titles notice of heritage agreements that come into effect or the variation or termination of a heritage agreement.</p>	GM	Nil
S 89	<p>Assistance to Heritage Council</p> <p>A planning authority is to give all reasonable assistance to the Heritage Council to enable it to perform its functions and exercise its powers.</p>	GM	Nil

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.12C	<p>PART 2A</p> <p>TASMANIAN PLANNING POLICIES</p> <p>Consult with the Minister regarding a draft of the Tasmanian Planning Policies, on behalf of the planning authority</p>	GM	Delegation given by Council to General Manager
Part 3 Generally	<p>PART 3 PLANNING SCHEMES</p> <p>As a consequence of any decision by the Council to initiate preparation of a planning scheme or a planning scheme amendment or to provide its views and opinions on any representation received on a draft planning scheme or draft amendment:</p> <p>i) authority to give such advice, consultation, referral or notification as required under this Part;</p> <p>ii) authority to initiate public notification of a draft scheme or draft amendment;</p> <p>iii) authority to submit a draft scheme or a draft amendment for approval if no representations are received during the exhibition period;</p> <p>iv) authority to modify a draft planning scheme or draft amendment if only to correct any error, remove an anomaly, clarify or simplify a provision, remove any inconsistency with other regulation, make procedural changes or to bring the planning scheme into conformity with a mandatory planning instruction;</p> <p>v) represent the Council and to give evidence and make submissions before any hearing conducted by the Tasmanian Planning</p>	GM	Delegation & authority to delegate given by Council to General Manager

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Commission.		
Part 3A Generally	<p>LOCAL PLANNING SCHEDULE (LPS)</p> <p>In accordance with a decision of the planning authority (or a requirement of the Minister) to</p> <ul style="list-style-type: none"> a) prepare a draft LPS under s35; b) indicate its views and opinions in relation to each representation received on a draft LPS; c) indicate its satisfaction that a draft LPS meets the criteria in s34; d) make recommendations in relation to how a draft LPS should be determined in accordance with s35F; and e) conduct and respond on a review of the LPS 	GM	Delegation & authority to delegate given by Council to General Manager
Part 3A Generally Continued	<p>LOCAL PLANNING SCHEDULE (LPS)</p> <p>The following functions and powers of the planning authority are delegated –</p> <ul style="list-style-type: none"> a) prepare the required documentation for a draft LPS; b) submit the draft LPS to the Tasmanian Planning Commission (TPC) under s35(1); c) make any modifications to the draft LPS which may be instructed by the TPC under s35(5)(b); d) give notice under s35C of the exhibition of a draft LPS, including for any instruction issued by the TPC under s35B; e) undertake exhibition of the draft LPS in accordance with s35D; f) provide a report to the TPC pursuant to 	GM	

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>s35F;</p> <p>g) prepare and submit any modifications required by the TPC to a draft LPS in accordance with s35K;</p> <p>h) give notice in accordance with s35M(2) of the approval of the LPS;</p> <p>i) provide a report to the TPC on the outcomes of a review of the LPS conducted by the planning authority in accordance with s35O, including provide notice of the review and receive comments from the public pursuant to s35P</p>		
Division 7	Special local provisions schedules	GM	Delegation & authority to delegate given by Council to General Manager
Part 3B General	<p>AMENDMENT OF THE LPS</p> <p>In accordance with a decision of the planning authority in relation to –</p> <p>a) preparation of a draft amendment to the LPS under s38 or 40D;</p> <p>b) preparation of a draft amendment under s38 and a draft permit under s40Y; and</p> <p>c) its views and opinions in relation to each representation received on a draft LPS and on any draft permit;</p> <p>d) its satisfaction that the draft LPS meets the criteria in s34; and</p> <p>e) recommendations in relation to how the draft LPS should be determined in accordance with s35F;</p>	GM	Delegation & authority to delegate given by Council to General Manager
Part 3B	AMENDMENT OF THE LPS	GM	Nil

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
General Continued	<p>The following functions and powers of the planning authority are delegated –</p> <ul style="list-style-type: none"> a) give notice in accordance with s38(3) of a decision in relation to a request to initiate a draft amendment to the LPS; b) give notice in accordance with s40W of a decision under 40Y in relation to a request to consider a permit in combination with a request to initiate a draft amendment to the LPS; c) request additional information under s40 and s40U; d) provide any material requested by the TPC in accordance with s40A, 40B, or 40V; e) prepare the draft LPS amendment documents; f) certify a draft amendment to the LPS in accordance with s40F; "g) give notice in accordance with s40G of the exhibition of a draft amendment to the LPS, and including any exhibition of a permit application under s40Z; h) undertake exhibition of the draft amendment to the LPS in accordance with s40H, and including any permit application approved under 40Y; i) provide a report to the TPC in accordance with s40K and s42 if there are no representations making objection on the draft amendment to the LPS and to any permit application requested under 40T; j) provide a report to the TPC in accordance with s40K and s42 in relation to the planning authority's – 		

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>i. views and opinions on each representation received during the exhibition period;</p> <p>ii. compliance to s34; and</p> <p>iii. its recommendations on how the draft LPS or the permit application under 40T should be determined;</p> <p>"k) make modifications to a draft LPS amendment if instructed by the TPC in accordance with s40O or 40P;</p> <p>l) re-exhibit a modified draft amendment to the LPS under s40G and 40H if instructed by TPC in accordance with s40P;</p> <p>m) give notice of an approved amendment to the LPS in accordance with s40S;</p> <p>n) grant an extension of time under s42C for a permit granted under s42B;</p> <p>o) correct a mistake under s42D in a permit granted under s42B; and</p> <p>p) make minor amendments in accordance with s43 to a permit granted under s42B</p>		
Part 4 Generally	<p>PART 4 ENFORCEMENT OF PLANNING CONTROL</p> <p>Authority to require the making of a permit application and to undertake actions and proceedings in pursuance of the Council's obligations as a planning authority to observe and enforce compliance of a planning scheme; including –</p> <p>i) to give such advice, consultation, referral or notification as required under this Part;</p> <p>ii) to represent the Council and to give</p>	GM	Delegation given by Council to General Manager and Director of Department.

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>evidence before the Resource Management and Planning Appeal Tribunal in respect of any appeal against a decision on a planning permit;</p> <p>iii) to initiate legal proceedings for any use of land, development or act if:-</p> <ul style="list-style-type: none"> - contrary to a State Policy, planning scheme or special planning scheme; - an obstruction of a planning scheme or special planning scheme; or - a breach of a condition or restriction of a planning permit. 		
S.40G	<p>Notice of exhibition</p> <p>A planning authority, as soon as practicable after providing to the Commission under section 40F(4) a copy of a draft amendment of an LPS or receiving under section 35KB(4)(b)(i) a notice in relation to a draft amendment of an LPS, must ensure an exhibition notice in relation to the draft amendment of an LPS is published in accordance with this section, unless the planning authority receives a notice under section 40I(1) in relation to the draft amendment.</p>	GM	Nil
S.40U	<p>Additional information</p> <p>A planning authority, within 28 days from the day on which it receives from a person an application for a permit, may, by notice in writing, require the person to provide to the planning authority additional information before it considers the application.</p>	GM	Nil

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.43(2)	Minor amendment of permit The planning authority may amend or refuse to amend the permit.	GM	Nil
S.43(6)	Minor amendment of permit If the planning authority amends a permit, it must, by notice in writing served on the following persons, notify them of the amendment: (a) the applicant for the amendment; (b) the owner of the land; (c) any person or body who or that made a representation; (d) the owner or occupier of any property which adjoins the land to which the permit relates.	GM	Nil
S.43(7)	Minor amendment of permit If the planning authority amends a permit that contains a condition or restriction that the Board of the Environment Protection Authority has required under section 25(5) of the Environmental Management and Pollution Control Act 1994 , the planning authority must, by notice in writing served on the Board, notify it of the amendment.	GM	Nil
S.43(9)	Minor amendment of permit If the planning authority amends a permit in respect of which the Commission has modified, deleted or added conditions or restrictions, the planning authority must, by notice in writing served on the Commission, notify it of the amendments made to the permit.	GM	Nil

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(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.43(10)	<p>Minor amendment of permit</p> <p>If the planning authority amends a permit containing a condition or restriction which the Heritage Council has specified, the planning authority must, by notice in writing served on the Heritage Council, notify the Council of the amendment.</p>	GM	Nil
S.48AA	<p>Enforcement of major project permits</p> <p>A planning authority must, within the ambit of its power, enforce the observance of any condition or restriction to which a major project permit is subject.</p>	GM	Nil
s.48A	Notice to remove signs	GM	Nil
S.51	<p>Permits</p> <p>A person must not commence any use or development which requires a permit unless the planning authority which administers the scheme, the Commission, or the Tribunal, has granted a permit in respect of that use or development and the permit is in effect or a major project permit has been granted in respect of that use or the development and the permit is in effect.</p>	GM	Nil
S.52(1B)	<p>What if applicant is not the owner?</p> <p>If land in respect of which an application for a permit is required is Crown land, is owned by a council or is administered or owned by the Crown or a council and a planning scheme does not provide otherwise, the application must – (a) be signed by the Minister of the</p>	GM	Delegation given by General Manager to Director of Department. Original source of authority is General Manager.

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Crown responsible for the administration of the land or by the general manager of the council; and (b) be accompanied by the written permission of that Minister or general manager to the making of the application.		
S.53(5A)	<p>When does a permit take effect?</p> <p>Where a planning authority grants a permit, the permit takes effect on the day on which it is granted by the authority or, where there is a right of appeal against the granting of the permit, at the expiration of 14 days from the day on which the notice of the granting of the permit was served on the person who has the right of appeal.</p>	GM	
S.54	<p>Additional information</p> <p>A planning authority that receives an application for a permit (other than a permit referred to in section 40T) may require the applicant to provide it with additional information before it considers the application.</p>	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.
S.55	<p>Correction of mistakes</p> <p>A planning authority may correct a permit granted by it if the permit contains – (a) a clerical mistake or an error arising from any accidental slip or omission; or (b) an evident material miscalculation of figures or an evident material mistake in the description of any person, thing or property referred to in the approval.</p>	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.
S.56	Minor amendments of permits issued by a planning authority	GM	Delegation given by Council to General Manager and Director of

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	s 56(1A): planning authority that receives a request under ss(1) for amendment to permits, (a) within 28 days after the request was received, amend, or refuse to amend the permit and (b) must within 7 days (i) after amending the permit or (ii) after refusing to amend the permit, give notice of the refusal to the person who made the request		Department. Original source of authority is Planning Authority.
S.57(2)	Applications for discretionary permits The planning authority may, on receipt of an application for a permit to which this section applies, refuse to grant the permit	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority. If the proposed use or development is prohibited by the scheme.
S.57(3)	Applications for discretionary permits Unless the planning authority requires the applicant to give notice, the authority must give notice, as prescribed, of an application for a permit.	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.
S.57(5)	Applications for discretionary permits Any person may make representations relating to the application during the period of 14 days commencing on the date on which notice of the application is given or such further period not exceeding 14 days as the planning authority may allow.	GM	
S.57(6)	Grant a discretionary permit with or without conditions	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			<p>If -</p> <p>a) there are no representations making objection to grant of a permit; or</p> <p>b) there are representations making objection on grounds that are not matters applicable for determination of the permit application</p>
S.57(6A)	<p>Applications for discretionary permits</p> <p>A further period agreed to by a planning authority and an applicant may be extended or further extended by agreement, in writing, between the planning authority and applicant at any time before the expiration of the period to be extended and, when so extended, is taken to be the further period referred to in that subsection.</p>	GM	<p>Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.</p>
S.57A	Mediation	GM	<p>Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.</p> <p>Authority to undertake mediation on any appeal arising out of a decision on a planning permit and to bind Council to agreements within the mediation on any matter that the Council has a proper power relevant to the permit application under LUPAA</p>
S.58	<p>Application for other permits</p> <p>This section applies to an application for a permit in respect of a use or development for which, under the provisions of a planning</p>	GM	<p>Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.</p>

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	scheme, a planning authority is bound to grant a permit either unconditionally or subject to conditions or restrictions.		Grant of a permit if the use or development complies to all applicable regulatory requirements
S.59	<p>Failure to determine an application for a permit</p> <p>Notwithstanding the provisions of this Division, a planning authority may make a decision on an application for a permit to which section 57 or 58 applies at any time before the lodging of an application.</p>	GM	<p>Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.</p> <p>Subject to the same qualifications as applied to a S.57 decision.</p>
S 60	Council responding and issuing notices relating to compliance with certain permit conditions	GM	Nil
S 60H(3)	<p>Minister may request information from council or relevant state entity</p> <p>A council, to which a notice is given under subsection (1) is to take all reasonable steps to provide to the Minister, within the period specified in the notice, the information specified in the notice.</p>	GM	Nil
S 60I(3)	<p>Council to give notice in relation to eligibility of major project proposals</p> <p>A council that is provided under this section with a major project proposal may notify the Minister, in writing within 28 days, and advise the Minister why the project is not a major project.</p>	GM	Nil
S 60S(4)(b)	Refund of ordinary permit where declaration of major project is made	GM	Nil

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	The planning authority to which the application was made must, as soon as practicable, refund to the applicant half of any fees that the applicant has paid in respect of the application.		
S 60ZX(1)	Provision to Panel of further information A person to whom a request is made under section 60ZW(1) is to take all reasonable steps to provide to the Panel, as soon as practicable the information specified in the request.	GM	Nil
S.61	Appeals against planning decision	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority. Not if the decision of the Council is contrary to the written recommendation.
S.63	Obstruction of sealed schemes Initiate legal proceedings for obstruction of a planning scheme	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.
S.63B(3)	Notice of suspected contravention, &c., may be given If a notice in relation to a contravention or failure, or likely contravention or failure, is given by to a planning authority, the planning authority must issue a notice in writing to the person as soon as practicable.	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.64	Civil enforcement proceedings Where a person contravenes or fails or is likely to contravene or fail to comply with a provision of this Part, a person, other than the Commission or a planning authority, who has, in the opinion of the Appeal Tribunal, a proper interest in the subject matter may apply to the Appeal Tribunal for an order.	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.
S.65B(5)	Notice of intention to issue enforcement notice The planning authority must notify in writing an owner of land, in relation to which a notice of intention to issue an enforcement notice is served under subsection (1), if the person on whom the notice is served is not the owner of the land.	GM	Nil
S.65G	Cancellation of permits	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.
S. 65I(2)	Authorised officers A general manager of a council may authorise a person to be, for the purposes of this Act, an authorised officer in respect of the municipal area of the council.	GM	Nil
Part 4 Generally	Enforcement of planning control Authority to represent the planning authority or to appoint a person to represent the planning authority and to give evidence, on a	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	planning appeal or other action, including any mediation, before the Resource Management and Planning Appeals Tribunal or any other body of competent jurisdiction.		Except where the Council makes such decision contrary to the written advice or recommendation of the Director Land and Environmental Services.
S.71	PART 5 AGREEMENTS Planning authority may enter into agreements	GM	Includes authority to negotiate the terms, conditions and duration of an agreement, with the condition that the final approval of an agreement shall be given by the General Manager.
S.74(3)	Duration of agreement An agreement may be ended by the planning authority with the approval of the Commission or by agreement between the authority and all persons who are bound by any covenant in the agreement.	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.
S.75	Amendment of agreements	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.
S.76	Agreement to be lodged with Commission	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.
S.78	Registration of agreements, &c.	GM	Delegation given by Council to General Manager and Director of Department. Original source of authority is Planning Authority.

**Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993
(Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Schedule 6	Savings and Transitional Provisions - Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme) Act 2015	GM	<p>NOTE 1: The transitional provisions in Schedule 6 provide for the transition from the current process under LUPAA and the current schemes to the Tasmanian Planning Scheme and the processes in the new LUPAA</p> <p>NOTE 2: Planning Schemes remain in operation until the Local Provision Schedules come into effect</p> <p>NOTE 3: Where an application to amend a Scheme has been made prior the amended LUPAA coming into effect 17 December 2015 then the previous legislation continues to operate for the purposes of that legislation until the Local Provision Schedules come into effect. The provisions of the previous legislation are set after these notes and the Schedule 6 provisions and are shaded.</p> <p>NOTE 4: Where an application to amend a Scheme has been made prior the amended LUPAA coming into effect 17 December 2015 but has not been approved prior to the Local Provision Schedules come into effect the situation is different. In that case the provisions of the amended LUPAA apply. Council's have additional powers to alter a draft amendment in that situation as set out below under Sch 6(4) and (5).</p>
34(1)	Initiate amendment of planning scheme	GM	Delegation given by Council to General Manager

Tasmania Land Use Planning and Approvals Act 1993 - Land Use Planning and Approvals Act 1993 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
34(3)	Withdrawal of amendment of planning scheme	GM	Delegation given by Council to General Manager
34(4)	Notice of Withdrawal of amendment of planning scheme	GM	Delegation given by Council to General Manager
38(1)	Public exhibition of draft amendment	GM	Delegation given by Council to General Manager
39(2)	Representations to be provided to Commission in respect of draft amendments	GM	Delegation given by Council to General Manager
43J	Correction of mistake in permits referred to in s43H	GM	Delegation given by Council to General Manager
43K	Minor amendment of permits referred to in section 43H	GM	Delegation given by Council to General Manager

Tasmania Land Use Planning and Approvals Regulations 2014 - Land Use Planning and Approvals Regulations 2014 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Reg. 5	Notice of approval of Local Provisions Schedule	GM	Delegation given by Council to General Manager
Reg. 7	Advertisement of exhibition of draft amendment, &c (to a planning scheme)	GM	Delegation given by Council to General Manager
Reg. 8A	Notice of approval of Local Provisions Schedule	GM	Delegation given by Council to General Manager

Tasmania Land Use Planning and Approvals Regulations 2014 - Land Use Planning and Approvals Regulations 2014 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Reg. 9	Notice of application for permit	GM	Delegation given by Council to General Manager

Tasmania Litter Act 2007 - Litter Act 2007 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 8	<p>Power of councils to appoint employees as authorised officers</p> <p>The general manager of a council may appoint an employee of the council to be an authorised officer for the purposes of this Act.</p>	GM	This is an authorisation by the general manager to appoint an authorised officer.

Tasmania Local Government (Building and Miscellaneous Provisions) Act 1993 - Local Government (Building and Miscellaneous Provisions) Act 1993 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 22 LGA	Delegation (of functions or powers) by Council	GM	Delegation given by Council to General Manager.
Sec 64 LGA	Delegation (of functions or powers) by general manager	GM	Authorisation given by Council to General Manager.
S.83	Approval of plan of subdivision.	GM	Delegation given by General Manager.
S.84	<p>Council not to approve subdivision</p> <p>If – (a) any proposed lot has not the qualities of a</p>	GM	Delegation given by General Manager.

**Tasmania Local Government (Building and Miscellaneous Provisions) Act 1993 - Local Government
(Building and Miscellaneous Provisions) Act 1993 (Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>minimum lot; or (b) it includes any lot or other block of land smaller than is required or permitted by a finally approved planning scheme; or</p> <p>(c) the subdivision includes any road or other works whereby drainage will be concentrated and discharged into any drain or culvert on or under any State highway</p>		
S.85	<p>Refusal of application for subdivision</p> <p>The council may refuse to approve a plan of subdivision if it is of the opinion the roads will not sui public convenience or the drainage of the roads will not be satisfactorily carried off amongst other things.</p>	GM	Delegation given by Council
S.86	<p>Security for payment</p> <p>Before approving a plan of subdivision, the council may</p> <p>(a) require security for payments and the execution of works; and</p> <p>(b) refuse to approve the application until such security is given.</p>	GM	Delegation given by General Manager.
S.89	<p>Approval of final plans</p> <p>The Council has 20 (business) days from the lodgment of final plans to make a determination on whether they comply.</p>	GM	Delegation given by Council
S.91 (3)	<p>Corrections to final plans</p> <p>The council or owner may object to the making of any correction within 7 days of receiving a notice under subsection (2).</p>	GM	Delegation given by Council
S.92	<p>Amendments to final plans</p> <p>If the Recorder of Titles under section 89 (5) requires</p>	GM	Delegation given by Council

**Tasmania Local Government (Building and Miscellaneous Provisions) Act 1993 - Local Government
(Building and Miscellaneous Provisions) Act 1993 (Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	an amendment to a final plan, the council if it considers that the amendment should not be approved, is to withdraw the plan and return it to the owner; or in any other case, notify the Recorder and the owner that it does not oppose the amendment.		
S.93	<p>Cancellation of final plans</p> <p>The council is to cancel its seal on a final plan if the plan is withdrawn from the Recorder of Titles; or the plan is rejected by the Recorder of Titles. The council is to return a plan cancelled under subsection (1) to the owner.</p>	GM	Delegation given by Council
S.96	<p>Dedication as highway</p> <p>If a sealed plan shows provision for widening or deviating a way on, or adjoining, land comprised in the plan, an obligation runs with that land to dedicate it as a highway if required to do so by the highway authority.</p>	GM, DIS	Delegation given by General Manager.
S.103	<p>Amendment of sealed plans</p> <p>When a plan has taken effect, it may be amended by the council of its own motion.</p>	GM	Delegation given by Council
S.104 (1)	Hearing in respect of amendment of plans	GM	Delegation given by General Manager.
S.105(2)	<p>Compensation in respect of amendments</p> <p>If compensation is payable under subsection (1) , the council may recover against the petitioner and any person heard or asking to be heard in support of the amendment to the extent to which they benefited by the amendment.</p>	GM	Delegation given by Council

**Tasmania Local Government (Building and Miscellaneous Provisions) Act 1993 - Local Government
(Building and Miscellaneous Provisions) Act 1993 (Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.107	<p>Access orders</p> <p>If the council considers that work of a substantial nature is needed to provide access for vehicles from a highway onto the block, it may refuse to seal the final plan under which the block is created until the owner has carried out the work specified in the order within the specified period or given the council security for carrying out that work if called upon by it to do so.</p>	GM	Delegation given by General Manager.
S.109 (6)	<p>Minimum lots</p> <p>If land may be used only as a place of business the restriction on its use – (a) is to be set out above the council's seal on the final plan of the subdivision; and (b) is enforceable by the council</p>	GM	Delegation given by General Manager.
S.110	<p>Adhesion orders</p> <p>The council may make an adhesion order if a block (a) has the qualities of a minimum lot; and (b) comprises 2 parcels or more that may, without the approval of any plan by the council, lawfully be sold separately so as to create a block which (i) would not have the qualities of a minimum lot; and (ii) is, or in the opinion of the council is likely to be, built on or bought for building.</p>	GM	Delegation given by General Manager.
S.112	<p>Purposes for which plan approved</p> <p>The council is to state on the plan one of the following purposes for which the plan is approved:</p> <p>(i) for the purpose of enabling the approved lot to form a single parcel;</p> <p>(ii) for the purpose of enabling a purchaser to acquire all the sub-minimum lots which together form the minimum lot shown on the plan;</p> <p>(iii) for the purpose of enabling the portions of the approved lot to form a single parcel or for enabling a</p>	GM	Delegation given by General Manager.

**Tasmania Local Government (Building and Miscellaneous Provisions) Act 1993 - Local Government
(Building and Miscellaneous Provisions) Act 1993 (Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	purchaser to acquire all the sub-minimum lots which together are to form the minimum lot, as well as for the purpose of giving effect to the subdivision		
S.113(4)	<p>Bringing land under Land Titles Act 1980</p> <p>If a plan of subdivision approved by the council and lodged in the office of the Recorder of Titles includes any adjoining land to be added that is not under the provisions of the Land Titles Act 1980 , the Recorder is not to take any further action upon the plan until applications to bring the land under those provisions have been made under section 11 of that Act .</p>	GM	Delegation given by General Manager.
S.115	<p>Exemption</p> <p>Council may exempt a subdivision from the operation of this Part.</p>	GM	Delegation given by General Manager.
S.116	<p>Limitation on requirement for public open space</p> <p>If the council requires an owner to increase the area for public open space so that the value of the total area approved for open space in the final plan exceeds the value of the area provided for open space in the plan of subdivision; or having failed to approve a plan for subdivision on a ground that the layout should be altered to include or omit public open space, subsequently approves a fresh plan in which the value of the total area of land reserved for public open space exceeds the value of all such land in the original plan –</p> <p>and the value of the area reserved for open space in the plan also exceeds the value of one-twentieth of the whole area comprised in the plan of subdivision, the council must purchase the excess as provided in this section.</p>	GM	Delegation given by Council

**Tasmania Local Government (Building and Miscellaneous Provisions) Act 1993 - Local Government
(Building and Miscellaneous Provisions) Act 1993 (Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.117	Payment instead of increasing public open space Instead of requiring an owner to increase the area for public open space, the council, before approving a plan of subdivision may require security for the payment of an amount	GM	Delegation given by General Manager.
S.118	Council schemes Before the council disposes of lands in circumstances in which, if the disposition were that of a private person the plan would require approval under this Part, it is to prepare a plan of subdivision that it would approve if it were a private person's plan.	GM	Delegation given by General Manager.
Part 7	Long Service Leave and Employees Assurance Scheme	GM	Delegation given by General Manager.
241(1)	Preservation orders A council, on the recommendation of the National Trust of Australia (Tasmania) may by order – (a) prohibit the demolition of a building that is by itself or with others of historical or architectural interest or of special beauty; and (b) prohibit the alteration of or adding to the building except as the council may approve; and (c) require the owner to keep the building in good and tenantable repair.	GM	Delegation given by General Manager.
243	Preservation order is enforceable A preservation order – (a) operates as a covenant between the owner and the council that the owner, executors, administrators and assigns will comply with the order; and (b) runs with the land in equity; and (c) is enforceable by the council as if it were owner of all other lands in the municipal area and the tenants were natural persons holding of the council for life.	GM	Delegation given by General Manager.

**Tasmania Local Government (Building and Miscellaneous Provisions) Act 1993 - Local Government
(Building and Miscellaneous Provisions) Act 1993 (Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.244	<p>Registering preservation order</p> <p>On receipt of a sealed copy and certificate under subsection (1) the Recorder of Titles is to –</p> <p>(a) register the preservation order by entering a memorial on the folio of the Register identified by the certificate; and</p> <p>(b) endorse the memorial on the folio of the Register, under the Land Titles Act 1980, for the land.</p>	GM	Delegation given by General Manager.
S.246	<p>Advertising hoardings</p> <p>A person must not, within a municipal area, erect, put up, place or use or permit to be erected, put up, placed or used, any hoarding or similar structure for advertising purposes without a licence from the council.</p>	GM	Delegation given by General Manager.
S.247	<p>Removal of advertising hoardings</p> <p>Council may issue or refuse a licence to any person.</p>	GM	Delegation given by Council

**Tasmania Local Government (General) Regulations 2005 - Local Government (General) Regulations
2005 (Tas)**

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
R.23 (2)(3)(4)(5)	<p>Public tenders</p> <p>A council, through a public tender process, may establish a standing contract in which a single tenderer or multiple tenderers may be contracted for a specified period to provide specified goods or services during that period without the need for a further tender process.</p>	GM	<p>Delegation given by Council (as original source of power) to General Manager.</p> <hr/> <p>The General Manager must invite tenders for any contract it intends to enter into for the supply or provision of goods and services as prescribed</p>

Tasmania Local Government (General) Regulations 2005 - Local Government (General) Regulations 2005 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			under Local Government Regulations 23 (2)(3)(4)(5).
R.24	<p>Open tenders</p> <p>The general manager is to ensure that prospective tenderers are provided with the following in order to make a tender: (a) details of the goods or services required; (b) details of the duration of the contract, including any extensions that are specified in the contract; (c) the criteria for evaluating tenders; (d) the method of evaluating tenders against the evaluation criteria; (e) any mandatory tender specifications and contract conditions; (f) a reference to the council's code relating to tenders and contracts.</p>	GM	<p>Delegation given by General Manager (as original source of power).</p> <p>The General Manager is to invite tenders by publishing at least once a notice in a daily newspaper in accordance with Local Government Regulation 24.</p>
R.25	<p>Multiple use register</p> <p>A council may establish a multiple-use register of suppliers who meet criteria established by the council in respect of the supply of particular categories of goods or services.</p>	GM	<p>Delegation given by Council (as original source of power) to General Manager.</p> <p>The General Manager may establish a multiple use register of suppliers in accordance with Local Government Regulation 25.</p>
R.26 (1)	<p>Multi stage tender</p> <p>A multiple-stage tender process is a process by which suppliers are evaluated through stages against criteria determined by the council.</p>	GM	<p>Delegation given by Council (as original source of power) to General Manager.</p> <p>The General Manager may invite tenders for a contract for the supply of goods or services using a multiple-stage tender process in accordance with Local Government Regulation 26.</p>

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s.124(1)	Delegation of powers, &c., by corporations All of Council's powers and functions contained in the Local Government (Highways) Act 1982	GM	Delegation given by Council to General Manager. Excludes sections 12(1), 15(3), 19(1)(c), 43, 46(2C), 61, 73, 80, 114(8), 124; and condition on s104(2) - must be in accordance with the annual schedule of fees and charges.
S.6	Making, widening, &c., of highways by corporations	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.7	Limitation on opening of highways in cities and towns by private persons	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.8	Maintenance of highways opened outside cities or towns by private persons	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.10	Obligations on landowners opening highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.11	Enforcement of obligations of landowners opening highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.14	Closure and diversion of highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.15	Dealing with sites of closed highways	GM	Delegation given by General Manager. Original source of

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			power is the Corporation. With the exception of S. 15(3).
S.17	Definition of boundaries of highway	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.19	Closure of local highways for public functions, &c.	GM	Delegation given by General Manager. Original source of power is the Corporation. In consultation with Commissioner of Police. Delegation excludes 19(1)(c)
S.20	Closure of parts of local highways for sale of goods, &c.	GM	Delegation given by General Manager. Original source of power is the Corporation. In consultation with Commissioner of Police & Transport Commission
S.21	General responsibility of corporations The corporation of a municipality is charged with the duty of maintaining the local highways in the municipality that are maintainable by the corporation as shown on its municipal map, and, in any particular case, it shall discharge that duty in such manner as, having regard to all the circumstances of the case, it considers practicable and appropriate.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.24	Highways on boundaries of municipalities Where 2 corporations would, apart from this subsection, each be liable to repair one side of a local highway that forms or follows the common boundary of the municipal districts of	GM	Delegation given by General Manager. Original source of power is the Corporation.

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	those corporations, they are jointly liable to repair the whole width of that highway.		
S.25	General supplementary provisions as to carrying out of highway works	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.26(4)	Obtaining of materials for highway works The corporation may enter land to obtain/remove material required for highway work, provided they gave 7 days written notice.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.27	Use of adjoining lands in carrying out highway works	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.28	Shifting of apparatus, &c., in roads	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.30	Improvement, &c., of highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.31	Obstructions for prohibition or restriction of vehicular traffic	GM	Delegation given by General Manager. Original source of power is the Corporation. S. 31(1) requires approval from Transport Commission
S.32	Lighting (of a local highway or public place)	GM	Delegation given by General Manager. Original source of power is the Corporation.

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.33	Lighting of private ways and courts	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.34	Drainage works	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.35	<p>Crossings over footpaths, table-drains, and gutters</p> <p>Where the corporation is of the opinion that works are necessary to be carried out in a highway under local management for the construction or repair of a vehicular crossing over a table-drain, gutter, or footpath at or opposite the entrance to land adjoining the highway, it may serve a written notice on the owner of the land requiring him to carry out those works within the time specified</p>	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.36	Fencing of streets in towns	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.37	Alterations, &c., of entrances to highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.38	Removal of trees near highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.39	Obligation of occupiers to cut back vegetation, &c.	GM	Delegation given by General Manager. Original source of power is the Corporation.

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.40	Animal barriers on highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.41	Prohibition of traffic likely to cause damage to highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.42	Closure of dangerous highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.44	Protection of bridges from excessive loading	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.45(4)	Removal and disposal of abandoned articles Where it appears to the corporation that an article has, without lawful authority, been abandoned on a highway under local management, it may remove the article from the highway.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S. 45(5)(6)(7)(8)(9)(10)(12)	Removal and disposal of abandoned articles Where an article has been removed from a highway under this section, the corporation may, subject to this section, dispose of it in such manner as it thinks fit	GM	Delegation given by General Manager.
S.46(2)	Permission to carry out various works in relation to highways Subject to any directions given by the corporation, its powers to grant a permission may be exercised on its behalf by its mayor or by some other person authorized by it for that	GM	Authorisation given by General Manager. Original source of power is the Corporation.

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	purpose.		
S.46	<p>Permission to carry out various works in relation to highways</p> <p>A corporation may, in accordance with its by-laws, grant a person written permission to do any one or more of the following things:</p> <p>(a) open or break up the soil or pavement of a local highway;</p> <p>(b) make a drain leading to a local highway;</p> <p>(c) put or place a pipe or make a drain leading into a sewer or drain or other work of the corporation in or under a local highway;</p> <p>(d) make an excavation, vault or cellar in or under a local highway;</p> <p>(e) install, under a local highway, pipelines, pipe systems or other infrastructure required for the transmission, distribution or supply of natural gas or other gaseous fuels;</p> <p>(f) erect a hoarding or scaffolding for building or any other purpose in or on a local highway.</p>	GM	<p>Delegation given by General Manager. Original source of power is the Corporation.</p> <p>Delegation excludes S. 46(2C)</p>
S.50	Management of local highways not maintainable by the corporation	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.51	Making good of back roads, lanes, &c., at frontagers' expense	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.52	<p>Projections on to highways, &c.</p> <p>At such time as is agreed with the occupier of a building, or after giving at least 30 days' notice of its intention to do so, the corporation</p>	GM	Delegation given by General Manager. Original source of power is the Corporation.

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	may remove or alter an obstruction to which this section applies that has been erected or placed against or in front of the building.		
S.53	Low-lying land near highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.54	Names of highways, &c.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.55	Numbering of buildings, &c.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.59	Development of land in connection with highway improvements	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.60 (3)	Restrictive covenants for benefit of highway A corporation may, at any time, by agreement with the person against whom there is enforceable a covenant, discharge the covenant or may agree to a variation of the covenant.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.62	Special provisions as to acquisition for widening or other alteration A corporation may take land for the widening or other alteration of a highway. Land shall not be taken under this section, unless (a) every part of it is within 3 metres of the boundary of an existing highway; and (b) no building is situated wholly or partly on the land or within 3	GM	Delegation given by General Manager. Original source of power is the Corporation.

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	metres of its boundary		
S.63	Letting of highways not presently used Where the corporation has acquired highway rights over any land, it may, if the land is not presently required to be opened as a highway, let that land to the owner of any adjoining land.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.66	Proof that street is subject to Part V The carriage-way of a street shall be deemed to have been well and sufficiently made only if it was made well enough to be an all-weather road for light or heavy traffic or both according to the standards accepted at the time of its making.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.67 (2)	Street works in streets not previously made up Where a street has not at any time been well and sufficiently made, the corporation may, in accordance with a scheme under this Part, carry out such street works as it considers necessary to put that street in a proper condition in substantial conformity with the standard requirements, recovering the cost of the works in the manner provided in this Part.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.68	Scheme of street construction Where the corporation intends to carry out street works in a street, it shall cause to be prepared a scheme for the carrying out of those works.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.71	Notice of preparation of scheme	GM	Delegation given by General Manager. Original source of

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			power is the Corporation.
S.72	Objection by owners (to the scheme)	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.74	Execution of scheme Where a scheme comes into effect, the corporation may carry out, in accordance with the scheme, the street works specified in it.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.76	Payments by frontagers (under the scheme) When a scheme comes into effect, the corporation shall serve on each frontager written notice stating the sum for which he is liable under the scheme (exclusive of any additional costs and expenses charged to him under the scheme with his consent) and, subject to this section, the owner becomes liable to pay that sum to the corporation.	GM	Delegation given by Council. Original source of power is the Corporation.
S.77	State contribution Where a corporation has prepared a scheme for the carrying out of street works that comprise or include the construction of a carriage-way, the Minister for State Highways may, on the application of the corporation, undertake to make a contribution to the corporation of an amount equal to one-third of the cost of the construction of the carriage-way.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.79	Urgent works If it considers it urgently necessary to do so, a corporation may, without a scheme, carry out	GM	Delegation given by General Manager. Original source of power is the Corporation.

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	in a street any part of the works referred to in section 67 , and the cost of carrying out those works may be included in a scheme subsequently made by the corporation in respect of the remainder of those works carried out in that street, and, with any necessary modifications, this Part applies to the scheme as if the part of the works previously carried out were part of the works to be authorized by the scheme.		
S.81	Record of charges	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.95	Establishment of controlled parking (a parking meter or voucher machine)	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.96	Hours of operation of controlled parking	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.99	Closure of parking spaces in certain cases	GM	Delegation given by General Manager to Authorised Officer: S99(7) allows GM to issue authorisations; Council delegation also covers this.
S.100(1A)	Infringement notices (in respect of an offence relating to a vehicle) A council clerk may serve an infringement notice on a person referred to in section 94A(5A) in respect of an offence relating to a vehicle or other thing if of the opinion that the vehicle or other thing has been used in the	GM	Delegation given by General Manager. Original source of power is the Council Clerk (GM).

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	commission of an offence under section 97, 98 or 99.		
S.102	Removal of vehicles in certain cases from parking spaces	GM	Delegation given by General Manager. Original source of power is the Prescribed Authority - defined 102(2)
S.104	Permits for use of parking spaces without operation of meters or use of parking vouchers	GM	Delegation given by General Manager to Authorised Officer. Original source of power is the Corporation. S.104(2) must be in accordance with Annual Schedule of Fees and Charges
S.109	Lighting of certain State highways: Contributions by corporations to lighting of certain State highways	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.110	Powers and duties of corporations in relation to State highways A corporation may exercise the powers conferred by section 30 in respect of a State highway in the municipality and, in relation to the exercise of those powers in respect of that highway, this Act has effect as if it were a local highway maintainable by the corporation.	GM	Delegation given by General Manager. Original source of power is the Corporation.
S.112	Liability of corporation to maintain road works carried out by the Crown	GM	Delegation given by General Manager.
S.114	Right of private persons opening new streets to obtain contributions	GM	Delegation given by General Manager. Original source of power is the Corporation.

Tasmania Local Government (Highways) Act 1982 - Local Government (Highways) Act 1982 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Delegation excludes S114(8)
S.119	<p>Determination of compensation</p> <p>Where a corporation or other person is entitled to be paid compensation under this Act, that compensation shall, unless provision is otherwise made for its determination, be determined by agreement between the parties or, in default of agreement, by action in a court of competent jurisdiction.</p>	GM	Delegation given by General Manager. Original source of power is the Corporation.

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.22	Delegation (of functions or powers) by Council	GM	<p>Delegation from Council to General Manager.</p> <p>Subject to the rates and charges policies and procedures. Not to be subdelegated. See S.22.</p> <hr/> <p>To manage the affairs of the Council in accordance with the Tasmanian Local Government Act 1993 in relation to:</p> <p>S. 74 - Expenditure</p> <p>S. 75 - Investments</p> <p>S. 81 - Authorised deposit-taking institution accounts</p> <p>S. 175 - Purchase or lease of land - purchase of land requires Council approval prior to entering into a</p>

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Contract S. 176 - Acquisition of land S. 185 - Fences, land repairs and trees - compliance with notice S. 189 - Closure of local highways S. 197 - Sale or destruction of unclaimed animals S. 200 - Abatement notices S. 201 - Abatement of nuisance S. 205 - Fees and Charges S. 207 - Remission of fees and charges - to be authorised by the Council S. 209 - Council maps - correction of map S. 252 - Several owners - proceeding against
S.20A	Powers of entry	GM	Delegation given by General Manager. Note - this is delegating the power to authorise entry
S.28D	Documents relating to agendas.	GM	Delegation given by General Manager.
S.28T(6)	Code of conduct The general manager is to make a copy of the council's code of conduct available – (a) for public inspection, free of charge, at the public office of the council during ordinary office hours and on its website; and (b) for purchase at a reasonable charge.	GM	Delegation given by General Manager. (6) The general manager is to make a copy of the council's code of conduct available – (a) for public inspection, free of charge, at the public office of the

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			council during ordinary office hours and on its website; and (b) for purchase at a reasonable charge.
S.28T(7)	Code of conduct A council is to review its code of conduct within 3 months after each ordinary election.	GM	Delegation given by General Manager. (7) A council is to review its code of conduct within 3 months after each ordinary election.
S.28Y	Initial assessment of complaint by general manager	GM	Delegation given by General Manager. 28Y. Initial assessment of complaint by general manager (1) On receiving a code of conduct complaint, a general manager is to assess the complaint to determine whether it meets the requirements of section 28V. (2) Subsection (1) does not apply if the general manager is the complainant. (3) If the general manager determines that the code of conduct complaint does not meet the requirements of section 28V, he or she is to return the complaint to the complainant and notify the complainant, in writing – (a) that the complaint does not meet the requirements of section 28V for the reasons set out in the notice; and (b) that the complainant may lodge an amended or substituted complaint

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			<p>without payment of a further fee under section 28V(3)(g) –</p> <p>(i) within the period specified in section 28V for lodging a code of conduct complaint; or</p> <p>(ii) if the complaint is returned to the complainant after the end of that period or less than 14 days before the end of that period, within 14 days after receiving the returned complaint.</p>
S.28ZK	Notification of determination of code of conduct complaint	GM	<p>28ZK. Notification of determination of code of conduct complaint</p> <p>(1) In this section –</p> <p>addendum means an addendum to a determination report referred to in section 28ZJ(2);</p> <p>determination report means the written determination of a code of conduct complaint by the Code of Conduct Panel as required by section 28ZJ without any addendum.</p> <p>(2) Within 28 days after determining a code of conduct complaint, the Code of Conduct Panel is to provide a copy of its determination report to –</p> <p>(a) each complainant; and</p> <p>(b) each councillor against whom the complaint is made; and</p> <p>(c) the general manager of the relevant council; and</p> <p>(d) the Director.</p> <p>(3) If the Code of Conduct Panel has</p>

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			<p>produced an addendum, it is to provide a copy of it to –</p> <p>(a) if the complainant is a councillor, that complainant; and</p> <p>(b) each councillor against whom the complaint is made; and</p> <p>(c) the general manager of the relevant council; and</p> <p>(d) the Director.</p> <p>(4) If the general manager receives a determination report but no addendum, the general manager is to ensure that a copy of the determination report is tabled at the first meeting of the relevant council at which it is practicable to do so and which is open to the public.</p> <p>(5) If the general manager receives a determination report and also an addendum, the general manager is to ensure –</p> <p>(a) that a copy of the determination report without the addendum is tabled at the first meeting of the relevant council at which it is practicable to do so and which is open to the public; and</p> <p>(b) that a copy of the determination report with the addendum is tabled at the first meeting of the relevant council at which it is practicable to do so and which is closed to the public.</p>
S.55D	Register of pecuniary interests of members of audit panel	GM	Delegation given by General Manager

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	The general manager is to keep a register of the interests of members of audit panels. The general manager is to enter into the register the details of an interest of a member of audit panel when notified as specified in section 55C(4)		
s.56B	Gifts and donations register The general manager is to keep a register of the gifts and donations referred to in section 56A(1) that have been received by councillors.	GM	Delegation given by General Manager
S. 72	Providing Annual report A council must prepare an annual report.	GM	Delegation given by General Manager
S.72B	Notice of AGM A council must hold an Annual General Meeting on a date that is not later than 15 December in each year; and is not before 14 days after the date of the first publication of a notice under subsection (2). A council must publish a notice in a daily newspaper circulating in the municipal area or other prescribed newspaper specifying the date, time and place of the Annual General Meeting.	GM	Delegation given by Council. 72B. Annual General Meeting (1) A council must hold an Annual General Meeting on a date that – (a) is not later than 15 December in each year; and (b) is not before 14 days after the date of the first publication of a notice under subsection (2). (2) A council must publish a notice in a daily newspaper circulating in the municipal area or other prescribed newspaper specifying the date, time and place of the Annual General Meeting. (3) If a quorum of the council is not present at an Annual General Meeting –

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			<p>(a) the Annual General Meeting is to be reconvened and held within 14 days; and</p> <p>(b) a notice is to be published in a daily newspaper circulating in the municipal area specifying the date, time and place of the Annual General Meeting.</p> <p>(4) Only electors in the municipal area are entitled to vote at an Annual General Meeting.</p> <p>(5) A motion at an Annual General Meeting is passed by a majority of votes taken by a show of hands or by any other means of ascertaining the vote the council determines.</p> <p>(6) A motion passed at an Annual General Meeting is to be considered at the next meeting of the council.</p> <p>(7) The general manager is to keep minutes of the Annual General Meeting.</p>
S.74	<p>Expenditure</p> <p>A council may expend its funds for the purpose of exercising its powers or carrying out its functions under this or any other Act within the estimates adopted under section 82.</p>	GM	Delegation given by General Manager.
S.75	<p>Investments</p> <p>A council may invest any money –</p> <p>(a) in any manner in which a trustee is authorised by law to invest trust funds; and</p> <p>(b) in any investment the Treasurer</p>	GM	<p>Delegation given by General Manager. In accordance with Council's investment policies as reviewed from time to time.</p> <hr/> <p>To comply with the provisions of the</p>

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	approves.		Local Government Act 1993 relating to investments. To ensure that all surplus funds, specific or otherwise, are invested in order to yield maximum return and to accord with projected cash flows while at the same time ensuring that the funds of the Council are safe.
s. 76	Writing off bad debts A council may write off any debts owed to the council if there are no reasonable prospects of recovering the debt; or if the costs of recovery are likely to equal or exceed the amount to be recovered.	GM	Can only be given to the GM (s 22(2)(ba).
S. 77	Grants and benefits A council may make a grant or provide a pecuniary benefit or a non-pecuniary benefit that is not a legal entitlement to any person, other than a councillor, for any purpose it considers appropriate.	GM	Can only be given to the GM (s 22(2)(C).
S.81	Authorised deposit-taking institution accounts A council may establish and maintain in its corporate name such authorised deposit-taking institution accounts as it considers necessary.	GM	Delegation given by General Manager. Note - this applies to all account signatories To comply with the provisions with the Local Government Act 1993 relating to deposit-taking institution accounts.
S.84(1)(3)(4)	Financial Statements The general manager is to prepare and forward to the Auditor-General a copy of the	GM	Delegation given by General Manager. This section will be affected by Part 4

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	council's financial statements for each financial year in accordance with the Audit Act 2008 .		<p>of Local Government (Miscellaneous Amendment) Act 2013 which is yet to commence</p> <p>To prepare, within 90 days after the end of a financial year, financial statements for the Council relating to that financial year and submit a copy to the Auditor-General as soon as practicable.</p> <p>To comply with the provisions of the Local Government Act 1993 relating to the preparation of financial statements.</p>
S.92(2)(3)	<p>Adjustment of amount payable</p> <p>The general manager is to issue a supplementary notice in accordance with section 122 in respect of any amount payable as a result of an adjustment under this section. The general manager may refund or give credit for any amount paid in respect of a rate in excess of the amount payable as a result of an adjustment under this section.</p>	GM	<p>Delegation given by General Manager. In accordance with Rates and Charges Policy.</p> <p>To comply with the provisions of the Local Government Act 1993 relating to the notification of the variation of a rate.</p>
S.110	Record of Rates	GM	<p>Delegation given by General Manager.</p> <p>To comply with the provisions of the Local Government Act 1993 relating to the keeping of records of rates.</p>
S.111	<p>Ownership</p> <p>If the general manager is of the opinion that a person may or may not be the owner of land, the general manager may require that person to make a statutory declaration in</p>	GM	<p>Delegation given by General Manager.</p> <p>Note - Not delegated any further</p>

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	respect of his or her interest in that land.		If the General Manager is of the opinion that a person may or may not be the owner of the land, the General Manager may require that person to make a statutory declaration in respect of his or her interest in that land.
S. 124	<p>Instalment payments</p> <p>A Council may permit a ratepayer to pay in instalments. The Council may decide that any rates are payable by instalments.</p>	GM	Delegation given by Council
S.126	<p>Conditions of postponement</p> <p>A council may grant a postponement of the payment of rates for a specified period if satisfied that such payment would cause hardship.</p>	GM	<p>Delegation given by Council</p> <p>Can only be given to the GM (s 22(2)(ab)).</p>
S.127	<p>Postponement ceases to operate</p> <p>A council may, at any time, revoke a postponement of payment of rates by giving 60 days notice in writing to the ratepayer of the date on which the postponement ceases to operate.</p>	GM	<p>Delegation given by Council</p> <p>Can only be given to the GM (s 22(2)(ab)).</p>
S.129	<p>Remission of rates</p> <p>The general manager is to keep a record of the details of any remission granted under this section.</p>	GM	<p>Delegation given by General Manager</p> <p>Can only be given to the GM (s 22(2)(b)).</p>
S.132(4)	<p>Certificate of liabilities</p> <p>On receipt of an application, the general</p>	GM	Delegation given by General Manager.

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	manager is to issue a certificate containing the details referred to in subsection (1) .		To comply with the provisions of the Local Government Act 1993 and any requirements of the General Manager relating to the issue of a certificate of liability.
Div 10 S.133-135	Recovery A Council can recover debts due to unpaid rates.	GM	Delegation given by Council Can only be given to the GM (s 22(2)(a)).
S. 139A	Register of Money The general manager is to keep a register of any money remaining after payments and discharges are made under section 139.	GM	Delegation given by General Manager. Any money received on a sale of land is to comply with the provisions of the Local Government Act 1993.
S.175	Purchase or lease of land A council may purchase or lease land for any purpose which it considers to be of benefit to the council or the community.	GM	Delegation given by General Manager. Restricted to leasing of land to Council and for a maximum of three years; and does not include purchase of land.
S.176	Acquisition of land A council may acquire land for prescribed purposes in accordance with the Land Acquisition Act 1993.	GM	Delegation given by General Manager. Restricted to the delegated provisions of S.37(d) (e) (ea) of the Local Government (General) Regulations 2005 To comply with the provision of the Local Government Act 1993 relating to the acquisition of property. To comply with the annual Plan and Estimates relating to the acquisition of property. To comply with any policies of the Council relating to the acquisition of

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			property. (Note: This delegation does not include the approval for and the method of, the acquisition of land.)
S.182	Fencing land The general manager, by notice in writing served on the owner or occupier of land, may require the owner or occupier to fence the land	GM	Delegation given by General Manager.
S.183	Land reinstated The general manager, by notice in writing, may require the owner or occupier to rehabilitate land from which soil, rock, sand or material has been extracted at any time after the commencement of this Act.	GM	Delegation given by General Manager. To comply with Section 183 of the Local Government Act 1993.
S.185	Compliance with notice A person served with a notice under this Division must undertake any work required to be done under the notice in accordance with the terms of the notice and within the period specified in the notice.	GM	Delegation given by General Manager. To comply with Section 185 of the Local Government Act 1993.
S.189	Closure of local highways (markets) A council in respect of land or premises under its control or management may allow any person to operate a market subject to any terms and conditions it determines or operate a market itself; and close a local highway or part of a local highway to general traffic for that purpose.	GM	Delegation given by Council Note - delegated to GM only To comply with Section 189 of the Local Government Act 1993.

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S.190(3)	<p>Objections</p> <p>A council is to consider any objection before closing a local highway or part of a local highway.</p>	GM	Delegation given by Council
S.193	<p>Establishment of pounds</p> <p>A council may establish pounds for the detention of stray animals.</p>	GM	Delegation given by Council
S.194	<p>Impounding of animals</p> <p>The general manager may impound any animal found straying or at large on any highway; or on any land owned by, or under the control of, the council.</p>	GM	Delegation given by General Manager.
S.195	<p>Notice of impounding</p> <p>If an animal has not been claimed by its owner or a person on behalf of the owner within 48 hours of it being impounded, the general manager is to give notice to the owner of the animal.</p>	GM	<p>Delegation given by General Manager.</p> <hr/> <p>To comply with Section 195 of the Local Government Act 1993.</p>
S.196	<p>Fees, costs and charges</p> <p>The owner of an impounded animal is liable to pay the fees, costs and charges incurred by the council in respect of the impounding, maintenance and treatment of the animal.</p>	GM	<p>Delegation given by General Manager.</p> <hr/> <p>The General Manager by notice in writing is to notify the owner of an impounded animal of the fees, costs and charges payable in respect of the impounding, maintenance and treatment of the animal.</p> <p>To comply with Section 196 of the Local Government Act 1993.</p>
S.197	Sale or destruction of unclaimed animals	GM	Delegation given by General

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Manager.
S.198	<p>Destruction of animals</p> <p>The general manager may arrange for an impounded animal to be destroyed if, in the opinion of a qualified veterinary surgeon, the animal is seriously diseased; or so injured or disabled as to be apparently in continual pain. The owner must be notified within 14 days.</p>	GM	Delegation given by General Manager.
S.200	<p>Abatement notices</p> <p>If a council is satisfied that a nuisance exists, the general manager must serve a notice on – (a) any person whose act or default contributes to or causes the nuisance whether or not that act or default occurs wholly or only partly in the municipal area; or (b) if the person cannot be ascertained or found, on the owner or occupier of the land on, or from which, the nuisance arises.</p>	GM	Delegation given by General Manager.
S.201	<p>General manager may take necessary action</p> <p>The general manager may take the necessary action to abate a nuisance if – (a) there is an immediate danger to any person or property; or (b) the person causing the nuisance cannot be ascertained or found; or (c) an abatement notice has not been complied with.</p>	GM	Delegation given by General Manager.
S.207	<p>Remission of fees and charges</p> <p>A council may remit all or part of any fee or charge paid or payable under this Division.</p>	GM	<p>Delegation given by General Manager.</p> <p>Limited to \$500</p> <p>Delegation from Council to GM</p>

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			(different condition to GM delegation to officer)
S.240	Appearances in court	GM	<p>Delegation given by General Manager.</p> <hr/> <p>On behalf of the Council institute and carry on any proceedings which the Council may institute and carry on under the Local Government Act 1993 or any other Act.</p>
S. 261(1)	<p>List of Electors</p> <p>The general manager is to – (a) prepare and keep a list of electors from the electoral roll kept under section 258 (1) as at the time of closure referred to in section 260 ; and (b) certify that the list is correct.</p>	GM	<p>Delegation given by General Manager.</p> <p>Delegate to most appropriate role</p> <hr/> <p>Prepare and keep a list of electors from the electoral role kept under Section 238(1) as at the time of closure refer to in Section 260 and certify that the list is correct.</p>
S.333A	<p>Tender</p> <p>A council must invite tenders for any contract it intends to enter into for the supply or provision of goods or services valued at or above the prescribed amount.</p>	GM	Delegated by Council
S.337	<p>Council land information certificate</p> <p>A person may apply in writing to the general manager for a certificate in respect of information relating to land specified and clearly identified in the application.</p>	GM	Delegation given by General Manager. Sub-clause (8) in accordance with Council's Schedule of Fees and Charges
S.344	Rounding off rates, &c.	GM	Delegation given by General

Tasmania Local Government Act 1993 - Local Government Act 1993 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			<p>Manager.</p> <p>Note - not delegated any further</p> <hr/> <p>To comply with Section 344 of the Local Government Act 1993.</p>

Tasmania Monetary Penalties Enforcement Act 2005 - Monetary Penalties Enforcement Act 2005 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s.22 LGA	<p>Delegation (of functions or powers) by Council</p> <p>The General Manager is authorised to delegate all the functions and powers delegated by the Council as set out in this delegations register.</p>	GM	Nil
17(2)	<p>Options for dealing with infringement notice issued by fee-paying public sector body</p> <p>Council may approve or refuse to approve an application under s 17 and must notify the alleged offender of that approval or refusal.</p>	GM	Nil
18(1)	<p>Referral to Director of infringement notice issued by fee-paying public sector body</p> <p>Council may refer an infringement notice served by it to the Director for enforcement.</p>	GM	Nil
23	<p>Withdrawal of infringement notice</p> <p>The Council may withdraw an infringement notice served by it. The Council is required to advise the offender in writing and advise the Director MPES if the notice was referred to MPES.</p>	GM	Nil
28(3)-(4)	<p>Application to fee-paying public sector body for variation of payment conditions</p>	GM	Nil

Tasmania Monetary Penalties Enforcement Act 2005 - Monetary Penalties Enforcement Act 2005 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Council must take the applicant's representations into account before determining the period within which the amount is to be paid. If the applicant fails to comply, it can be referred to the Director for enforcement.		
39(1)	Hearing of offence by court - commencement of proceedings If, an alleged offender elects to have any of the offences set out in an infringement notice heard and determined by a court, within the required time, Council may commence proceedings for all of the offences in that notice.	GM	Nil
40(3)	Application to court to set aside conviction Council may consent to an application to set aside the conviction.	GM	Nil
40(5)(c)	Application to court	GM	Nil

Tasmania Place Names Act 2020 - Place Names Act 2020 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S. 11(2)	Naming of roads, streets, &c. As a responsible authority the council has a responsibility to name, alter or revoke a name of a place.	GM	Delegation given by Council
S. 11(3)	Naming of roads, streets, &c. The responsible authority for a place referred to in	GM	Delegation given by Council

Tasmania Place Names Act 2020 - Place Names Act 2020 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	section 4(1)(c) must ensure that any naming action, performed in respect of the place, complies with – (a) the relevant provisions of the guidelines; and (b) this Act and any other applicable Act; and (c) the relevant procedures of the responsible authority.		
S. 11(4)	Naming of roads, streets, &c. As soon as practicable after performing a naming action in respect of a place, the responsible authority for the place is to submit details of the action to the Registrar for recording in the register.	GM	Delegation given by Council

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 22 LGA	Delegation (of functions or powers) by Council All of council's powers and functions contained in the Public Health Act 1997.	GM	Delegation given by Council to General Manager. Except s.185(1)
Sec 64 LGA	Delegation (of functions or powers) by general manager All of council's powers and functions contained in the Public Health Act 1997, may be delegated	GM	Authorisation given by Council to General Manager. Except s.185(1)
Sec 11 (1)(2)	Appointment of Officer	GM	Nil

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 32 (1) (2)	Production of records	GM	Delegation given by General Manager to Director of Department.
Sec 33 (a) (b)	Production of things A council or an authorised officer may require a person to produce for inspection any thing in the person's possession if – (a) the council or the officer reasonably believes that it may disclose evidence of the commission of an offence under this Act; or (b) it is otherwise necessary for the purposes of this Act.	GM	Nil
Sec 34 (a) (b)	Production of licence A council or an authorised officer may – (a) require a person to produce for inspection any licence the person holds or should hold; and (b) examine, remove and take photographs or copies of, or extracts or notes from, any licence.	GM	Nil
Sec 35	Photographs, sketches, measurements and recordings For the purposes of this Act, a council or an authorised officer may: (a) take any photograph, film or video recording; and (b) take any copy of, or extract from, any record; and (c) take any measurements; and (d) make any sketches or drawing; and (e) make any other recording by any other means.	GM	Nil
Sec 36 (1) (2)	Information requirements A council or an authorised officer may require a person to – (a) give his or her full name and residential address; (b) give details of any licence, permit or exemption under this Act;	GM	Nil

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>(c) provide any information relating to public health reasonably required for the purposes of this Act.</p> <p>A council or an authorised officer may require any person to give information about that person's or another person's activities in respect of any matter under this Act.</p>		
Sec 57	<p>Council immunisation programs</p> <p>A council must develop and implement an approved program for immunisation in its municipal area.</p>	GM	Delegation given by General Manager to Director of Department.
Sec 77 (1) (3)	Grant or refusal of licence (for a place of assembly)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 78	Issue of licence (for a place of assembly)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 81(4)	<p>Renewal of licence (for a place of assembly)</p> <p>A council may grant the application subject to any conditions; or refuse to grant the application.</p>	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 82	<p>Variation of licence (for a place of assembly)</p> <p>A council, on its own volition or on application, may vary a place of assembly licence by omitting, adding, substituting or amending any condition of</p>	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	the licence.		
Sec 83	Cancellation of licence (for a place of assembly) A council may cancel a place of assembly licence	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 84 (2)	Overcrowding A council, an authorised officer, a police officer, a person authorised by the Commissioner for Licensing or a person authorised by the State Fire Commissioner may – (a) cause the doors of a place of assembly to be closed; (b) evacuate the place of assembly; or (c) cause any event occurring at that place of assembly to be cancelled in circumstances referred to in paragraph (b) .	GM	Delegation given by General Manager to Director of Department.
Sec 87	Closure order	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 88	Service of closure order	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 89	Revocation of closure order	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 92 (1) (4) (6)	<p>Rectification notice</p> <p>A council, on the advice of an environmental health officer or building surveyor, is to serve a rectification notice in an approved form.</p> <p>If a person fails to comply with a notice, the council may cause any necessary work to be carried out at that person's expense.</p> <p>A council, upon the certificate of an environmental health officer or building surveyor that the condition of the premises is no longer, or is not likely to become, offensive, injurious or prejudicial to health, is to revoke a rectification notice.</p>	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 97	Grant or refusal of registration of premises	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 98	Issue of certificate of registration of premises	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 101	Renewal of registration of premises	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 102	Variation of registration of premises	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Health Officers.
Sec 103	Cancellation of registration of premises	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 106	Grant or refusal of licence (to carry out any public health risk activity)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 107	Issue of licence (to carry out any public health risk activity)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 110	Renewal of licence (to carry out any public health risk activity)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 111	Variation of licence (to carry out any public health risk activity)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 112	Cancellation of licence (to carry out any public health risk activity)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Health Officers.
Sec 115	Grant or refusal of registration of regulated system	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 116	Issue of certificate of registration (of a regulated system)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 119 (1) (3)	Notice to comply with direction	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 121	Renewal of registration (of any regulated system)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 122	Variation of registration (of any regulated system)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 123	Cancellation of registration (of any regulated system)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Health Officers.
Sec 128	Notification of quality of water	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 129 (1)	Orders relating to water quality	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 130 (1) (3)	Monitoring and review (of the quality of water within the municipal area)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 131	Samples An authorised officer or a council may take a sample from any water. Any sample taken under this section is to be analysed and tested in accordance with the requirements of the Director.	GM	Delegation given by General Manager to Director of Department.
Sec 135	Grant or refusal of registration (as a supplier of water)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 136	Issue of certificate of registration (as a supplier of water)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
			Health Officers.
Sec 136AA	Renewal of Registration (as a supplier of water)	GM	Delegation given by Council to General Manager
Sec 136B	Variation of registration (as a supplier of water)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 136C	Cancellation of registration (as a supplier of water)	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
136H	Issue of certificate of registration (as a water carrier)	GM	Delegation given by Council to General Manager
136I	Renewal of registration (of water carrier)	GM	Delegation given by Council to General Manager
136K	Variation of registration (of water carrier)	GM	Delegation given by Council to General Manager
136L	Cancellation of registration (of water carrier)	GM	Delegation given by Council to General Manager
Sec 144	Registers kept by Councils A council is to keep – (a) a register of registered regulated systems; and	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	(b) a register of registered users and suppliers of water from private water sources; and (c) a register of registered premises used for public health risk activities."		Health Officers.
Sec 148 (1)	Requirement for information The Director, any council or an authorised officer may require a person to provide information relating to public health which is reasonably needed for the purposes of this Act.	GM	Delegation given by General Manager to Director of Department.
Sec 152 (1)	Costs incurred in exercising power Council may exercise a power or perform a function under this Act that a person or public authority fails to do - at the expense of that person or body.	GM	Delegation given by General Manager to Director of Department, Medical Officers of Health and Environmental Health Officers.
Sec 158 (1)	Proceedings Proceedings for an offence under this Act may only be instituted by – (a) the Minister or a person authorised by the Minister; or (b) an authorised officer; or (c) a nominated officer in relation to proceedings for an offence under Part 4 ; or (d) a police officer; or (e) a council.	GM	Delegation given by General Manager to Director of Department.
Sec 169 (1)	Infringement notices An authorised officer or a council may serve an infringement notice on a person if of the opinion that the person has committed a prescribed offence.	GM	Delegation given by General Manager to Director of Department.

Tasmania Public Health Act 1997 - Public Health Act 1997 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 190 (1) (3) (4)	<p>Sale or disposal of forfeited things</p> <p>A council may sell, destroy or otherwise dispose of any thing forfeited if an application is not made to have the item back or the application is refused. The council can grant or refuse an application. If the application is granted, council is to sell the forfeited thing to the applicant for an amount equal to its estimated market value.</p>	GM	Delegation given by General Manager to Director of Department.
Sec 191 (3)	<p>Return of and access to seized things</p> <p>Council may grant an application or refuse it under this section.</p>	GM	Delegation given by General Manager to Director of Department.
Sec 192 (1)	<p>Sale or disposal of seized things</p> <p>Council may sell or otherwise dispose of any thing seized under this Act if there is no appeal made under s 160, the seizure is upheld or the thing poses an immediate health threat.</p>	GM	Delegation given by General Manager to Director of Department.

Tasmania Public Interest Disclosure Act 2002 - Public Interest Disclosure Act 2002 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 62B	<p>Delegation by Principal officer</p> <p>The principal officer may by instrument in writing delegate to a public</p>	GM	Delegation of powers in s

Tasmania Public Interest Disclosure Act 2002 - Public Interest Disclosure Act 2002 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	interest disclosure officer specified in the instrument the performance or exercise of such of his or her functions or powers under this Act (other than this power of delegation) as are specified in the instrument, and may, by instrument in writing, revoke wholly or in part any such delegation.		62A
S 29B	Referral of disclosure to Integrity Commission Where a public body believes a disclosure relates to misconduct defined in the Integrity Commission Act 2009, the public body may refer the disclosure to the Integrity Commission.	GM	Nil
S 29D(1)	Notice of referral If public body refers a disclosure to the Integrity Commission, they must notify the person who made that disclosure of the referral.	GM	Nil
S 33(1)	Determination by public body of disclosure as to public interest disclosure Public body to determine whether disclosure is a public interest disclosure within 45 days.	GM	Nil
S 34(1)	Procedure where public body determines disclosure to be public interest disclosure Notifications where disclosure is determined a public interest disclosure.	GM	Nil
S 35(1)	Procedure where public body determines disclosure not to be public interest disclosure Notifications where disclosure is deemed not to be public interest disclosure.	GM	Nil
S 64	Matters that do not have to be investigated	GM	Nil

Tasmania Public Interest Disclosure Act 2002 - Public Interest Disclosure Act 2002 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	A public body may decide not to investigate a disclosure.		
S 65(1)	Decisions by public body not to investigate Notification of decision not to investigate.	GM	Nil
S 68	Referral to Ombudsman by public body A public body may refer the investigation of a disclosed matter to the Ombudsman if the public body considers that its own investigation is being obstructed or that it is otherwise not within the capacity of the public body to complete the investigation.	GM	Nil
S 70	Provision of information to Ombudsman Public body must give the Ombudsman in writing any information it has in respect to a disclosed matter.	GM	Nil
S 72(1)	Notice of referral Notice to be given where public body refers an investigation to the Ombudsman.	GM	Nil
S 74	Information about progress of investigation Public body must at the request of the person who made the disclosure or the Ombudsman, give all reasonable information about the investigation with 28 days.	GM	Nil
S 76(1)	Report on investigation Public body must notify the Ombudsman and the relevant person on completing an investigation of a disclosed matter.	GM	Nil
S 77(1)	Report to person making disclosure Public body must inform the person who made the disclosure of the findings.	GM	Nil

Tasmania Public Interest Disclosure Act 2002 - Public Interest Disclosure Act 2002 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 77A(2)	Investigations to be completed within 6 months A public body may apply to the Ombudsman for an extension of up to 6 months in which to complete the investigation.	GM	Nil
S 77A(4)	Investigations to be completed within 6 months If investigation is not complete within time specified in 77A(1), public body must refer the disclosure to the Ombudsman.	GM	Nil

Tasmania Right to Information Act 2009 - Right to Information Act 2009 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
s.22 LGA	Delegation (of functions or powers) by Council Functions and powers of Council as a public authority under the Right to Information Act 2009.	GM	Delegation given by Council to General Manager.
S.10	Electronic information If information is stored in an electronic form, a Minister or public authority may refuse an application if – (a) the information cannot be produced using the normal computer hardware and software and technical expertise of the public authority; and (b) producing it would substantially and unreasonably divert the resources of the public authority from its usual operations	GM	Original source of authority is Public Authority. Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years
S.12	Information to be provided apart from Act. This Act does not prevent and is not intended to discourage a public authority or a Minister from	GM	Original source of authority is Public Authority. Can be delegated by General Manager.

Tasmania Right to Information Act 2009 - Right to Information Act 2009 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	publishing or providing information, otherwise than as required by this Act.		A delegation may be for a period not exceeding 3 years
S.13 (5) (6) (7) (8)	<p>Application for assessed disclosure of information</p> <p>Provision of information to applicant for assessed disclosures of information.</p> <p>Negotiation with the applicant to redirect the application.</p> <p>If requested to do so or if it is appropriate, the public authority must make available general information.</p>	GM	<p>Original source of authority is Public Authority. Can be delegated by General Manager.</p> <p>A delegation may be for a period not exceeding 3 years</p>
S.14 (1)	<p>Transfer of applications (for assessed disclosure of information)</p> <p>Transfer an application for disclosure of information to the more appropriate public authority along with any information they may need.</p>	GM	<p>Original source of authority is Public Authority. Can be delegated by General Manager.</p> <p>A delegation may be for a period not exceeding 3 years</p>
S.15	Time within which applications for assessed disclosure of information are to be decided	GM	<p>Original source of authority is Public Authority. Can be delegated by General Manager.</p> <p>A delegation may be for a period not exceeding 3 years.</p>
S.16	<p>Charges for information</p> <p>All applications for assessed disclosure of information must be accompanied by an application fee of 25 fee units. The application fee may be waived if –</p> <p>(a) the applicant is impecunious; or</p> <p>(b) the applicant is a Member of Parliament acting in connection with his or her official duty; or</p> <p>(ba) the applicant is a journalist acting in</p>	GM	<p>Original source of authority is Public Authority. Can be delegated by General Manager.</p> <p>A delegation may be for a period not exceeding 3 years.</p>

Tasmania Right to Information Act 2009 - Right to Information Act 2009 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	connection with their professional duties; or (c) the applicant is able to show that he or she intends to use the information for a purpose that is of general public interest or benefit.		
S.17	Deferment of provision of information	GM	Original source of authority is Public Authority. Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years.
S.18	Provision of information	GM	Original source of authority is Public Authority. Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years.
S.19	Requests may be refused if resources unreasonably diverted	GM	Original source of authority is Public Authority. Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years.
S.20	Repeat or vexatious applications may be refused	GM	Original source of authority is Public Authority. Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years.
S.21 (1)	Decision to be made on behalf of public authority by authorised person A decision in respect of an application for information made to a public authority is to be made by –	GM	Original source of authority is Principal Officer (GM). Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years.

Tasmania Right to Information Act 2009 - Right to Information Act 2009 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	(a) the responsible Minister; or (b) the principal officer of the public authority; or (c) a delegated officer.		
S.21 (2)	Decision to be made on behalf of public authority by authorised person A person who makes a decision in accordance with this Act is to act impartially in making that decision.	GM	Original source of authority is Public Authority, Principal Officer (GM) and Delegated Officer. Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years.
S.22	Reasons to be given (when a decision in relation to an application for information is made)	GM	Original source of authority is Public Authority. Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years.
S.23	Other responsibilities of principal officer	GM	Original source of authority is Public Authority. Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years.
S.33	Public Interest Test In this Division, information is exempt information if the principal officer of the public authority or Minister considers, after taking into account all relevant matters, that it is contrary to the public interest to disclose the information.	GM	Original source of authority is Principal Officer (GM). Can be delegated by General Manager. A delegation may be for a period not exceeding 3 years.
S.36 (2)	Personal information of person If (a) an application is made for information under this Act; and (b) the information was provided to a	GM	Original source of authority is Principal Officer (GM). Can be delegated by General Manager.

Tasmania Right to Information Act 2009 - Right to Information Act 2009 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>public authority or Minister by a third party; and (c) the principal officer or Minister decides that disclosure of the information concerned may be reasonably expected to be of concern to the third party – the principal officer or Minister is to, by notice in writing to the third party –</p> <p>(d) notify that person that the public authority or Minister has received an application for the information; and (e) state the nature of the information that has been applied for; and (f) request that, within 15 working days from the date of the notice, the person provide his or her view as to whether the information should be provided.</p>		A delegation may be for a period not exceeding 3 years.
S.36 (3) (5)	<p>Personal information of person</p> <p>If a public authority or Minister, after receipt of a person's view, decides to provide the information, the public authority or Minister must, by notice in writing given to that person, notify that person of the decision. See subsection 5 for caveats.</p>	GM	<p>Original source of authority is Public Authority. Can be delegated by General Manager.</p> <p>A delegation may be for a period not exceeding 3 years.</p>
S.37 (2)	<p>Information relating to business affairs of third party</p> <p>If – (a) an application is made for information under this Act; and</p> <p>(b) the information was provided to a public authority or Minister by a third party; and (c) the principal officer or Minister decides that disclosure of the information concerned may be reasonably expected to be of substantial concern to the third party – the principal officer or Minister must, before deciding whether the disclosure of the information under this Act would be likely to expose the third party that provided the information to substantial harm to the third party's competitive position, by notice in writing given to</p>	GM	<p>Original source of authority is Principal Officer (GM). Can be delegated by General Manager.</p> <p>A delegation may be for a period not exceeding 3 years.</p>

Tasmania Right to Information Act 2009 - Right to Information Act 2009 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>the third party –</p> <p>(d) notify the third party that the public authority or Minister has received an application for the information; and</p> <p>(e) state the nature of the information applied for; and</p> <p>(f) request that, within 15 working days from the date of the notice, the third party provide the third party's view as to whether the information should be provided.</p>		
S.37 (3) (5)	<p>Information relating to business affairs of third party</p> <p>If a public authority or Minister, after receipt of a third party's view, decides to disclose the information, the public authority or Minister must, by notice in writing given to the third party, notify the third party of the decision. See subsection 5 for caveats.</p>	GM	<p>Original source of authority is Public Authority. Can be delegated by General Manager.</p> <p>A delegation may be for a period not exceeding 3 years.</p>
S.43 (4) (5)	<p>Internal review (of a decision in respect of an application)</p>	GM	<p>Original source of authority is Principal Officer (GM). Can be delegated by General Manager.</p> <p>A delegation may be for a period not exceeding 3 years.</p>

Tasmania Roads and Jetties Act 1935 - Roads and Jetties Act 1935 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations

Tasmania Roads and Jetties Act 1935 - Roads and Jetties Act 1935 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 22 LGA	Delegation (of function or powers) by Council All of council's powers and functions contained in the Roads and Jetties Act 1954.	GM	Delegation given by Council to General Manager.
Sec 22 LGA	To agree with the Minister for the maintenance or reconstruction of a State highway or a subsidiary road otherwise than in accordance with s.11(1)	GM	Delegation given by Council to General Manager
Sec 22 LGA	To carry out the Council's power to move, keep or impound any vehicle causing an obstruction or danger etc and related action pursuant to s.48B	GM	Delegation given by Council to General Manager
Sec 64 LGA	Delegation (of function or powers) by general manager All of council's powers and functions contained in the Roads and Jetties Act 1954, may be delegated	GM	Authorisation given by Council to General Manager.
S11	Maintenance of State highways, &c. in cities, &c. (1)(b) the remainder of the State highway or subsidiary road, including drainage and shoulders but not culverts and bridges, shall be maintained and reconstructed by the local authority.	GM	Delegation given by General Manager.
S11(2)	To agree with the Minister for the maintenance or reconstruction of a State highway or a subsidiary road otherwise than in accordance with s.11(1)	GM	Delegation given by Council to General Manager
S28	Acquisition of land for quarry, &c.	GM	Delegation given by General

Tasmania Roads and Jetties Act 1935 - Roads and Jetties Act 1935 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Any road authority may purchase or take land required by it for the purposes of a quarry or gravel-pit in the same manner and subject to the like conditions as it may acquire land for constructing, widening, or altering a road.		Manager.
S29	<p>Intention to acquire land may be abandoned if compensation excessive</p> <p>Where a road authority has given notice of its intention to take land for any of the purposes hereinbefore set forth, and the compensation in respect thereof is determined, if the road authority deems it inexpedient to pay the amount thereof, it may, within 21 days after receiving notice of the amount of compensation so determined, withdraw the notice of intention to take the land on payment of the costs of the reference and determination.</p>	GM	Delegation given by General Manager.
S32	<p>Entry by council upon land and staking out of same</p> <p>Whenever a road authority intends to take any land for the purposes of this Act, it shall be lawful for the road authority, after having given 7 days' notice in writing to the occupier thereof, to enter upon such land and to stake out the same in such manner as it thinks necessary or expedient</p>	GM	Delegation given by General Manager.
S33	Rental of land (for the purpose of obtaining materials therefrom for the construction or maintenance of any road or street)	GM	Delegation given by General Manager.
S34	<p>Use of uncultivated land for temporary road</p> <p>Any road authority may make use of any uncultivated land for the purpose of constructing a temporary road whilst any road is being reconstructed, widened, diverted, altered, improved, or repaired without making compensation for the same.</p>	GM	Delegation given by General Manager.

Tasmania Roads and Jetties Act 1935 - Roads and Jetties Act 1935 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S35	Taking of timber, &c., from land (for making, repairing, or fencing any road, or for any other purposes of this Act)	GM	Delegation given by General Manager.
S36	<p>Quarries, &c. to be fenced and filled up or otherwise secured</p> <p>The road authority shall cause all quarries and pits which have been opened up or used upon any land by it to be fenced or otherwise secured and kept so fenced or secured so long as the same shall continue open and in use; and upon ceasing to use the same shall, if required by the owner or occupier of such land, cause the same to be filled up, sloped down, or otherwise secured.</p>	GM	Delegation given by General Manager.
S37	<p>Fences to be restored</p> <p>Where in the exercise of any of the powers conferred upon a road authority by this Part any fence has been temporarily taken down, the same shall, upon completion of the work necessitating such taking down, be well and sufficiently restored by the road authority.</p>	GM	Delegation given by General Manager.
S38	<p>Deviations to be fenced</p> <p>Where any road has been diverted, the road authority shall, if required by the owner or occupier of any land through which such road passes, cause such road to be well and sufficiently fenced where it so passes.</p>	GM	Delegation given by General Manager.
S39	Entry upon adjoining lands for road maintenance or reconstruction	GM	Delegation given by General Manager.
S40	<p>Power to make drains on adjoining lands</p> <p>The road authority may make, cleanse, and keep open all drains or watercourses which it may deem</p>	GM	Delegation given by General Manager.

Tasmania Roads and Jetties Act 1935 - Roads and Jetties Act 1935 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	necessary in and through any land adjoining or near to any road of which it has the construction or maintenance.		
S41	<p>Timber growing near roads may be cut down: Consent of owner required in certain cases</p> <p>The road authority may cut down and remove any indigenous timber growing or standing within 23 metres of the centre of any road of which it has the care, control, or management, making good all damage or injury to the fences, hedges, ditches, walls, or any other thing upon the land on which such timber may be growing or standing.</p>	GM	Delegation given by General Manager.
S42	<p>Hedges, &c., obstructing view of traffic to be cut or trimmed</p> <p>Where the road authority is of opinion that it is necessary, for the prevention of danger arising from obstruction to the view of persons using such road, that any fence, construction, hedge, tree, or vegetation erected, constructed, growing, or planted on land adjoining such road, or any road intersecting or junctioning with such road, should be reduced in height or otherwise cut or trimmed, the road authority may give to the owner or occupier of such land 21 days' notice in writing to reduce the height of or cut or trim such fence, construction, hedge, tree, or vegetation to such an extent or in such a manner as the road authority shall think necessary for the purpose aforesaid and shall specify in such notice.</p>	GM	Delegation given by General Manager.
S44	<p>Culverts to be constructed by owners at entrances to lands adjoining roads</p> <p>The road authority may give to the owner of any land adjoining any road a notice in writing requiring such owner, within a time to be specified in the notice, to construct to the satisfaction of the road authority</p>	GM	Delegation given by General Manager.

Tasmania Roads and Jetties Act 1935 - Roads and Jetties Act 1935 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	across the table-drain or gutter of such road, at or opposite to any entrance to such land which is used or intended to be used for vehicular traffic to or from such land, a culvert of such a nature and of such dimensions as shall be specified in the notice, and as will allow the free passage through such culvert of any water which may reasonably be expected to flow along such table-drain or gutter and into such culvert when so constructed.		
S45	<p>Power of Minister in certain cases to erect gates across roads</p> <p>If and when such road shall thereafter come under the care, control, or management of a council, the council shall continue to maintain such gate, or such gate and cattle-guard, as the case may be.</p>	GM	Delegation given by General Manager.
S46	<p>Damage caused by overweight vehicles</p> <p>Any person from whom such expenses are or may be recoverable under this section may enter into an agreement with the road authority for the payment to it of compensation in respect of such expenses, and, upon such person paying such compensation, he shall not be liable to any proceedings under this section.</p>	GM	Delegation given by General Manager.
S47	<p>Road metal, &c., may be placed on side of road</p> <p>The road authority may cause road metal or other materials, or any vehicle or plant used for the purpose of or in connection with the construction or maintenance of any road, to be stacked, deposited, or left upon such road at a distance from the centre thereof of not less than 3 metres in the case of a State highway, and not less than 2·5 metres in the case of a country road.</p>	GM	Delegation given by General Manager.
S47A	Warning gantries for bridges with overhead members	GM	Delegation given by General

Tasmania Roads and Jetties Act 1935 - Roads and Jetties Act 1935 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	Subject to subsection (2) , a road authority may erect on a part of a road under its control that forms an approach to a bridge with overhead members such warning gantries and crash-beam gantries as the authority considers necessary for the protection of that bridge.		Manager.
S48	<p>Power of road authority, with the consent of the Governor, to permit tramway or railway along or across road</p> <p>The road authority may, with the consent of the Governor, grant authority to any person to lay down, construct, and maintain a tramway or railway along or across any road under its control subject to such terms and conditions as may be recommended by the council and approved by the Governor.</p>	GM	Delegation given by General Manager.
S48A	<p>Removal and disposal of abandoned articles</p> <p>Where it appears to the road authority that an article has, without lawful authority, been abandoned on a State highway or subsidiary road, the road authority may remove the article from that highway or road.</p>	GM	Delegation given by General Manager.
S48B	<p>Power to remove vehicles causing obstruction or danger</p> <p>A road authority may move, keep or impound any vehicle (and anything in, on or attached to the vehicle)</p>	GM	Delegation given by Council to General Manager
S49	<p>Obstructing roads: Notice to remove obstructions</p> <p>The road authority may give to any person making or erecting any building or fence, or causing or permitting any obstruction or encroachment, or making any drain, sink, or watercourse in contravention of any of the provisions of subsections (1) or (2) in respect of any road under its care, control, or management, 21 days'</p>	GM	Delegation given by General Manager.

Tasmania Roads and Jetties Act 1935 - Roads and Jetties Act 1935 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	notice in writing to take down the above.		
S50B	Excavations A person must not make any excavation, vault or cellar beneath a street in a town without the consent of the appropriate council.	GM	Delegation given by General Manager.
S51	Laying down timber, &c., on roads unless he be authorized by the road authority having the care, control, or management of such road so to do.	GM	Delegation given by General Manager.

Tasmania Strata Titles Act 1998 - Strata Titles Act 1998 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 31(2A)	Application for, and grant of, certificate of approval The Council must within 30 days of receiving an application issue or refuse to issue a certificate of approval	GM	Nil
S 31(2B)	Application for, and grant of, certificate of approval The Council may give the applicant notice requiring further information in order to determine the application	GM	Nil
31(3)	Application for, and grant of, certificate of approval The Council may issue a certificate of approval for a strata plan after satisfying itself of certain matters.	GM	Nil
31(4)	Application for, and grant of, certificate of approval	GM	Nil

Tasmania Strata Titles Act 1998 - Strata Titles Act 1998 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	The Council must return sketches, plans and models if it refuses to issue a certificate of approval.		
31(6)	Application for, and grant of, certificate of approval The Council must refuse to issue a certificate of approval if it considers the proposal is actually a subdivision	GM	Nil
S 31AA	Requirement for staged development scheme Where an application for a certificate of approval is made wholly or partly in respect of vacant land, the council may refuse the application on the ground that an application for a staged development scheme under section 38 should be made.	GM	Delegation given by Council
36(1)	Application for council approval (in relation to a staged development scheme)	GM	Nil
37(1)(a)	Approval of scheme in principle Before giving in principle approval for a staged development scheme Council can require specified changes to the scheme	GM	Nil
37(1)(b)	Approval of scheme in principle Before giving in principle approval for a staged development scheme Council can require the demolition or alteration of buildings on the site	GM	Nil
37(2)(a)	Approval of scheme in principle Council can approve staged development scheme unconditionally	GM	Nil
37(2)(b)	Approval of scheme in principle Council can approve the staged development scheme subject to specified conditions	GM	Nil

Tasmania Strata Titles Act 1998 - Strata Titles Act 1998 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
37(2)(c)	Approval of scheme in principle Council can refuse to approve the staged development scheme	GM	Nil
37(4)	Approval of scheme in principle Council to issue certificate of approval If Council approves the proposed staged development scheme it must issue a certificate of approval	GM	Nil
41(2)	Progressive development The council may refuse to approve a particular stage in a staged development scheme if an earlier stage of the scheme has not been completed as required under the terms of the registered scheme.	GM	Nil
42(2)	Application for variation of scheme The application is to be made in the first instance to the council for the area in which the site is situated.	GM	Nil
42(5)	Application for variation of scheme The Council may dispense with the consent of a present or prospective owners of lots in the staged development scheme in relation to a proposed variation if satisfied of certain matters	GM	Nil
42(6)	Application for variation of scheme The Council may approve unconditionally, subject to specified conditions or refuse an application to vary a variation to a staged development scheme	GM	Nil
45	Injunction Council (as an "interested person" under the Act) can apply for a mandatory injunction requiring the developer of a staged development	GM	Nil

Tasmania Strata Titles Act 1998 - Strata Titles Act 1998 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	scheme to complete the scheme		
54(1)(a)	Approval of scheme Before giving in principle approval for a community development scheme Council can require specified changes to the scheme	GM	Nil
54(1)(b)	Approval of scheme Before giving in principle approval for a community development scheme Council can require the demolition or alteration of buildings on the site	GM	Nil
54(2)(a)	Approval of scheme Council can approve community development scheme unconditionally	GM	Nil
54(2)(b)	Approval of scheme Council can approve the proposed community development scheme subject to specified conditions	GM	Nil
54(2)(c)	Approval of scheme Council can refuse to approve the community development scheme	GM	Nil
54(4)	Approval of scheme If Council approves the proposed community development scheme it must issue a certificate of approval	GM	Nil
57(2)	Progressive development The Council may refuse to approve a particular stage of a community development scheme in certain circumstances	GM	Nil
58(2)	Application for variation of scheme The application is to be made in the first instance to the council for the	GM	Nil

Tasmania Strata Titles Act 1998 - Strata Titles Act 1998 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	area in which the site is situated.		
58(5)	<p>Application for variation of scheme</p> <p>The Council may dispense with the consent of a present or prospective owners of lots in the community development scheme in relation to a proposed variation if satisfied of certain matters</p>	GM	Nil
58(6)	<p>Application for variation of scheme</p> <p>The Council may approve the variation unconditionally, or approve the variation subject to specified conditions or refuse to approve the variation</p>	GM	Nil
61	<p>Injunction</p> <p>Council (as an "interested person" under the Act) can apply for a mandatory injunction requiring the developer of a community development scheme to complete the scheme</p>	GM	Nil
65(a)	<p>Assignment of interest in land subject to scheme</p> <p>If the owner of land subject to a registered community development scheme proposes to sell or dispose of land subject to the scheme the owner must give written notice of the proposed transaction to the council for the area in which the site is situated</p>	GM	Nil
65(b)(i)	<p>Assignment of interest in land subject to scheme</p> <p>If the owner of land subject to a registered community development scheme proposes to sell or dispose of land subject to the scheme the person who is to acquire title to the land in consequence of the transaction must give to the council a written undertaking to develop the land in accordance with the registered scheme</p>	GM	Nil
65(b)(ii)	<p>Assignment of interest in land subject to scheme</p> <p>If the owner of land subject to a registered community development scheme proposes to sell or dispose of land subject to the scheme the</p>	GM	Nil

Tasmania Strata Titles Act 1998 - Strata Titles Act 1998 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	person who is to acquire title to the land in consequence of the transaction must give the council any security required by the council, within 28 days after notice of the transaction was given to the council, for the development of the land in accordance with the scheme.		
142(2)(b)	Recording of certain orders	GM	Nil

Survey Co-ordination Act 1944 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 4(2)	Public authorities to compile and forward to Surveyor-General lists of existing plans (2) Every public authority shall, upon being so required by the Surveyor-General, appoint a fit and proper person as the proper officer of that authority for the purposes of this Act	GM	This is the delegation of councils' power to appoint a 'proper officer'.
S 5	Public authorities to give notice of intention to commence new surveys	GM	Nil

Tasmania Traffic Act 1925 - Traffic Act 1925 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 43(2)	Removal of things obstructing public streets an authorised person may remove, take and detain articles placed or left in public	GM	S 43(1) authorised person means - (b) in the case of a public street in a municipal area, a person who is an employee or agent of the responsible council and has the approval of that council to exercise

Tasmania Traffic Act 1925 - Traffic Act 1925 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	streets to the obstruction, annoyance or danger of other persons.		power under this section within that area.
S 43(3)(4)(5)	Removal of things obstructing public streets A relevant authority must notify articles owner of removal and/or dispose of articles not removed.	GM	s 43(1) relevant authority means - (b) in relation to an authorised person who is an employee or agent of a council, that council.

Tasmania Urban Drainage Act 2013 - Urban Drainage Act 2013 (Tas)			
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 22 LGA	Delegation (of functions or powers) by Council	GM	Nil
Sec 64 LGA	Delegation (of functions or powers) by general manager	GM	Nil
S 5(6)	Council to provide adequate public storm water system Council to provide public stormwater system. If found not to, they must comply with the orders in notice of default.	GM	Nil
S 5(4)	Council to provide adequate public storm water system A council may appeal to the Appeal Tribunal against an order under subsection 5(3) within the period specified in the order.	GM	Nil
S 7	Service of notice relating to negotiations for provisions of stormwater services	GM	Nil

Tasmania Urban Drainage Act 2013 - Urban Drainage Act 2013 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 11(1)	Power of council to adopt stormwater systems General manager may agree with a person who has a private storm water system or is proposing to construct stormwater system that if it is constructed in accordance with the terms of the agreement that the council will declare the works to be vested in the council.	GM	Nil
S 11(4)	Power of council to adopt stormwater systems General manager may require person constructing a drain to construct it in a different way.	GM	Nil
S 11(8)	Power of council to adopt stormwater systems Where a council imposes a requirement under s 11(4) they must pay extra costs incurred by person constructing the drain.	GM	Nil
S 12	Council to maintain maps	GM	Nil
S 13	Protection of stormwater assets General manager granting consent as to protection of stormwater assets. Issuing of notices requiring removal where consent has not been granted.	GM	Nil
S 13(4)	Protection of stormwater assets If a person fails to carry out the works required in the notice within the specified period, the council may demolish, remove or remedy the building or construction and carry out any works necessary for restoring or reinstating the public stormwater system.	GM	Nil
S 13(5)(b)	Protection of stormwater assets If the council carries works under s 13(4) expenses are recoverable in a court of a competent jurisdiction.	GM	Nil

Tasmania Urban Drainage Act 2013 - Urban Drainage Act 2013 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
S 14	Interference with public stormwater systems General manager granting consent as to interference with stormwater systems. Issuing of notices requiring removal where consent has not been granted.	GM	Nil
S 14(4)	Interference with public stormwater systems If a person fails to comply with the notice issued under 14(2) within the specified period, the council may demolish, remove or remedy the works and carry out any works necessary for restoring or reinstating the infrastructure.	GM	Nil
S 14(5)(b)	Interference with public stormwater systems If the council carries works under s 14(4) expenses are recoverable in a court of a competent jurisdiction.	GM	Nil
S 15(13)	Power of authorised officers to carry out work on or adjacent to public land A council must make good, to the satisfaction of the authority responsible for the land, any damage caused by the exercise of powers under this section as soon as practicable.	GM	Nil
S 16(9)	Power of authorised officers to enter private land The council must make good any damage caused by the exercise of powers under this section as soon as practicable or pay reasonable compensation for the damage.	GM	Nil
S 17	Power to undertake construction of public stormwater systems Without the permission of the relevant general manager, a person must not discharge, or cause or permit to be discharged, stormwater into any system other than the public stormwater system.	GM	Nil
S 18(3)	Discharge of matter into public stormwater system	GM	Nil

Tasmania Urban Drainage Act 2013 - Urban Drainage Act 2013 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	General Manager must give permission to discharge matter into public stormwater systems.		
S 20	Limits on connection point General manager to provide approval in relation to limits on connection points for public and private storm water systems.	GM	Nil
S 21(1)	Requirement to connect General manager may serve notice requiring connection to public storm water systems.	GM	Nil
S 21(3)	Requirement to connect Where notice has been served, council may recover costs if it is not complied with.	GM	Nil
S 22(1)	Requirement to disconnect General manager may serve notice to property owner requiring the removal of existing connections between the property and public storm water systems and recover costs where notice is not complied with.	GM	Nil
S 22(3)	Requirement to disconnect Where notice has been served, council may recover costs if it is not complied with.	GM	Nil
S 23(2)(a)	Property owners not to direct stormwater onto neighbouring properties General manager to issue notice giving property owner creating nuisance 28 days to stop.	GM	Nil
S 23(2)(b)	Property owners not to direct stormwater onto neighbouring properties If a property owner does not comply with a notice under s 23(2)(a) the council can carry out such works that are necessary to rectify the	GM	Nil

Tasmania Urban Drainage Act 2013 - Urban Drainage Act 2013 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	nuisance.		
S 23(3)	Property owners not to direct stormwater onto neighbouring properties Any costs incurred under 23(2)(b) are recoverable in a court of competent jurisdiction.	GM	Nil

Tasmania Vehicle & Traffic Act 1999 - Vehicle & Traffic Act 1999 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
Sec 56C (2) (3) (4) (5)	Certain activities prohibited on public streets (i.e. selling goods, or a business, calling, or employment) Permits for this section may be issued by the general manager of the council in which the public street is located (the ""relevant council"") and any person may apply in writing for such a permit.	GM	Delegation given by General Manager to Director of Department.

Tasmania Weed Management Act 1999 - Weed Management Act 1999 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
34(3)	Appointment of inspectors The council, with the approval of the Secretary, may appoint any person as an inspector for the purpose of the Act.	GM	Approval of the Secretary required.
66(a)	Payments to council or Consolidated Fund Any payments made in respect of an infringement	GM	Nil

Tasmania Weed Management Act 1999 - Weed Management Act 1999 (Tas)

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations
	<p>notice –</p> <p>(a) are payable to a council, if the notice was served by an inspector appointed under section 34 (3) ; or</p> <p>(b) are payable into the Consolidated Fund if the notice was served by an inspector appointed under section 34(1) .</p>		

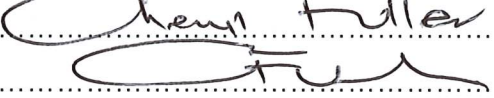
In accordance with the Council's resolution at its 15 May 2023 Ordinary Council Meeting:

“■ Cr Carpenter moved and Cr Beswick seconded, “That the Council, in accordance with section 22 of the Local Government Act 1993:

- 1 Delegate its functions and powers as listed in the Schedule of Delegations - Council to the General Manager – May 2023 (a copy being appended to and forming part of the minutes) to the General Manager;
- 2 Authorise the General Manager under section 64 of the Local Government Act 1993 to delegate any of the above delegated functions and powers to an employee of Council with the appropriate qualifications, skills and experience (subject to any conditions or limitations; or unless otherwise specified by a particular Act); and
- 3 As of 18 April 2023, revoke its previous delegations to the General Manager under the Schedule of Delegations - Council to the General Manager – April 2021 (a copy being appended to and forming part of the minutes).”

Carried unanimously”

I acknowledge as Mayor of the Central Coast Council, that the General Manager be delegated the functions and powers as listed in the Schedule of Delegations - Council to the General Manager – May 2023.

Name (print) Cheryl Fuller
Signature 
Date 14.7.2023

I acknowledge that I have read and accept the delegated functions and powers as listed in the Schedule of Delegations - Council to the General Manager – May 2023.

Name (print) Barry Omondson
Signature 
Date 13-07-23

Schedule of Delegations – Council to the General Manager – May 2023

Date Ordinary Council Meeting - 15 May 2023
Minute Ref No: 143/2023