

Environmental Protection Regulation 2019

DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
Chief Executive Officer	Power to consider the specified benchmarks under section 22(2).	Section 21(4) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to when making an environmental management decision relating to an environmentally relevant activity, other than the prescribed ERA; (a) carry out an environmental objective assessment against the environmental objective and performance outcomes mentioned in schedule 8, part 3, division 1 and 2; and (b) consider the environmental values declared under this regulation; and (c) if the activity is to be carried out in a strategic environmental area – consider the impacts of the activity on the environmental attributes for the area under the Regional Planning Interests Act 2014; and (d) consider each of the following under any relevant environmental protection policies- (i) the management hierarchy; (ii) environmental values; (iii) quality objectives; (iv) the management intent; and (e) if the bilateral agreement requires the matters of national environmental significance to be considered- consider those matters.	Section 35(1) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstance, power to: (a) carry out an environmental objective assessment against the environmental objective and performance outcomes mentioned in schedule 8, part 3, division 1; and (b) consider the matters mentioned in subsection (1)(b), (c) and (d).	Section 35(3) <i>Environmental Protection Regulation 2019</i>	24 June 2021	

Register of Delegations - Council to Chief Executive Officer

DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
Chief Executive Officer	<p>In the specified circumstances, power to:</p> <p>(a) carry out an environmental objective assessment against the environmental objectives for water and groundwater mentioned in schedule 8, part 3, division 1, to the extent the performance outcomes for the environmental objectives relate to fine sediment, or dissolved inorganic nitrogen, entering the water of the Great Barrier Reef;</p> <p>(b) consider each environmental value, declared under this regulation, to the extent the value relates to fine sediment, or dissolved inorganic nitrogen, entering the water of the Great Barrier Reef; and</p> <p>(c) if the activity is to be carried out in a strategic environmental area – consider the impacts of the activity on each environmental attribute for the area under the Regional Planning Interests act 2014, to the extent the attribute relates to fine sediment, or dissolved inorganic nitrogen, entering the water of the Great Barrier Reef; and</p> <p>(d) consider each of the following matters under a relevant environmental protection policy, to the extent the matter relates to fine sediment, or dissolved inorganic nitrogen, entering water of the Great Barrier Reef:</p> <p>(i) the management hierarchy;</p> <p>(ii) environmental values;</p> <p>(iii) quality objectives;</p> <p>(iv) the management intent.</p>	Section 35(4) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to, when making an environmental management decision relating to an activity, consider whether to impose conditions about each of the specified matters.	Section 36(1) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to, when making an environmental management decision relating to an activity, consider whether to impose monitoring conditions about the release of contaminants from the activity on the receiving environment.	Section 37(1) <i>Environmental Protection Regulation 2019</i>	24 June 2021	

Register of Delegations - Council to Chief Executive Officer

DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
Chief Executive Officer	Power to, when considering whether to impose a monitoring condition, consider the specified matters.	Section 37(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to refuse to grant an application if the authority considers that, because of the activity, the wetland may be destroyed or reduced in size or the biological integrity of the wetland may not be maintained.	Section 40(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to refuse to grant an application if the authority considers one of the specified matters to be relevant.	Section 41(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to consider (a) the relevant activity will, or may, have a residual impact; and (b) having regard to the matters mentioned in the water quality offset policy, the residual impact will not be adequately counterbalanced by offset measures..	Section 41AA(3) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to notify the administering authority of the change in waste types within 24 hours after receiving the test results for the retesting.	Section 51(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, within 10 business days of receiving the test results for the retesting of the waste, power to give the administering authority a written report stating the specified things.	Section 51(3) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to, for each load of the waste transported to a receiver, record the prescribed information for the load in the approved form.	Section 52(1) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to, before or when the load is given to a receiver, give the prescribed information for the load to the receiver.	Section 52(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to, before or when the receiver is given the load, record the prescribed information for the load in the approved form.	Section 53(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	

Register of Delegations - Council to Chief Executive Officer

DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
Chief Executive Officer	In the specified circumstances, power to within 24 hours after becoming aware of an omission or inaccuracy in the prescribed information, give written notice of the omission or inaccuracy to the administering authority.	Section 53(3) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to apply to the administering authority for a consignment number.	Section 93(1) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to apply to the administering authority for an exemption for the transportation of trackable waste for which this part applies.	Section 94(1) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to apply to the administering executive for a generator identification number.	Section 97 <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to require the owner or occupier of a relevant premises in a local government area to supply at the relevant premises, enough waste containers, other than standard general waste containers, to store the general waste produced at the relevant premises.	Section 101(1)(b) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to determine the amount of standard general waste containers reasonably required at a premises, and to supply to the relevant premises that number of standard general waste containers.	Section 101(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to require the occupier of a relevant premises to store general waste at the relevant premises in another type of waste container than a standard general waste container.	Section 102(1)(a) <i>Environmental Protection Regulation 2019</i>	24 June 2021	

Register of Delegations - Council to Chief Executive Officer

DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
Chief Executive Officer	In the specified circumstances, power to require that the occupier of serviced premises ensure that a waste container supplied for the premises is kept at a particular place at the premises.	Section 103(1)(a) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to arrange to collect waste from the container at a place.	Section 103(2)(a) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to require the person to ensure each of the specified things is supplied at the premises.	Section 104(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to specify a level required by the local government for an elevated stand holding all waste containers.	Section 104(2)(a)(i) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to require an imperviously paved area where all waste containers can be placed to be drained.	Section 104(2)(a) (ii) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to give the occupier of the relevant premises a written notice stating the specified things.	Section 105(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to give a written approval (a relevant approval) to the owner or occupier of the relevant premises for depositing or disposing of the waste.	Section 106(2)(a) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, power to impose conditions on the approval.	Section 106(2)(b) <i>Environmental Protection Regulation 2019</i>	24 June 2021	

Register of Delegations - Council to Chief Executive Officer

DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
Chief Executive Officer	Power to require the occupier of relevant premises where there is industrial waste to do the specified things.	Section 107(1) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, the power to supply industrial waste containers at the premises.	Section 107(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to approve a type of waste container for storing industrial waste at premises within the local government's area.	Section 107(4) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to determine the standard that industrial waste must be treated to for disposal of the waste at a waste facility.	Section 108 <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to require the occupier of relevant premises where there is industrial waste to treat the waste to a standard for disposal of the waste at a waste facility.	Section 108 <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to consent to a person: (a) entering the facility other than to deposit waste; or (b) remaining on the facility after depositing waste; or (c) interfering with waste at, or removing the waste from, the facility.	Section 112(1) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, the power to display signs giving reasonable directions at the facility,	Section 113(2)(a) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	In the specified circumstances, the power to give reasonable instructions to a person who transports and delivers waste to the waste facility	Section 113(2)(b) <i>Environmental Protection Regulation 2019</i>	24 June 2021	

Register of Delegations - Council to Chief Executive Officer

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Chief Executive Officer	In the specified circumstances, the power to request the person who transports and delivers waste to waste facility to give information to the owner or operator about the type and amount of waste being delivered.	Section 113(2)(c) <i>Environmental Protection Regulation 2019</i>	24 June 2021	
Chief Executive Officer	Power to require, by written notice, the holder of a relevant authority to pay the authority the difference between the annual fee and the reduced annual fee.	Section 173(2) <i>Environmental Protection Regulation 2019</i>	24 June 2021	