

Local Government Act 2009

DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
Chief Executive Officer	Power to ask the police commissioner to give Chief Executive Officer information about noise abatement directions given to persons in the local government area.	Section 38B(9) <i>Local Government Act 2009</i>	23 January 2020	This power does not need to be delegated as it is given directly to the CEO under the Act.
Chief Executive Officer	Power to give the owner of land the local government wants to acquire, a notice of intention to acquire land.	Section 61(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to give permission to an owner to erect, place, re-erect, replace or repair any structure or part of a structure on the land.	Section 61(5) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to reasonably require information to decide the claim.	Section 62(6) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, power to give the claimant written notice of council's decision on the claim.	Section 62(7) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to decide not to proceed with the realignment of a road or part of a road after giving a notice of intention to acquire land.	Section 65(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to serve notice of Council's decision on all owners of land who were served with the notice of intention to acquire land.	Section 65(3) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to withdraw the notice of intention to acquire land.	Section 65(4)(a) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to lodge with the registrar of titles for registration a notice of Council's decision not to proceed with the realignment of the road, or part of the road.	Section 65(4)(b) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In certain circumstances, power to close a road.	Section 69(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to close a road during a temporary obstruction to traffic.	Section 69(2)(a) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to close a road if it is in the interests of public safety.	Section 69(2)(b) <i>Local Government Act 2009</i>	23 January 2020	

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 decide that it is necessary or desirable to close a road for a temporary purpose in the circumstances specified.	Section 69(2)(c) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to do everything necessary to stop traffic using the road after it is closed.	Section 69(4) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	If a road is closed to traffic for a temporary purpose, power to permit the use of any part of the road on the conditions considered appropriate.	Section 69(5) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, power to:- (a) make an agreement with the owner or occupier of the land; or (b) give the owner or occupier of the land at least 3 days written notice.	Section 70(3) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, power to give the owner or occupier of the land oral notice of the matters mentioned in subsection (3)(b).	Section 70(4) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to allow a later time for receipt of a claim for compensation.	Section 70(6)(b) <i>Local Government Act 2009</i>	23 January 2020	This power does not need to be delegated as it is given directly to the CEO under the Act.
Chief Executive Officer	Power to give the owner or occupier advice about the permanent level of the road.	Section 71(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to consider that the conduct of the activity is having, or will have, a significant adverse impact on a road in the local government area.	Section 72(1)(b) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to require the entity which is conducting an activity to provide information, within a reasonable time, that will enable the local government to assess the impact of the activity on the road.	Section 72(2) <i>Local Government Act 2009</i>	23 January 2020	

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	After assessing the impact of the activity on the road, power to do one or more of the following:- (a) give the entity a direction about the use of the road to lessen the impact; (b) require the entity – (i) to carry out works to lessen the impact; or (ii) to pay an amount as compensation for the impact.	Section 72(3) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to consider appropriate particulars to be shown on the register of roads.	Section 74(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	For the specified reasons, power to give written approval.	Section 75(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to decide the conditions of an approval under subsection (2).	Section 75(4) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to, by written notice, require the owner of a property to connect a stormwater installation for the property to the local government's stormwater drain in the way, under the conditions and within the time stated in the notice.	Section 77(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to give approval for the connection to a local government stormwater drain.	Section 77(3)(b) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to impose conditions on approval for the connection, including about the way the connection must be made.	Section 77(4) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Under the specified circumstances, power to, by written notice, require the owner of the property to perform the work stated in the notice, within the time stated in the notice.	Section 78(4) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	For a notice provided in subsection (4), power to decide a time that is reasonable.	Section 78(5) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to approve the maximum temperature for a substance.	Section 79(4)(e)(i) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to consider it is necessary to make a major policy decision in the public interest, and power to apply to the Minister for approval to make the decision.	Section 90B(2) <i>Local Government Act 2009</i>	23 January 2020	

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 sign and lodge for registration a request to register a charge over the land on behalf of the local government.	Section 95(3)(a) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to sign a certificate that states there is a charge on the land for overdue rates and charges.	Section 95(3)(b) <i>Local Government Act 2009</i>	23 January 2020	This power does not need to be delegated as it is given directly to the CEO under the Act.
Chief Executive Officer	Power to sign a certificate that states the overdue rates and charges have been paid.	Section 95(5)(b) <i>Local Government Act 2009</i>	23 January 2020	This power does not need to be delegated as it is given directly to the CEO under the Act.
Chief Executive Officer	Power to make submissions within the time specified in the notice.	Section 120(5) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to give, or make a reasonable attempt to give, the occupier of the property a written notice that informs the occupier of the following: (a) the intention to enter the property; (b) the reason for entering the property; (c) an estimation of when the property will be entered.	Section 133(3) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to give, or make a reasonable attempt to give, written notice to the occupier within a reasonable time before the property is to be entered.	Section 133(4) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to authorise a local government worker.	Section 138(4) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to give reasonable entry notice.	Section 138AA(3)(b) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to give a remedial notice to the owner of a property.	Section 140(1)(a) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to enter property at the times stated in the reasonable entry notice and take the action that is required under the remedial notice.	Section 140(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, power to give the person who failed to take the action, written notice of the amount of the debt.	Section 142(6) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to form a belief that there is no reasonably practicable way of obtaining materials other than by removing the materials from the relevant land.	Section 143(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to enter the property in accordance with a Court order made under this section.	Section 146(1) <i>Local Government Act 2009</i>	23 January 2020	

Register of Delegations - Council to Chief Executive Officer

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Chief Executive Officer	Power to apply to a Magistrate for a Court order.	Section 146(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to make all inquiries Chief Executive Officer considers to be reasonable to find out whether and to what extent the register or record is incorrect/power to direct an authorised person to make such enquiries.	Section 148F(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to, in the circumstances in subsection (1) require a person to give information or produce a document, or direct an authorised person to require a person to give information or produce a document.	Section 148G(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to refer a complaint to the assessor and to give the assessor all information held by the entity that relates to the complaint.	Section 150P <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to give the assessor a notice about the councillor's conduct and all information held by the local government that relates to the conduct.	Section 150S(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to investigate the conduct of the councillor.	Section 150AF(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to give information to the assessor for further investigation and take no further action in relation to the conduct.	Section 150AF(4) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to give to the councillor a copy of the application.	Section 150AK(3) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to consent to the entry of an investigator to a place.	Section 150BI(1)(a) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to sign an acknowledgement of the consent to allow an investigator entry to a place.	Section 150BM(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to provide reasonable help to an investigator to exercise a general power.	Section 150BV(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to inspect the seized thing, and if it is a document, copy the document.	Section 150CD(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to apply to the assessor for return of the seized thing.	Section 150CE(3) <i>Local Government Act 2009</i>	23 January 2020	

Register of Delegations - Council to Chief Executive Officer

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Chief Executive Officer	In the specified circumstances, the power to apply to the assessor for a review of the decision.	Section 150CO(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to apply to QCAT for a review of the review decision.	Section 150CR <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, the power to request the conduct tribunal to: (a) investigate the suspected inappropriate conduct of a councillor; (b) to make recommendations to the local government about dealing with the conduct.	Section 150DL(1)(a) <i>Local Government Act 2009</i>	23 January 2020	Delegation of this power is recommended to occur on a case-by-case basis only.
Chief Executive Officer	The power to keep an up-to-date register about the specified matters.	Section 150DX(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	The power to publish the register on the local governments website.	Section 150DX(2)(a) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	The power to make the register publicly available for inspection and to sell copies of an entry in the register, at the local government's public office.	Section 150DX(2)(b) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, power to request the political party to advise the full name and address of its nominee.	Section 166(6) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to, within 14 days after the office becomes vacant, invite nominations.	Section 166(8) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	The power to provide information to Councillors in response to general requests about committee matters relating to the committees listed in Column 1 of Schedule 1.	Section S170A LGA Cl 5.10 Policy <i>Local Government Act 2009</i>	23 January 2020	Separate instruments issued pursuant to Councillor Interaction with Organisation Policy
Chief Executive Officer	Power to make available to the local government each direction mentioned under section 170(a).	Section 170(4)(b) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, power to delegate deciding a matter, unless deciding the matter cannot be delegated under section 257 of the LGA.	Section 175C(3) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, power to delegate deciding a matter, unless deciding the matter cannot be delegated under section 257 of the LGA.	Section 175E(6) <i>Local Government Act 2009</i>	23 January 2020	

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Chief Executive Officer	In specified circumstances, the power to decide not to take any further action in relation to a complaint about the conduct of a person who is no longer a councillor in the prescribed circumstances	Section 176A(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In specified circumstances, the power to give an entity that made the complaint, and the accused person, a written notice that states: (a) No further action will be taken in relation to the complaint; and (b) The reasons for the decision.	Section 176A(3) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to appoint a qualified person to act as Chief Executive Officer during: (a) any vacancy, or all vacancies, in the position; or (b) any period, or all periods, when Chief Executive Officer is absent from duty or cannot, for another reason, perform Chief Executive Officer's responsibilities.	Section 195 <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to appoint a local government employee (other than senior executive employees).	Section 196(3) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to take disciplinary action against a local government employee.	Section 197 <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to make an agreement with other local governments that an employee may be employed by more than one local government.	Section 198(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to appoint a qualified person to be an authorised person.	Section 202 <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to make an agreement with an employee that it is exempt, on the grounds of the employee's financial hardship, from paying all or a stated part of the contributions payable under section 220A(2) by the employee.	Section 221(2)(a) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	The power to sign a document on behalf of a local government.	Section 236(1) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to authorise in writing another employee, other than Chief Executive Officer , to: (a) give instructions and act as the authorised agent for the local government; and (b) sign all documents for the local government.	Section 240(1) <i>Local Government Act 2009</i>	23 January 2020	

Register of Delegations - Council to Chief Executive Officer

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Chief Executive Officer	In the specified circumstances, power to do anything that is necessary or convenient for performing the responsibilities.	Section 262(2) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	Power to authorise an employee of a local government to conduct searches of registers or documents about the land in the land registry.	Section 265A(1)(b) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, power to give information to the assessor.	Section 317(3) <i>Local Government Act 2009</i>	23 January 2020	
Chief Executive Officer	In the specified circumstances, power to give information to the assessor.	Section 319(3) <i>Local Government Act 2009</i>	23 January 2020	