

Local Government Regulation 2012

DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
Chief Executive Officer	Power to, within seven (7) days after making the resolution, give notice of the resolution to: (a) The complainant; and (b) The QCA; and (c) If a corporatised business entity is conducting the business activity—the corporatised business entity.	Section 55(4) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to permit the use of any part of the mall (including for the use of erecting any structure, for example) on the conditions it considers appropriate.	Section 58(2)(b) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to appoint a qualified person as a categorisation officer for this division.	Section 83(1) <i>Local Government Regulation 2012</i>	26 November 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 authorise a person for the purpose of this division	Section 83(2)(b) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to give a categorisation officer an identity card.	Section 84(1) <i>Local Government Regulation 2012</i>	26 November 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 consider the objection and decide: (a) to change the rating category for the land: (i) to the rating category to which the owner claims in the objection notice the land should belong; or (ii) to another rating category; or (b) not to allow the objection.	Section 91(2) <i>Local Government Regulation 2012</i>	26 November 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 notice of the decision and the reasons for the decision.	Section 91(3) <i>Local Government Regulation 2012</i>	26 November 2020	This power does not need to be delegated as it is given directly to the CEO under the Act.

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 give the State or government entity that has the interest in the land under the State encumbrance a notice of the local government's intention to sell the land, before the local government sells the land.	Section 138(3) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	In certain circumstances, power to give all interested parties a notice of intention to sell the land.	Section 140(3) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to set a reserve price for the auction.	Section 143(1) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	In certain circumstances, power to enter into negotiations with the highest bidder at auction to sell the land by agreement.	Section 143(2) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to prepare the sales notice.	Section 144(1) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to decide to offer the land for sale by negotiation.	Section 144(4) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to give a copy of the sales notice to each interested party who was given a notice of intention to sell the land.	Section 144(5)(a) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to publish the sales notice on the local government's website.	Section 144(5)(b) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to display the sales notice in a conspicuous place in the local government's office.	Section 144(5)(c) <i>Local Government Regulation 2012</i>	26 November 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 display the sales notice in a conspicuous place on the land.	Section 144(5)(d) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to take all reasonable steps to publish the sales notice in another way to notify the public about the sale of the land.	Section 144(5)(e) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	In certain circumstances, power to, as soon as practicable, give all interested parties a notice of intention to acquire the land.	Section 149(2) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	In certain circumstances, power to, as soon as practicable, give the ratepayer an information notice about the amendment.	Section 156(2) <i>Local Government Regulation 2012</i>	26 November 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 be satisfied: (a) the grant will be used for a purpose that is in the public interest; and (b) the community organisation meets the criteria stated in the local government's community grants policy.	Section 194(a) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	In certain circumstances, power to transfer money from a trust fund.	Section 201(2) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to, after the adoption of the budget by the Local Government, publish a notice containing the prescribed things.	Section 201B(4) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	In the specified circumstances, power to approve an allocation of the councillor's discretionary funds.	Section 202(2)(a)(ii) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	In the specified circumstances, power to publish a notice under section 202A(1) on the Local Government's website.	Section 202A(2) <i>Local Government Regulation 2012</i>	26 November 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 present the financial report: (a) if the local government meets less frequently than monthly—at each meeting of the local government; or (b) otherwise—at a meeting of the local government once a month.	Section 204(2) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to present the local government's annual budget meeting with a statement of estimated financial position.	Section 205(1) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to not accept any of the quotes received.	Section 225(3) <i>Local Government Regulation 2012</i>	26 November 2020	As per Procurement Delegations Limits
Chief Executive Officer	Power to decide to accept a quote.	Section 225(4) <i>Local Government Regulation 2012</i>	26 November 2020	As per Procurement Delegations Limits
Chief Executive Officer	Power to decide which quote is most advantageous to Council, having regard to the sound contracting principles.	Section 225(4) <i>Local Government Regulation 2012</i>	26 November 2020	As per Procurement Delegations Limits
Chief Executive Officer	Power to decide not to accept any tenders received.	Section 228(8) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to decide which tender is most advantageous to Council, having regard to the sound contracting principles.	Section 228(9) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	In certain circumstances, power to enter into the contract without first inviting written quotes or tenders.	Section 232(2) <i>Local Government Regulation 2012</i>	26 November 2020	Not delegated
Chief Executive Officer	In certain circumstances, power to invite suppliers to tender to be on a register of pre-qualified suppliers.	Section 232(4) <i>Local Government Regulation 2012</i>	26 November 2020	Not delegated

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 make, amend or discharge a contract (the contractual action) for the local government if: (a) the local government's expenditure because of the contractual action has been provided for in the approved annual budget for– (i) the financial year when the contractual action is taken; or (ii) the financial year in which the delegation is made, if the expenditure is within the limits stated in the resolution making the delegation; or (b) the contractual action has been taken because of genuine emergency or hardship.	Section 238(2) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to take the contractual action in the same way as an individual.	Section 238(3) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to consider that, having regard to exceptional circumstances that apply, a councillor of its local government is entitled to a different amount of remuneration from the remuneration stated in the remuneration schedule for the category of local government to which the local government belongs.	Section 248(1) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to publish a notice at least once a year, of the days and times when: (a) its ordinary meetings will be held; and (b) the ordinary meetings of its standing committees will be held.	Section 254B(1) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to consider it appropriate to publish the notice mention in subsection (1) in other ways.	Section 254B(1) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to be satisfied that that the employee has: (a) failed to perform their responsibilities under the Act; or (b) failed to perform a responsibility under the Act in accordance with the local government principles; or (c) taken action under the Act in a way that is not consistent with the local government principles.	Section 279 <i>Local Government Regulation 2012</i>	26 November 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 be satisfied, on reasonable grounds, that a local government employee will be subject to disciplinary action.	Section 282(1) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to suspend the employee from duty.	Section 282(1) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to give the employee: (a) written notice of the following: (i) the disciplinary action to be taken; (ii) the grounds on which the disciplinary action is taken; (iii) the particulars of conduct claimed to support the grounds; and (b) a reasonable opportunity to respond to the information contained in the written notice.	Section 283(1) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	In certain circumstances, the power to inform the informed person.	Section 296 <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to consider it appropriate to include other information in the register.	Section 305(2) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to form reasonable suspicion that there has been a reportable loss of an asset belonging to the local government.	Section 307A(1)(b) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to be satisfied the material loss is also a reportable loss and power to advise the person specified in subsection (3) as soon as practicable but not more than 6 months after the CEO becomes aware of the loss.	Section 307A(3) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to decide the amount for the return on the capital used by a local government in conducting a relevant activity.	Section 10(2) <i>Local Government Regulation 2012</i>	26 November 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 form the opinion that a rate is comparable to the rate which a private sector business conducting the activity would be able to obtain the capital in the market.	Section 10(2) <i>Local Government Regulation 2012</i>	26 November 2020	
Chief Executive Officer	Power to consider appropriate, for the type of business activity, the split between equity and loan capital and the return appropriate to each.	Section 10(3) <i>Local Government Regulation 2012</i>	26 November 2020	