

Public Health (Infection Control for Personal Appearance Service) Act 2003

DELEGATE	DESCRIPTION OF POWER DELEGATED	LEGISLATION	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
Chief Executive Officer	Power to consider an application for a licence and either grant, or refuse to grant, the application.	Section 33 <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to grant an application for a licence only if satisfied of the specified criteria.	Section 34 <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In deciding whether a person is a suitable person to hold a licence, the power to have regard to the specified matters.	Section 35(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Before deciding an application for a licence, the power to— (a) make inquiries to decide the suitability of— I. the applicant to hold a licence; and II. the premises for providing higher risk personal appearance services; and (b) by notice given to the applicant, require the applicant to give you within the reasonable time of at least 40 days stated in the notice, further information or a document you reasonably require to decide the application.	Section 37(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to grant an application for a licence, the power to— (a) issue a licence to the applicant; and (b) advise the applicant where a copy of the infection control guidelines may be obtained.	Section 38(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to impose conditions on a licence, the power to immediately give the applicant an information notice for the decision.	Section 38(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	

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	If you decide to refuse to grant an application for a licence, the power to immediately give the applicant an information notice for the decision.	Section 38(3) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If an application for a licence is refused under section 39 of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> , the power to give an information notice to an applicant for the decision.	Section 39(4) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to decide an earlier date a licence ends.	Section 40(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to impose other reasonable conditions you consider appropriate to give effect to the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> by stating the conditions in the licence.	Section 41(1)(c) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to consider another time, in which you may impose conditions under section 41(1)(c) of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> , is necessary to minimise the infection risk associated with the provision of higher risk personal appearance services under a licensee's licence.	Section 41(2)(b) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to impose conditions under section 41(2)(b) of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> , the power to immediately give a licensee an information notice for the decision.	Section 41(3) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to consider an application for renewal of a licence and renew, or refuse to renew, a licence.	Section 44(4) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In deciding whether to grant an application for renewal of a licence, the power to have regard to the specified matters.	Section 44(5) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	

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	If you decide to refuse to renew a licence, the power to immediately give the licensee an information notice for the decision.	Section 44(6) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to impose conditions on a licence, the power to immediately give the licensee an information notice for the decision.	Section 44(7) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Before deciding an application for renewal of a licence, the power to, by notice given to the licensee, require the licensee to give you, within a reasonable period of at least 40 days stated in the notice, further information or a document you reasonably require to decide the application.	Section 45(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to consider an application.	Section 46A(4) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to decide to: (a) restore the licence; or (b) restore the licence subject to conditions; or (c) refuse to restore the licence.	Section 46A(4) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In the specific circumstances, the power to have regard to the specified matters.	Section 46A(5) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In the specified circumstances, power to give the applicant notice of the decision.	Section 46A(6) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In the specified circumstances, the power to immediately give the applicant an information notice.	Section 46A(7) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	

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 consider an application for an amendment of a licence and amend, or refuse to amend, the licence.	Section 47(3) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Without limiting section 47(1) of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> , the power to amend a licence by changing the location of the premises, or adding additional premises, from which the licensee proposes to carry on business providing higher risk personal appearance services.	Section 47(4) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If the amendment relates to the premises covered by a licence, the power to amend the licence only if satisfied on reasonable grounds that the premises comply with the requirements of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> .	Section 47(5) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to refuse to amend a licence, the power to immediately give the licensee an information notice for the decision.	Section 47(6) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to impose conditions on an amended licence, the power to immediately give the licensee an information notice for the decision.	Section 47(7) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Before deciding an application for an amendment of a licence, the power to, by notice given to a licensee, require the licensee to give you, within a reasonable period of at least 40 days stated in the notice, further information or a document you reasonably require to decide the application.	Section 48(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to consider an application for transfer of a licence and either grant, or refuse to grant, the application.	Section 49(3) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	

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 grant an application for transfer of a licence only if satisfied of the specified criteria.	Section 49(4) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In deciding whether to grant an application for transfer of a licence, the power to, in relation to the proposed transferee, have regard to the matters to which a local government may have regard in deciding whether a person is a suitable person to hold a licence and whether the premises are suitable for providing higher risk personal appearance services.	Section 49(5) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to refuse to transfer a licence, the power to immediately give the licensee an information notice for the decision.	Section 49(6) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to impose conditions on a transferred licence, the power to immediately give a transferee an information notice for the decision.	Section 49(7) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Before deciding an application for transfer of a licence, the power to, by notice given to a licensee, require the licensee to give you, within a reasonable period of at least 40 days stated in the notice, further information or a document you reasonably require to decide the application.	Section 50(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	For forming a belief that the ground mentioned in section 51(1)(a) of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> exists, the power to have regard to the matters to which a local government may have regard in deciding whether a proposed licensee is a suitable person to hold a licence.	Section 51(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	

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	If a licence is issued, the power to form the belief a ground exists to suspend or cancel a licence.	Section 52(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In the specified circumstances, the power to give a licensee a notice under section 52 of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> (a "show cause notice").	Section 52(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to consider all representations (the "accepted representations") made by a licensee under section 53(1) of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> .	Section 53(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to form the belief that a ground no longer exists to suspend or cancel a licence after considering the accepted representations for a show cause notice.	Section 54(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In the specified circumstances, the power to give a licensee notice that no further action is to be taken about a show cause notice.	Section 54(3) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In the specified circumstances, the power to— (a) suspend a licence for not longer than the stated period— if the proposed action stated in the show cause notice was to suspend the licence for a stated period; or (b) either cancel a licence or suspend a licence for a period—if the proposed action stated in the show cause notice was to cancel the licence.	Section 55(3) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to immediately give an information notice for the decision made under section 55(3) of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> to a licensee.	Section 55(4) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	

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 suspend a licence immediately if you form the belief that— (a) a ground exists to suspend or cancel the licence; and (b) it is necessary to suspend the licence immediately because there is an immediate and serious risk of infection to the licensee's clients.	Section 56(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to effect the suspension by giving an information notice to a licensee about the decision to suspend the licensee's licence together with a show cause notice.	Section 56(2)(a) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to cancel the remaining period of a suspension.	Section 56(2)(c)(i) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to consider an application for replacement of a licence and either grant, or refuse to grant, the application.	Section 62(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to grant an application for replacement of a licence if satisfied the licence has been destroyed, lost or stolen, or damaged in a way to require its replacement.	Section 62(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to grant an application for replacement of a licence, the power to, as soon as practicable, issue another licence to the applicant to replace the damaged, destroyed, lost or stolen licence.	Section 62(3) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	If you decide to refuse to grant an application for replacement of a licence, the power to immediately give the applicant an information notice for the decision.	Section 62(4) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	

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, the power to agree to a lesser period for notification under section 65(2) of the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> .	Section 65(3) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In the specified circumstances, the power to consider that a licensee or operator has done or omitted to do something that, if done or omitted to be done in the first local government area, would be a contravention of the conditions of the licensee's licence.	Section 68(1)(b) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	In the specified circumstances, the power to advise the first local government of the thing done or omitted to be done.	Section 68(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to appoint any of the following persons as authorised persons for Council and its area— (a) employees of Council; (b) if another local government consents - employees of the other local government; (c) other persons under contract to Council.	Section 70(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to be satisfied that a person is qualified for appointment because the person has the necessary expertise or experience to be an authorised person.	Section 70(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to impose conditions on how an authorised person holds office in— (a) the authorised person's instrument of appointment; or (b) a signed notice given to the authorised person.	Section 72(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to monitor compliance with the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> by having authorised persons inspect places of business in Council's area.	Section 105(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	

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 charge business proprietors reasonable fees for inspections carried out.	Section 105(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to, at any time, extend the time for applying for a review.	Section 121(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	After reviewing an original decision, the power to make a further decision (the "review decision") to— (a) confirm the original decision; or (b) amend the original decision; or (c) substitute another decision for the original decision.	Section 122(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to immediately give the applicant notice of the review decisions (the " review notice ").	Section 122(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to consider appropriate how a forfeited thing is dealt with.	Section 140(1) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to destroy a forfeited thing.	Section 140(2) <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	
Chief Executive Officer	Power to approve forms for use under the <i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i> .	Section 147 <i>Public Health (Infection Control for Personal Appearance Service) Act 2003</i>	28 April 2022	