

**Council's Instrument of
Delegation**
May-October 2020

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1 DEFINITIONS

For the purposes of this Instrument of Delegation, the following terms have the following meanings unless the contrary intention appears:

'Act'	means the <i>Local Government Act 1993</i> as may be amended, varied or replaced from time to time;
'Council'	means the Flinders Council established pursuant to s.18 of the Act;
'General Manager'	means the person appointed to the position of general manager of the Council pursuant to s.61 of the <i>Local Government Act 1993</i> ; and
'Officer'	means an employee of Council.

2 REVOCATION OF PREVIOUS DELEGATIONS

Pursuant to s.23AA(2)(c) of the *Acts Interpretation Act 1931*, Council hereby revokes all previous delegations made and approved by the Council.

3 DELEGATIONS

This part sets out the delegation of certain functions and powers of Council contained in the following statutes:

- (a) *Local Government Act 1993*;
- (b) *Local Government (Highways) Act 1982*;
- (c) *Local Government (Building and Miscellaneous Provisions) Act 1993*;
- (d) *Land Use Planning and Approvals Act 1993*;
- (e) *Building Act 2016*;
- (f) *Building Regulations 2016*;
- (g) *Public Health Act 1997*;
- (h) *Food Act 2003*;
- (i) *Environmental Management and Pollution Control Act 1994*;
- (j) *Roads & Jetties Act 1935*; and
- (k) *Strata Titles Act 1998*.

Once adopted by Council, this document constitutes Council's register of delegations for the purposes of s.22(4) of the Act.

3.1 LOCAL GOVERNMENT ACT 1993

Pursuant to s.22(1) of the Act, Council hereby delegates the functions and powers in the Act specified in Column A of the delegation table below, to the General Manager, subject to the conditions (if any) specified in Column B.

Pursuant to s.64(1)(b) of the Act, Council hereby authorises the General Manager to delegate the functions and powers set out in Column A of the delegation table below, to the Officers who hold the positions (in either a permanent or acting capacity) specified in Column C, subject to the additional conditions (if any) specified in Column D.

DELEGATION TABLE

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
Section 73(c) Source of Funds: selling property and assets	<ul style="list-style-type: none"> • Selling surplus plant, equipment and materials only. • Delegation does not extend to selling real property. • Compliance with policies and procedures determined by Council (as may be amended from time to time) in relation to tenders and contracts. 	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Nil

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
<p>Section 74 Expenditure: expend funds within the adopted budget estimates</p>	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<p><u>Part A</u></p> <ul style="list-style-type: none"> Airport Manager Finance Performance Organisational Manager Works & Services Manager Development Services Coordinator Environmental Health Officer <p><u>Part B</u></p> <ul style="list-style-type: none"> Workshop SupervisorCoordinator Works Supervisor Community Development <u>and Council Engagement</u> Officer Airport Operations Officer <p><u>Part C</u></p> <ul style="list-style-type: none"> Executive Officer Funeral Director Finance Officer <p><u>Part D</u></p> <ul style="list-style-type: none"> Office Team LeaderSenior Finance Officer Corporate Services HR Officer Works Foreman Safety and Works Administration Officer Funeral Director <p><u>Part E</u></p> <ul style="list-style-type: none"> Each other Officer who holds a position with Council and is not referred in Parts A, B and C above. 	<ul style="list-style-type: none"> Expenditure must accord with Council's annual plan, budget estimates <u>and staff expenditure procedure.</u> <p><u>Part A</u></p> <ul style="list-style-type: none"> Expenditure in excess of \$50,000<u>49,999</u> by Officers in Part A must be authorised by the General Manager. <p><u>Part B</u></p> <ul style="list-style-type: none"> Expenditure in excess of \$20,000<u>19,999</u> by Officers in Part B must be authorised by the General Manager. <p><u>Part C</u></p> <ul style="list-style-type: none"> Expenditure in excess of \$10,000<u>9,999</u> by Officers in Part C must be authorised by the General Manager. <p><u>Part D</u></p> <ul style="list-style-type: none"> Expenditure in excess of \$5,000<u>4,999</u> by Officers in Part C must be authorised by the General Manager. <p><u>Part E</u></p> <ul style="list-style-type: none"> Expenditure in excess of \$1,000 by Officers in Part D must be authorised by the General Manager.
<p>Section 75 Investments</p>	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Finance Organisational Performance Manager 	<ul style="list-style-type: none"> In accordance with Council's investment policies (as may be amended or replaced from time to time)

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
Section 76 Writing off bad debts	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Finance Organisational Performance Manager 	<ul style="list-style-type: none"> in accordance with the policies and procedures determined by Council in relation to writing off bad debts (as may be amended or replaced from time to time)
Section 77 Grants and benefits	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 81 Authorised deposit-taking institution accounts	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Finance Organisational Performance Manager 	<ul style="list-style-type: none"> Nil
Section 113 Declaration of land as urban farmland	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 126 Conditions of postponement of the payment of rates	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 127 Postponement of payment of rates ceases to operate	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 128 Penalty for late payments of rates or instalments	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 129(3) Granting of remission of rates	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 133 Recovery of unpaid rates	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 135 Payment of unpaid rates on leased land	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 140 Procedure if council cannot sell land for unpaid rates	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 175 Purchase or lease of land	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
Section 176 Acquisition of land	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 185 Compliance with notice - Fences, land repairs and trees	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Nil
Section 189 Closure of local highways	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Works & Services Manager 	<ul style="list-style-type: none"> Nil
Section 197 Sale or destruction of unclaimed animals	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Works & Services Manager Development Services Coordinator Environmental Health Officer 	<ul style="list-style-type: none"> Nil
Section 200 Abatement notices	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Environmental Health Officer 	<ul style="list-style-type: none"> Nil
Section 201(4) Charge for the cost of action taken to abate a nuisance	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Environmental Health Officer 	<ul style="list-style-type: none"> Nil
Section 207 Remission of fees and charges	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Finance Organisational Performance Manager 	<ul style="list-style-type: none"> Nil
Section 209 Corrections of Council's municipal area map	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Works and Services Manager Development Services Coordinator 	<ul style="list-style-type: none"> Nil
Section 252 Monies owed by several owners of land	<ul style="list-style-type: none"> Compliance with all applicable codes and policies adopted or endorsed by Council. 	<ul style="list-style-type: none"> Finance Officer 	<ul style="list-style-type: none"> Nil

3.2 LOCAL GOVERNMENT (HIGHWAYS) ACT 1982

Pursuant to s.124(1) of the *Local Government (Highways) Act 1982*, Council by special resolution hereby delegates the functions and powers in the *Local Government (Highways) Act 1982* specified in Column A of the delegation table below to each of the Officers who hold the positions (in either a permanent or acting capacity) specified in Column B subject to the conditions (if any) specified in Column C.

DELEGATION TABLE

COLUMN A Function or Power	COLUMN B Officers	COLUMN C Conditions or restrictions
<p>All of Council's powers and functions contained in the <i>Local Government (Highways) Act 1982</i> save and except for the powers and functions contained in sections:</p> <ul style="list-style-type: none"> • 12(1); • 15(3); • 19(1)(c); • 43; • 46(2C); • 61; • 73; • 80; • 114(8); and • 124. 	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • The imposition of all fees and charges must be in accordance with any applicable schedule of fees and charges.
<p>The powers and functions contained in the following sections of the <i>Local Government (Highways) Act 1982</i>:</p> <ul style="list-style-type: none"> • 19(1)(a); • 19(1)(b); • 20; • 37; and • 39. 	<ul style="list-style-type: none"> • Works & Services Manager 	<ul style="list-style-type: none"> • Each exercise of the powers in s.20 (Closure of parts of local highways for sale of goods, &c) must be in consultation with Tasmania Police.

3.3 LOCAL GOVERNMENT (BUILDING AND MISCELLANEOUS PROVISIONS) ACT 1993

Pursuant to s.22(1) of the Act, Council hereby delegates the functions and powers in the *Local Government (Building and Miscellaneous Provisions) Act 1993* specified in Column A of the delegation table below to the General Manager subject to the conditions (if any) specified in Column B.

Pursuant to s.64(1)(b) of the Act, Council hereby authorises the General Manager to delegate the functions and powers set out in Column A of the delegation table below to the Officers who hold the positions (in either a permanent or acting capacity) specified in Column C, subject to the additional conditions (if any) specified in Column D.

DELEGATION TABLE

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
All of Council's powers and functions in the <i>Local Government (Building and Miscellaneous Provisions) Act 1993</i>	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Development Services Coordinator 	<ul style="list-style-type: none"> • Each exercise of the power in s.117 (Payment instead of increasing public open space) must be reported to the General Manager

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3.4 LAND USE PLANNING AND APPROVALS ACT 1993

Pursuant to s.6(3) of the *Land Use Planning and Approvals Act 1993*, Council hereby delegates the functions and powers specified in Column A of the delegation table below to the Officers who hold the positions (in either a permanent or acting capacity) specified in Column B subject to the conditions (if any) specified in Column C.

DELEGATION TABLE

COLUMN A Function or Power	COLUMN B Officers	COLUMN C Conditions
Section 43 Minor amendment of permit	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 48A Enforcement of observance of planning schemes	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 51 Permits	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 53(5A) Permit lapses	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 54 Additional information - permits	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 55 Correction of mistakes in permit	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 56 Minor amendments of permits issued	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 57(2) Applications for discretionary permits – refusal to grant	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 57(3) Applications for discretionary permits - notice	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 57(5) Applications for discretionary permits – representations	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 57(6) Applications for discretionary permits – timeframe to grant or refuse	<ul style="list-style-type: none"> • General Manager 	<p>Only in those cases where:</p> <ul style="list-style-type: none"> • No representations have been received in respect of the relevant application; or • Council is for any reason unable to determine the application within the period of time prescribed by s.57(6)(b) of the <i>Land Use Planning and Approvals Act 1993</i>.

COLUMN A Function or Power	COLUMN B Officers	COLUMN C Conditions
Section 57(6A) Applications for discretionary permits – extension of timeframe	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 57A Mediation	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 58 Application of other permits	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 59(7) Decision on application for permit under s.57 & s.58	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 61 Appeals against planning decisions	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 63 Obstruction of sealed schemes	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 63A Enforcing compliance with planning schemes	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 63B(3) Notice of suspected contravention	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 65G Cancellation of permits	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 71 Planning authority may enter into agreements	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 74(3) Ending of agreement	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 75 Amendment of agreements	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 76 Agreement to be lodged with Commission	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 78 Registration of agreements	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 80 Application to Appeal Tribunal	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil

3.5 BUILDING ACT 2016

Pursuant to s.8(3) of the *Building Act 2016*, Council hereby delegates those functions and powers in the *Building Act 2016* specified in Column A of the delegation table below to the persons, and Officers who hold the positions (in either a permanent or acting capacity), specified in Column B subject to the conditions (if any) specified in Column C.

COLUMN A Function or Power	COLUMN B Persons & Officers	COLUMN C Conditions
Section 265(3) & (4) Failure to comply with emergency, building or plumbing order	<ul style="list-style-type: none"> • General Manager • Works & Services Manager • Permit authority duly appointed for the municipal area of West Tamar • Permit Authority duly appointed for the municipal area of Flinders 	<ul style="list-style-type: none"> • Nil
Section 266 Possession of building	<ul style="list-style-type: none"> • General Manager • Works & Services Manager • Development Services Coordinator • Permit authority duly appointed for the municipal area of West Tamar • Permit Authority duly appointed for the municipal area of Flinders 	<ul style="list-style-type: none"> • Nil
Section 267(1) & (2) Demolition order – serving an order	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator • Permit authority duly appointed for the municipal area of West Tamar • Permit Authority duly appointed for the municipal area of Flinders 	<ul style="list-style-type: none"> • Nil
Section 267(3) Demolition order – demolition	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 269 Recovery of performance costs	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 271(1) Sale of demolished buildings and materials	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 271(2) Powers granted to purchaser	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Section 271(6) balance of any proceeds of the sale	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil

3.6 BUILDING REGULATIONS 2016

Pursuant to s.8(3) of the *Building Act 2016**, Council hereby delegates those functions and powers in the *Building Regulations 2016* specified in Column A of the delegation table below to the persons, and Officers who hold the positions (in either a permanent or acting capacity), specified in Column B subject to the conditions (if any) specified in Column C.

COLUMN A Function or Power	COLUMN B Persons & Officers	COLUMN C Conditions
Regulation 43(1) Plumbing work involving network utility operator's stormwater drainage systems	<ul style="list-style-type: none"> • General Manager • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Regulation 43(3) Correction of plumbing work involving network utility operator's stormwater drainage systems	<ul style="list-style-type: none"> • General Manager • Works & Services Manager 	<ul style="list-style-type: none"> • Nil
Regulation 43(5)(a) Cost recovery	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil
Regulation 53 Riverine inundation	<ul style="list-style-type: none"> • General Manager • Works & Services Manager 	<ul style="list-style-type: none"> • Nil
Regulation 78(3) Building Maintenance requirements	<ul style="list-style-type: none"> • General Manager 	<ul style="list-style-type: none"> • Nil

*The *Acts Interpretation Act 1931*, s.5(2) confirms the use of s.8(3) of the *Building Act 2016* to delegate powers contained in the *Building Regulations 2016*.

3.7 PUBLIC HEALTH ACT 1997

Pursuant to s.22(1) of the Act, Council hereby delegates the functions and powers in the *Public Health Act 1997* specified in Column A of the delegation table below to the General Manager subject to the conditions (if any) specified in Column B.

Pursuant to s.64(1)(b) of the Act, Council hereby authorises the General Manager to delegate the functions and powers set out in Column A of the delegation table below to the Officers who hold the positions (in either a permanent or acting capacity) specified in Column C, subject to the additional conditions (if any) specified in Column D.

DELEGATION TABLE

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
All of Council's powers and functions in the <i>Public Health Act 1997</i> save and except for the powers and functions contained in s.185(1) (Council fees)	<ul style="list-style-type: none"> Where the power in s.87 (Closure order) is exercised, a report of same must be delivered at the next ordinary meeting of Council following the issue of the relevant closure order. 	<ul style="list-style-type: none"> Environmental Health Officer 	<ul style="list-style-type: none"> Nil

3.8 FOOD ACT 2003

Pursuant to s.22(1) of the Act, Council hereby delegates the functions and powers in the *Food Act 2003* specified in Column A of the delegation table below to the General Manager subject to the conditions (if any) specified in Column B.

Pursuant to s.64(1)(b) of the Act, Council hereby authorises the General Manager to delegate the functions and powers set out in Column A of the delegation table below to the Officers who hold the positions (in either a permanent or acting capacity) specified in Column C, subject to the additional conditions (if any) specified in Column D.

DELEGATION TABLE

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
All of Council's powers and functions in the <i>Food Act 2003</i>	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Environmental Health Officer 	<ul style="list-style-type: none"> • Nil

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3.9 ENVIRONMENTAL MANAGEMENT AND POLLUTION CONTROL ACT 1994

Pursuant to s.22(1) of the Act, Council hereby delegates the functions and powers in the *Environmental Management and Pollution Control Act 1994* specified in Column A of the delegation table below to the General Manager subject to the conditions (if any) specified in Column B.

Pursuant to s.64(1)(b) of the Act, Council hereby authorises the General Manager to delegate the functions and powers set out in Column A of the delegation table below to the Officers who hold the positions (in either a permanent or acting capacity) specified in Column C, subject to the additional conditions (if any) specified in Column D.

DELEGATION TABLE

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
All of Council's powers and functions in the <i>Environmental Management and Pollution Control Act 1994</i>	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Environmental Health Officer • Works & Services Manager 	<ul style="list-style-type: none"> • Nil

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3.10 ROADS AND JETTIES ACT 1935

Pursuant to s.22(1) of the Act, Council hereby delegates the functions and powers in the *Roads and Jetties Act 1935* specified in Column A of the delegation table below to the General Manager subject to the conditions (if any) specified in Column B.

Pursuant to s.64(1)(b) of the Act, Council hereby authorises the General Manager to delegate the functions and powers set out in Column A of the delegation table below to the Officers who hold the positions (in either a permanent or acting capacity) specified in Column C, subject to the additional conditions (if any) specified in Column D.

DELEGATION TABLE

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
All of Council's powers and functions in the <i>Roads and Jetties Act 1935</i>	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Works & Services Manager 	<ul style="list-style-type: none"> • Nil

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3.11 STRATA TITLES ACT 1998

Pursuant to s.22(1) of the Act, Council hereby delegates the functions and powers in the *Strata Titles Act 1998* specified in Column A of the delegation table below to the General Manager subject to the conditions (if any) specified in Column B.

Pursuant to s.64(1)(b) of the Act, Council hereby authorises the General Manager to delegate the functions and powers set out in Column A of the delegation table below to the Officers who hold the positions (in either a permanent or acting capacity) specified in Column, subject to the additional conditions (if any) specified in Column D.

DELEGATION TABLE

COLUMN A Function or Power	COLUMN B Conditions	COLUMN C Officers	COLUMN D Additional Conditions
All of Council's powers and functions contained in the <i>Strata Titles Act 1998</i> save and except for the powers and functions contained in sections: <ul style="list-style-type: none"> • 31(3); • 37(1)(a); and • 37(1)(b). 	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Development Services Coordinator 	<ul style="list-style-type: none"> • Nil
Section 31(3) Issuing a certificate of approval	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Nil
Section 37(1) Approval of staged scheme in principle	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Nil 	<ul style="list-style-type: none"> • Nil

This instrument and the delegations made herein are hereby made and adopted by the Flinders Council by unanimous resolution passed at the ordinary meeting of the Flinders Council held on the 20th day of October 2020.

The Common Seal of the Flinders Council was hereto affixed with the authorisation of the Flinders Council by and in the presence of the following persons:

.....
Signature of Mayor

.....
Common Seal of the Flinders Council

.....
Signature of General Manager

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